COUNTY COMMISSIONERS' MINUTES

NOVEMBER 2, 2010 LARAMIE, WYOMING

1. **Roll Call.**
The Regular Meeting was called to order at 9:32 a.m. by Chairman Sullivan. Roll call showed Sullivan, Chesnut and Gabriel all present.

Public Hearing.
Land Use Change application – Union Pacific Railroad and Laramie Economic Development Corporation (LEDC)

Following a few comments, MOTION by Chesnut, seconded by Gabriel to CLOSE the Public Hearing at 9:36 a.m.

Roll call showed Chesnut, Gabriel, Sullivan. Aye. MOTION CARRIED.

Amendment to Albany County Zoning Regulations to require installation of audio visual warning systems for Commercial Wind Conversion Systems applicants

Hearing no comments, MOTION by Chesnut, seconded by Gabriel to CLOSE the Public Hearing at 9:37 a.m.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

Amendment to Albany County Zoning Regulations to require notice to mineral rights owners or claimants for Commercial Wind Energy Conversion Systems

Hearing no comments, MOTION by Chesnut, seconded by Gabriel to CLOSE the Public Hearing at 9:39 a.m.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

2. **Public Comment.**
None

3. **Consideration of Changes in the Agenda.**
Move agenda item 10 to the top of the agenda.

4. **Approval of Consent Agenda.**
MOTION by Gabriel, seconded by Chesnut that each specific action on the Consent Agenda be APPROVED as indicated.

CONSENT AGENDA

4a. Minutes of the October 19, 2010 Regular Meeting and the October 21, 2010 Special Meeting of the Board.
Action: that the Board APPROVES the MINUTES of the October 19, 2010 Regular Meeting and October 21, 2010 Special Meeting of the Board.

4b. Minutes and Agenda of the Albany County Fair Association.
Action: that the Board ACKNOWLEDGES RECEIPT of the September 14, 2010 MINUTES and the October 12, 2010 AGENDA of the Albany County Fair Association.

4c. Minutes of the Albany County Weed and Pest Control District.
Action: that the Board ACKNOLEDGES RECEIPT of the September 9, 2010 Board of Directors Meeting MINUTES of the Albany County Weed and Pest Control District.

4d. Minutes and Agenda of the Albany County Public Library Board of Directors.
Action: that the Board ACKNOWLEDGES RECEIPT of the September 28, 2010 MINUTES and October 26, 2010 AGENDA of the Albany County Public Library Board of Directors.

4e. Albany County Public Health Monthly Statement.
Action: that the Board ACKNOWLEDGES RECEIPT of the MONTHLY STATEMENT for the month ending September 2010 from Karol Hodges, Public Health Coordinator.

4f. Albany County Planner Monthly Statement.
Action: that the Board ACKNOWLEDGES RECEIPT of the MONTHLY STATEMENT for the month ending September 2010 from Doug Bryant, Planning Director.

4g. Albany County Fair Board Statement of Financial Position and Statement of Operations.
Action: that the Board ACKNOWLEDGES RECEIPT of the Albany County Fair Board STATEMENT OF FINANCIAL POSITION as of September 30, 2010 and STATEMENT OF OPERATIONS for the one and six months ended December 31, 2009.

4h. Balance Sheet and Revenues & Expenditures Budgeted vs. Actual Report of the Albany County Public Library.

Action: that the Board ACKNOWLEDGES RECEIPT of the September 30, 2010 BALANCE SHEETand July through September 2010 REVENUES & EXPENDITURES BUDGETED VS. ACTUAL Report of the Albany County Public Library.

4i. Albany County General Fund Expenditure Report.

Action: that the Board ACKNOWLEDGES RECEIPT of the General Fund EXPENDITURE REPORT for the month ending September 2010 as prepared by the County Clerk's Office.

4j. ACH payments to Blue Cross Blue Shield regarding health insurance claims.

Action: that the Board RATIFIES payments to Blue Cross Blue Shield regarding health insurance claims.

4k. County Road Fund Voucher.

Action: that the Board APPROVES the following County Road Fund Voucher:

Vendor	Service	Invoice Date/No.	Amount	Account Number	Amount
Reiman Corporation	Construction-Garrett Road	10/22/10	$144,752.17	979-5320-000 979-5325-000	$120,621.98 24,130.19
Albany County Treasurer Retainage Account for Reiman Corporation	Retainage from Reiman Corporation	10/27/10	$37,341.93	979-5320-000 979-5325-000	31,117.03 6,224.90

4l. Zoning Certificates.

