

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board of County Commissioners of Sheridan County, Wyoming met at 9:00 a.m., November 20, 2007, at the Sheridan County Courthouse, Sheridan WY. Members present were Chairman Terry Cram, Commissioner Steve Maier and Commissioner Robert L. Rolston. Chairman Cram called the meeting to order and led everyone in the Pledge of Allegiance.

AGENDA

The Board approved the Agenda as published.

CONSENT AGENDA

The Board approved the Consent Agenda as read and authorized the Chairman to sign the required documents: (a) Minutes of a regular meeting on November 6, 2007; (b) affirm approval of a Supervised Public Display of Fireworks, November 10, 2007, at Big Horn High School for Bruce Burns; (c) a well monitoring access agreement with William H and Cynthia J. Phillips, owners of 17 Trapper Road, Story, to conduct ground water monitoring; (d) rental agreement with Joe Oleinik for temporary parking for construction at Law Enforcement Center; (e) Sheridan County Master License Agreement with Bighorn Gas Gathering, LLC, setting out obligations to cross county roads; (f) Sheridan County License Agreements 0714LA, 0715LA, 0716LA and 0717LA to Nance Petroleum Corporation to cross Lower Powder River Road at various locations for bored pipeline; (g) Sheridan County License Agreement 0718LA to Pennaco Energy to cross Badger Creek Road for a bored pipeline; (h) Two Better Living, LLC Assignments of Affordable Housing Agreement.

ROADIFER ZONING PERMIT

Ira and Peggy Roadifer, represented by attorney Mark Murphy, requested an administrative appeal of a Planning Office denial for a zoning permit to build a home on a lot not meeting the required 35 acre minimum. Mr. Murphy said this property was purchased from Brenda Foster, Mrs. Roadifer's sister, and they believed they were covered under the family exemption rule. Ms. Foster stated that it would be a hardship to divide her property again to sell the additional acreage to the Roadifer's. The Commissioners discussed the points of the matter and the discussions held with the Planning Office at the time. A motion to sustain County Planner Mark Reid's recommendation to deny failed for lack of positive vote. As a result, the Planning Office was directed to process the zoning permit.

SMITH VARIANCE V-07-010

Robin DeBolt, the County Land Development Coordinator, reported that Ben and Cecelia Smith are seeking a variance from the 35 acre minimum lot requirement to allow a second home for their son. The Smith's state that they were told by their realtor that they would not be able to subdivide, but that they could allow for a second home for their son and his family to live close by due to medical and financial reasons.

The Board voted to deny this request to allow a variance from the 35 acre minimum lot requirement. Ms. Smith has spoken with the County Planner on the possibility of an addition to the original home as an option for the family.

KOLTISKA QUARRY

Public Works Director Bruce Yates advised that Gary Koltiska has requested an adjustment of the conditions for this quarry accessed off Cat Creek Road, originally applied June 15, 2004. Mr. Koltiska requests that the operations time, Condition #4, be adjusted to remove the phrase "limited to daylight hours" and to include Saturday operations from 7 a.m. until 12 noon. He also requested that Condition #7, "that crushing and screening is allowed, except when the wind is strongly blowing from an easterly direction" be deleted. Mr. Yates recommended that a change to Condition #2 would be to remove "the applicant shall apply water daily, during hauling operations, to Cat Creek Road until upgrading of that road is complete, at that time magnesium chloride shall be applied to the haul road within 100 yards of any residence". Mr. Yates also recommended to delete Condition #4 regarding a 20 mph speed limit.

Commissioner Cram stated that the speed limit should be consistent with other quarries in the county. The Board approved the requested changes as well as those recommended by the County Engineer. The quarry permit shall now be governed by the following conditions: (a) the property shall be reclaimed to its original condition within one year from the time that quarry operations cease. An inspection of the site by the County to confirm that the property has been reclaimed to its original condition is required; (b) dust control on haul roads, stockpiles and work areas shall be required, as needed, in accordance with the requirements of the County Engineer and Section 23 of the Zoning Resolution; (c) this quarry permit shall be effective for five years from the date of its August 3, 2004 approval by the Board, with an annual review to approve each year's extension of time for operation. A complete application for renewal of quarry operations shall be required after five years; (d) operations shall be limited from 7:00 a.m. to 5:00 p.m., Monday through Friday, and from 7:00 a.m. to 12 Noon on Saturdays.

RED GRADE ROAD

Mr. Yates spoke to the safety concerns regarding closure of Red Grade Road (CR 26) for the winter season. Marcus York spoke about the history of grooming the road for snowmobiles. The Board directed Mr. Yates make the decision as to when to close the road to all vehicles except snow track vehicles and ATV's, which shall be when conditions warrant with appropriate signage and notification to the County Sheriff, public and the media.

MOBILE HOME PARK 2008 LICENSES

The Board approved the Mobile Home Park licenses for 2008 for the following Mobile Home Parks: Arvada Mobile Home Park, B-B Ranch, Bell Trailer Park, Country Park, Willow Park, McGillivray Mobile Home Park, Mitchell Court, Mobile Haven Trailer Court and Woodland Park Village.

MOU BETWEEN SHERIDAN COUNTY AND CITY OF SHERIDAN

The public hearing was opened at 11:05 a.m. regarding the jurisdictions for subdivisions within one mile of the city. The public hearing closed at 11:34 a.m. The topic was set on the Table for further review.

REVISED SUBDIVISION RESOLUTION

The public hearing was opened at 12:19 p.m. and closed at 12:30 p.m.. This item was set on the Table until further information regarding the Memorandum of Understanding between Sheridan County and the City of Sheridan was finalized.

FIRE SUPPRESSION ACCOUNT

Upon the recommendation of the Administrative Director, this topic was set on the Table.

SMITH CONTRACTING

The final Change Order (3) to the Smith Contracting, Inc contract for road improvements, in the amount of \$16,829, was approved. Mr. Yates said this would close out the bridge and culvert projects on Badger Creek, Lower Prairie Dog , Dutch Creek and Dow Prong Roads.

WASTE WATER FEASIBILITY STUDY

The Board approved the Cooperative Agreement between the Department of Environmental Quality and the Sheridan County Public Works Department for a term ending June 1, 2008, for a total project cost not to exceed \$66,667 with reimbursement to Sheridan County not to exceed \$40,000. The Board authorized Public Works Director Bruce Yates to execute the Agreement.

ADVANCED COMMUNICATIONS TECHNOLOGY

The Board approved an agreement with ACT for a new phone line system for the courthouse, contingent upon ACT accepting the County’s additions and changes as suggested by the Deputy County Attorney.

TEMPORARY FOOD SERVICE TO DETENTION CENTER

A Food Service Contract was approved between Sheridan County and the Volunteers of America to provide meals as specified, for a term November 26, 2007 until notice of termination is given by either party.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 12:20 p.m.

BOARD OF COUNTY COMMISSIONERS
Sheridan County, Wyoming

Attest:

Terry Cram, Chairman

Audrey Koltiska, County Clerk