

STATE OF WYOMING)
)
COUNTY OF HOT SPRINGS)

OFFICE OF THE BOARD OF
COUNTY COMMISSIONERS

THERMOPOLIS, WYOMING
October 21, 2008

The Hot Springs County Board of Commissioners met in regular session on Tuesday, October 21, 2008 at 4:00 p.m. in the Commissioners Room at the Courthouse.

Present were Commissioners Brad W. Basse, John P. Lumley and Frank T. Manning. Also present were County Clerk Hans Odde, and the Commissioners' Administrative Assistant Penny Herdt.

Brad W. Basse led those present in the Pledge of Allegiance.

Approval of Agenda

John P. Lumley made a motion to approve the agenda with the following addition: Regular Business # 8 – Executive Session. Frank T. Manning seconded the motion. Motion carried.

CMAR Selection - Public Health/Government Annex Building Project

Commissioner Manning outlined the process leading to the final selection of the Construction Manager At Risk (CMAR) for the Public Health/Government Annex Building Project. Chairman Basse has had no involvement in the CMAR process as he is a potential bidder on the construction project. A committee composed of Commissioners John P. Lumley and Frank T. Manning, County Clerk Hans Odde, and Public Health Nurse Bree Gerber selected three firms from the applications received to interview. Groathouse Construction, Sletten Construction of Wyoming, and TSP Architecture / Engineering / Construction were interviewed and final selection was made. County Clerk Hans Odde announced that Groathouse Construction was selected as the Construction Manager At Risk for the project. Frank T. Manning moved to accept Groathouse Construction as the CMAR for the project. John P. Lumley seconded the motion. Chairman Basse abstained. Motion carried. Jake Schrickland with Plan1 Architects updated the Commissioners on the progress of the design/build package for the project. He expects a final package to be completed in mid-December, with construction to start sometime in January. Clerk Odde updated the Commissioners on the asbestos issues in the old church building. The Asbestos Mitigation contract will be put out for bids this week. Plan1 has received the Soils report and should have the Site Survey within the week.

County Assessor - Rebates

County Assessor Shelley Deromedi submitted the following rebates to the County Commissioners for approval:

1. Rebate #39-08 - Parcel #250, RealWare #R0003111, District 100, Tax Year 2008 — ROBINSON, ANN MARIE AND GRAHAM, JR., ALFRED THOMAS - 160 Acres in N/2N/2 Section 25, T45N-R97W – Adjustment for topography and lack of legal easement was removed resulting in over assessment of 4560. This rebate is in the amount of \$324.67.
2. Rebate #40-08 - Parcel #1904, RealWare #R0000219, District 152, Tax Year 2008 — JOHNSON, KENNETH E. – Condition and effective age were incorrect as of Jan 1, 2008, resulting in over assessment of 2052. This rebate is in the amount of \$156.36.
3. Rebate #41-08 – Parcel #572, RealWare #R0001193, District 101, Tax Year 2008 – OHRMUND, VICTOR & KARLA – Land attribute adjustment for drainage problem had not been applied, as well as house needed to be listed as “log”, not “rustic Log” resulting in over assessment of 2908. This rebate is in the amount of \$230.31.
4. Rebate #42-08 – Parcel #408, RealWare #R0001189, District 101, Tax Year 2008 – OHRMUND, VICTOR & KARLA – Land attribute adjustment had been applied on residual land resulting in over assessment of 5649. This rebate is in the amount of \$447.40.
5. Rebate #43-08 – Parcel #3047, RealWare #R0000021, District 100, Tax Year 2008 – PICARD LIVESTOCK COMPANY – Buildings had been demolished years ago, so they needed to be

removed from this parcel, as well as the farmstead, resulting in over assessment of 8185 for 2008. This rebate is in the amount of \$582.78.

6. Rebate #44-08 – Parcel #2708, RealWare #P0003613, District 152, Tax Year 2008. FIRST AMERICAN LEASING – No longer leased any personal property in Hot Springs County as of 1/1/08, resulting in over assessment of 245. This rebate is in the amount of \$18.67.

John P. Lumley moved to approve the rebates as presented. Frank T. Manning seconded the motion. Motion carried.

Lazy Acres Well Permit #1

County Clerk Hans Odde presented Well Permit T.F. #U.W. 41-4-255 – Lazy Acres #1 from Reginald E. Reid and Cynthia C. Dragon for approval. Geological Consultant Gretchen Hurley has reviewed and recommended the permit application for approval. John P. Lumley moved to approve Lazy Acres Well Permit #1. Frank T. Manning seconded the motion. Motion carried.

2008 Citizen Corps Grant & 2008 HSC State Homeland Security Grant

Acceptance of these grants was tabled until the November 4, 2008 meeting, as the County Attorney has not had time to review them.

Bighorn Basin Mobile Data Terminal Project – HSC Sheriff Lou Falgoust and Deputy Dave Larson appeared before the Commissioners to request a letter of support to accompany the proposed grant application for the Bighorn Basin Mobile Data Terminal Project. The grant must be submitted by mid-November, 2008. Commissioners requested that Sheriff Falgoust obtain written evidence of support from prospective participating agencies in the other Bighorn Basin counties prior to drafting such a letter. The Commissioners also requested that Sheriff Falgoust provide the County Attorney with a copy of a similar grant request for review before proceeding with the project. Sheriff Falgoust will contact the Commissioners to set up a meeting when he has obtained the requested paperwork.