Action: that the Board APPROVES the following Zoning Certificates:

Last Name	First Name	Zoning Permit #	Street #	Address	Value	Description of Use	Zoning
Steiner	Kelly	ZC-126-10	6107	Pilot Peak Rd.	$103,000	Accessory Bldg	Res
Geldien	Larry	ZC-127-10	5211	Bill Nye Ave.	$4,500	Accessory Bldg	Res
Neufeld	Mark	ZC-128-10		Barb Wire Way	$250,000	Principal Structure	Res
Vern's Self Storage		ZC-129-10	1100	Skyline Road	$200,000	Accessory Bldg	Comm
Young	Dana & Moira	ZC-130-10	131	Wind River Rd	$250,000	Principal Structure	Res
Young	Dana & Moira	ZC-131-10	131	Wind River Rd	$30,000	Accessory Bldg	Res

4m. Acknowledge Receipt of Correspondence.

Action: that the Board ACKNOWLEDGES RECEIPT of CORRESPONDENCE from: Wyoming Department of State Parks and Cultural Resources; Petroleum Association of Wyoming; State of Wyoming Department of Audit; Sheela Schermetzler, Grants Manager; Joint Powers Trust; County News; American City & County; Pathfinder Renewable Wind Energy; Wyoming Water Development Office; Richard Bohling, Albany County and Prosecuting Attorney; Wyoming FFA Times; ICMA; State of Wyoming – Office of Homeland Security; The Fidelity and Deposit Company of MD and Albany County Public Library.

REGULAR AGENDA

5. Allocation of $200,000 of Economic Development funds for grant/loan combination to assist the Laramie Economic Development Corporation with the Intermodal Rail Spur Project.

MOTION by Gabriel, seconded by Chesnut to APPROVE Allocation of $200,000 from the Albany County Economic Development Account to be used in association with the South Laramie Rail Spur Project. One hundred thousand dollars of which shall be a grant and One hundred thousand dollars of which shall be a loan to be paid back within ten years of the loan and at an interest rate matching the Business Council loan rate at the time of the loan. One hundred fifty thousand is intended to be applied as local funding in connection to the pending grant application of the LEDC, sponsored by the City of Laramie, with the Wyoming Business Council. The remaining fifty thousand dollars is intended to be used as local matching funds for an additional Industrial Road Program grant application. The allocation is contingent upon the completion of the following items:

1. Completion of WYDOT road analysis of Blackfoot Road and a portion of Fort Sanders Road and preliminary engineering design for the re-alignment of the Fort Sanders – Tie Plant Road intersection.
2. LEDC, LLC and Albany County enter into a development agreement addressing road improvements, road maintenance (including snow clearance) and safety issues associated with vehicular access from Highway 287 utilizing Blackfoot, Fort Sanders and Tie Plant Roads.
3. Obtain grant funding from the State Industrial Road Project (IRP) fund for rail crossing and rail spur improvements. (Albany County application)
4. Obtain grant funding from the IRP fund for improvements to Tie Plant Road including land acquisition, road widening and surfacing, and realignment of the Tie Plant Road – Fort Sanders intersection (Albany County application)

5. Obtain State Land Investment Board (SLIB) grant funds for necessary inter modal spur project improvements (City of Laramie application)
6. WYDOT approval of the at-grade rail crossing.
7. Approval of the Industrial zoning for the project property.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

6. Proposed amendment regarding Audio Visual Warning Systems, to the Albany County Zoning Resolution.

MOTION by Chesnut, seconded by Gabriel to APPROVE Amendment to the Albany County Wind Energy Siting Regulations – Albany County Zoning Resolution, Chapter V, Section 8(G)(2)(c) to add: The Board of County Commissioners shall require installation and maintenance of an audio visual warning system. Such an FAA approved system shall allow the turbine tower warning lights to be off except when necessary to alert aircraft in the area regarding Audio Visual Warning Systems to the Albany County Zoning Resolution.

Roll called showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

7. Proposed amendment to the Wind Energy Conversion Systems Regulations regarding notice to mineral rights owners or claimants.

