

MINUTES OF THE BOARD OF SHERIDAN COUNTY COMMISSIONERS

The Board met at 9:00 a.m., Tuesday, December 4, 2012, in regular session in the Commission Board Room, County Courthouse, Sheridan, Wyoming. Chairman Mike Nickel 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 moved to approve the consent agenda as published and authorize the Chairman to sign documents as required. The motion was seconded by Commissioner Maier and passed unanimously. Following are the consent items:

- a. Minutes from Regular Session, November 20, 2012;
- b. Partial Release of Mortgage from Sheridan County to Woodland Park LLC for Lot 24, Block 5, Woodland Park Subdivision – Phase One, acknowledging payment received of \$10,700.00;
- c. Renewal of Sheridan Area Rural Fire Protection District Treasurer Bond for Charles Simon in the amount of \$5,000 from January 1, 2013 to January 1, 2016;
- d. Affirm 24 Hour Catering Permit for Bradford Brinton’s Evening for Young Professionals, December 13, 2012;
- e. Affirm 24 Hour Catering Permit for B-Y Ranch Association Inc. dba Bear Lodge for the 10th Annual Bear Lodge Bad Boys Dinner/Raffle, November 24, 2012;
- f. Affirm 24 Hour Catering Permit for B-Y Ranch Association Inc. dba Bear Lodge for a New Years Eve Party, December 31, 2012;
- g. Affirm Amendment #1-2012 to the Plan Document and Summary Plan Description for Sheridan County Health Benefit Plan to amend the Physician Services benefit listed in the Schedule of Benefits section;
- h. US Department of the Interior Bureau of Land Management Right-of-Way application for the Little Goose Madison #1 Water Well;
- i. Affirm Agreement with Intermountain Construction & Materials (ICM) for the Crushing Project – SR Divide (State) Pit, in the amount of \$174,850.00 from December 1, 2012 to May 1, 2013;
- j. General County Vouchers – November;
- k. General Airport Vouchers – November.

NOVEMBER 2012

INTERIM MID-MONTH WARRANTS

VENDOR	AMOUNT	DESCRIPTION
ACT INC	\$3,301.34	PHONE SERVICE
AK MATERIAL HANDLING SYSTEMS	\$1,026.54	SHELVING
AMERICAN FAMILY LIFE INS	\$1,383.39	PREMIUM
AT&T MOBILITY	\$30.89	PHONE SERVICE
CENTURYLINK	\$4,683.89	PHONE SERVICE
CHARLES W BASSETT	\$6,831.05	LEASES
CHILD SUPPORT	\$792.00	CHILD SUPPORT
CIT-CO FEDERAL CREDIT UNION	\$4,061.60	MONTHLY PAYROLL TRANSFERS
CITY OF SHERIDAN	\$634.41	UTILITIES
DELTA DENTAL	\$5,471.35	PREMIUM
DEX MEDIA WEST	\$53.32	ADVERTISING
EBMS	\$1,270.00	FLEX PLAN
ELECTION JUDGE WARRANTS	\$15,798.80	ELECTION JUDGES
GREAT AMERICA NETWORKS	\$4.09	CONFERENCE CALLING
ICMA RETIREMENT TRUST	\$4,233.90	NOVEMBER
KANE FUNERAL HOME	\$2,295.00	SERVICES
KUGLER, PAULA	\$500.00	CONTRACT LABOR
LONABAUGH AND RIGGS	\$1,075.25	LEGAL
MASTERCARD	\$2,036.22	NOVEMBER
MONTANA DAKOTA UTILITIES	\$9,618.29	UTILITIES
NCPERS GROUP LIFE INS	\$432.00	PRUDENTIAL LIFE
NDAA INSURANCE SERVICES OFFICE	\$4,602.00	INSURANCE
NORTHERN UNDERGROUND	\$69,150.82	SANITARY SEWER EXTENSION
ODELL CONSTRUCTION	\$29,082.00	CONTRACT
ORCHARD TRUST	\$6,133.76	WYO DEFERRED COMPENSATION
PITNEY BOWES	\$200.00	POSTAGE
POWDER RIVER ENERGY CORP	\$301.68	UTILITES
QUIK SAK	\$167.87	FUEL
RANGE TELEPHONE CO-OP	\$344.49	PHONE SERVICE
RED EAGLE OIL	\$25,173.48	FUEL
REDLE, MATTHEW	\$1,550.56	TRAVEL

