

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m., March 15, 2011, in regular session at the County Courthouse, Sheridan, Wyoming. Chairman Tom Ringley called the meeting to order and led everyone in the Pledge of Allegiance. Members present were Commissioners Steve Maier, Mike Nickel, Tom Ringley, and Bob Rolston. Commissioner Terry Cram was absent.

CONSENT AGENDA

There being no public comment on the Consent Agenda as read, Commissioner Rolston moved to approve the Consent Agenda and authorized the Chairman to sign documents as required. Commissioner Maier seconded the motion and all Commissioners voted in favor.

- a. Minutes of Regular Session, March 1, 2011;
- b. Affirm Letter of Support to WYDOT for East 5th Street Corridor Plan;
- c. Sheridan County License Agreement 1101LA to Range Telephone to cross County Road #84, Wildcat Road, to install copper telecomm cable;
- d. Partial Release of Mortgage to Woodland Park LLC for Lot 22, Block 5, Woodland Park Subdivision – Phase One.

AGENDA

Commissioner Rolston made a motion to approve the agenda as published. Commissioner Nickel seconded the motion and all Commissioners voted in favor.

ANNOUNCEMENTS

Chairman Ringley announced Commission support for Safe Kids Day Fair, planned May 14 from 9:30 a.m. to 3:00 p.m. at the YMCA and Whitney Commons Park. Chairman Ringley presented a check in the amount of \$1000.00 to Teddy Araas, Executive Director for the Wellness Council of Sheridan County, Inc.

PUBLIC COMMENTS

There were no public comments made.

OLD ARVADA SCHOOL

The Board heard a request from John Baule, Superintendent of Sheridan County School District #3, asking the Board to take ownership of the Old Arvada School in Arvada. Bob Moore spoke on behalf of the Powder River Community Center supporting this request being made by the School District. Chairman Ringley asked for further documentation from both parties and stated the Board would take this matter under advisement.

WILDLAND FIRE AGREEMENT

Following a report from Bill Biastoch, County Fire Warden, Commissioner Maier made a motion to approve and authorize the Chairman to sign the 2011 Wildland Fire Management Annual Operating Plan to outline details of implementing the Wyoming Interagency Fire Management Agreement. Commissioner Nickel seconded the motion and all Commissioners voted in favor.

RESOLUTION #11-03-006 HRRRP GRANT APPLICATION, HERSEY ROAD (CR 49)

Following a staff report from Ken Muller, County Engineer, Commissioner Rolston made a motion to approve and authorize the Chairman to sign Resolution #11-03-006 authorizing submission of a High Risk Rural Road Program Grant Application to the Wyoming Department of Transportation for

Safety Upgrades to Hersey Road, County Road #49. Grant funding is 90.49% federal funds with 9.51% local match. Commissioner Maier seconded the motion and all Commissioners voted in favor.

WAIVER FROM CONDITIONS Q-10-004: SHEELEY RANCH COLUMBUS CREEK QUARRY

Chairman Ringley opened a public hearing at 9:25 a.m. to Consider a Proposal for Waiver from conditions for Quarry Operation Q-10-004: Sheeley Ranch Columbus Creek Quarry. Robin DeBolt, Land Development Coordinator presented her staff report; Kim Cannon spoke against the waiver on behalf of Mischa Hausserman, Roger Roebing, and Jerry Nash. Bruce and Ryan Sheeley spoke in favor of the waiver. Chairman Ringley closed the public hearing at 9:40 a.m. Commissioner Rolston made a motion as follows: "Finding that a waiver would relieve or prevent hardship, I move to approve the Waiver Request for Item Q-10-004: Sheeley Ranch Columbus Creek Quarry conditions #7 and #8 to permit crushing and screening through April 30, 2011, and hours of operation: Monday – Friday 6:00 a.m. to 7:00 p.m. and Saturdays as necessary through April 30, 2011." There was no second made and the motion failed. Commissioner Maier made a motion as follows: "Finding that a waiver would relieve or prevent hardship for the applicant, I move to approve the Waiver Request for Item Q-10-004: Sheeley Ranch Columbus Creek Quarry condition #8 to permit crushing and screening through April 30, 2011." Commissioner Rolston seconded the motion and all Commissioners voted in favor.