MOTION by Chesnut, seconded by Gabriel to APPROVE Amendment to the Wind Energy Conversion Systems Regulations regarding notice to mineral rights owners or claimants to add the following proposed provision to the Albany County Zoning Resolution Chapter V, Section 8(E)(3)(c) which will read as follows: Record owners and claimants of mineral rights located on and under lands where the wind energy facility will be constructed shall be notified by published notice within a newspaper with a significant local circulation. The notice shall be published at least 14 days prior to permit application meeting or hearings before the Planning and Zoning Commission or the Board of County Commissioners.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

8. Change Order #1 to the Agreement between Albany County and Arcon Inc. for the Albany County SAFE Project Office Building Remodel to increase contract price from $146,950 to $183,733.

MOTION by Gabriel, seconded by Chesnut to APPROVE Change Order #1 to the Agreement between Albany County and Arcon Inc. for the Albany County SAFE Project Office Building Remodel to increase contract price from $146,950 to $183,733 that will be paid by SAFE.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

9. Advertising of Request for Bids and Receiving of Bids for Albany County Various Building Lighting Upgrades and DIRECT the Clerk to advertise.

MOTION by Gabriel, seconded by Chesnut to APPROVE advertising of Request for Bids and Receiving Bids for Albany County Various Building Lighting Upgrades and DIRECT the Clerk to advertise.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

10. Grant Award Agreement for the U.S. Department of Transportation, Hazardous Materials Emergency Planning Grant (HMEP) Fiscal Year 2011 from Wyoming Office of Homeland Security to Albany County Local Emergency Planning Committee for the purpose of providing funding to develop, improve, and implement hazardous materials emergency plans under the Federal Emergency Planning Community Right-to-Know Act (EPCRA) in the amount of $2,396.22 from September 30, 2010 through June 30, 2011.

MOTION by Chesnut, seconded by Gabriel to APPROVE Grant Award Agreement for the U.S. Department of Transportation, Hazardous Materials Emergency Planning Grant (HMEP) Fiscal Year 2011 from Wyoming Office of Homeland Security to Albany County Local Emergency Planning Committee for the purpose of providing funding to

develop, improve, and implement hazardous materials emergency plans under the Federal Emergency Planning Community Right-to-Know Act (EPCRA) in the amount of $2,396.22 from September 30, 2010 through June 30, 2011.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

11. Hiring of Intern from January 10, 2011 to May 6, 2011 due to an employee being on leave.

MOTION by Gabriel, seconded by Chesnut to APPROVE the hiring of an intern from January 10, 2011 to May 6, 2011 due to an employee being on leave.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

12. Contract with Mountain West Telephone for internet service for 3 years.

MOTION by Chesnut, seconded by Gabriel to APPROVE contract with Mountain West Telephone for internet service for three (3) years.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

13. Addendum to Lewan Copier Maintenance Contract #SSC19076 adding Road and Bridge Sharp copier at an additional annual cost of $360.00.

MOTION by Chesnut, seconded by Gabriel to APPROVE addendum to Lewan Copier Maintenance Contract #SSC19076 adding Road and Bridge Sharp copier at an additional annual cost of $360.00.

Roll call showed Chesnut, Gabriel and Sullivan. Aye. MOTION CARRIED.

14. Special Malt Beverage Permit for UW Block and Bridle Club for event on November 5, 2010 at the Beef Unit Barn.

MOTION by Gabriel, seconded by Chesnut to APPROVE Special Malt Beverage Permit for UW Block and Bridle Little International stock show dance to be held November 5, 2010 at the UW Beef Unit Barn from 9:00 p.m. to 12:00 a.m.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

15. Appropriation of $24,000 for the purchase of Sheriff's vehicle.

MOTION by Gabriel, seconded by Chesnut to APPROPRIATE $24,000 to the Sheriff's Office for the purchase of a Sheriff's vehicle to be paid from Direct Aid Funds.

Roll call showed Gabriel, Chesnut and Sullivan. Aye. MOTION CARRIED.

