

STATE OF WYOMING)
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COUNTY OF HOT SPRINGS)

OFFICE OF THE BOARD OF
COUNTY COMMISSIONERS
THERMOPOLIS, WYOMING
March 17, 2009

The Hot Springs Board of County Commissioners met in regular session on Tuesday, March 17, 2009, 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 & Prosecuting Attorney Jerry Williams, County Clerk Hans Odde, and Administrative Assistant to the Commissioners Penny Herdt.

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

Approval of Agenda

John P. Lumley made a motion to approve the agenda as presented. Frank T. Manning seconded the motion. Motion carried.

Bighorn Basin Transportation Authority

Bighorn Basin Transportation Authority (BHBTA) representative Toni Casciato appeared before the Commissioners to give them an update on the current status of the funding for the bus service overseen by the BHBTA in the Bighorn Basin. Previously, full funding for the BHBTA had been provided through the Wyoming Department of Transportation. During this legislative session, a bill was passed appropriating \$250,000 in subsidies for the BHBTA, but requiring a 25% matching amount (\$62,500) from the counties and municipalities served by the BHBTA. At the last meeting of the BHBTA, a proposal was put forth to split the match amount into \$12,500 from each of the four counties involved and a total of \$12,500 from the seven municipalities involved. This proposal was not perceived as particularly fair and equitable by the Commissioners. Ms. Casciato indicated that there would be another meeting of the BHBTA at the Town Hall in Cody at 10:00 a.m. on March 31, 2009 to further discuss this proposal and encouraged the Commissioners to attend and take part in the discussion. WYDOT and Arrow Bus Lines will present information on the ridership levels and funding requirements for continued bus service in Northern Wyoming at this meeting.

Sleeping Giant Ski Area

Bryant Hall, Executive Director of the Yellowstone Recreations Foundation, appeared before the Commissioners to review the progress being made toward re-opening the Sleeping Giant Ski Area in Park County. A grant has been received from the Wyoming Business Council, but it requires matching funds from private and/or public sources. These matching funds must be committed by April 30, 2009. No action was taken at this time by the Commissioners

Scenic View Subdivision

Richard and Sandy Baker appeared before the Commissioners for a Final Public Hearing on their proposed Scenic View Subdivision. County Planner Lee Campbell indicated that all the proper notifications had been made and all the legal documents were in order. Chairman Brad Basse declared the public hearing open at 4:40 p.m. Planner Campbell provided documents indicating a "Do-Pass" recommendation from the Land Use Planning Board. Chairman Basse called three times for public comment on the Subdivision. Receiving none, Chairman Basse declared the public hearing closed at 4:45 p.m. Frank T. Manning moved to approve the Scenic View Subdivision as presented. John P. Lumley seconded the motion. Motion carried.

Facility Use Request

UW/HSC Extension Educator Barton Stam appeared before the Commissioners to request consideration of his request that the UW Cooperative Extension Service be allowed to use the entire building currently shared by his group and the Public Health Department once the new

Public Health/Governmental Annex building is complete. UWCES is currently experiencing a shortage of both office space and records and equipment storage space, as well as a possible lack of compliance with ADA accessibility requirements, which he perceives could be eased by use of the space currently occupied by the Public Health Department. Commissioners thanked Mr. Stam for his presentation and indicated that they would take his request under consideration.

Assessor – Tax Rebates

County Assessor Shelley Deromedi presented the Commissioners with the following rebates for their approval:

Rebate #05-09 - Continental Operating Company, Parcel #3375 — Oil production at East Warm Springs field during 2006. DOR NOVC #2009-0105 issued to correct gross product & severance tax reporting discrepancies for oil production during 2006 for Group #04865 at East Warm Springs, resulting in under assessment of 3792. A supplemental tax notice #337507 was issued by Hot Springs County in the amount of \$265.47 on 1/30/2009.

