

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m. August 2, 2011, in regular session at Sheridan County Courthouse, Sheridan, Wyoming. Chairman Tom Ringley called the meeting to order and led everyone in the Pledge of Allegiance. Members present were Commissioners Terry Cram, Steve Maier, Mike Nickel, Tom Ringley, and Bob Rolston.

CONSENT AGENDA

Commissioner Rolston made a motion to add item (l.) to the published consent agenda, Commissioner Maier seconded the motion and all Commissioners voted in favor, motion passed.

- a. Minutes from Special Session, July 18, 2011;
- b. Minutes from Regular Session, July 19, 2011;
- c. Affirm Official Bond and Oath for Linda Lou Lofgren, Clerk, Town of Dayton, from August 1, 2011 to August 1, 2012;
- d. Affirm Official Bond and Oath for Vicki L. Cotton, Treasurer, Town of Dayton, from July 1, 2011 to July 1, 2012;
- e. Accept Quitclaim Deed from Sheridan County School District #3 to Sheridan County for Lots 7, 8, 9, 10, 11, 12 and 13, Block 2, Original Town of Arvada, Sheridan County, Wyoming (Old Arvada School);
- f. Ratify execution of Quitclaim Deed from Sheridan County to Powder River Community Center, Inc. for Lots 7, 8, 9, 10, 11, 12 and 13, Block 2, Original Town of Arvada, Sheridan County, Wyoming (Old Arvada School);
- g. Action on Planning Item R-10-001: Prairie Hills Rezone, a request to rezone 96.47 acres from Urban Residential to Industrial 2, which was postponed from January 18, 2011 until August 2, 2011 will be postponed until the 5<sup>th</sup> Street Corridor Study has been completed;
- h. Affirm Findings of Fact Conclusions of Law for CU-11-007: Washut Professional Grade Fireworks Storage CUP; Q-11-002: Padlock Wagner Draw Quarry; and V-11-001: Lewis & Shober Lot Size Variance;
- i. Affirm letter of support to Antelope Butte Foundation;
- j. General Airport Vouchers for July;
- k. General County Vouchers for July;

**JULY 2011**

**INTERIM MID-MONTH WARRANTS**

<b>VENDOR</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>
ACT INC	\$3,565.63	PHONE SVC
AMERICAN FAMILY LIFE INS	\$1,372.18	PREMIUM
AT&T MOBILITY	\$33.80	CELL PHONE SERVICE
BIG HORN CNTY ELECTRIC CO-OP	\$20.00	UTILITIES
BRESNAN COMMUNICATIONS	\$73.31	CABLE TV
CATERPILLAR FIN SERVICES CORP	\$1,126.57	SERVICE CHG
CHARLES W BASSETT	\$4,691.84	LEASE PMTS
CHILD SUPPORT	\$1,615.00	GARNISHMENTS
CIT-CO FEDERAL CREDIT UNION	\$4,141.60	TRANSFERS
CITY OF SHERIDAN	\$584.67	UTILITIES
DE LAGE LANDEN PUBLIC FINANCE LLC	\$20,358.40	LEASE PMT
DELTA DENTAL	\$8,218.20	PREMIUM
DEPT OF ADMINISTRATION & INFO	\$261.82	CLAIM
DEX MEDIA WEST	\$29.20	ADVERTISING
EBMS	\$1,835.01	FLEX PLAN
HOME DEPOT	\$55.72	PLANTS
ICMA RETIREMENT TRUST	\$4,504.08	JULY
JURY WARRANTS	\$2,403.20	JURY DUTY
KWN CONSTRUCTION	\$59,260.05	CRTHSE HVAC UPGRADES
LAKE DESMET COUNTIES COALITION	\$99,830.75	ANNUAL CONTRIBUTION
LATITUDES TRAVEL	\$2,128.80	AIRFARE
MONTANA DAKOTA UTILITIES	\$7,957.27	UTILITIES
NCPERS GROUP LIFE INS	\$432.00	PRUDENTIAL LIFE
ORCHARD TRUST	\$4,516.52	WYO DEFERRED COMPENSATION
PAETEC	\$29.50	PHONE SVC