16. Vouchers for October 2010.

MOTION by Chesnut, seconded by Gabriel to APPROVE Vouchers for October 2010 and directs the County Clerk to assign a voucher number to the following vouchers, signature stamp each voucher and to cause warrants to be issued in payment of each such account to wit: **GENERAL AND SPECIAL REVENUE EXPENDITURES:** ARCON INC, $98963.00, PROFESSIONAL SERVICES; BOY SCOUTS OF AMERICA, $13585.00, FUEL MITIGATION COST SHARE; RUSS CASE, $1625.00, FUEL MITIGATION COST SHARE; CITY OF LARAMIE, $21880.68, GRANT REIMBURSEMENT; CARMIA COPENHAVER, $1625.00, FUEL MITIGATION COST SHARE; ROY DEVRIES, $1625.00, FUEL MITIGATION COST SHARE; FIRST DATA MERCHANT SERVICES, $671.89, MONTHLY FEES; GORMAN ENGINEERING, $630.00, PROFESSIONAL SERVICES; IVINSON MEMORIAL HOSPITAL, $50.00, CLIENT SERVICES; KELLY KENNEDY, $12000.00, CONTRACT SERVICES; LARAMIE NEWSPAPERS, $480.00, ADVERTISING; LANE LINDLEY, $2154.00, FUELS COORDINATOR SALARY; ANTHONY MENDOZA, $833.33, PROJECT MANAGER SERVICES; JOYCE MILLER, $23.50, MILEAGE; AMANDA OLIVER, $12.20, MILEAGE; ROCK CREEK MOSQUITO CONTROL, $1907.00, GRANT REIMBURSEMENT; AMANDA SLUSS, $22.50, MILEAGE; STATE OF WYOMING, $103448.24, VEHICLE REPLACEMENT; STEVE STROBEL, $1625.00, FUEL MITIGATION COST SHARE; LINDA VALENTI, $28.00, MILEAGE; **COMMISSIONERS:** CINDY LAFAVE, $25.98, EMPLOYEE RECOGNITION PROGRAM; SAMS CLUB, $20.01, EMPLOYEE RECOGNITION PROGRAM; SCHILLING & WINN, $120.00, PRIVATE ROAD EXPENSE; **GENERAL ACCOUNTS:** ACPE FEDERAL CREDIT UNION, $383.80, FUEL; BRESNAN, $55.29, UTILITIES; CITY OF LARAMIE, $2666.23, UTILITIES;