On February 6, 2009, Continental Operating filed an amended return for East Warm Springs, Property #04865, to correct earlier discrepancies. Based on this amended return, on March 4 the DOR issued NOVC 2009-0250, to revise its earlier NOVC, resulting in an over assessment of 3792. Taxes in the amount of \$265.47 now need to be rebated.

Rebate #06-09 – Shelley Deromedi for Christiane Gee, Trustee of the Gee Family Trust, Parcel #2146 — Tract of land in SWNE Sec 2, T42N-R95W, with improvements. It was discovered in property review that the land value had doubled during download resulting in overassessment of 3019 for tax year 2008. Taxes in the amount of \$230.05 need to be rebated.

John P. Lumley moved to approve Rebate #05-09 to Continental Operating Company in the amount of \$265.47, and Rebate #06-09 to the Gee Family Trust in the amount of \$230.05. Frank T. Manning seconded the motion. Motion carried.

Public Health Building Update – Plan One Architects

Jake Schrickling, representative for Plan One Architects, appeared before the Commissioners to review the progress on the Public Health/Governmental Annex Building. Important upcoming dates include: Planning & Zoning package will be presented to the Thermopolis City Planning & Zoning Committee in time for their meeting on 03-25-09; GMP Documents will be issued to the contractor by 04-14-09; 100% Bid Documents will be issued by 04-30-09. Mr. Schrickling reviewed the value engineering changes being made to bring construction costs in line with the current construction budget. Mr. Schrickling asked for a meeting with the County's IT Coordinator, RT Communications, ACE Electrical, the Commissioners, and Bree Gerber to work out computer and cabling requirements for the special building systems. Clerk Odde will set up this meeting. Mr. Schrickling will attend the Commissioners' meeting on April 7, 2009 to discuss exterior materials and colors for the building.

Select Airport Seal Coat Project Engineering Firm

Engineering proposals for the Airport Seal Coat Project were received from the following firms: M.C. Schaff & Associates, Inc. – Douglas, WY; GDA Engineers – Powell, WY; Burns & McDonnell – Centennial, CO; AVI, p.c. – Cheyenne, WY; DOWL HKM – Sheridan WY; James Gores & Associates – Riverton, WY and Kimley-Horn & Associates, Inc. – Denver, CO. Commissioners reviewed the engineering proposals. As there were no questions for any of the firms from the Commissioners, Chairman Basse called for a ballot ranking the top three choices. Clerk Odde announced that the unanimous first place selection was GDA Engineers, Powell, Wyoming. John P. Lumley moved to accept the Proposal For Airport Engineering Services for the Airport Seal Coat Project from GDA Engineers, Powell, Wyoming. Frank T. Manning

seconded the motion. Motion carried. A letter of notification will be sent to the unsuccessful candidates.

Land Use Planning Board

Due to the resignation of Hub Whitt, a new member must be selected for the Land Use Planning Board for the term beginning May 1, 2009. Clerk Odde presented the application received in response to his advertising, and stated that the applicant meets all the board member requirements. Frank T. Manning moved to appoint Diane Winter to the Land Use Planning Board effective May 1, 2009. John P. Lumley seconded the motion. Motion carried.

Other Business

Probation & Parole Office Space – The Probation & Parole officer would like to have a desk and a computer hook-up available when he is working in Hot Springs County so that he can complete his paperwork and access local records here instead of having to return to Worland to do so. County Attorney Jerry Williams indicated that the current law library would be very adequate for these needs, and would be a better choice than the conference room in the Joint Law Enforcement Center. Clerk Odde will determine if there is a computer hookup available in the law library. Commissioners gave Attorney Williams their approval to send a letter approving the use of the law library as office space for the Probation and Parole officer as needed until further notice.

Hospital Generator Funding – Clerk Odde presented the Commissioners with a letter to Emergency Management Coordinator Bill Gordon from the state Office of Homeland Security, indicating that the purchase of a replacement generator for the hospital would be a 100% eligible expense for Homeland Security funds. Coordinator Gordon and hospital officials will continue to follow up on this project. No action required of the Commissioners at this time.

