

OFFICE OF THE COUNTY COMMISSIONERS
SHERIDAN COUNTY COURTHOUSE, 9:00 AM
JULY 5, 2005, SHERIDAN, WYOMING

The Board of County Commissioners of Sheridan County, Wyoming met at the time and place above-mentioned. Members present were Commissioner Ky Dixon and Commissioner Terry L. Cram; Chairman Lawrence A. Durante was absent. Acting Chairman Cram called the meeting to order and then led everyone in the Pledge of Allegiance.

MINUTES: The Minutes of June 21, 2005 were approved as written.

REPORTS: Having been approved by the Board, reports from the following County Officials for the month of June, 2005 were examined and ordered filed: Audrey Koltiska, County Clerk; Dave Hofmeier, County Sheriff; Pete Carroll, County Treasurer; Scott M. Hininger, University Extension; Paul Fall, County Assessor; Doris Kobold, Clerk of District Court.

CLAIMS APPROVED: The Board approved June claims against Sheridan County Airport as presented. These claims were listed in the minutes of June 21, 2005. The County Clerk was instructed to issue Airport warrants. Having all been approved on June 21, there were no vouchers presented for General County expenses. .

AGENDA: The Agenda was approved as presented.

ANNOUNCEMENTS: The Commissioners recognized four individuals by presenting them with Sheridan County Centennial belt buckles with thanks for their service. Larry Roos, Planning and Zoning Commission, Harry Schultz, Library Board of Trustees, Steve Kraft, Fair Board of Trustees, and Dr. Scott Nickerson, Sheridan Memorial Hospital Board.

Special Projects Coordinator Gary Meyer advised that twice recently County roads have been cut across by contractors without first obtaining permits to do so. The Commissioners said they would not continue to be lenient in this matter, which creates unsafe traffic situations. County specifications also need to be followed to properly repair the road. Commissioner Dixon announced that the County had received a State Impact Grant of \$1.5 million to construct bridges, install culverts and repair impacted roads. The work will start this year.

COMMENTS FROM THE PUBLIC: None at this time, however, later in the meeting Bob Marosok rose with a question regarding the use of his land. The Board said they would follow up on his question.

PUBLIC HEARING: FREE CLINIC OF SHERIDAN: Commissioner Cram advised that the Board had previously approved the grant application for the Free Clinic on April 19, but asked that the format be revised. This public hearing opened at 9:15 a.m. to consider the revised application. Ngan Lam, Director of the Free Clinic, was present to answer questions, saying she had consulted with Dave Spencer of the Wyoming Business Council for its preparation. The application is to obtain a \$25,000 Economic Development Planning Only grant through the Community Development Block Grant program. The funding would assist planning, marketing and feasibility studies to enhance the operation of the Clinic, which is a not-for-profit organization. She said the patient load has increased to 10-17 and they now have two doctors on staff. No one else spoke to this issue. The public hearing was closed at 9:20 a.m. The Board approved Resolution 05-07-020, authorizing submission of the revised grant application to the Wyoming Business Council.

RESOLUTION 05-07-020

A Resolution Authorizing Submission Of An Economic Development Planning Only Grant Application To The Wyoming Business Council On Behalf Of The Free Clinic Of Sheridan County For The Purpose Of Planning For The Implementation Of Strategic Planning, Marketing, And Feasibility Studies.

Witness

WHEREAS, The Free Clinic of Sheridan County desires to participate in the Economic Development Block Grant Program to assist in financing this project; and

WHEREAS, The Free Clinic of Sheridan County recognizes the need for planning, marketing and feasibility studies; and

WHEREAS, the Economic Development Planning Only Grant program requires that certain criteria be met, as described in the Wyoming Business Council Rules and Regulations that govern the program; and to the best of our knowledge this application meets those criteria; and

WHEREAS, The Free Clinic of Sheridan County plans to match the requested Economic Development Planning Only Grant with its own funds; the funds are available and have been set aside in the amount of \$25,000 for the project.

WHEREAS, The Board of County Commissioners initially voted its approval of support on April 19, 2005, asking only for a clarification of format.

NOW, THEREFORE, BE IT RESOLVED that the Sheridan County Board of County Commissioners authorizes a grant application, in the amount of \$25,000, to be filed by August 1 on behalf of The Free Clinic of Sheridan County to the Wyoming Business Council for its consideration, to assist with the cost of a consultant to analyze the scope of services and identify the service area of the Clinic; developing an operational business plan.

APPROVED AND ADOPTED THIS fifth day of July, 2005.

