

## MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m., Tuesday, February 19, 2013, in regular session in the Commission Board Room, County Courthouse, Sheridan, Wyoming. Chairman Steve Maier 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, Terry Cram was absent.

### CONSENT AGENDA

Commissioner Rolston moved to approve the consent agenda as published and authorize the Chairman to sign documents as required. Commissioner Nickel seconded the motion and it passed unanimously; following are the consent items:

- a. Minutes from Regular Session, February 5, 2013;
- b. Minutes from Staff Meeting, February 4, 2013;
- c. Minutes from Staff Meeting, February 11, 2013;
- d. Conditional Use Permit Findings of Fact for CU-12-013: Schilleman Day Camp CUP.

### AGENDA

Commissioner Ringley moved to approve the agenda as published, Commissioner Rolston seconded the motion, all voted in favor and the motion carried.

### ANNOUNCEMENTS

Chairman Maier announced the board is offering (3) - \$1,000 scholarships (\$500/semester) available to all 2013 Sheridan County high school graduates for use at any eligible institution in the state of Wyoming.

### PUBLIC COMMENTS

There were no public comments made.

### RESOLUTION 13-02-007, RANCHESTER REZONE NOTICE OF INTENT

Following a staff report from Mark Reid, County Planner, Commissioner Ringley moved to approve and authorize the Chairman to sign Resolution 13-02-007, Notice of Intent to amend the official zoning map and enact a temporary freeze on the division of land for the rural Rancheater area from urban residential to agricultural. Commissioner Nickel seconded the motion, it carried with all voting in favor.

### RESOLUTION 13 -02-007

#### **PUBLIC NOTICE OF SHERIDAN COUNTY'S INTENT TO AMEND THE OFFICIAL ZONING MAP FOR CERTAIN AREAS LOCATED IN T. 57 N., R. 85 & 86 W., CURRENTLY ZONED URBAN RESIDENTIAL,**

#### **AND**

#### **ENACTMENT OF A TEMPORARY FREEZE ON THE DIVISION OF LAND THEREIN**

**WHEREAS**, Wyoming Statutes §§ 34-12-101 et seq.; 18-5-201 et seq.; and 18-5-301 et seq. authorize Sheridan County, in promoting the public health, safety, morals and general welfare of the county, to regulate the subdivision of land in unincorporated Sheridan County; and

**WHEREAS**, Wyoming Statutes §§ 18-5-101 et seq.; and 18-5-201 et seq. authorize Sheridan County to promote the public health, safety, morals and general welfare of the county by regulating and restricting the location and use of buildings and structures and the use, condition of use or occupancy of lands for residence, recreation, agriculture, industry, commerce, public use and other purposes in the unincorporated area of the county; and

**WHEREAS**, following extensive public involvement, the Board of County Commissioners on December 22, 2008 did adopt a Comprehensive Plan for the unincorporated portions of Sheridan County containing a Future Land Use Plan; and

**WHEREAS**, changing zoning to be consistent with the Future Land Use Plan to limit expansion of residential development into rural and agricultural lands is identified as an implementation strategy in said Comprehensive Plan; and

**WHEREAS**, said Plan designates certain areas in T. 57 N., R. 85 & 86 W. 6th P.M., Sheridan County, Wyoming, more particularly described in Exhibit "A" herewith, as "Agricultural/Resource," but the current Official Zoning Map designates the same as "Urban Residential"; and

**WHEREAS**, on February 7, 2013, pursuant to Section 29.C. of the Rules and Regulations Governing Zoning in Sheridan County, Wyoming, the Sheridan County Planning & Zoning Commission did initiate proceedings to amend the Official Zoning Map, and also recommended imposition of a temporary freeze on subdivision of land for those lands described in Exhibit "A" herewith.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF SHERIDAN COUNTY, WYOMING**, that in the interest of encouraging consistency between the Comprehensive Plan and the Official Zoning Map, the Board of County Commissioners hereby gives

notice of its intent to amend the Official Zoning Map from “Urban Residential”, to “Agricultural” for the lands described in Exhibit “A”; that a map of the proposed amendment may be obtained from the Sheridan County Commissioner’s Office or County Public Works Department, 224 S. Main Street, Sheridan, Wyoming; that all interested persons may submit written comments to the Sheridan County Commissioners, 224 S. Main Street, Sheridan , Wyoming 82801, no later than 12:00 p.m. on April 9, 2013; that there shall be a public hearing on this proposed amendment on April 16, 2013 at 9:00 a.m. in the Sheridan County Commissioners board room on the second floor of the County Courthouse, Sheridan, Wyoming; and that this notice shall be published once in the Sheridan Press as prescribed by law.

**BE IT FURTHER RESOLVED** that to avert a rush of land division contrary to the goals of the Comprehensive Plan, and to promote and protect the public health, safety, morals and general welfare of the citizens of Sheridan County, there is hereby enacted a temporary freeze on the subdivision of land for the lands described herein. This freeze shall continue in full force and effect for a period sufficient to allow consideration of the Planning & Zoning Commission initiated rezone.

**BE IT FURTHER RESOLVED** that the Public Works Department is hereby authorized and instructed to take all necessary administrative actions pursuant to state and local laws to facilitate consideration of this proposal.