PITNEY BOWES	\$1,003.09	POSTAGE, RENTAL
POWDER RIVER ENERGY CORP	\$47.11	UTILITIES
QUIK SAK	\$914.85	FUEL
QWEST	\$4,580.75	PHONE SVC
RANGE TELEPHONE	\$308.26	PHONE SVC
ROCKY MOUNTAIN AMBULANCE LLC	\$100,000.00	FUNDING
SHERIDAN AREA WATER SUPPLY	\$463.50	WATER
SHERIDAN CHAMBER OF COMMERCE	\$102.50	CHAMBER BUCKS
SHERIDAN CNTY TREAS HEALTH INS	\$147,518.99	HEALTH INS/FLEX PLAN FEE
SHERIDAN CNTY TREAS PAYROLL TAX	\$122,478.70	941
SWANSON SERVICES CORP	\$1,084.42	COMMISSARY ORDERS
TOWN OF CLEARMONT	\$64.00	UTILITIES
UNITED LIFE INSURANCE	\$1,451.48	JULY
US BANK CORPORATE REAL ESTATE	\$800.00	RENT
VERIZON WIRELESS	\$1,688.90	CELL PHONE SVC
WALMART COMMUNITY	\$416.85	SUPPLIES
WRIGHT EXPRESS	\$10,423.97	FUEL
WYO RETIREMENT SYSTEM	\$74,486.05	JULY
WYO WORKERS COMPENSATION	\$8,039.30	JULY
WYOMING STATE FORESTRY	\$15,000.54	PREMIUM EMERGENCY FIRE SUPPRESSION
<b>TOTAL MID-MONTH INTERIM WARRANTS PAID</b>	<b>\$719,918.38</b>	

#### GENERAL COUNTY WARRANTS

VENDOR	AMOUNT	DESCRIPTION
A PLUS PLUMBERS	\$70.00	TEST
ABC SIGNS	\$25.00	LETTERING
ADDCO OFFICE SYSTEMS	\$235.80	CARTRIDGE
AMERI-CAN ENGINEERING	\$27,238.68	SHOWER/RESTROOM COMBO TRLR
AMERICAN PLANNING ASSOC	\$390.00	MEMBERSHIP
A-PLUS SERVICES	\$12,160.00	TOWING, HAULING
ASSOCIATED CONST ENGINEERING	\$4,235.00	CRTHSE HVAC UPGRADE
ATKINSON, ANNA	\$379.95	MILEAGE
ATTORNEYS AT LAW OF WYO	\$63.75	LEGAL
BDU.COM	\$78.97	PANTS
BIG HORN WATER WAGON	\$10,035.00	TRUCKING
BOBS PEST CONTROL	\$70.00	SERVICE
C & K EQUIPMENT	\$96.57	BATTERY
CAPTAIN CLEAN	\$184.38	CLEAN CARPET
CARR, THOMAS	\$1,000.00	LEASE PMT
CASPER STAR-TRIBUNE	\$228.80	SUBSCRIPTION
CATERING FOR A CAUSE	\$237.50	MEALS
CBM FOOD SERVICE	\$30,575.62	INMATE MEALS
CDS EXCAVATION	\$610.00	TREE REMOVAL
CHAMPION FERRIES FUNERAL HOME	\$2,295.00	SERVICES
CITY LANDFILL	\$5.00	SERVICE FEE
CITY OF SHERIDAN	\$2,603.01	GOOSE CRK FLD NOTIF. NETWK PLAN
COLLINS COMMUNICATIONS	\$7,160.33	INTERNET, INSTALLATION, REPAIR
COMMUNICATION TECHNOLOGIES	\$1,427.00	INSTALLATION
COMPUTER SOFTWARE ASSOC	\$40,957.00	SUPPORT, WEBHOST
COMTRONIX	\$732.00	MONITORING
CONNIES GLASS	\$1,513.57	REPAIRS
CORRECTIONAL HEALTHCARE MGMT	\$18,701.68	INMATE MEDICAL SVC
CROSS, YVONNE	\$41.00	NOTARY FEES
CULLIGAN OF SHERIDAN	\$126.00	WATER
CUNDIFF, SHELLEY	\$320.00	LEGAL
CUNNINGHAM, RON	\$25.00	RANGE TOUR
DCM CONSTRUCTION LLC	\$186,220.95	CONTRACT WORK, HAULING
DESERT MOUNTAIN CORP	\$236,050.75	ROAD SAVER
DIABETES SELF-MANAGEMENT PROGRAM	\$50.00	SPONSORSHIP
DOWNES, BRETT	\$148.00	MILEAGE
DRIVE TRAIN INDUSTRIES	\$108.93	PARTS
DUANES INC	\$134.82	REPAIR
DUTCH CREEK ENTERPRISES	\$15,002.50	WATER ROADS
EAST RIDGE TOWING	\$65.00	TOWING
ED HAMMER INC	\$4,055.77	REPAIRS, OIL CHNGS
ENTECH INC	\$6,743.61	ENGINEERING
FAMILY MEDICAL CENTER	\$70.00	INMATE MEDICAL
FARMERS CO-OP OIL	\$9,252.22	FUEL, SERVICES
FASTENAL	\$4,099.71	PARTS
FECK, SUSAN	\$38.25	MILEAGE
FLAIL-MASTER	\$1,941.00	PARTS

