

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m., Tuesday, June 18, 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 Terry Cram, Steve Maier, Mike Nickel and Tom Ringley. Bob Rolston was absent.

CONSENT AGENDA

Commissioner Ringley moved to approve the consent agenda as published and authorize the Chairman to sign documents as required. The motion was seconded by Commissioner Nickel and passed unanimously. Following are the consent items:

- a. Minutes from Staff Meeting, June 3, 2013;
- b. Minutes from Regular Session, June 4, 2013;
- c. Minutes from Staff Meeting, June 10, 2013;
- d. Memorandum of Understanding between the Department of Interior, Bureau of Land Management, and Sheridan County as a Cooperating Agency.

AGENDA

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

ANNOUNCEMENTS

Chairman Maier announced an opening on the Planning and Zoning Commission for a three year term; applications are available on the website. He also announced Macey Reid as the recipient of the \$1,000.00 Commission Renewal Scholarship and Thomas M. Kane as the alternate.

PUBLIC COMMENTS

There were no public comments.

Q-13-001: EAST RIDGE QUARRY

Chairman Maier explained the proposed quarry item was postponed from the June 4, 2013 meeting upon the request of the applicant. He opened a public hearing at 9:01 a.m. comments were made by Mark Reid, County Planner; Jason Spielman, Applicant; and Ken Muller, County Engineer. Mr. Maier closed the hearing at 9:24 a.m. Following discussion regarding condition #2 Commissioner Ringley moved to approve Q-13-001: East Ridge Quarry as recommended by the Planning and Zoning Commission with the conditions as stated in the staff report. Commissioner Nickel seconded, all voted in favor and the motion passed. Chairman Maier stated the board will issue findings of fact to support this decision. Following are the conditions:

1. Dust control on East Ridge Road shall be cost shared with Sheridan County in an amount not to exceed \$2,259 per year as required of the County Engineer pursuant to Section 25 of the Zoning Rules & Regulations.
2. The permit shall be effective for 20 years, commencing on the date approved by the BOCC.
3. Hours of operation are Monday – Friday, 7:00 a.m. to 5:00 p.m.

RESOLUTION 13-06-019: PARTIAL R.O.W. VACATION PARKMAN

Mr. Maier explained this item was postponed from the June 4, 2013 meeting and he opened a public hearing at 9:26 a.m. Ken Muller, County Engineer, and Lynn Smith, Deputy County Attorney answered questions from the board. Maurice Plott and Rhonda Powers represented the petition and addressed the board. Chairman Maier closed the hearing at 9:35 a.m. and Commissioner Nickel moved to approve Resolution 13-06-019 Vacating portions of public right of way in the Town of Parkman as shown on Exhibit A of the Viewers' Report and reserve access rights of the area landowners to the northwest trending alley pursuant to W.S. 24-3-101(c) contingent upon payment in full of the final invoice for all costs associated with this vacation. Commissioner Ringley seconded the motion, all voted in favor and the motion passed.

RESOLUTION #13-06-019

VACATION OF ROADS/ALLEYS IN THE TOWN OF PARKMAN

WHEREAS, pursuant to Wyoming Statute §§ 24-3-101 et seq., and W.S. § 34-12-107 the Board of County Commissioners for Sheridan County, Wyoming, where it finds the public interest so requires, may establish, alter, or vacate a county or subdivision road; and

WHEREAS, the Board finds that roads/alleys, described as follows, should be vacated.

1. The point of commencement, course, and termination point of roads/alleys to be vacated are described on the attached Exhibit A.
2. Said roads/alleys are recorded in the Office of County Clerk and Recorder on Page 37 of Book A, and are platted on the Town of Parkman plat.
3. At a public meeting held on January 2, 2013 the Board announced receipt of a Petition to Vacate roads/alleys within the Town of Parkman.
4. At a public meeting held on March 19, 2013, a modified Petition to Vacate roads/alleys within the Town of Parkman was received and acknowledged by the Board and Ken Muller, County Engineer, was appointed as Viewer.
5. Petitioners deposited required bond of \$200.
6. The Petition complied with statutory requirements.
7. The Viewer's Report received by the Board on April 4, 2013 recommended that said roads/alleys be vacated with the following reservations:
 - a. The 16 foot alley of Block 2 and Block 3 be reserved as an easement for existing and future utilities; and
 - b. Either Sheridan County Road & Bridge Department finds another site for their equipment or an easement is retained to Sheridan County to continue parking a motor grader at this location.
8. At a public meeting held on April 16, 2013, the Board adopted Resolution 13-04-012 which set the date for the public hearing on claims and objections or claims for damages caused by the vacation of said roads/alleys.
9. Notice of the date of the public hearing was provided to those persons identified in the Petition.
10. Notice of the date of the public hearing was published in the Sheridan Press on May 4, 2013, May 11, 2013, and May 18, 2013.
11. No written claims for damages were received.
12. Two (2) written objections were received.
13. On June 4, 2013 the Board held a public hearing regarding Petition.
14. Due to concerns regarding preservation of access via the northwest trending alley consideration of the Petition was postponed until the public meeting on June 18, 2013.
15. At the public meeting held on June 18, 2013, the Board held a second public hearing regarding the Petition.

