

COUNTY COMMISSIONERS' REGULAR MEETING MINUTES

AUGUST 21, 2018

LARAMIE, WYOMING

PLEDGE OF ALLEGIANCE

REGULAR MEETING: 9:36 a.m.

1. **Roll Call.**

The August 21, 2018 Regular Meeting was called to order at 9:36 a.m. by Chairman Chesnut. Commissioners Jones and Richardson present.

2. **Comments from the public.**

Amy Terrell, Drug Court Director informed the Board that Albany County has been awarded the Substance Abuse and Mental Health Services Administration Grant for the Albany County Court Supervised Treatment Program in the amount of \$1,233,825 for the next five years. She expressed her appreciation to Tai Wright, Grants Manager for all of her hard work in putting the application together and her team for their support.

Jackie R. Gonzales, County Clerk spoke on behalf of Christina Snowberger, HR Director congratulating Albany County WIC for winning the Gold Award for Excellence in Breastfeeding and offered her congratulations to Tai Wright, Grants Manager and Amy Terrell, Program Director for securing the above mentioned grant.

3. **Disclosures.** - None

4. **Consideration of changes on the agenda.**

Peggy Trent, Albany County and Prosecuting Attorney requested that two additional items be Added; Resolution 2018-18A, Resolution to Place the Renewal of the General Purpose Optional One Percent (1%) County Sales Tax (5th Penny) on the General Election Ballot to be held in Albany County, Wyoming on Tuesday, November 6, 2018; and Discussion regarding the distribution of Impact Funds for Boswell Springs.

5. **Approval of Consent Agenda.**

MOTION by Jones to APPROVE the Consent Agenda as presented.

CONSENT AGENDA

5a. Minutes of the Regular Meeting of the Board.

Action: that the Board APPROVES the MINUTES of the August 7, 2018 Regular Meeting of the Board.

5b. Minutes, Agenda, Financial Summary-Income/Expenses, Profit & Loss Report, Balance Sheet and Profit and Loss Budget vs. Actual Report of the Albany County Public Library Board of Directors.

Action: that the Board ACKNOWLEDGES RECEIPT of the MINUTES of the July 9, 2018 Meeting and the August 15, 2018 AGENDA, August 2018 FINANCIAL SUMMARY OF INCOME AND EXPENSES, PROFIT & LOSS JULY 2017 through JUNE 2018, BALANCE SHEET AS OF JUNE 30, 2018 AND JULY 31, 2018 and the PROFIT & LOSS BUDGET VS. ACTUAL REPORT JULY 2018 THROUGH JUNE 2019 of the Albany County Public Library Board of Directors.

5c. Budget Hearing, Minutes and 2018 Assessment List of the Sage Drive Community Improvement and Service District.

Action: that the Board ACKNOWLEDGES RECEIPT of the May 10, 2018 BUDGET HEARING AND MINUTES and the 2018 ASSESSMENT LIST of the Sage Drive Community Improvement and Service District.

5d. Minutes and Agenda of the Albany County Planning and Zoning Commission.

Action: that the Board ACKNOWLEDGES RECEIPT of the June 13, 2018 MINUTES and the August 15, 2018 AGENDA of the Albany County Planning and Zoning Commission.

5e. Laramie Rivers Conservation District Final Budget for Fiscal Year 2018-2019.

Action: that the Board ACKNOWLEDGES RECEIPT of the FINAL BUDGET FOR FISCAL YEAR 2018-2019 from the Laramie Rivers Conservation District.

5f. Nine Mile Water & Sewer District Final Budget for Fiscal Year 2018-2019.

Action: that the Board ACKNOWLEDGES RECEIPT of the FINAL BUDGET FOR FISCAL YEAR 2018-2019 from the Nine Mile Water & Sewer District.

5g. Sage Drive Community Service & Improvement District Final Budget for Fiscal Year 2018-2019.

Action: that the Board ACKNOWLEDGES RECEIPT of the FINAL BUDGET FOR FISCAL YEAR 2018-2019 from the Sage Drive Community Service & Improvement District.