SHERIDAN AREA WATER SUPPLY	\$161.51
SHERIDAN CHAMBER OF COMMERCE	\$41.00
SHERIDAN CNTY TREAS HEALTH INS	\$99,732.17
SHERIDAN CNTY TREAS PAYROLL TAX	\$123,028.29
SHERIDAN SEED	\$268.53
STAPLES ADVANTAGE	\$868.39
TOWN OF CLEARMONT	\$64.00
UNITED LIFE INSURANCE	\$1,030.18
UNITED STATES POSTAL SERVICE	\$4,000.00
US BANK CORPORATE REAL ESTATE	\$850.00
UTILITY BILL SOLUTIONS GROUP	\$47.50
VERIZON WIRELESS	\$1,460.36
WALMART COMMUNITY	\$135.44
WEST PAYMENT CENTER	\$1,342.50
WRIGHT EXPRESS	\$11,896.92
WYDOT	\$2.00
WYO RETIREMENT SYSTEM	\$25,666.97
WYO WORKERS COMPENSATION DIV	\$59,521.43
WYOMING STATE BAR	\$1,717.50
TOTAL MID-MONTH INTERIM WARRANTS PAID	\$534,074.68

WATER
CHAMBER BUCKS
HEALTH INS/FLEX PLAN FEE
941
SUPPLIES
SUPPLIES
UTILITIES
NOVEMBER
POSTAGE
OFFICE RENT
SAVINGS
PHONE SERVICE
SUPPLIES
INFO/PLAN CHGS
FUEL
EXEMPT PLATES
NOVEMBER
NOVEMBER
LICENSES

GENERAL COUNTY WARRANTS

VENDOR	AMOUNT	DESCRIPTION
A PLUS PLUMBERS	\$70.00	REPAIR
ABC SIGNS AND SPECIALTIES	\$115.00	GRAPHICS
ADVANCE FENCE	\$16,941.00	FENCING
ADVANCED HYDRAULIC & MACHINE	\$497.89	REPAIR
AMERICAN WELDING & GAS	\$375.86	SUPPLIES
APCO INTERNATIONAL	\$483.00	REGISTRATION
A-PLUS SERVICES	\$191.00	TOWING
BARGREEN ELLINGSON	\$103.55	BAFFLES
BARNEY & GRAHAM	\$1,025.20	LEGAL
BIG HORN HEALTH NETWORK	\$794.00	MEDICAL
BIGHORN DESIGN	\$30.00	CLOTHING
BOB BARKER CO	\$505.63	SUPPLIES
BOBS PEST CONTROL	\$35.00	SERVICE
BROWNELLS INC	\$380.07	PARTS
BURGESS DESIGN GROUP	\$982.76	INSERT
BUSTECH INC	\$299.75	CARTRIDGES
C & K EQUIPMENT	\$87.50	RENTAL
CARR, THOMAS	\$1,000.00	LEASE
CARTRIDGE WORLD	\$224.79	CARTRIDGES
CBM FOOD SERVICE	\$24,544.29	INMATE MEALS
CDW GOVERNMENT	\$152.45	PARTS
CIRCLE S SANITATION	\$166.00	SANITATION
CITY LANDFILL	\$44.38	TRASH
CITY OF SHERIDAN	\$38,650.46	WAGES, LANDFILL DAYS
CNA SURETY	\$2,130.00	BONDS
COATS-WOOD, SANDRA	\$9.89	MEAL
COLLINS COMMUNICATIONS	\$127.10	INTERNET, MONITORING
COMMUNICATION TECHNOLOGIES	\$855.00	NARROWBAND RADIOS
CORRECTIONAL HEALTHCARE MANAGEMENT	\$20,958.35	INMATE MEDICAL
COUNTRY HOSPITAL FOR ANIMALS	\$49.81	K9
CRAM, TERRY	\$57.00	MEALS
CUNDIFF, SHELLEY	\$2,970.00	LEGAL
CUSTOM CAGE	\$660.00	CAGE
DAVIS & CANNON	\$25.65	LEGAL
DRIVE TRAIN INDUSTRIES	\$425.55	PARTS
DUNKELBERGER, MISTI	\$30.53	MILEAGE
EAST RIDGE TOWING	\$70.00	TOWING
ED HAMMER INC	\$1,421.52	REPAIRS
EIDE BAILLY TECHNOLOGY CONSULTING	\$787.00	SUPPORT, HEADSET
ENTECH INC	\$11,594.09	MAVERICK RD BRIDGE
FACILITY DUDE.COM	\$596.00	SOFTWARE
FALL, PAUL	\$10.40	MEAL
FARMERS CO-OP OIL CO	\$6,034.84	FUEL
FASTENAL	\$483.40	PARTS
FECK, SUSAN	\$19.43	MILEAGE
FEDEX	\$22.52	SHIPPING