FLETCHER CONSTRUCTION	\$16,663.51	ROAD REPAIR
FRY CONSTRUCTION	\$17,969.00	CRTHSE 1ST FLOOR RENOV
GALLS	\$128.45	CLOTHING
GARY BRINK INC	\$79.00	REPAIR
GERI HARPER	\$3,867.38	COURT REPORTING
GREASE MONKEY	\$49.97	OIL CHNG
HEALY LAW FIRM	\$2,093.75	LEGAL
HENRY SCHEIN INC	\$542.57	SUPPLIES
HININGER, SCOTT	\$220.35	MILEAGE
HOSPITAL PHARMACY	\$48.80	EPINEPHRINE
INTERMOUNTAIN CONSTRUCTION	\$420.32	CRUSHED CONCRETE
INTERNATIONAL CODE COUNCIL	\$150.00	MEMBERSHIP
JACKSON ELECTRIC	\$3,810.00	ELECTRICAL
JACOBSON, TAMMY	\$184.00	RECORDS
JIFFY LUBE	\$175.94	OIL CHNGS
JLN NETWORKING	\$630.00	SPELLMAN MAINT
JOHNSON CO MEMORIAL HOSPITAL	\$1,557.96	INMATE MEDICAL
K B COMMERCIAL PRODUCTS	\$789.50	VACUUM, SUPPLIES
KANE FUNERAL HOME	\$246.50	KITS
KANE, PHILIP J III	\$500.00	CORONER
KBM&M INC BIG HORN SANITATION	\$240.50	PORT TLTS
KENNEDY, STEVE	\$19.23	MEALS
KIMMEL, KERRIE	\$975.00	DEP CORONER
KNECHT HOME CTR	\$108.91	SUPPLIES
LANNANS SUPPLY CO	\$143.55	SUPPLIES
LASC	\$30.00	COPIES
LATITUDE GEOGRAPHICS GROUP	\$3,700.00	GEOCORTEX MAINT
LAYA, GARY	\$295.84	RESTRM MAINT
LITTLE AMERICA	\$165.94	LODGING
LONABAUGH AND RIGGS	\$200.00	LEGAL
MARK'S PLUMBING PARTS	\$175.71	PARTS
MASTERCARD	\$3,258.61	JULY
MATTHEW BENDER & CO	\$675.75	LITERATURE
MEINEKE ECONOLUBE	\$46.58	OIL CHNG
MEMORIAL HOSPITAL	\$12,017.50	SHERIDAN CNTY WELLNESS, FXD COST PMT
MIKES ELECTRIC	\$123.25	ELECTRICAL
MODERN ELECTRIC CO	\$1,780.00	ELECTRICAL
MONTGOMERY TECHNOLOGY SYS	\$383.11	MIC
MOUNTAIN VIEW BUILDING	\$12,172.50	HAULING
MULLINAX	\$17,147.50	PASS CRK, TRUCKING
NAPA AUTO PARTS	\$303.32	PARTS
NATIONAL BUSINESS SYS	\$515.41	MVR POSTCARDS
NATIONAL SHERIFFS ASSOC	\$100.00	DUES
NEILL, BOB	\$140.00	LEGAL
NEVES UNIFORMS	\$674.89	SHIRTS
NMS LABS	\$193.00	TOXICOLOGY
NORCO	\$632.00	SUPPLIES
NO WY MENTAL HEALTH CTR	\$187.50	SCREENING
OFFICE OF STATE LANDS	\$19,747.32	LOAN PAYMENT
PACK & MAIL	\$6.75	SHIPPING
PAETEC	\$26.62	PHONE SERVICE
PB COMMUNICATIONS & STRATEGIC SOLUTIONS	\$1,424.57	STORY WORKSHOP, ONE CENT
PENNINGTON COUNTY SHERIFF	\$15.16	SUBPOENA
PLAINSMAN PRINTING	\$847.70	SUPPLIES
POWDER RIVER POWER	\$81.32	FITTINGS
PRESTFELDT SURVEYING	\$1,769.05	ROW TRANSFER
PTOLEMY DATA SYSTEMS	\$8,472.85	IT SVC, COMPUTER, SUP
PUBLIC DEFENDERS OFFICE	\$6,048.42	LEGAL
PUBLIC SAFETY CENTER	\$720.00	GLOVES
PUKASH, JOYCE	\$233.41	TRAVEL
QUARTERMASTER	\$75.97	SHIRTS
RADIO TIME BILLING	\$192.00	ADVERTISING
RAPID FIRE PROTECTION	\$460.00	INSPECTION
REDLE, MATTHEW	\$22.50	PARKING
ROCKY MTN OILFIELD WAREHOUSE	\$12,180.00	ANTENNA RENT
SAFARILAND LLC	\$895.00	TRAINING
SANOFI PASTEUR INC	\$552.36	VACCINES
SCHOENBACH, KATHIE	\$55.08	MILEAGE
SCHUTTE, VINCENT	\$2,032.00	LEGAL
SERVALL UNIFORM & LINEN SUP	\$34.80	TWLS