5h. Valley View Drive Community Improvement and Service District 2019 Assessment.

Action: that the Board ACKNOWLEDGES RECEIPT of the 2019 ASSESSMENT from the Valley View Drive Community Improvement And Service District.

5i. Albany County Clerk of District Court Monthly Statement.

Action: that the Board ACKNOWLEDGES RECEIPT of the July 2018 MONTHLY STATEMENT from Janice Sexton, Clerk of District Court.

5j. Albany County Clerk Monthly Statement.

Action: that the Board ACKNOWLEDGES RECEIPT of the July 2018 MONTHLY STATEMENT from Jackie R. Gonzales, County Clerk.

5k. Albany County Detention Center Monthly Report.

Action: that the Board ACKNOWLEDGES RECEIPT of the July 2018 MONTHLY REPORT from Dave O'Malley, Sheriff.

5l. ACH payment to the Internal Revenue Service regarding federal tax payment.

Action: that the Board RATIFIES payment to the Internal Revenue Service regarding federal tax payment for September 2016.

5m. Blue Cross Blue Shield Administrative Fees

Action: that the Board RATIFIES payment to Blue Cross Blue Shield regarding Administrative Fees.

- 5n. 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.

5o. Zoning Certificates

Action: that the Board APPROVES the following Zoning Certificates:

| Geo Pin | Last Name | First Name | Zoning Permit # | Street # | Address | Description of Use | Zoning |
|------------------------|----------------|-------------------|-----------------|----------|----------------------|------------------------------------|--------|
| 05-1472-13-4-02-013.00 | Wadsworth | Brett & Mary | ZC-059-18 | 25 | Staghorn Road | Accessory Building | AG |
| 05-1573-21-2-06-005.00 | Eckhardt | Diane & Brad | ZC-060-18 | 749 | Rampart Road | Accessory Building | RR |
| 05-1377-03-4-05-017.00 | Tinch | David | ZC-061-18 | 12 | Fox Ranch Road | Principal Structure | RR |
| 05-1578-11-2-11-001.00 | Kjormoe | Luke | ZC-062-18 | 41 | Six Bar E Road | Principal Structure | RR |
| 05-1673-31-1-20-004.00 | Popp | Brad | ZC-063-18 | 1885 | Madison Street | Accessory Building | RR |
| 05-1574-29-2-02-002.00 | Goodoff | Christianna Marie | ZC-064-18 | | Hornsby Road | Principal Structure | SLR |
| 05-1573-23-2-05-001.00 | Gose | Carl | ZC-065-18 | 5319 | Anchor Road | Accessory Building | RR |
| 05-1476-13-4-01-013.00 | Freng | Adrienne & Scott | ZC-066-18 | 15 | Cactus Flower Road | Accessory Building | RR |
| 05-2271-21-3-00-023.00 | Flying X Ranch | Earl R. Juhl, Jr. | ZC-067-18 | 456 | Buck Road | Accessory Building | COM |
| 05-1475-17-4-00-015.00 | Runner | Jordan & Talena | ZC-068-18 | 59 | Mason Lane | Mobile Home | AG |
| 05-1576-19-1-98-266.00 | Clay | Don | ZC-069-18 | 54 | Stagecoach Road | Accessory Building-1 st | AG |
| 05-1576-04-4-99-028.00 | Trent | Allen & Peggy | ZC-070-18 | 54 | Corral Road | Addition to Accessory Building | AG |
| 05-2071-04-4-02-026.00 | Cox | Allen & Laura | ZC-071-18 | | Buffalo Commons Road | Principal Structure | AG |
| 05-1674-28-2-01-007.00 | Small | Dwight & Jennifer | ZC-072-18 | 26 | BWJ Road | Addition to Principal Structure | AG |

5p. Acknowledge Receipt of Correspondence.

