

## **MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS**

The Board met at 9:00 a.m., Tuesday, April 16, 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 he also asked all present to observe a moment of silence following the Pledge for the victims of the Boston Marathon Bombing. Members present were Commissioners Terry Cram, Steve Maier, Mike Nickel, Tom Ringley and Bob Rolston.

### **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, April 2, 2013;
- b. Minutes from Staff Meeting, April 1, 2013;
- c. Minutes from Staff Meeting, April 8, 2013;
- d. Sheridan County License Agreement 1303LA and Master License Agreement M13-01 with Rick Miranda to install 2" poly pipe for a SAWS water line across Keystone Road, County Road #98, (fee waived, individual residence);
- e. Sheridan County License Agreement 1304LA with Powder River Energy Corp. to cross Beatty Gulch, County Road #1231, to install an overhead power line, (fee waived, individual residence);
- f. Affirm Lease Agreement Amendment with Tom Carr modifying Section III. TERM;
- g. Ratify Amendment to Food Service Contract between Sheridan County Wyoming and CBM Managed Services for inmate meals;
- h. Official Bond and Oath for Thomas W. Scott, Secretary/Treasurer for Dayton Fire District, effective February 10, 2013 to February 10, 2016.

### **AGENDA**

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

### **ANNOUNCEMENTS**

Chairman Maier announced that a Special Commemorative County Commission meeting will be held on April 23<sup>rd</sup> at 11:30 a.m. as part of Sheridan County's 125<sup>th</sup> anniversary celebration. He also mentioned several new historical displays in the front lobby and the 2<sup>nd</sup> floor of the courthouse, the application deadline for a commission scholarship is May 3<sup>rd</sup>, and Free landfill days are April 27, 28 and May 18, 19. Trees for Trash is May 4<sup>th</sup>. Mr. Maier also announced that applications are currently being accepted for an upcoming opening on the Planning and Zoning Commission, a 3 year term beginning in July.

### **PUBLIC COMMENTS**

There were no public comments made.

### **EV-13-001: MITCHELL UTILITY IRRIGATION DRAINAGE EASEMENT VACATION**

Following a staff report from Mark Reid, County Planner, Commissioner Rolston moved to approve item EV-13-001: Mitchell Utility Irrigation Drainage Easement Vacation with the condition as recommended by the Planning and Zoning. Commissioner Ringley seconded the motion and following a unanimous vote, the motion carried. Following is the condition: The applicant will establish a new easement for utility/irrigation/drainage on the new platted lot line. Parke Mitchell and Phil Zerwas were both present for the meeting.

### **R-13-001: RANCHESTER RURAL AREA REZONE**

Chairman Maier opened a public hearing at 9:05 a.m. and received a staff report from Mr. Reid detailing the steps for the proposed rezone, initiated by the Planning and Zoning Commission. Brooke M. Barney, Cynthia Hoover and John Anderson addressed the board speaking against the rezone. Chairman Maier closed the public hearing at 9:18 a.m. and Commissioner Ringley moved to approve item R-13-001: Ranchester Rural Area Rezone amending the official zoning map for the rural Ranchester area from urban residential to agricultural. Commissioner Rolston seconded the motion and following discussion among the board, Commissioners Maier, Nickel, Ringley and Rolston voted against the motion. Commissioner Cram voted in favor and the motion failed. Commissioner Cram moved to rescind Resolution 13-02-007 lifting the temporary freeze on the division of the land therein for the Ranchester Rural Area Rezone. Commissioner Rolston seconded the motion and it carried with all voting in favor.

## **2013-14 RETAIL LIQUOR LICENSE RENEWALS**

Following a staff report detailing the process and approvals for liquor licenses from Sarah Myers, Deputy County Clerk, Chairman Maier opened a public hearing at 9:30 a.m. There were no comments from the public and Mr. Maier closed the hearing at 9:31 a.m. Commissioner Rolston moved to approve the following 2013-2014 Retail Liquor License Renewals:

Arrowhead Lodge Wyoming LLC dba Arrowhead Lodge  
Big Horn Smokehouse & Saloon LLC dba Big Horn Smokehouse & Saloon  
Blair Hotels Inc dba The Ranch at Ucross  
B-Y Ranch Associates Inc dba Bear Lodge  
Chuckwagon Country Store LLC dba Chuckwagon Market  
Crystal Springs Inc dba Parkman Bar  
Eaton Brothers Inc dba Eaton's Ranch  
Elk View Inn LLC dba Elk View Inn  
Jon Scherry dba Last Chance Bar  
Oscarbomba LLC dba Tunnel Inn  
Patrick L Green dba My Buddy's Place  
Powder Horn Ranch LLC dba The Powder Horn Golf Club  
Roger Rathbun dba Leiterville Country Club  
Story Store @ The Old Firehall Inc dba Story Store  
Wagon Box Properties LLC dba Wagon Box Inn  
Wyarno LLC dba Wyarno Bar  
Y Business LLC dba The Big Horn Y

Commissioner Cram seconded the motion, the board voted in favor and the motion carried.

### **LIMITED RETAIL LIQUOR LICENSE RENEWAL FOR 2013-14**

Ms. Myers addressed the board concerning the proposed liquor license; Chairman Maier opened a public hearing at 9:32 a.m., closing the hearing at 9:32 ½ with no public comments made. Commissioner Rolston serves on the board for the proposed license and recused himself from the vote. Commissioner Cram moved to approve the 2013-2014 Limited Retail Liquor License Renewal for the Big Horn Equestrian Center. Commissioner Nickel seconded the motion and with all voting in favor, it passed.