Airport Snowplow Bid – Airport Manager Ray Arey presented the Commissioners with a bid from P&S Machine for repairing/replacing the truck-mounted snowplow at the airport. After discussion, Frank T. Manning moved to accept the quote from P&S Machine for repair/replacement of the snowplow and lift attachment in the amount of \$4,860.00. The money will come from the Airport Maintenance budget line item. John P. Lumley seconded the motion. Motion carried. Mr. Arey will contact P&S Machine to schedule the repair/replacement.

Wagonhound Gravel Pit Free Use Permit – Planner Lee Campbell presented an application to amend the Wagonhound Gravel Pit Free Use Permit for signature by the Commissioners. This application requests an enlargement of the present pit. John P. Lumley moved to approve the application to the USDI-BLM for Amendment of the Wagonhound Gravel Pit #WYW159540 for signature. Frank T. Manning seconded the motion. Motion carried.

Integrated Solid Waste Management Plan – Draft – Clerk Odde presented the Integrated Solid Waste Management Plan Draft Report from Engineering Associates for review and comments from the Commissioners. No action was taken at this time.

Museum Board Resignation – Commissioners received a letter from Ross Rhodes submitting his resignation from the Museum Board. Mr. Rhodes has been appointed the Interim Director of the Hot Springs County Museum as a result of Museum Director Gregg Voigt's resignation. Mr. Voigt has resigned to take a position with the Game & Fish in Dubois. John P. Lumley moved to accept Mr. Rhodes' resignation from the Museum Board. Frank T. Manning seconded the motion. Motion carried. A letter will be sent to Mr. Rhodes expressing thanks for his service, and appreciation for his willingness to step in as Interim Director of the Museum at this time.

Rec Center Planning Grant Draw Down Request – Clerk Odde presented Draw Down Request #2 for the Rec Center Planning Grant in the amount of \$4,055.00. The match amount of \$1,352.00 will come from the Recreation Department. Frank T. Manning moved to approve Draw

Down Request #2 in the amount of \$4,055.00. John P. Lumley seconded the motion. Motion carried.

Approve Banking Resolutions – Clerk Odde presented the Commissioners with the annual Depository Resolutions between Hot Springs County and Bank of Wyoming, Big Horn Federal Savings Bank and Pinnacle Bank. These resolutions are required by state regulation and by the county's auditors. John P. Lumley moved to approve the Resolutions with Bank of Wyoming, Big Horn Federal Savings Bank and Pinnacle Bank. Frank T. Manning seconded the motion. Chairman Basse recused himself from discussion and voting due to his status as an Advisory Director with Big Horn Federal. Motion carried.

Public Officer Disclosure Statement – Clerk Odde reviewed the Public Officer Disclosure of Benefit or Interest Statements received from Commissioner Manning. This form is required to be filled out annually by all County Officials who invest public funds or have authority to decide how public funds are invested. These forms are public documents and will be kept on file in the Clerk's Office.

Correspondence

WYDOT – Highway US20/WY 789 Speed Study: Study is complete. No change in speed limit is warranted at this time.

Governor's Office – TSA Proposed Regulation Comments

Bureau of Reclamation – Snow Melt Runoff Forecast: April through July, 2009 forecast at 74% of average

– Buffalo Bill/Boysen Reservoir Water Information Meeting Dates

Governor's Council on Impaired Driving/Nomination Request

Department of Audit – Special District Training Schedule

Red Lane Board Member Resignation: Letter to be sent to board member regarding correct procedure for resignation

Airport Traffic Count – February, 2009

WYDOT – WACIP Report Update

Board Minutes – Fairboard, Library Board, Museum Board

Adjournment

There being no further business to come before the Board of County Commissioners at this time, John P. Lumley moved to adjourn the meeting. Frank T. Manning seconded the motion. Motion carried.