Action: that the Board ACKNOWLEDGES RECEIPT of CORRESPONDENCE from: Hospice of Laramie; Kenadi and Luna Olaveson; Dave O'Malley-Sheriff; Denise Ivey; WCCA(2); WY Environmental Quality; Toby Schaefer-MBT(2); Storm Water Solutions; Department of Revenue; Prathman; Water & Wastes Digest; Governing; Medicine Bow Routt National Forests; Wyoming Road Work Guide; Governing; Pat Hausel; University of Wisconsin-Madison and Wyoming Business Council.

REGULAR AGENDA

6. Discuss and possible **APPROVAL** of the request/proposal from the Supreme Court for partial funding of audio repair and replacement of equipment in the Circuit Courtroom.

Second Judicial Circuit Court Judge Robert Castor requested that the Board appropriate funds to refurbish the audio and visual in the Circuit Courtroom. He is in receipt of a bid in the amount of \$4,205 for their consideration

MOTION by Richardson to APPROVE the Proposal from Absolute Audio Visual, Inc., in the Amount of \$4,205.00 to refurbish the audio and visual in the Circuit Courtroom to be paid out of the Courthouse Renovation Fund.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

7. Recognize the September Employee of the Month.

Two employees, Tori Jacobson, from the Treasurer's Office and Todd Schlager, from the Sheriff's Office were nominated as Employee of the Month by their peers. Todd Schlager was selected as the September Employee of the Month. His peers said, "When I think of the duties of a deputy, I think about their drive for public safety; protecting people and property. They respond to calls, enforce laws, make arrests, issue citations and occasionally testify in court cases. Recently, a video surfaced of Deputy Schlager on the side of a highway attending to a call. On the left side you see a black object coming towards him and realize quickly that it is a calf. Then you see Deputy Schlager enter the camera's view with a rope in hand, take three swings and rope the calf. Once the calf is roped he pulls Deputy Schlager a little bit and then Schlager regains control of the animal. It is amazing to me that our deputies care so much about the protection of the citizens and their property that he took matters into his own hands to rope the calf to ensure public safety on the highway as well as the protection of the calf from being injured from a potential collision. I am sure Deputy Schlager does many other things during his day that we are not aware of or hear about, but this video has been all over the internet and has created a "buzz" in our community. Laramie is filled with ranching families and those actions of a deputy going above and beyond the call of duty to protect livestock is very appreciative."

- 8 Ratify ASO Group Re-Opening Request with BlueCross BlueShield of Wyoming.

MOTION by Richardson to RATIFY the ASO Group Reopening Request with BlueCross Blue Shield of Wyoming for the new health coverage, effective August 1, 2018.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

9. Ratify the lifting of the Fire Restrictions that were imposed July 5, 2018 by Emergency Resolution No. 2018-001 as of August 16, 2018.

MOTION by Jones to RATIFY the lifting of the fire restrictions that were imposed July 5, 2018 by Emergency Resolution 2018-001 effective August 16, 2018/

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

10. Approve Resolution 2018-019, Resolution appointing Special Prosecutor.

Peggy Trent, Albany County and Prosecuting Attorney informed the Board about an incident that occurred which involves one of the County Commissioners. She believes this to be a conflict of interest. The Carbon County Attorney's Office has agreed to assume the responsibilities and duties in this matter.

MOTION by Jones to APPROVE Resolution 2018-021, Resolution to Appoint Special Prosecutor in the case of State of Wyoming v Gerald Edward Gowdy in the Second Judicial Circuit Court of Albany County, Wyoming, Docket # CR-2018-366 due to the Albany County and Prosecuting Attorney's Office legally represents the Albany County Commissioners and the victim in this matter serves on the County Commission.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

11. Approve Engagement Letter from Mountain West Valuations to engage in appraisal assignment for the following property: 1.96 Acre portion of Revised Lot 5A, Block 2, MLD of Lot 5, Block 2, Turner Tract Addition, Laramie, WY.

