

**PUBLIC HEARING: 9:30 a.m.**

Smith Zoning Change LUC-09-18

Hearing no comments MOTION by Jones to CLOSE the Public Hearing at 9:38 a.m.

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

Black Bear Subdivision SD-10-18

Hearing no comments MOTION by Jones to CLOSE the Public Hearing at 9:39 a.m.

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

**PLEDGE OF ALLEGIANCE**

**REGULAR MEETING**

1. **Roll Call.**

The December 4, 2018 Regular Meeting was called to order at 9:40 a.m. by Chairman Chesnut. Commissioners Richardson and Jones present.

2. **Comments from the public.**

Scott Davis, County resident commended the Fire Warden, Chad Dinges on his work during this very difficult fire season. He has done a terrific job. On another note, I wanted to talk about Dry Park Road and whether or not the County has come up with a plan.

Peggy Trent, County & Prosecuting Attorney indicated that Alan Frank, Bill Gorman, Rob Fisher and Chris Van Aken have met regarding this road. We have received some information regarding Dry Park Road and have submitted that information to Summit Title for review. Once we hear from Summit Title we will move forward depending on what information is gathered.

Tim Hale, Laramie resident indicated that the reason for being here today is due to the editorial in the paper addressing the unfortunate shooting that took place. He offered some constructive suggestions regarding the hiring recommendations of the Sheriff's Office. He feels that the Commissioners and the County Attorney should review the hiring recommendations for the Sheriff Deputies. He feels that there should be oversight on this matter as there is a fiduciary effect on the County if those hiring practices are not overseen. Peggy Trent, County & Prosecuting Attorney informed the Commissioners and the public that on Friday she received the preliminary packet pertaining to the officer shooting. There are items that are still pending such as the autopsy/toxicology report which will weigh in on the investigation. She anticipated that she would have a report from DCI by the first week in December although she has not received anything as of today. She will periodically update on the progress of the investigation to keep everyone informed.

Carl Meloche, informed the Board that he has been a resident in Laramie for the last 14 years. He indicated that on July 2, 2018 he was out of town and three Albany County Deputies came to his house responding to a cell phone ping at his residence. He indicated that he has a friend that stays at his home when he travels and she answered the door and was told by the deputies that they needed to search the home. She called him in Tennessee and told him what was happening. He then talked with the Deputy and told him that if they wanted to search his home that they needed to get a search warrant. He indicated that the Deputies did the search anyway. He has requested information regarding this search and have gotten nowhere. He has been directed to DCI, the AG, and Homeland Security with no help. Finally he wrote a letter to the County Attorney requesting all information regarding this 911 call. At this point all he is asking for is someone to do something.

Peggy Trent, County & Prosecuting Attorney indicated that she has an open email to DCI agent regarding this request from Mr. Meloche. He is requesting that they prosecute the officers regarding this incident. It is not the County Attorneys role to work with law enforcement regarding these issues. She has requested from LARC the e911 call. She indicated that she has responded to these concerns but they are not the answers that Mr. Meloche is wanting.

Commissioner Richardson informed everyone that at the last meeting we ordered a review of internal policies and that will be dealt with. What the media did not report is that we have hired an outside professional to review policies and hiring procedures in the sheriff's office. He indicated that he has been frustrated with the media and the incorrect information they have been putting out to the public.

3. **Disclosures.** None

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

Peggy Trent, County and Prosecuting Attorney indicated that item number 15; Present for **APPROVAL**, Third Amendment to Purchase and Sale Agreement Pilot Hill Parcels between Pilot Peak LLC, a Wyoming Limited Liability Company; Lodgepole Ranch LLC, a Wyoming Limited Liability Company; JHD Ranch LLC, a Wyoming Limited Liability Company; and DSS Holdings, LLC, a Wyoming Limited Liability Company, Sellers and County of Albany, State of Wyoming, Original Purchaser and item number 16; Present for **APPROVAL**, Agreement between Board of Commissioners of the County of Albany, Wyoming and Laramie Chamber Business Alliance for Tenant/Project Facilities Management Services need to be removed from the agenda.