SESSIONS, KEVIN	\$575.00	DEP CORONER
SHERIDAN ACE HARDWARE	\$70.00	SUPPLIES
SHERIDAN CNTY AIRPORT	\$215,783.33	FUND CAP IMPRV BDGT, LEASE, FIXED COST
SHERIDAN CNTY CLERK OF DISTRICT COURT	\$33.27	POSTAGE
SHERIDAN CNTY EXTENSION	\$144.98	PETTY CASH
SHERIDAN CNTY FAIR ASSN	\$35,416.67	FIXED COST
SHERIDAN CNTY FULMER PUBLIC LIBRARY	\$93,333.33	FIXED COST
SHERIDAN CNTY IMPLEMENT	\$84.66	FLTR
SHERIDAN COMMERCIAL CO	\$572.79	SUPPLIES
SHERIDAN ELECTRONICS	\$83.87	CHARGER
SHERIDAN PRESS	\$1,717.70	ADVERTISING
SHERIDAN SEED CO	\$29.99	K9 FOOD
SHERIDAN WINNELSON	\$36.32	SUPPLIES
SHERWIN WILLIAMS	\$205.90	PAINT
SHIPTONS BIG R	\$138.59	SUPPLIES
SOURCE OFFICE PRODUCTS	\$796.46	SUPPLIES
SOUTH SHERIDAN MEDICAL CENTER	\$40.00	SCREENING
SPAHN, BOBBIE	\$487.40	MILEAGE, SUP
STAPLES ADVANTAGE	\$1,007.57	SUPPLIES
STEWART, JOSIE	\$24.48	MILEAGE
STRAHAN & ASSOCIATES	\$369.67	SCREENING, HLTH OFFICER
SUNLIGHT RANCH	\$2,904.00	MATERIAL
SYSCO FOOD SVC	\$497.13	SUPPLIES
TARVER, PETE	\$471.94	MATERIAL
TERRY, SUSAN	\$197.00	REIMBURSEMENT
THE BIG HORN MTN RADIO NETWORK	\$464.00	ADVERTISING
THE CENTER FOR BREASTFEEDING	\$740.00	TRAINING
THE COUNTRY BOUNTY	\$168.00	ADVERTISING
THE TROPHY CASE	\$6.75	NAMETAG
THOS Y PICKETT & CO	\$2,200.00	VALUATION CONTRACT
THYSSENKRUPP ELEVATOR	\$4,977.38	ELEV MAINT
TIRE-RAMA	\$179.60	REPAIRS
TONGUE RIVER HIGH SCHOOL	\$225.00	AD
TOP OFFICE PRODUCTS	\$13,104.24	COPY CHGS, PAPER, SUP
TRACKER SOFTWARE CORP	\$385.00	SUPPORT
TSP INC	\$2,751.30	ENGINEERING
ULTRAMAX AMMUNITION	\$227.00	AMMO
UNEMPLOYMENT TAX DIVISION	\$8,476.01	UI
VALLEY MOTOR LEASING	\$1,535.16	LEASE PMTS
VISTA WEST ENGINEERING	\$3,816.04	SWAIM ROAD
VOLUNTEERS OF AMERICA	\$50.00	SCREENINGS
WACO	\$220.00	REGISTRATIONS
WARM PROPERTY INSURANCE POOL	\$57,917.91	COVERAGE
WPCI	\$28.50	SCREENING
WALK, MARY	\$5.82	BULB
WALMART COMMUNITY	\$601.33	SUPPLIES
WAREHOUSE MARKET	\$672.89	SUPPLIES
WAY OIL CO	\$26,048.00	FUEL
WEST PAYMENT CENTER	\$2,985.37	LITERATURE
WILLIAMSON, WANDA	\$245.31	MILEAGE
WILLIS, KENTZ	\$122.21	REIMBURSEMENT
WYO DEPT OF HEALTH	\$120.00	TESTING
WYOMING ELECTRIC INC	\$276.00	ELECTRICAL
WYOMING LAW ENFORCEMENT ACADEMY	\$3,375.00	TRAINING
WYOMING MACHINERY COMPANY	\$12,179.57	REPAIR, PARTS
<b>GENERAL COUNTY WARRANTS</b>	<b>\$1,289,354.04</b>	