MOTION by Jones to APPROVE the Engagement Letter from Mountain West Valuations to engage in appraisal assignment for the following property: 1.96 Acre portion of Revised Lot 5A, Block 2, MLD of Lot 5, Block 2, Turner Tract Addition, Laramie, WY.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

12. Approve Quit Claim Deed from RGH Enterprises Limited Partnership to Board of Commissioners of the County of Albany, Wyoming for Lot 5B, Block 2, a Minor Land Division of Lot 5, Block 2, Turner Tract Addition, Revised Lot 4 and 5, Block 2, recorded June 19, 2018 as Document No. 2018-2844, Albany County, Wyoming specifically 3817 Beech Street, Laramie, Wyoming 82070.

MOTION by Richardson to APPROVE the Quit Claim Deed from RGH Enterprises Limited Partnership to Board of Commissioners of the County of Albany, Wyoming for Lot 5B, Block 2, a Minor Land Division of Lot 5, Block 2, Turner Tract Addition, Revised Lot 4 and 5, Block 2, recorded June 19, 2018 as Document No. 2018-2844, Albany County, Wyoming specifically 3817 Beech Street, Laramie, Wyoming 82070.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

13. Ratify Contract between the Board of Commissioners of the County of Albany, Wyoming by and Through the Albany County Supervised Treatment Program and the Clinic for Mental Health and Wellness Services, LLC., for Treatment Services to Drug Court Participants.

MOTION by Jones to RATIFY t Contract Between the Board of Commissioners of the County of Albany, Wyoming by and Through the Albany County Supervised Treatment Program and the Clinic for Mental Health and Wellness Services, LLC., for Treatment Services to Drug Court Participants.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED

14. Ratify Contract between the Board of Commissioners of the County of Albany, Wyoming by and Through the Albany County Integrated Juvenile Treatment Program and Peak Wellness Center for Treatment Services to Drug Court Participants.

MOTION by Richardson to APPROVE the Contract between the Board of Commissioners of the County of Albany, Wyoming by and Through the Albany County Integrated Juvenile Treatment Program and Peak Wellness Center for Treatment Services to Drug Court Participants.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

15. Approve Memorandum of Understanding for impact assistance funds for the Gateway West Transmission Line.

MOTION by Jones to APPROVE the Memorandum of Understanding Between the Board of Commissioners of the County of Albany, Wyoming, the City of Laramie, Wyoming, The Town

of Rock River, Wyoming, the Board of Commissioners of the County of Carbon, Wyoming, the Town of Hanna, Wyoming, the Town of Elk Mountain, Wyoming, the Town of Medicine Bow, Wyoming, the Town of Sinclair, Wyoming, the Town of Saratoga, Wyoming, the City of Rawlins, Wyoming, the Board of Commissioners of the County of Natrona, Wyoming, the Town of Bar Nunn, Wyoming, the City of Casper, Wyoming, the Town of Evansville, Wyoming, the Town of Mills, Wyoming, the Board of Commissioners of the County of Sweetwater, Wyoming, the City of Rock Springs, Wyoming, the Town of Superior, Wyoming, and the Town of Wamsutter, Wyoming for Impact Assistance Funds for the Gateway West Transmission Line Project.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

20a – Boswell Springs Distribution from the Industrial Siting Council.

Peggy Trent, Albany County and Prosecuting Attorney gave the Board an update on all of the Industrial Siting Projects Albany County is involved with. She indicated to the Board that she has filed the County's application for the Ekola Flats Project. She indicated that there is a Pre-Conference Hearing on August 28th in Rawlins, WY, that she will attend. She will be requesting \$62,836 in funding for Albany County for the Gateway Transmission Project for the Sheriff's Office. Due to the fact that we are in receipt of funds from the Boswell Springs Project for the Road and Bridge Department, the Sheriff's Office, for fire protection and for the County Attorney's Office. Ms. Trent inquired where the money should be used.

MOTION by Jones to use our portion of the Boswell Springs payment and have it go to Sheriff O'Malley to hire and train four new deputies as requested in the application.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

Sheriff O'Malley informed the Board that he will start the process of hiring 4 deputies in Detention and then move two of his deputies to patrol.