FREMONT MOTOR	\$35.44	PARTS
GALLS	\$58.46	MACE
GLAXOSMITHKLINE PHARMACEUTICALS	\$1,323.20	BOOSTRIX
GRANGER, TOBY	\$24.42	MILEAGE
HARNISH, AMY	\$70.00	MENDING
HEALY LAW FIRM	\$1,687.50	LEGAL
HENRY SCHEIN INC	\$306.21	SUPPLIES
JACKS TRUCK & EQUIPMENT	\$18,282.00	PLOW, SANDER
JB STORAGE CONTAINERS	\$80.00	CONTAINER RENT
JOHNSON, ROBERTS & ASSOCIATES	\$46.00	EVALUATION
K B COMMERCIAL PRODUCTS	\$66.20	SUPPLIES
KANE FUNERAL HOME INC	\$1,700.00	RENT, UTILITIES, EQUIP, FUEL, INS,
KBM&M INC BIG HORN SANITATION	\$155.30	BAGS
KIMMEL, KERRIE	\$125.00	PORT TLT
LANNANS SUPPLY	\$206.52	DEP CORONER
LAYA, GARY	\$147.92	SUPPLIES
LEARNING ZONE EXPRESS	\$27.85	MAINT
LITTLE AMERICA	\$83.93	LITERATURE
LITTLE LIZA JANE'S CATERING	\$500.00	LODGING
LOCO PRINTING	\$3,411.88	MEALS
LONABAUGH AND RIGGS	\$144.50	MASTER SUMMARY
MALONE BELTON ABEL	\$16,200.00	LEGAL
MARK'S PLUMBING PARTS	\$481.03	ENGINEERING
MASTERCARD	\$4,525.11	PARTS
MEINEKE ECONOLUBE	\$448.37	NOVEMBER
MEMORIAL HOSPITAL	\$58.43	OIL CHANGES
MERCK & CO	\$4,297.21	SUPPLIES
MIKES ELECTRIC	\$74.95	VACCINES
MILLENNIAL VISION	\$5,711.00	ELECTRICAL
MULLINAX	\$3,382.33	MAINT RENEWAL
NAPA AUTO PARTS	\$239.86	MATERIAL
NATIONAL BUSINESS SYSTEMS	\$5,595.73	PARTS
NATIONAL DISTRICT ATTORNEYS ASSN	\$465.00	NOTICES
NEVES UNIFORMS	\$803.55	DUES
NORCO	\$651.34	UNIFORMS
NORIX GROUP	\$1,015.00	SUPPLIES
NOVUS AUTO GLASS	\$29.50	PROPERTY BOXES
NUTRITION MATTERS	\$264.00	WIPERS
PACK & MAIL	\$51.12	PAMPHLETS
PAETEC	\$26.23	SHIPPING
PARENT INFORMATION CENTER	\$20.00	PHONE SERVICE
PENNO, MARY	\$250.00	SUBSCRIPTION
PIERCE, ALBERT	\$15.64	DEP CORONER
PILCH ENGINEERING INC	\$2,631.50	MEAL
PLAINS TIRE CO	\$2,099.81	REPORT
POWDER RIVER HTG & AIR COND	\$3,171.00	TIRES, BRAKES
POWDER RIVER POWER	\$42.44	UNIT
PROGREEN EXPO	\$165.00	PARTS
PTOLEMY DATA SYSTEMS	\$5,115.89	REGISTRATION
PUBLIC SAFETY CENTER	\$1,201.05	SERVICE, HARDWARE
REDLE, MATTHEW	\$32.38	GLOVES
RELM WIRELESS CORPORATION	\$182.76	FEES
ROLSTON, BOB	\$23.68	RADIO
ROSENLUND, KRISTI	\$22.20	MEAL
RS PAINTING & REPAIRS	\$3,540.00	MILEAGE
SANOPI PASTEUR INC	\$19.62	PAINTING
SCHONENBACH, KATHIE	\$38.85	MEMOMUNE
SESSIONS, KEVIN	\$125.00	MILEAGE
SHERIDAN ACE HARDWARE	\$41.54	DEP CORONER
SHERIDAN CNTY AIRPORT	\$16,616.67	SUPPLIES
SHERIDAN CNTY FAIR ASSN	\$31,250.00	FIXED COST, LEASE
SHERIDAN CNTY FULMER PUBLIC LIBRARY	\$95,416.67	FIXED COST
SHERIDAN CNTY SHERIFF	\$729.08	FIXED COST
SHERIDAN COMMERCIAL CO	\$310.70	PETTY CASH
SHERIDAN COUNTY BOARD OF REALTORS	\$170.00	SUPPLIES
SHERIDAN ELECTRONICS	\$3.19	DUES
SHERIDAN MEDIA	\$100.00	FUSE
SHERIDAN MOTOR	\$395.00	ADVERTISING
SHERIDAN PRESS	\$3,461.70	COVER
SHERIDAN SAW SERVICE	\$139.24	ADVERTISING, SUBSCRIPTION
		REPAIR