NOW, THEREFORE, THE BOARD RESOLVES THAT:

16. For the above-described reasons the Board hereby finds that it is in the public interest and for the public good that said roads/alleys be vacated.
17. Pursuant to W.S. 24-3-101(c), the Board hereby reserves the access rights of the area landowners to the alley commencing at North Street, Block 2 of the Town of Parkman, and running southeast along and between lots 3 – 16 (Block 2) and lots 3 – 16 (Block 3), and terminating at Huntington Street, Town of Parkman.
18. This Resolution shall be recorded in the Office of the County Clerk and Recorder.
19. The Office of the County Clerk and Recorder for Sheridan County, Wyoming shall note on the plat, in the county road records, and the county land records, as appropriate, that said roads/alleys have been vacated and shall also note the reservation as described above.
20. This Resolution supersedes all previous resolutions in conflict herewith.
21. 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.
22. This Resolution shall be effective immediately upon its adoption in accordance with law.

ADOPTED: This 18th day of June, 2013.

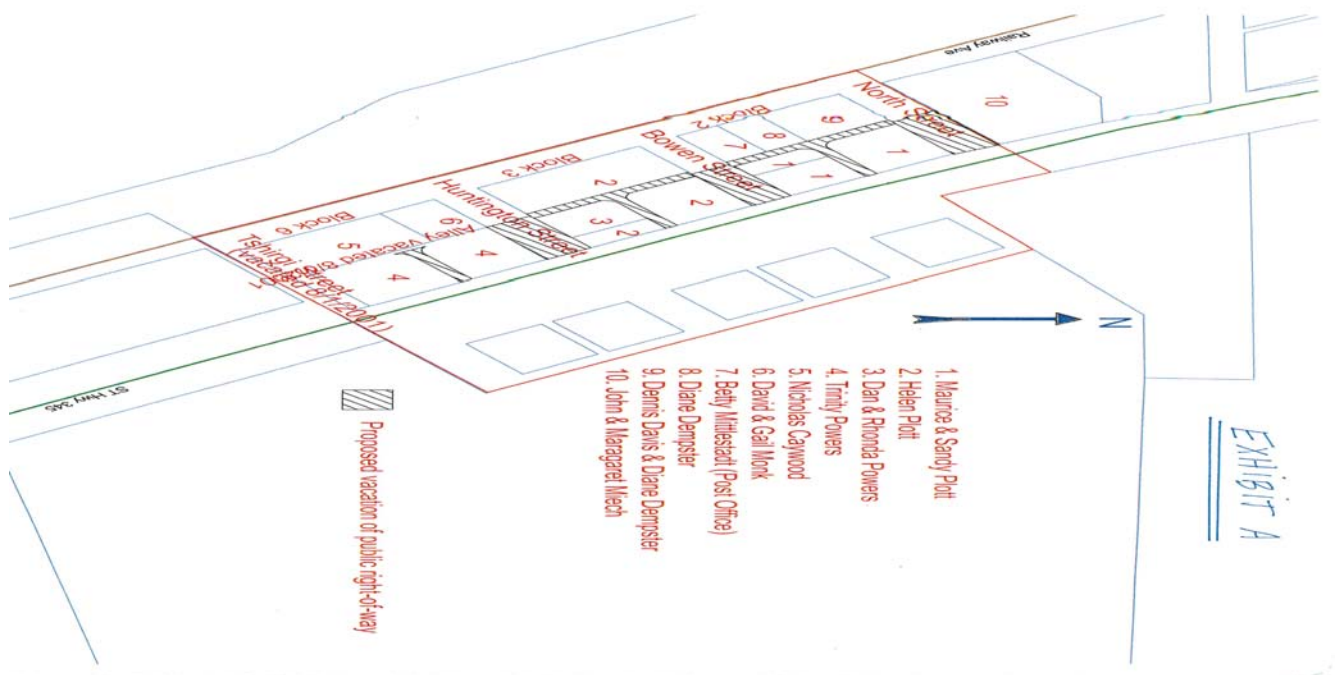
BOARD OF COUNTY COMMISSIONERS

Sheridan County, Wyoming

/s/Steve Maier, Chairman

Attest:

/s/Eda Schunk Thompson, County Clerk



FAA AIRPORT MASTER PLAN GRANT

Upon the recommendation of John Stopka, Airport Manager, Commissioner Ringley moved to accept the Airport Master Plan Study and authorize the Chairman to sign the associated documents. Commissioner Nickel seconded the motion, the board voted in favor and the motion passed.

AIRPORT MASTER PLAN AGREEMENT

Following a staff report from Mr. Stopka, Commissioner Cram moved to approve the Consultant Agreement between Mead & Hunt and Sheridan County to conduct the Master Plan Study for the Airport and authorize the Chairman to sign the associated documents. Commissioner Ringley seconded the motion and it carried with a unanimous vote.

AIRPORT HANGAR APRON BID PACKAGE C-1

Mr. Stopka detailed the bid results and Commissioner Nickel moved to approve and award the Bid Package C-1, Airport Hangar Apron Project to Mountain View Building, Inc. in the amount of \$518,636.40 and authorize the Chairman to sign the associated documents. Commissioner Cram seconded, all voted in favor of the motion, and it passed.

ADJOURNMENT

There being no further business to come before the Board, Chairman Maier adjourned the meeting at 9:45 a.m.

BOARD OF COUNTY COMMISSIONERS
 Sheridan County, Wyoming

Attest:

 Steve Maier, Chairman

 Eda Schunk Thompson, County Clerk