20b. Amend Resolution 2018-18 to 2018-18A.

MOTION by Richardson to AMEND Resolution 2018-18a regarding the 5th Penny to amend the language of the Proposition regarding the Optional One Percent *1%) County Sales Tax (5th Penny).

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

16. Executive Session pursuant to W.S. §16-4-405(a)(iii).

17. Go Into Executive Session.

MOTION by Jones to Go into Executive Session pursuant to W.S. §16-4-405(a)(iii) at 10:27 a.m.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

18. Return to Regular Session.

MOTION by Richardson to RETURN to Regular Session at 11:13 a.m.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

19. Action, if needed, regarding Executive Session. - None

20c. Approve 2018 Amendments to Declaration of Covenants, Conditions and Restrictions Turner Tract Office Park, Laramie, Wyoming.

Peggy Trent, Albany County and Prosecuting Attorney expressed to the Board her concerns regarding the Covenants on Lots 10 and 11, Block 2 of the Turner Tract Addition within the Office Park. These changes also involve the School District, the City of Laramie, Mountain West Farm Bureau and LCCC. Ms. Trent respectfully requested that the Board approve these amendments and schedule a meeting of all parties involved to discuss these changes.

MOTION by Richardson to APPROVE the 2018 Amendments to Declaration of Covenants, Conditions and Restrictions Turner Tract Office Park, Laramie, Wyoming, more specifically to Lots 10 and 11 in the Turner Tract.

Roll call showed Richardson, Jones and Chesnut. Aye. MOTION CARRIED.