### **RETAIL MALT BEVERAGE PERMIT RENEWALS FOR 2013-14**

Chairman Maier opened a public hearing at 9:33 a.m., there were no comments from the public or questions for Ms. Myers, representing the Clerk's Office. Mr. Maier closed the hearing at 9:34 a.m. Commissioner Rolston moved to approve the 2013-2014 Retail Malt Beverage Permit Renewals for Charles G. Malli dba Arvada Bar and Double Rafter Inc. dba Double Rafter Cattle Drives. The motion was seconded by Commissioner Nickel and passed unanimously.

### **RESOLUTION #13-04-012, NOTICE OF INTENT TO VACATE SEVERAL ALLEYS AND ROADS IN PARKMAN**

Following a staff report detailing the viewers report from Ken Muller, County Engineer, Commissioner Ringley moved to accept the viewer's report and approve Resolution 13-04-012, Notice of Intent to vacate several alleys and roads in the Parkman Subdivision, and set the public hearing for June 4, 2013 also setting the deadline to receive objections and claims for May 31, 2013. Commissioner Cram seconded the motion, the board voted in favor and the motion passed.

### **RESOLUTION #13-04-012 NOTICE OF INTENT TO VACATE SEVERAL ROADS AND ALLEYS IN THE PARKMAN SUBDIVISION**

**WHEREAS, pursuant to W.S. §§ 24-3-101 et seq. and. 34-12-107 a Petition to Vacate several roads and alleys in the Parkman Subdivision was filed with the County Clerk for Sheridan County, Wyoming;**

**WHEREAS, The Petition was signed by five (5) or more electors of the county residing within twenty-five (25) miles of said roads and alleys.**

**WHEREAS, the point of commencement, course, and termination point of said roads and alleys are described on the attached Exhibit A and is recorded in the Office of County Clerk and Recorder on Page 37 of Book A, Parkman plat.**

**WHEREAS, said roads and alleys were platted as subdivision roads on August 28, 1894.**

**WHEREAS a deposit in the amount of \$200.00 was received by the County Clerk from the Petitioners;**

**WHEREAS the Board appointed Ken Muller, County Engineer, to act as the Viewer and after being sworn, he filed his report in writing to the Board recommending that said roads and alleys be vacated;**

**NOW, THEREFORE, THE BOARD HEREBY RESOLVES THAT:**

- 1. Said roads and alleys should be vacated;**
- 2. The Board shall publish Notice of the proposed vacation of designated roads and alleys in the Parkman Subdivision for three consecutive weeks in the Sheridan Press.**
- 3. Upon execution of this Resolution, the Board of County Commissioners for Sheridan County, Wyoming shall notify the following of their intent to vacate said roads and alleys by mailing a copy of this Resolution and the Notice via certified mail with return receipt to the following:**
  - a. Those persons listed in the Petition as owning or having an interest in any land over which said alleys and roads cross.**
- 4. All interested persons must submit written objections or claims for damages comments to the Sheridan County Clerk, 224 S. Main Street, Suite B-2, Sheridan, Wyoming 82801, no later than 12:00 p.m. on May 31, 2013. Any objection not filed shall be disregarded and not considered and deemed to be waived.**
- 5. A public hearing on this proposed vacation shall be heard on June 4, 2013 at 9:00 a.m. in the Sheridan County Commissioners board room on the second floor of the County Courthouse, Sheridan, Wyoming.**

**ADOPTED: \_\_\_\_\_, 20\_\_\_\_\_.**

**BOARD OF COUNTY COMMISSIONERS**

**ATTEST:**

**Sheridan County, Wyoming**

**/s/Eda Schunk Thompson, County Clerk /s/Steve Maier, Chairman**

**SHERIDAN HEALTH CENTER LEASE**

Following a staff report from Renee' Obermueller, Administrative Director, Commissioner Rolston moved to approve and authorize the Chairman to sign a Lease Agreement with Sheridan Health Center to deliver medical services to low income Sheridan County residents for a five year term, effective April 8, 2013 for \$1.00 per year. The motion was seconded by Commissioner Ringley and passed unanimously. Cathi Kindt was present and thanked the board for their support.

**SHERIDAN AREA RURAL FIRE PROTECTION AGREEMENT**

Ms. Obermueller detailed the proposed agreement to lease a 1997 Ford E350 Ambulance and Commissioner Nickel moved to approve and authorize the Chairman to sign an Emergency Medical Services Agreement with Sheridan Area Rural Fire Protection District. Commissioner Nickel seconded and all voted in favor passing the motion.

**EQUESTRIAN CENTER FIREWORKS PERMIT**

Commissioner Rolston moved to approve and authorize the Chairman to sign a Permit for the Public Display of Fireworks to Bruce Burns on Thursday, July 4, 2013 at the Big Horn Equestrian Center, Big Horn. The motion was seconded by Commissioner Ringley and passed unanimously.

**ADJOURNMENT**

The Executive Session scheduled for the final item on the agenda was cancelled and there being no further business to come before the Board, Chairman Maier adjourned the meeting at 9:51 a.m.

**BOARD OF COUNTY COMMISSIONERS**

**Sheridan County, Wyoming**

**Attest:**

\_\_\_\_\_  
Steve Maier, Chairman

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Eda Schunk Thompson, County Clerk