**ADOPTED** this 19th day of February 2013.

**BOARD OF COUNTY COMMISSIONERS**

Sheridan County, Wyoming

/s/Steve Maier, Chairman

Attest:

/s/Eda Schunk Thompson, County Clerk

**WEED AND PEST APPOINTMENT**

Commissioner Rolston moved to appoint Leo Ankney to the Weed and Pest Control District Board of Directors for Area 5 (Tongue River-Acme), for a four year term until January, 2017. Commissioner Nickel seconded the motion and thanked the qualified candidates who applied. The board voted in favor and passed the motion.

**RESOLUTION 13-02-008, FAA AND STATE AERONAUTICS GRANT APPLICATION**

Commissioner Rolston moved to approve and authorize the Chairman to sign a Federal Grant Application in the amount of \$745,000 and Resolution 13-02-008 for submission of a State Grant Application, and associated documents, in the amount of \$29,800 for the purchase of Snow Removal Equipment (SRE) for the Sheridan County Airport. Commissioner Ringley seconded the motion, the board voted in favor and the motion carried.

**RESOLUTION #13-02-008**

**WHEREAS: There is a need to purchase new SRE (Snow Removal Equipment); and**

**WHEREAS: The Federal Aviation Administration and the Wyoming Department of Transportation, Aeronautics Division, provides financial assistance to local governmental agencies for airport improvements; and**

**WHEREAS: The matching funds being requested under this application will be used in conjunction with Sheridan County funds that are available.**

**NOW THEREFORE BE IT RESOLVED that the Sheridan Board of County Commissioners approve the filing of a grant application to the Wyoming Department of Transportation, Aeronautics Division, for financial aid and authorizes the Chairman to sign the application.**

**BOARD OF COUNTY COMMISSIONERS**

Sheridan County, Wyoming

/s/Steve Maier, Chairman

Attest:

/s/Eda Schunk Thompson, County Clerk

**WYDOT CMAQ AGREEMENT**

Following a staff report from Mike Mackey, Grants Administrator, Commissioner Rolston moved to approve and authorize the Chairman to sign the 2012 Congestion Mitigation/Air Quality Agreement with the Wyoming Department of Transportation for application of Mag Chloride to approximately 109 miles of county roads. The total estimated cost is \$375,000 with WYDOT grant funding of \$300,000 and county CAP tax funding of \$75,000. Commissioner Nickel seconded the motion and with all voting in favor, it passed.

**RESOLUTION 13-02-009 DEPOSITORIES OF PUBLIC FUNDS**

Commissioner Nickel moved to approve and authorize the Chairman to sign Resolution 13-02-009, authorizing Depositories of Public Funds for a period of one year, contingent upon receipt of certified resolutions from the following banks: Cowboy State Bank; First Federal Savings Bank; First Interstate Bank;

Security State Bank; US Bank; and Wells Fargo Bank. The motion was seconded by Commissioner Ringley and passed unanimously.

**RESOLUTION 13-02-009  
DEPOSITORIES OF PUBLIC FUNDS  
SHERIDAN COUNTY**

**BE IT RESOLVED**, that financial institutions located in Sheridan County having properly applied pursuant to W.S. 9-4-818, the Board of County Commissioners designate the following financial institutions as depositories for public funds of Sheridan County (including the Sheridan County Airport, Sheridan County Library System, and the Sheridan County Fair Association):

**Cowboy State Bank,  
First Federal Savings Bank,  
First Interstate Bank  
Security State Bank,  
U.S. Bank; and  
Wells Fargo Bank**

**BE IT RESOLVED**, that the Sheridan County Treasurer, or his designated Deputy, is hereby authorized and allowed to invest Sheridan County funds pursuant to W.S. 9-4-831, in approved financial institutions and brokerage houses located within Sheridan County and/or with the Wyoming State Treasurer-WYOSTAR and Wyoming Government Investment Fund. All funds invested must be in the name of "Sheridan County."

**BE IT FURTHER RESOLVED**, that the State Treasurer and the brokerage houses are not required to apply as depositories to the Board of Sheridan County Commissioners.

**BE IT FURTHER RESOLVED**, that within 30 days following the adoption of this resolution, the above listed financial institutions shall provide the County Treasurer with a certified copy of a resolution adopted by its board of directors which is substantially in the form provided in W.S. 9-4-806, and available in format recommended by the Deputy County Attorney.

**BE IT FURTHER RESOLVED**, that this Resolution shall remain in full force and effect for a period of one year or until such time as it may be rescinded or amended.

**APPROVED AND ADOPTED** this 19<sup>th</sup> day of February, 2013.

**BOARD OF COUNTY COMMISSIONERS**

**Attest:**

**Sheridan County, Wyoming**

**/s/Steve Maier, Chairman**

**/s/Eda Schunk Thompson, County Clerk**

**Acknowledged, Sheridan County Treasurer**

**/s/Peter C. Carroll**

**SCCD TR BANK STABILIZATION**

Following a staff report from Mike Mackey, Grants Administrator, Commissioner Rolston moved to approve and authorize the Chairman to sign a cooperative agreement with the Sheridan County Conservation District outlining responsibilities for application and administration of the Tongue River Bank Stabilization Project. Total project cost is \$100,000 with \$75,000 requested in FEMA grant funding and \$25,000 from various funding sources. Commissioner Ringley seconded the motion, the board voted in favor and the motion passed.

**ADJOURNMENT**

There being no further business to come before the Board, Chairman Maier adjourned the meeting at 9:21 a.m.

**BOARD OF COUNTY COMMISSIONERS**

**Sheridan County, Wyoming**

**Attest:**

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Steve Maier, Chairman

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Eda Schunk Thompson, County Clerk