BOARD OF COUNTY COMMISSIONERS

ATTEST:

Sheridan County, Wyoming

/s/Audrey Koltiska, County Clerk

/s/Lawrence A. Durante, Chairman Absent

/s/Ky Dixon, Commissioner. Yes

/s/Terry L. Cram, Commissioner Yes

SHERIDAN COUNTY AIRPORT: The Board awarded a bid for sealing and striping Runway 14-32 and the re-striping of Runway 5-23 to Maxwell Asphalt, Inc. of North Salt Lake, Utah, in the amount of \$100,259.60. Project is financed 80% by the State Aeronautics Division and 20% by budgeted Airport funds.

LAW ENFORCEMENT CENTER: County Attorney Matt Redle advised that the amendment to the agreement between the County and City would equalize cost sharing for operation of the Detention Center. The amendment includes a formula to determine the relative value of services provided by the City for communication services and the County for detention services. The formula assigns a percentage to the costs for the coming year based on the previous year. Reconciliation would be done at the end of each fiscal year and it is expected that the City will need to reimburse the County for expenses incurred this last fiscal year. The Board approved the Amendment to the Law Enforcement Center Agreement, entered into on February 20, 2001. All other provisions of the original agreement remain in full force and effect.

SHERIDAN MEMORIAL HOSPITAL: Matt Redle advised that Sheridan Memorial Hospital is proposing that the Medical Arts facility, currently under construction, be organized as a cooperative providing space for medical professionals, for which they would have an interest in the property. The Walsh deed has been reviewed and this proposal does not violate the reverter clause in the deed. The County will maintain an ownership interest greater than 50%. The Board approved Resolution 05-07-018, which acts as the County's consent to Memorial Hospital and its Board to move forward with preparing the necessary documents to establish the cooperative use of the Medical Arts facility.

RESOLUTION 05-07-018
MEDICAL ARTS FACILITY

WHEREAS, the Memorial Hospital of Sheridan County, and interested healthcare providers agree that the citizens of Sheridan County, Wyoming would benefit from their mutual participation in a Medical Arts Facility; and

WHEREAS, Wyoming Statutes §§ 18-3-301 grants Sheridan Memorial Hospital the authority to engage in shared services and other cooperative ventures for the delivery of health care services with the approval and consent of the Board of County Commissioners for Sheridan County.

NOW, THEREFORE, the Board of Sheridan County Commissioners RESOLVES that:

1. The development of the Medical Arts Facility as a cooperative venture between Sheridan County, Sheridan Memorial Hospital, and interested health care providers would promote greater access and more efficient health care for County residents.
2. The Board of County Commissioners for Sheridan County hereby approves of, and consents to, this cooperative venture.
3. The Board of County Commissioners for Sheridan County shall enter into such agreements, conveyances, and other documents as are necessary and convenient to the establishment of this cooperative venture.
4. This Resolution supersedes all previous resolutions in conflict herewith.
5. If a court finds any section or part of a section of this Resolution unconstitutional or otherwise invalid, the remaining sections shall remain in full effect.
6. This Resolution shall be effective immediately upon its adoption in accordance with law.

ADOPTED this fifth day of July, 2005.

ATTEST:

/s/Audrey Koltiska, County Clerk

BOARD OF COUNTY COMMISSIONERS

Sheridan County, Wyoming

Larry A. Durante, Chairman Absent

/s/Ky Dixon, Commissioner Yes

/s/Terry Cram, Commissioner Yes

FIRE PROTECTION: The Board approved the annual renewal of the Emergency Fire Suppression Account and authorized payment of one-half of the premium, in the amount of \$5,947.86. The Sheridan County Fire Board funds the other half and pays the premium to the State Forestry Division.

S-05-004; BOX CROSS ESTATES SUBDIVISION, NOW CROSS CREEK ESTATES

SUBDIVISION: County Planner Ray Pacheco advised the Board that the Planning and Zoning Commission had recommended approval of June and Larry Warren to subdivide 42.09 acres, zoned Rural Residential, to create 21 lots. He said that each lot would be tested to determine whether it would require a standard or above-ground septic system. Larry Warren's attorney

stated that the name of this subdivision has been changed to Cross Creek Estates Subdivision. The Board approved the subdivision, to be known as Cross Creek Estates, with the condition that all lots shall be required to have a building permit with inspection of all homes and structures placed on each lot.

S-05-002; POWDER HORN RANCH PUD, PHASE 5-A: Ray Pacheco advised that this application is a replat of Phase 5, which was approved in December 1999. This replat of 12.7 acres, zoned Rural Residential, would create eight larger lots than the lots previously platted. The conditions of the Master plan apply to this and all phases of the Planned Unit Development. Upon the recommendation of the Planning and Zoning Commission, the Board approved Phase 5-A of the Powder Horn Ranch PUD.