#### AIRPORT WARRANTS

VENDOR	AMOUNT	DESCRIPTION
ACE RADIATOR	\$28.80	REPAIR
ACT	\$71.02	PHONE SVC
ADVANCED COATING SYSTEMS	\$1,388.85	MATERIAL
AED EVERYWHERE	\$370.00	BATTERY
ANDERSON HTG & A/C	\$82.00	REPAIR
AT&T	\$50.38	CELL PHONE SVC
BINO'S WHOLESALE	\$135.04	VENDING
BRESNAN COMMUNICATIONS	\$277.39	PHONE SVC
CIRCLE S SANITATION	\$168.00	SANITATION
CITY OF SHERIDAN	\$1,246.97	UTILITIES
COMTRONIX	\$105.00	ALARM MONITORING
CONNIE'S GLASS	\$465.00	BUILDING MAINT

CED	\$85.84	LAMP
DOUGLAS PORTABLE TOILETS	\$99.00	PORT TLTS
FARMERS COOP OIL	\$2,739.50	CHEMICALS
HEARTLAND KUBOTA	\$197.07	PARTS
HOME DEPOT	\$979.16	SUPPLIES
INDUSTRIAL TOWEL	\$27.56	TOWELS
KNECHT HOME CENTER	\$13.99	SUPPLIES
MASTERCARD	\$34.44	JUNE
MCMURRY READY MIX	\$2,074,630.83	RUNWAY REHAB
MIKES ELECTRIC	\$186.31	ELECTRICAL WORK
MONTANA DAKOTA UTILITIES	\$2,656.73	UTILITIES
NAPA AUTO PARTS	\$125.02	PARTS
POWDER RIVER HTG & AC	\$90.00	SERVICE
PTOLEMY	\$699.00	IT SVC
SHERIDAN CNTY AIRPORT PETTY CASH	\$50.00	PETTY CASH
SHERIDAN CNTY WEED & PEST	\$13.95	SUPPLIES
SHERIDAN SEED	\$864.00	SUPPLIES
SHIPTONS	\$82.97	SUPPLIES
SOURCE OFFICE PRODUCTS	\$98.16	SUPPLIES
TINA JO SMITH	\$40.70	MILEAGE
TOP OFFICE PRODUCTS	\$29.20	SUPPLIES
VISTA WEST	\$35,919.56	ENGINEERING
WALMART	\$193.00	SUPPLIES
WYOMING BANK & TRUST	\$90,777.26	REV BONDS INTEREST
<b>TOTAL AIRPORT WARRANTS</b>	<b>\$2,215,021.70</b>	

- I. Approve Chairman's Execution of the Order Certifying the Application to the District Court and Notice of Certification to the District Court in the Matter of the Petition for Establishment of a Private Road, Merlin H. and Lori Zowada, Applicants v. Mullinax Concrete Service Co. Inc., Respondent.

#### AGENDA

Commissioner Maier made a motion to approve the agenda as amended, Commissioner Rolston seconded the motion, all Commissioners voted in favor, and the motion passed.