SHERIDAN SEED	\$39.98
SHERIDAN WINNELSON	\$88.12
SOURCE OFFICE PRODUCTS	\$230.69
ST VINCENT HEALTHCARE	\$355.26
STAPLES ADVANTAGE	\$952.31
STEWART, JOSIE	\$9.44
STRAHAN & ASSOCIATES	\$369.67
STROBES N MORE	\$344.34
SYSCO FOOD SERVICES	\$266.12
TARVER, PETE	\$25.91
TAYLOR QUARRY	\$1,255.83
TERRY, SUSAN	\$72.33
THE TROPHY CASE	\$10.65
THRONE LAW OFFICE	\$694.93
TONER, REBECCA	\$11.66
TOP OFFICE PRODUCTS	\$4,617.25
TOTAL COMFORT	\$612.50
TSP INC	\$6,427.38
TYLER TECHNOLOGIES	\$889.00
VISTA WEST ENGINEERING	\$3,089.86
WC&PAA	\$600.00
WPCI	\$150.00
WALMART COMMUNITY	\$199.00
WAREHOUSE MARKET	\$2,024.26
WATER PRODUCTS	\$131.00
WAY OIL CO	\$484.12
WEST PAYMENT CENTER	\$1,273.50
WEST PSYCHOLOGICAL SERVICES	\$180.00
WYATT, AMY	\$13.32
WYDOT	\$193.00
WYO DEPT OF HEALTH	\$237.00
WYOMING ELECTRIC	\$5,002.64
WYOMING GUARDIANS AD LITEM PROGRAM	\$4,801.08
WYOMING LAW ENFORCEMENT ACADEMY	\$792.00
WYOMING MACHINERY CO	\$8,964.36
WYOMING PEACE OFFICERS ASSN	\$410.00
WYOMING TAXPAYERS ASSOC	\$300.00
WYOMING TRUCKING ASSOC	\$30.00
ZOWADA RECYCLING & STEEL	\$999.15
GENERAL COUNTY WARRANTS	\$424,318.02