S-05-003; CATRON MINOR SUBDIVISION: Ray Pacheco advised that this application was to subdivide 11.32 acres, zoned Rural Residential, to create three lots with access off Upper Road. Only one lot is not developed. The plat includes "no build--view easements" to preserve viewsheds for these lots. Regarding a question about fences not being on property lines, the Board stated that such discrepancies are a civil matter. Edward Schunk said he believed the Board has authority to rule and noted that a neighbor, Fred Lindemann, has asked that the subdivision be tabled until a misunderstanding of the property line between the parties could be corrected and the fence moved to the actual property boundary. Margaret Catron said she has offered to pay half of the cost to move the fence. The Board approved the Catron Minor Subdivision.

LAW ENFORCEMENT CENTER: The Board approved Change Order #16 to the Ormond Builders, Inc. contract authorizing additional materials for support of rooftop units, sump pump manhole, revised ceilings, duct and fire damper, and a change in the installation of security mesh in the outdoor exercise room. The last item contributed to an overall deduction to the contract of \$10,742.

CAT CREEK ROAD: The Board approved right-of-way license 05-38 to Big Horn Gas Gathering to cross Cat Creek Road to bore a gas line.

SHERIDAN TAXPAYER ASSISTANCE CENTER: The Board approved Resolution 05-07-019, supporting an effort to prevent the closure of the Sheridan Taxpayer Assistance Center which is scheduled for September 30, 2005. The County will send the resolution to the IRS Commissioner and the Wyoming Congressional delegation asking for their assistance. Mayor Kinksey is also supporting this effort and will sign the resolution.

A RESOLUTION TO ACKNOWLEDGE THE CONTRIBUTIONS OF THE TAXPAYER ASSISTANCE CENTER TO THE CITIZENS OF SHERIDAN COUNTY, COUNTY
RESOLUTION 05-07-019

WITNESS

WHEREAS, the Internal Revenue Service (IRS) has improved customer service to taxpayers of Sheridan County over the past six years; and

WHEREAS, IRS Taxpayer Assistance Centers are the taxpayer's front line source for personal, face-to-face tax assistance, conveniently located in the local community; and

WHEREAS, taxpayers who have complex issues, a need to resolve a tax problem, or are more comfortable talking with someone in person, can visit a local taxpayer assistance center employee; and

WHEREAS, IRS representatives in these offices help taxpayers with inquiries or adjustments to tax accounts, payment plans for those who owe tax and cannot pay the full amount, questions about IRS letters and notices, and levies on wages or bank accounts; and

WHEREAS, the internal revenue code continues to increase in complexity; and

WHEREAS, IRS representatives in the taxpayer assistance centers served 7.7 million taxpayers nationwide last year; and

WHEREAS, the IRS plans to close sixty-eight taxpayer assistance centers nationwide, affecting 434 IRS employees and millions of taxpayers; and

WHEREAS, the Sheridan taxpayer assistance center, scheduled to close by September 30, 2005, will negatively impact our community by eliminating a vital federal service where the taxpayers of Sheridan county, Wyoming can go to have their complex tax questions answered; and

WHEREAS, Sheridan county has a significant senior population; and

WHEREAS, seniors, low-income taxpayers and taxpayers for whom English is a second language will disproportionately suffer due to these closings because they disproportionately rely on the taxpayer assistance center for tax help, and it is unlikely they have the means to use alternative methods such as the internet and complicated phone automation systems.

Now, therefore, be it further resolved, that the city of Sheridan and county of Sheridan acknowledge the significant contributions made by the employees of the taxpayer assistance center to our local community and strongly oppose any attempts by the internal revenue service to close the Sheridan taxpayer assistance center, located at 1949 Sugarland drive in Sheridan, Wyoming, which has proven to be invaluable to our citizens.

Approved and adopted this fifth day of July, 2005.

ATTEST:	BOARD OF COUNTY COMMISSIONERS
Audrey Koltiska, County Clerk	Sheridan County, Wyoming
	Commissioner Terry Cram, Acting Chairman
ATTEST:	CITY OF SHERIDAN, WYOMING
Art Elkins, City Clerk	Dave Kinskey, Mayor

COUNTY ASSESSOR OFFICE: Upon consideration of the Memorandum of Understanding with the Department of Revenue concerning administration of the Computer Assisted Mass Appraisal (CAMA) project, the Board set this item aside to receive input from the Assessor, and then elected to set this item on the Table to receive assurances regarding the severability clause. This item will again be considered at the July 19 meeting.

SEARCH AND RESCUE OFFICE: The Board approved amending the Forest Reserve fund allocation to Search and Rescue, previously made on June 21, 2005, from \$15,300 to \$16,016, an increase of \$760. This change is due to the requirement that 15% of Forest Reserve funds received must be allocated to Title III projects.

ADJOURNMENT: There being no further business to come before the Board, the meeting was adjourned at 11:10 a.m.

ATTEST:	BOARD OF COUNTY COMMISSIONERS
	Sheridan County, Wyoming

Audrey Koltiska, County Clerk

Lawrence A. Durante, Chairman