#### ANNOUNCEMENTS

Chairman Ringley recognized John Gale for 10 years of service at the Sheriff's Office, and Jason Laird for 5 years of service at the Detention Center. Each employee received a certificate of appreciation and \$20 in Chamber Bucks

#### PUBLIC COMMENTS

There were no public comments for matters not on the agenda.

#### FIRE RESTRICTIONS, RESOLUTION 11-07-020

Following a staff report from County Fire Warden, Bill Biastoch, Commissioner Maier made a motion to approve Resolution 11-07-020 placing county wide fire restrictions in effect August 3, 2011 at 12:01 a.m. Commissioner Nickel seconded the motion, all Commissioners voted in favor, and the motion passed.

#### RESOLUTION 11-07-020

#### PARTIAL FIRE RESTRICTIONS IN SHERIDAN COUNTY

WHEREAS, the danger from forest and range fires on lands within Sheridan County has an excessive amount of inflammable material available; and

WHEREAS, the County's rural fire protection districts believe that for the protection of life and property, restrictions should be instituted; and

WHEREAS, the Board of County Commissioners has unanimously recognized the necessity for fire prevention measures in Sheridan County; and

WHEREAS, pursuant to Wyoming Statute 35-9-301, Boards of County Commissioners are duly authorized to close any or all state, county and private lands that lie outside incorporated areas, within their respective county, to open fires or other uses which constitute a serious threat to forest or range fire.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners, having set County fire restrictions in effect at **12:01 a.m., August 3, 2011**, does hereby declare that fires and open flames shall be allowed in improved areas only within the following parameters:

1. The area of said fire prevention measures shall include all state, county and private lands within Sheridan County except lands located within incorporated areas; municipal governments having the authority to declare fire restrictions locally. No campfires are allowed on State land. Private and public lands lying within the Bighorn National Forest boundary shall adhere to County fire restrictions when the Bighorn National Forest implements fire restrictions and when it lifts such restrictions.

2. Charcoal fires are permitted when contained within enclosed grills.
3. Trash or refuse fires are permitted, between the hours of 6:00 p.m. and 8:00 a.m., in a container provided with a spark arrester and located in the center of a cleared area, ten (10) feet in radius.
4. Campfires are permitted outside of the Bighorn National Forest boundary within established, commercial campgrounds or lodging facilities, and then only if they are centered with a twelve (12) foot cleared radius, free of any burnable vegetation or material. The fire ring or pit is to be constructed of non-flammable materials covered by metal plate and/or a heavy gauged metal screen with no larger than 1/4 inch openings in the screen. Campground and/or lodge owners are responsible for any escapes and damages.
5. Use of acetylene cutting torches or electric welders are permitted in cleared areas, ten (10) feet in radius.
6. Propane or open-fire branding activities are permitted in cleared areas, ten (10) feet in radius.
7. No open fires or open flame shall be permitted in unimproved areas.
8. Discharge of all fireworks is strictly prohibited, unless a Permit for Supervised Public Display of Fireworks is granted by the Board of County Commissioners.
9. The term "fireworks" shall not be construed as being synonymous with "fireworks" under W.S. 35-10-201. As used herein, "fireworks" means any pyrotechnic or explosive device regardless of the quantity of explosive contained therein.
10. There is no restriction on smoking.
11. There are no restrictions on cabin chimneys or flues. It is, however, advisable to install spark arresters or screens.

BE IT FURTHER RESOLVED that, pursuant to W.S. 35-9-304, any person violating this Resolution on state, county and private lands that fall under the jurisdiction of Sheridan County shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one-hundred dollars (\$100) or imprisonment in the County jail not to exceed thirty (30) days, or both such fine and imprisonment.

BE IT FURTHER RESOLVED, that Resolution 11-07-020, dated August 2, 2011, supersedes all previous resolutions in this regard, and shall remain in full effect until such time as it may be amended or rescinded by Board action.

APPROVED AND ADOPTED this second day of August, 2011.