K9
PARTS
SUPPLIES
FACILITY CHGS
SUPPLIES
MILEAGE
HLTH OFFICER, SCREENING
TUBES
SUPPLIES
LUMBER
MATERIAL
POSTAGE
NAME PLATE
LEGAL
MILEAGE
COPY CHGS, FURNITURE,
SUPPLIES
SERVICE AGREEMENT
ENGINEERING
SUPPLIES, WEBHOST
ENGINEERING
DUES
SCREENING MGMT
SUPPLIES
SUPPLIES
WATER, CUPS
OIL, FUEL
PLAN, INFO CHGS
SCREENING
MILEAGE
SHERIDAN STREETS
KITS
ELECTRICAL
GAL
TRAINING
REPAIRS, RENTAL
DUES
MEMBERSHIP
TRAINING
MATERIAL

AIRPORT WARRANTS

VENDOR	AMOUNT	DESCRIPTION
ACT	\$365.92	PHONE SERVICE
AMERICAN ASSOC OF AIRPORT EXEC	\$275.00	DUES
AT&T MOBILITY	\$28.72	PHONE SERVICE
BIG HORN AIRWAYS	\$472.70	PARTS
CHERI FRY	\$59.40	MILEAGE
CITY OF SHERIDAN	\$389.98	UTILITIES
DOUGLAS PORTABLE TOILETS	\$99.00	PORT TOILETS
FEDERAL AVIATION ADMINISTRATION	\$21.42	SUBSCRIPTION
HALI-BRITE	\$308.50	WINDSOCKS
HEARTLAND KUBOTA	\$203.81	PARTS
HOME DEPOT	\$294.35	SUPPLIES
MASTERCARD	\$149.18	NOVEMBER
MONTANA DAKOTA UTILITIES	\$3,960.18	UTILITIES
NAPA	\$221.97	PARTS
PRESTFELDT SURVEYING	\$2,393.45	SURVEYING
PTOLEMY	\$699.00	IT SERVICE
SCHUETZ, ROBERT	\$192.00	DEPOSIT REFUND
RM YOUNG CO	\$5,269.22	WEATHER STATION, INSTRUMENT
ROSENBAUER	\$363.60	PARTS
SERVALL	\$27.82	SUPPLIES
SHERIDAN ACE HARDWARE	\$21.93	SUPPLIES
SHERIDAN CNTY AIRPORT PETTY CASH	\$32.49	PETTY CASH
SHERIDAN WINNELSON	\$803.12	CARTRIDGES
SHIPTONS	\$110.92	SUPPLIES
STONEMILL CONSTRUCTION	\$15,684.00	BUILDING IMPROVEMENTS
TIRE RAMA	\$1,197.95	FLUID, REPAIR
TOP OFFICE PRODUCTS	\$48.68	SUPPLIES

VISTA WEST	\$1,175.14	ENGINEERING
WALMART	\$10.99	SUPPLIES
WPCI	\$129.00	SCREENING
WY DEQ	\$600.00	FEES
TOTAL AIRPORT WARRANTS	\$35,609.44	

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 Nickel recognized the following employees for five years of service to Sheridan County: Leanne Nelson in the Clerk/Business Office; and Jennifer Yardas at the Detention Center. He also announced the annual closure of Red Grade Road, County Road #26, and the scheduled holiday closures at the courthouse.

PUBLIC COMMENTS

There were no public comments made.