COVENANT INSURANCE GROUP, $18250.00, CONSULTING SERVICES; GE CAPITAL, $5091.00, COPIER LEASE; PAYFLEX, $100.00, ADMINISTRATIVE FEES; ROCKY MOUNTAIN POWER, $8856.81, UTILITIES; SOURCE GAS, $55.83, UTILITIES; TOWN OF ROCK RIVER, $74.00, UTILITIES; WYOMING TERRITORIAL PRISON CORP, $1000.00, ADMISSION FEE WACO 2010; **COURTHOUSE:** A/C ELECTRIC, $79.66, BUILDING SUPPLIES; ACE HARDWARE, $141.43, BUILDING SUPPLIES; ALSCO, $248.40, BUILDING SUPPLIES; LOU'S SPRINKLER, $75.00, BUILDING MAINTENANCE; NORTHERN COLORADO PAPER, $203.91, CLEANING SUPPLIES; SAMS CLUB, $277.81, CLEANING SUPPLIES; WALMART, $34.41, BUILDING SUPPLIES; **GRANTS:** LINCOLN PRINTING, $169.93, PRINTED FORMS; SHEELA SCHERMETZLER, $24.00, SUPPLIES; **TREASURER:** COWBOY MOVING, $220.00, ARCHIVES; NATIONAL BUSINESS SYSTEMS, $4596.15, TAX NOTICES; **ASSESSOR:** IAAO, $175.00, DUES; CHELSIE MATHEWS, $25.08, TRAVEL & MILEAGE; KARLA RICE, $78.00, TRAVEL & MILEAGE; TY PICKETT, $2000.00, CONTRACT SERVICES; LINDSEY WHITE, $83.64, TRAVEL & MILEAGE; **SHERIFF:** ACE HARDWARE, $13.97, OFFICE SUPPLIES; ACPE FEDERAL CREDIT UNION, $712.43, TRAINING; AMERICAN CORRECTIONAL ASSOC, $100.00, PUBLIC RELATIONS; COWBOY MOVING, $220.00, STORAGE; KAMINSKY & ASSOC, $340.00, TRAINING; OFFICE DEPOT, $56.32, OFFICE SUPPLIES; **DETENTION:** ACPE FEDERAL CREDIT UNION, $183.40, TRAINING; ARTECH SERVICES, $247.53, MAINTENANCE; CNA SURETY, $100.00, NOTARY PUBLIC FEES; EAGLE PLUMBING, $151.07, MAINTENANCE; FASTENAL, $8.56, MAINTENANCE; JO-ED PRODUCE, $2023.08, BOARDING OF PRISONERS; MASTER SECURITY INTEGRATION, $3120.00, MAINTENANCE; MEADOW GOLD DAIRY, $250.75, BOARDING OF PRISONERS; OFFICE DEPOT, $39.57, SUPPLIES; US FOOD SERVICE, $1113.38. BOARDING OF PRISONERS; WYOMING DEPT OF AGRICULTURE, $50.00, SUPPLIES; **ATTORNEY:** ALBANY COUNTY ATTORNEY'S OFFICE, $22.50, PETTY CASH REIMBURSEMENT; MODERN PRINTING, $1255.00, PRINTED FORMS; SHARON SCHRAMM, $15.00, WITNESS FEES; SOURCE OFFICE PRODUCTS, $186.79, OFFICE SUPPLIES; THOMPSON PUBLISHING, $378.50, LABOR STANDARDS HANDBOOK; WEST PAYMENT CENTER, $1505.56, OFFICE SUPPLIES; WYOMING STATE BAR, $192.50, ANNUAL FEE; **INTERGOVERNMENTAL:** PEAK WELLNESS CENTER, $916.74, EMERGENCY DETENTION SERVICES; **GIS:** LEWAN & ASSOC, $125.00, COMPUTER EQUIPMENT; **PLANNING:** SUSAN ADLER, $475.00, JANITORIAL SERVICES; **COOPERATIVE EXTENSION:** ALBANY COUNTY COOPERATIVE EXTENSION, $100.00, PROGRAM SUPPLIES; **CLERK OF COURT:** PLAINSMAN PRINTING, $416.36, SUPPLIES; **DISTRICT COURT:** DAVID MCCARTHY PC, $501.93, LEGAL SERVICES; **ROAD & BRIDGE:** ALSCO, $81.16, SAFETY CLOTHING; PATTY BYERS, $29.53, MAINTENANCE; DRIVE TRAIN INDUSTRIES, $2.56, SHOP/EQUIP MAINTENANCE; LARAMIE AUTO PARTS, $186.95, EQUIPMENT REPAIR; SAFETY-KLEEN, $252.76, ENVIRONMENTAL COMPLIANCE; SED MEDICAL LABORATORIES, $81.10, FDT; TRUE VALUE, $54.98, EQUIPMENT MAINTENANCE; WYOMING MACHINERY, $39.30, HEAVY EQUIPMENT REPAIR; **FIRE:** WHEATLAND COOPERATIVE ASSOC, $106.63, FUEL; WHEATLAND REA, $30.00, GARRETT ELECTRIC SERVICE; **PUBLIC HEALTH:** ALSCO, $31.00, BUILDING SUPPLIES; ANDREA HAROKOPIS, $15.85, MILEAGE; MELISSA OHNSTAD, $20.50, MILEAGE; AMANDA OLIVER, $48.70, MILEAGE; AMANDA SLUSS, $7.50, MILEAGE; LINDA VALENTI, $6.50, MILEAGE; WALMART, $1.35, SUPPLIES; WESTERN CARPET CLEANING, $885.00, JANITORIAL SERVICE; **WIC:** WALMART, $25.31, SUPPLIES; **1% SALES TAX:** BRESNAN, $94.95, INTERNET ACCESS; LEWAN & ASSOC, $2829.00, COMPUTER EQUIPMENT; **DETENTION MEDICAL:** LARAMIE PEDIATRICS, $14633.00, NURSING SERVICES; STAT PHARMACEUTICALS, $438.36, MEDICAL EXPENSE; **FIRST INTERSTATE BANK:** $55.45, POSTAGE/OFFICE SUPPLIES; $160.20, PROGRAM SUPPLIES; $75.00, FUEL; $152.11, TRAVEL & MILEAGE; $424.89, OFFICE SUPPLIES; $60.00, CONTINUING EDUCATION; $214.93, OFFICE SUPPLIES/WELLNESS FAIR; $726.02, TRAVEL & MILEAGE; $211.95, OFFICE SUPPLIES; $333.33, TRAVEL & MILEAGE/OFFICE SUPPLIES; $2690.59, OFFICE SUPPLIES; $230.65, TRAVEL & MILEAGE/OFFICE SUPPLIES; $495.75, TRAVEL & MILEAGE/OFFICE SUPPLIES; **TOTAL GENERAL AND SPECIAL REVENUE EXPENDITURES:** $348,874.51 **TOTAL EXPENDITURES: $348,874.51**

17. ADJOURN.

MOTION by Chesnut, seconded by Gabriel to ADJOURN the Regular Meeting of November 2, 2010 at 10:18 a.m.

BOARD OF COUNTY COMMISSIONERS

/s/ Tim Sullivan, Chairman

ATTEST:

Jackie R. Gonzales, County Clerk