BOARD OF COUNTY COMMISSIONERS

Sheridan County, Wyoming

/s/Tom Ringley, Chairman

Attest:

/s/Eda S. Thompson, County Clerk

#### CU-11-005: WASHUT INDIVIDUAL LODGING CABINS CUP

Chairman Ringley opened a public hearing at 9:10 a.m. announcing that staff had received a late request from the applicant, Harry Washut to postpone item CU-11-005; however, because it had been postponed once and due to the late notice, the Commission chose to hear this item. Robin DeBolt, Land Development Coordinator presented her staff report. Public comments in opposition to this item were given by Bill Bailey, Bill Logan, Phillis Goodman, Gloria Peterson, and Kevin Norwood. Chairman Ringley closed the public hearing at 9:25 a.m. The applicant, Harry Washut, was not present or represented at the meeting. Commissioner Rolston made a motion to approve item CU-11-05: Washut Individual Lodging Cabins CUP permitting lodging with the following 14 conditions:

1. The applicant may construct up to 8, 16 x 32 individual lodging cabins and 1, 24 x 32 individual lodging cabin at 3 Fish Hatchery Road.
2. The applicant shall apply for and receive Sheridan County Building permits on any proposed cabins, fees and inspections are required.
3. The applicant shall apply for and receive a Sheridan County Flood Plain Development permit prior to commencing any dirt work or construction in the flood plain, fees are required.
4. Structure modifications or additions to the individual cabins once constructed, will require Sheridan County Building Permits and may require amending the original CUP.
5. Additional structures for the lodging business shall require amending the original CUP.
6. The cabins shall be log or have exterior log siding.
7. Prior to commencing removal and clean up of the natural vegetation on the site, the applicant shall submit a tree removal plan to the Sheridan County Planning Office which shall include the location of mature pine trees that shall remain.
8. Any new exterior lighting shall be fully shielded to prevent direct glare to adjoining properties or public rights-of-way.
9. The applicant shall work with DEQ to receive the necessary permits to provide water and wastewater to the cabins.
10. Prior to Sheridan County issuing building permits for the individual cabins, the applicant shall submit copies of all DEQ permits approving water and wastewater service to the cabins.
11. Sheridan County will not be responsible for any improvements to the Banner-Story Road (CR #141) due to this proposal.
12. Two monument signs not exceeding 10 feet in width and 5 feet in height from the ground to the top of the sign shall be permitted. External lighting that is fully shielded shall be permitted on the signs. Placement of the signs shall not impede sight distance of the traveling public.
13. Within 60 days of approval of the CUP by the BOCC, the applicant shall submit a letter from the Story Fire Department stating that they are aware of the proposal to construct lodging cabins at 3 Fish Hatchery Road and can continue to provide service to the property with the proposed lodging cabins.

14. Should the owner sell the property; the new owner(s) shall contact the Sheridan County Public Works office as to the change in ownership and to receive a copy of the conditions of the CUP. Commissioner Maier seconded the motion and comments were made by each of the Commissioners before they unanimously voted in opposition to the motion. The motion failed.

#### LAGE-11-001: PHEASANT RUN LARGE ACREAGE GRANT OF EXEMPTION

Robin DeBolt, Land Development Coordinator presented her staff report regarding this request from Double Eagle, LLC/Ron Patterson (present at the meeting). Commissioner Nickel made a motion, "All required documentation has been submitted and this item meets the requirement for exemption; therefore, I move to approve Item LAGE-11-001: Pheasant Run Large Acreage Grant of Exemption allowing the creation of five tracts ranging in size from 35.12 acres to 57 acres". Commissioner Rolston seconded the motion, all Commissioners voted in favor and the motion passed.

#### Q-01-034: FLETCHER RAPID CREEK QUARRY EXTENSION

Land Development Coordinator, Robin DeBolt presented a staff report explaining this extension request. The applicant was not present at the meeting. After discussion with staff regarding compliance, Commissioner Rolston made a motion to approve a three month extension from August 21, 2011 through November 21, 2011 for Item Q-01-034: Fletcher Rapid Creek Quarry to permit the quarry to continue operating while the applicant completes the renewal process. The motion was seconded by Commissioner Maier and it passed with a unanimous vote.