S-12-003M: OSTHEIMER MINOR SUBDIVISION

Chairman Nickel opened a public hearing at 9:04 a.m. Mark Reid, County Planner, delivered his staff report and explained the variance request submitted with the Ostheimer Minor subdivision application. Applicants, Gib and Debbie Ostheimer, their representatives Ron Prestfeldt from Prestfeldt Engineering, and Brian Venn from 609 Consulting, were in attendance. Mr. Ostheimer, Mr. Prestfeldt, and Mr. Venn addressed the board. The following neighbors expressed concerns regarding the variance: Mary and Steve Pearce; Bill Bensel; Kris Korfanta and Sharon Porter. Chairman Nickel closed the public hearing at 9:51 a.m. and Commissioner Maier moved to approve the variance from the Wyoming Department of Environmental Quality water/sewer safety and adequacy reports for Ostheimer Minor Subdivision. Commissioner Rolston seconded the motion and following clarification regarding septic system permitting from Ken Muller, County Engineer, the board voted in favor. Chairman Nickel stated the board would issue findings concerning this decision. Chairman Nickel opened a public hearing at 9:58 a.m. to receive public comments regarding the proposed subdivision. Comments were received from: Ron Prestfeldt; Kris Korfanta; Mary Pearce; Bill Bensel and Sharon Porter. Mr. Nickel closed the hearing at 10:23 a.m. Commission Ringley moved to approve item S-12-003M: Ostheimer Minor Subdivision with the condition as stated in the Staff report and as recommended by the Planning and Zoning Commission. Commissioner Rolston seconded the motion. Commissioner Cram moved to add a condition #2, no septic systems shall be built within 50 feet of the old Tongue River cut-bank oxbow. The motion was seconded by Commissioner Rolston. Commissioners Cram, Maier, Nickel and Rolston voted in favor while Commissioner Ringley voted against. The board then voted on the original motion with Commissioners Cram, Maier, Nickel and Ringley voting in favor; Commissioner Rolston voting against. Following are the two conditions:

1. That the resulting properties be rezoned to Agricultural.
2. No septic systems shall be built within 50 feet of the old Tongue River cut-bank oxbow.

PREDATOR MANAGEMENT DISTRICT REAPPOINTMENTS

Commissioner Rolston moved to reappoint Terry Cram as an at-large member to the Predator Management District, for a 3 year term from January 1, 2013 to January 1, 2016. Commissioner Maier seconded and all voted in favor. Commissioner Rolston moved to appoint Robert Thuesen to represent sportsmen on the Predator Management District for a 3 year term from January 1, 2013 to January 1, 2016. Commission Maier seconded and with all voting in favor, the motion carried.

SC-06-01: PETITION OF MERLIN H. ZOWADA AND LORI ZOWADA FOR THE ESTABLISHMENT OF A PRIVATE ROAD

Chairman Nickel explained the responsibility of the board to select a route and assign damages in the Zowada v. Mullinax – Private Road Petition. The board discussed determining the value of land in each route per acre. Following are those approximate values: Route 1 - .0925 acres at \$60,000/acre is \$5,552; value of improvements -\$3,500; total approximately \$9,000. Route 6 - .645 acres at \$20,000/acre total approximately \$13,000. Approximate damage to the value of land for shared use: Route 1 - \$4,500; Route 6 - \$6,500. The approximate severance damages for Route 1 - \$45,000. Construction cost to Zowada’s, if the road is constructed by Mullinax, for Route 6 would be \$50,000. The road would be constructed per county standards at a width of 24 feet. Discussion continued regarding costs and conditions for maintenance of the right of way that is chosen. Commissioner Maier moved to select route #6 as the most reasonable and convenient and

award damages to Mullinax in the amount of \$6,500, with an additional cost of \$50,000 for the construction of a road. Commissioner Rolston seconded the motion and following a unanimous vote, the motion carried.

EXECUTIVE SESSION

Commissioner Rolston moved to convene into executive session to discuss matters concerning litigation pursuant to §16-4-405(a) (iii), Commissioner Maier seconded the motion, and the board voted in favor. Following the executive session, Commissioner Maier moved to reconvene into regular session, the motion was seconded by Commissioner Ringley and all voted in favor.

ADJOURNMENT

There being no further business to come before the Board, Chairman Nickel adjourned the meeting at 11:36 a.m.

BOARD OF COUNTY COMMISSIONERS

Sheridan County, Wyoming

Attest:

Mike Nickel, Chairman

Eda Schunk Thompson, County Clerk