HSC – Thermopolis Economic Development Committee Report

Sewage Pump Station Expansion – EDC Director Lorraine Quarberg presented a letter for the Commissioners' signature to the Wyoming Business Council requesting that \$60,000.00 from Phase II of the Business Ready Community Grant for the Red Rock Business Park be used to expand the Sewage Pump Station to provide the needed capacity to serve the Business Park and comply with DEQ regulations. Phase II of the project is 90% complete, and substantially under budget, so the EDC would like to use the remaining funds for the Pump Station Expansion, as the expansion will be required to adequately serve the Business Park in the future. Chairman Basse recused himself from discussion and voting due to his subcontractor status on the Business Park project. Frank T. Manning made a motion to sign the letter requesting funds for the Expansion Project in the amount of \$60,000. John P. Lumley seconded the motion. Motion carried.

Business Committed Grant – VAST Manufacturing – EDC Director Lorraine Quarberg requested that the Commissioners sponsor the Business Committed Grant for VAST Manufacturing. The EDC will prepare the application and handle the public hearing notification. The public hearing will be held at the regular Board of County Commissioners meeting on December 2, 2008. John P. Lumley made a motion to sponsor the grant application. Frank T. Manning seconded the motion. Motion carried. Chairman Basse offered a special commendation to Ms. Quarberg and the EDC Board for all their hard work and successful projects over the last couple of years in Hot Springs County. (Chairman Basse represents the commissioners on this board)

Red Rock Business Park Grant Agreement – Amendment #2 – Director Quarberg presented Amendment #2 to the Business Park Grant Agreement revising the Construction Service date to June 30, 2009, and the Grant Expiration date to June 30, 2012. Chairman Basse recused himself from discussion and voting due to his status as a subcontractor on the project. John P. Lumley made a motion to sign the amendment. Frank T. Manning seconded the motion. Motion carried.

Executive Session

At 5:35 p.m. County Attorney Jerry Williams arrived and Frank T. Manning made a motion to enter Executive Session to discuss litigation. John P. Lumley seconded the motion. Motion carried. At 5:45 p.m. John P. Lumley moved to end the Executive Session. Frank T. Manning seconded the motion. Motion carried. No action was taken during or as a result of the Executive Session.

BLM Resource Management Plan (RMP) Revision Update

County Representatives to the BLM RMP process DeLloyd Quarberg, Robert Overton and Terry Wilson, along with other concerned citizens, appeared before the Commissioners to give an update on the RMP Revision process. The Scoping period on the plan runs from October 17 – November 17, 2008, with Public Scoping meetings to be held November 5th in Thermopolis at the Days Inn from 3:00-8:00 p.m., November 6th in Worland, November 7th in Greybull, November 12th in Cody, November 13th in Powell and November 14th in Lovell. The group expressed some concern about the proposed format of the scoping meetings, and asked the Commissioners if they would be open to hosting a meeting on the county level if necessary. The Commissioners agreed to consider such a meeting pending the outcome of the local BLM Scoping Meeting on November 5th.

Other Business

High Plains Power Utility License Agreement – Missouri Flat Road – County Clerk Hans Odde indicated that Road & Bridge Foreman Jim Skelton has recommended the agreement for approval. Frank T. Manning moved to approve the License Agreement. John P. Lumley seconded the motion. Motion carried.

HSC Replacement Airport Environmental Assessment Study Input Committee (SIC) – County Clerk Hans Odde reported that the first public meeting of the Study Input Committee will be held on November 10, 2008, at 6:30 p.m. in the basement meeting room at Big Horn Federal. Public notification has taken place. The meeting is anticipated to last roughly one to two hours. On a related note, Clerk Odde reported that the Wetlands Study has been performed, and the Archeological Study is underway.

Coalbed Natural Gas Alliance (CNGA) – Environmental Quality Council Hearing – An Environmental Quality Council Hearing will be held in Thermopolis on November 3, 2008, on the Agricultural Use--Section 20 policy rule to determine statewide livestock drinking and irrigation standards. Commissioners have received their invitations to the informational dinner regarding the hearing sponsored by the CNGA and have submitted their RSVP's.

Correspondence

- Office of Homeland Security – 2009 Hazard Mitigation Assistance Program
- State Department of Audit – Special District Annual Reports
 - Districts listed on the report have been notified
- Lane 3 Comprehensive Plan Project Meeting – November 6, 2008, at 7:00 p.m. at the Town Hall
 - Notification has been sent to affected landowners and adjacent landowners and a meeting notice has been placed in the local newspaper
- HSC Weed & Pest Board Minutes & Meeting Notification
- Wyoming National Guard – Photo CD's of C-130 Flight
- Wyoming Business Council – Community Facilities Grant & Loan Program Proposed Rules
- Airport Traffic Count – September, 2008
- Thermopolis Chief of Police – Memo regarding Courthouse Security & Smoking Concerns
- HSC Museum Board Minutes
- Wyoming Court Security Commission e-mail – Request for Recommendations for Court Security Equipment
- Wyoming Business Council – Strategic Plan Input Meetings Schedule

Correspondence was reviewed by Commissioners. No action was required or taken.

Adjournment

There being no further business before the Board, Commissioner John P. Lumley made a motion to adjourn the meeting at 6:20 p.m. Commissioner Frank T. Manning seconded the motion. The motion carried.

Attest:

Brad W. Basse, Chairman

Hans Odde, County Clerk