

STATE OF WYOMING)
)
COUNTY OF HOT SPRINGS)

OFFICE OF THE BOARD OF
COUNTY COMMISSIONERS

THERMOPOLIS, WYOMING
November 14, 2008

The Hot Springs County Board of Commissioners met in special session on Friday, November 14, 2008 at 9:00 a.m. in the Commissioners Room at the Courthouse.

Present were Commissioners John P. Lumley, and Frank T. Manning. Also present were Hot Springs County Clerk Hans Odde and Administrative Assistant to the Commissioners Penny Herdt. Hot Springs County and Prosecuting Attorney Jerry D. Williams arrived partway through the meeting.

Vice-Chairman Lumley led those present in the Pledge of Allegiance. Vice-Chairman Lumley then suspended Roberts Rules of Order for the meeting in order to conduct business.

Approval of Agenda

Frank T. Manning made a motion to approve the agenda with the following additions:

- ADD: Terry Root-US Forest Service – Cottonwood Vegetation Plan Update
- Milled Material Request Letter
- Review BLM RMP Scoping Comments
- Hans Odde – Senior Citizens Center Planning Grant Update

John P. Lumley seconded the motion. Motion carried.

Asbestos Abatement Bids

County Clerk Hans Odde reported that six bids had been received for the Asbestos Abatement project for the building at 117 North 4th. Bob Brownell with Terracon was in attendance to review the bids with the Commissioners. Bids were received from Environmental Resource Group - \$74,091; Associated Services - \$85,004; ESA - \$35,690; Liberty Environmental - \$23,110; Horsley Specialties - \$26,472; and Environmental Contractors - \$14,872. There were no Wyoming-based bidders on the contract, so the 5% Local Bidder preference requirement did not come into play. After discussion, Frank T. Manning moved to accept the recommendation of Mr. Brownell to award the Asbestos Abatement contract to the low bidder, Environmental Contractors, LLC., in the amount of \$14,872. Commissioner Lumley noted for the record that although the agenda had stated that the bids would be opened at this meeting, they had been opened earlier by the County Clerk so that he could provide them to Mr. Brownell with Terracon for review prior to this meeting. John P. Lumley seconded the motion. Motion carried. Upon completion of the abatement process, state and federal regulations require a final inspection to ensure the abatement procedures were properly carried out. Mr. Brownell presented a proposal from Terracon to provide the final inspection after abatement. Frank T. Manning moved to accept Terracon's Proposal #P2608246 for Final Inspection Services in the amount of \$1600. John P. Lumley seconded the motion. Motion carried.

Mr. Brownell also presented information regarding demolition of the building after the asbestos abatement has been completed. During demolition, OSHA Asbestos Exposure Monitoring and perimeter air sampling is required and National Emissions Standards for Hazardous Air Pollutants (NESHAP) must be met. Mr. Brownell presented a proposal from Terracon to provide a "NESHAP-competent person" to oversee the demolition process and ensure that all OSHA and NESHAP requirements are met. Frank T. Manning made a motion to accept Terracon's Proposal #P2608245 in the amount of \$4027/week with the understanding that, should the demolition take less than a full week, per diem charges would apply. John P. Lumley seconded the motion. Motion carried.

Wolf Management Plan

The County Commissioners met with Wyoming Game & Fish Commissioner Bill Williams, Farm Bureau representative Ray Shaffer, Natural Resources Planning Committee (NRPC) members Lee Campbell and DeLoyd Quarberg, and Predator Control Board Member Bob Overton to discuss the current status of the Wyoming Wolf Management Plan. Park County Commissioner Marie Fontaine joined the discussion via conference call. Commissioner Williams stated that the Wolf Management Plan de-listing the wolves had been submitted to and approved by the U.S. Fish & Wildlife Service on March 23, 2008. On July 18, 2008, opponents of the plan were able to get a judge to issue an injunction suspending the de-listing and specifically rejecting Wyoming's plan. The Wyoming Game & Fish Commission has reworked the plan and will be submitting it for the approval of the US Fish & Wildlife Service later this month. If the plan is not approved, wolf management in Wyoming will revert to the 1994-10J rules, which will mean no federal compensation to producers for wolf depredation, it will be illegal to kill wolves for any reason without prior federal approval, and there will be no ability for the state to manage wolves to benefit wildlife. All federal wolf management will be re-active, not pro-active. Commissioner Williams feels that statutory change of the wolf from Predator status to Trophy Game status will probably be required for federal approval of Wyoming's Wolf Management Plan. Other comments were received from Matt Brown, Carl Dockery and John Winter. Commissioner Williams will pass along all comments at the next meeting of the Game & Fish Commission in Jackson on November 18, 2008.

Gooseberry/Cottonwood Vegetation Management Plan

Commissioners participated in a conference call with Terry Root of the US Forest Service regarding the status of the Gooseberry/Cottonwood Vegetation Management Plan. Other participants included Park County Commissioner Marie Fontaine, NRPC members Bob Overton and DeLoyd Quarberg, County Planner Lee Campbell, and Road & Bridge employee Ray Shaffer. Mr. Root stated that the final draft of the plan would be submitted for signature next week and that it should be signed and completed within the next two to four weeks. Mr. Root indicated that they do not expect any major objections to the plan during the appeal period. Discussions between Mr. Root, Commissioner Fontaine and Planner Campbell confirmed that small logging operations are well accommodated with the plan. Ray Shaffer stated that the Grass Creek road has been upgraded to the Forest Service boundary line, and Mr. Root indicated that funds have been requested by the Forest Service to upgrade and maintain the road on

the Forest Service side this year as a part of the plan. Questions from members of the audience were discussed and answered by Mr. Root.

Milled Material Request

County Clerk Hans Odde presented the Commissioners with a letter to the Wyoming Department of Transportation from the County requesting the milled material that will be available from the State's Meeteetse to Thermopolis highway project next summer for use in county projects. Frank T. Manning moved to approve the letter for signature. John P. Lumley seconded the motion. Motion carried.

BLM RMP Scoping Comments

County representative DeLoyd Quarberg has submitted the scoping comments on the BLM Resource Management Plan to the county's consultant, and notified the Commissioners that if they had any further comments, they would need to submit them directly to the BLM. Commissioners had no further comments at this time.

Senior Citizens Center Feasibility Study Grant

County Clerk Hans Odde notified the Commissioners that he has been informed that there is currently a shortage of funds available to meet all the Feasibility/Planning Grants received by the Wyoming Business Council. Regarding the Senior Citizens Center Feasibility Grant Application, Clerk Odde has been notified that only \$15,000 of the \$25,000 requested will be recommended for funding at this time, with the County having to make up the additional \$10,000. After discussing the options available to the Commissioners, Clerk Odde recommended reapplying for the full amount of the grant in February, 2009, when more money is expected to be available. Frank T. Manning moved to apply for full funding of the Senior Citizens Center Feasibility Grant in February, 2009, with a June, 2009, grant award date. John P. Lumley seconded the motion. Motion carried.

Adjournment

There being no further business before the Board, Commissioner John P. Lumley made a motion to adjourn the meeting at 10:40 a.m. Frank T. Manning seconded the motion. Motion carried.

Attest:

John P. Lumley, Vice-Chairman

Hans Odde, Clerk to the Board