20. Approve Payroll and Vouchers for August 2018.

MOTION by Jones to APPROVE Payroll and Vouchers for August 2018 and directs the Clerk to assign a voucher number to the following vouchers and signature stamp each voucher and to cause warrants to be issued in payment of each account to wit: **General Expenditures:** A/C Electric, \$180.00, lamp bulbs; Advance Auto Parts, \$23.99, diesel exhaust fluid; Aflac, \$1,058.24, payroll contributions; Albany County Employee Health Benefits, \$142,170.24, payroll contributions; Albany County Employee Reimbursable, \$316.66, payroll contributions; Albany County Treasurer, \$3,988.48, retainage-Spiegelberg; Albertson's Companies, \$196.94, prescriptions; AlSCO, \$121.52, safety clothing; Axon Enterprise, Inc., \$750.00, replacement controller; Samantha Baker, \$41.97, mileage; Blue360 Media, \$148.50, WY Criminal & Traffic; Carbon Power & Light, \$115.11, utilities; CenturyLink, \$2,733.79, telephones; City of Laramie, \$12.00, dump fees; Civil Air Patrol, \$250.00, search & rescue fund; Clark Enterprises, \$664.81, truck parts; Kayla Clark, \$629.31, Red Canyon Fire travel expenses; Colonial Life, \$105.61, payroll contributions; Communication Technologies, Inc., \$4,229.70, equip sheriff vehicle; Scott Davis, \$1,097.08, reimburse Badger Creek Fire; Delta Dental, \$4,430.15, payroll contributions; Deluxe Business Forms, \$921.42, child support checks; Chad Dinges, \$1,499.72, fire travel; Dooley Oil Co., \$650.54, fuel; Drive Train Industries, \$13.50, stud; Eagle Plumbing & Heating, \$1,106.34, backflow assembly; Friends of Sybille VFD, \$1,806.90, fuel & supplies; Ben Fritzen, \$6.50, training; Grand Avenue Urgent Care, \$356.00, drug testing; Greater Wyoming Big Brothers Big Sisters, \$954.84, TANF/CPI; JO-ED Produce, \$2,239.59, boarding of prisoners; Sean Kennedy, \$34.33, truck parts; Kinsco, \$252.63, uniform expense; Laramie Auto Parts, \$145.85, filters; Laramie GM Auto Center, \$420.01, vehicle maintenance; Laramie Investment Company \$210.00, bond; Laramie Newspapers, \$5,814.40, advertising; Laramie Peak Fire Zone, \$1,010.07, fuel; Laramie Radiator Works, \$1,962.00, radiator & parts; Laramie Tire Factory, \$921.48, tires; Life Investors, \$280.00, payroll contributions; Local Government Liability Pool, \$5,000.00, deductible; Medicine Bow Technologies, \$24,614.55, contract services; David McCarthy P.C., \$800.40, court appointed attorney; McKee Medical Center, \$1,184.00, radiology; McKesson Medical Surgical, \$371.33, medical supplies; Meadow Gold Dairy, \$488.41, board of prisoners; Leonard Medoff, \$250.00, pre-employment evaluations; Merck, \$4,050.27, vaccines; MHC Kenworth, \$54.90, filter; Modern Printing, \$492.00, warning citations; Neubauer, Pelkey, Merseal & Goldfinger, \$1,870.00, court appointed attorney; New York Life, \$592.89, payroll contributions; NMS Labs, \$845.00, toxicology; O'Reilly Auto Parts, \$57.45, vehicle repair; Office Ally, \$19.95, monthly claims; Orchard Trust, \$7,243.90, payroll contributions; Peak 1 Administration, \$922.57, payroll contributions; Cyrus Rahman, \$3,175.04, fire travel; Richmike Enterprises, \$7,000.00, CVW office rent; Rocky Mountain Power, \$13,031.63, utilities; Sanofi Pasteur, \$1,245.71, vaccines; Schilling & Winn, \$3,697.17, court appointed attorney; Spiegelberg Lumber & Building, \$35,896.30, BBBS Phase 2; SupplyWorks, \$410.12, supplies; The Clinic for Mental Health, \$11,295.90, professional services contract; The Master's Touch, \$358.38, motor vehicle cards; TS Startup LLC, \$3,500.00, startup weekend; United Way, \$396.00, payroll contributions; US Bank Equipment Finance, \$530.00, copier lease; US Food Service, \$2,700.85, boarding of prisoners; Valic, \$1,460.00, payroll contributions; Volunteer Firemans Retirement, \$630.00, pension contribution; WACO, \$155.00, WACO Conference registration; Wheatland Automotive, \$8.51, clutch, fluid, filters; Wilken Enterprises, \$2,950.00, janitorial contract; James A. Wilkerson, \$1,020.00, autopsy; Wireless Advanced Communication, \$240.00, vehicle maintenance; WYDOT, \$118.10, citations; WyoMed Laboratory, \$195.00, medical supplies; Wyoming Automotive, \$62.98, tractor hose; Wyoming Child Support Enforcement, \$1,733.39, payroll contribution; Wyoming NCPERS Life, \$800.00, payroll contribution; Wyoming Public Health Laboratory, \$473.00, labs; Wyoming Retirement System, \$87,057.67, payroll contribution; Wyoming State Forestry Division, \$3,116.39, truck repair; Wyoming Workers Compensation, \$10,041.96, payroll contribution; Melissa Zaferos, \$115.54, mileage; **First Interstate Bank:** \$183.79, supplies and postage; \$1,972.48, truck repair **TOTAL GENERAL AND SPECIAL REVENUE EXPENDITURES: \$428,298.75 TOTAL PAYROLL: \$566,149.76 TOTAL EXPENDITURES: \$994,448.51**

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

21. Adjourn.

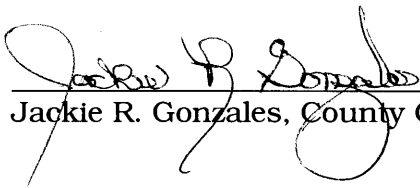
MOTION by Jones to ADJOURN the Regular Meeting of August 21, 2018 at 11:30 a.m.

Roll call showed Jones, Richardson and Chesnut. Aye. MOTION CARRIED.

BOARD OF COUNTY COMMISSIONERS

/s/ Tim Chesnut, Chairman

ATTEST:


Jackie R. Gonzales, County Clerk