#### AMENDMENTS TO ZONING REGULATIONS, QUARRY PERMITS

Chairman Ringley opened a public hearing at 9:40 a.m. to take comments on the proposed changes to the Rules and Regulations Governing Zoning in Sheridan County. Mark Reid, County Planner presented his staff report detailing the process and proposed changes to the regulations. Chairman Ringley called for comments from the public and heard from Nick Adamenko, James and Rose Bliss, Dr. Jackie Cantebury, Claudia Colnar, and Randy Yaeger. Also addressing the Commission on the subject were Planning and Zoning Commission Board members Bernie Bornang and Phil Zerwas. Chairman Ringley closed the public hearing at 10:01 a.m. Commissioner Maier made a motion to approve the proposed amendments to the Rules and Regulations Governing Zoning in Sheridan County, Wyoming concerning quarry permits and requirements for approval as detailed in the document dated April 26, 2011. Commissioner Nickel seconded the motion. Commissioner Cram made a motion to amend the last sentence of Subsection C., Page 2 of the proposed amendments to read "Public roadway projects by Governmental Agencies will be exempt from this section for "borrow" excavation material sources where no processing of material is required to excavate and haul material off site". Commissioner Maier seconded and all voted in favor, motion passed. Commissioner Maier made a motion to amend the last sentence of Subsection D., Page 2, or the proposed amendments to read "Property owners within one-half (1/2) mile of the proposed quarry permit boundary shall be notified by mail of the public hearing by staff. For any proposed quarry within one-half (1/2) mile of any residence, notification shall include a copy of the applicant's mitigation plan" Commissioner Rolston seconded the motion and all voted in favor, motion passed. Commissioner Cram then made a motion to amend Subsection F. (1), Page 5, of the proposed amendments by adding a new subsection (b) to read "The Board reserves the authority to cite impacts to residences located within one-half (1/2) mile of the proposed quarry as a reason for denying the permit application if the proposed mitigation measures are considered insufficient to protect residents from noise, light, and air impacts. Factors to consider may include, but are not limited to: size of quarry, duration of the permit, distance to residences, prevailing wind direction, subdivision roads and topography", and re-lettering the rest of this subsection to account for this addition. Commissioner Nickel seconded the motion all Commissioners voted in favor and the motion passed. Commissioner Rolston made a motion to amend Subsection E., Page 4, of the proposed amendments by adding a new subsection (13) to read "An approved control plan for noxious weeds, agreed upon by and between the applicant and the Sheridan County Weed and Pest Control District". Commissioner Nickel seconded the motion all voted in favor and the motion passed. Commissioner Rolston made the final motion to approve the original motion as amended including motion additions of #1, #2, #3, and #4 (above), and authorize the Chairman to sign documents as required. Commissioner Maier seconded, all voted in favor, and the original motion including the (4) additions passed.

#### AWARD AIRPORT TAXIWAY B – BID PACKAGE B

Following a staff report from John Stopka, Airport Manager, Commissioner Nickel made a motion to award the bid and authorize the Chairman to sign contract documents for SCA Rehab Taxiway B – Bid Package B – Upgrade Guidance signs and Lighting Regulator Upgrade to Advance Electrical Contracting, Contingent upon receiving FAA funding in the amount of \$449,617. Commissioner Maier seconded the motion and all Commissioners voted in favor. Motion passed.

#### WYDOT HRRRP PROGRAM

Following a staff report from Ken Muller, County Engineer, Commissioner Rolston made a motion to approve and authorize the Chairman to sign a cooperative agreement with the Wyoming Department of Transportation's High Risk Rural Road Program for work on County Road #49, Hersey Road, contingent upon approval by the Deputy County Attorney. The maximum grant amount for the project is \$95,917, with 90.47% federal funding and a 9.51% county match. Commissioner Maier seconded the motion and all Commissioners voted in favor. Motion passed.

#### AWARD DESIGN FOR SHERIFF'S PROJECT

Board of County Commissioners

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Following a staff report from Mike Mackey, Grants Administrator, Commissioner Nickel made a motion to award the contract for design and bidding of the Sheriff's Office renovation project to Malone Belton Abel P.C. in the amount of \$18,530, and authorize the Chairman to sign project documents. Commissioner Rolston seconded, all voted in favor, and the motion passed.

**AWARD CONCRETE REPAIR**

Following a staff report from Renee' Obermueller, Administrative Director, Commissioner Maier made a motion to postpone agenda item #14 Consider Award of contract for a Concrete Repair Project at the Courthouse to the regularly scheduled Board of County Commissioner's Meeting, August 16, 2011. Commissioner Rolston seconded, all voted in favor, and the motion passed.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 10:30 a.m.

**BOARD OF COUNTY COMMISSIONERS**

Sheridan County, Wyoming

Attest:

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Tom Ringley, Chairman

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Eda S. Thompson, County Clerk