RESOLUTION #11-03-007 AFFORDABLE HOUSING

Following a staff report from Renee' Obermueller, Administrative Director, Commissioner Maier made a motion to approve and authorize the Chairman to sign Resolution #11-03-007 authorizing approval and distribution of Affordable Housing funds in the amount of \$278,000.00. Commissioner Rolston seconded the motion and all Commissioners voted in favor.

RESOLUTION 11-03-007

RESOLUTION AUTHORIZING THE SHERIDAN COUNTY TREASURER TO DISBURSE FUNDS FROM THE BANK ACCOUNT ESTABLISHED FOR THE PURPOSE OF THE SHERIDAN COUNTY AFFORDABLE HOUSING PROGRAM

WITNESSETH

WHEREAS, the Governing Body of the County of Sheridan and at least seventy percent (70%) of the incorporated population within Sheridan County, reached agreement on September 28, 2006 and resolved by resolution 06-09-026 to participate in the MINERAL IMPACT ACCOUNT GRANTS – COUNTYWIDE CONSENSUS LIST AWARDS program to assist in financing infrastructure for affordable housing projects; and

WHEREAS, the Governing Body of the County of Sheridan and at least seventy percent (70%) of the incorporated population within Sheridan County, reached agreement on July 15, 2008 and resolved by resolution 08-07-029 to authorize the Sheridan County Treasurer to open and administer a bank account for the purpose of the Sheridan County Affordable Housing program; and

WHEREAS, under the terms of resolution 08-07-029, funds received in satisfaction of the liens, or funds forfeited by the developer or qualified buyer from market sales or failure to substantially perform shall be deposited in the affordable housing fund to be used for the purpose of reallocation such funds to further develop affordable housing within the county; and

WHEREAS, use of said funds will be for infrastructure owned by the Governing Body of the County of Sheridan or the incorporated Municipalities within Sheridan County and/or for affordable housing opportunities within the County of Sheridan and the incorporated Municipalities with Sheridan County; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY OF SHERIDAN, WYOMING, and at least seventy percent (70%) of the incorporated population within Sheridan County, have reached agreement to disburse funds in the following manner:

- a) Distribution:
 - 1) \$200,000 to the Woodland Park Subdivision;
 - 2) \$ 40,000 to Sheridan Housing Action Committee (SHAC);
 - 3) \$ 38,000 to Habitat for Humanity;
- b) Use of said funds by each shall be in the manner displayed in exhibit A.

BE IT FURTHER RESOLVED, that Tom Ringley, Chairman of the Board of County Commissioners for the County of Sheridan, Wyoming is hereby designated as the authorized representative to act on behalf of the Governing Body of Sheridan County, and the incorporated municipalities within Sheridan County, on all matters relating to this interest bearing bank account and the distribution of funds thereof.

PASSED, APPROVED AND ADOPTED THIS 15th day of March, 2011.

BOARD OF COUNTY COMMISSIONERS
Sheridan County, Wyoming
/s/Tom Ringley, Chairman

Attest:
/s/Eda S. Thompson, County Clerk

CONTINGENCY FUNDS – GREEN HOUSE LIVING

Following a staff report from Renee' Obermueller, Administrative Director, Commissioner Maier made a motion to approve allocation of \$250,000.00 from prior year Contingency Fund of the 1% Optional Sales Tax Collection to the Green House Living Project. Commissioner Nickel seconded the motion and all Commissioners voted in favor.

AMENDMENT TO PILCH ENGINEERING CONTRACT

Following a staff report from Ken Muller, County Engineer, Commissioner Nickel made a motion to approve and authorize the Chairman to sign an Amendment to the Engineering Services Contract with Pilch Engineering in the amount of \$1500.00 for the proposed Story Septic Regulations. Commissioner Rolston seconded the motion and all Commissioners voted in favor.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:56 a.m.

BOARD OF COUNTY COMMISSIONERS
Sheridan County, Wyoming

Attest:

Tom Ringley, Chairman

Eda S. Thompson, County Clerk