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 November 20, 2018 Regular Meeting of the Board.
- 5b. Minutes of the Nine Mile Water District.  
Action: that the Board ACKNOWLEDGES RECEIPT of the November 14, 2018 MINUTES of the Nine Mile Water District.
- 5c. Minutes of the Seven Mile Water and Sewer District.  
Action: that the Board ACKNOWLEDGES RECEIPT of the October 9, 2018 and the October 13, 2018 MINUTES of the Seven Mile Water and Sewer District.
- 5d. Albany County Public Health Monthly Statement.  
Action: that the Board ACKNOWLEDGES RECEIPT of the October 2018 MONTHLY STATEMENT from Melissa Zaferos, County Nurse Manager.
- 5e. Albany County General Fund Expenditure Report.  
Action: that the Board ACKNOWLEDGES RECEIPT of the GENERAL FUND EXPENDITURE REPORT for the months ending September and October 2018 as prepared by the County Clerk's Office.
- 5f. 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 November 2018.
- 5g. 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.
- 5h. Acknowledge Receipt of Correspondence.  
Action: that the Board ACKNOWLEDGES RECEIPT of CORRESPONDENCE from: Wyoming Business Council; Jimmi Jo Chatfield; Medicine Bow Routt National Forests; University of Wyoming Extension; Albany County for Proper Policing (ACoPP); Aimee Binning; National Seminars Training; Peggy Trent, Albany County & Prosecuting Attorney; Wyoming Technology Transfer Center and CountyNews;

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

## **REGULAR AGENDA**

6. PROCLAMATION recognizing the extraordinary contributions that Stephen and Eva Downey made to Albany County between 1868 and 1937.

Kim Viner, Albany County Historical Society Vice President spoke to the Board about the wonderful life of Stephen and Eva Downey and their impact on Albany County.

MOTION by Richardson to APPROVE the Proclamation recognizing the extraordinary contributions that Stephen and Eva Downey made to Albany County between 1868 and 1937. Chairman Chesnut read the proclamation aloud:

### PROCLAMATION

WHEREAS, Stephen Wheeler Downey and Eva Owen Downey were among the earliest pioneers to settle in Laramie, Wyoming, in the late 1860's, and immediately began to work to better their community---spiritually, educationally, socially, legally and economically.

WHEREAS, Eva Downey with her family made the arduous journey from England to Wyoming by ship, river steamer and prairie schooner drawn by oxen.

WHEREAS, Stephen Downey served brilliantly in the Union Army during the Civil War, attaining the rank of Colonel by the age of 23.

WHEREAS, Stephen Downey served his community as Albany County Superintendent of Schools, Albany County Attorney, Treasurer and Auditor of Wyoming Territory, and Wyoming Territory's delegate to the U.S. Congress.

WHEREAS, Eva Downey was a charter member of the Wyoming Literary and Library Association, the precursor to the Albany County Public Library.

WHEREAS Stephen Downey served seven terms in the Wyoming legislature including one term as Speaker of the Wyoming Territory House of Representatives.

WHEREAS, Stephen Downey was a passionate advocate for the women's Suffrage Act, voting to preserve that right in 1871 and served as the prosecuting attorney in the first case in the world in which women served as jurors.

WHEREAS, Stephen Downey was the driving force behind the legislation creating the University of Wyoming and locating it in Laramie earning him the title of "The Father of the University."

WHEREAS, Stephen Downey served on the University of Wyoming's Board of Trustees (including as President) from 1891-1897.

WHEREAS, Eva and Stephen Downey raised 10 children, all of whom attended the University of Wyoming, and several of whom distinguished themselves in such fields as education (University of Wyoming Professor June Etta Downey), politics (two-term U.S.

Senator from California Sheridan Downey and Laramie Mayor Stephen Corlett Downey), and law (nationally renowned water law expert Stephen Wheeler Downey).

NOW, THEREFORE, BE IT RESOLVED, THAT I, Tim Chesnut, Chairman of the Albany County Board of Commissioners, do hereby proclaim July 28, 2019, as Stephen and Eva Downey Day in Albany County and encourage all citizens, businesses, public and private agencies, religious and educational institutions to join in observing the day in honor of Stephen and Eva Downey.

Signed this 4<sup>th</sup> day of December 2018

/s/Tim Chesnut, Chairman  
Albany County Board of Commissioners

Attest:

/s/Kayla White, Deputy County Clerk

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

7. Provide COMMENTS regarding the effect substandard roads have on emergency service providers and offer thoughts on how the current situation might be remedied.

Art Sigel, Chairman, Albany County Fire District #1 spoke to the Board about the slow response time as well as the damage to vehicles due to substandard roads. The one common thread with these subdivisions or special road districts is that there isn't the adequate funds to fix or correct the roads to the standards they should be. Commissioner Richardson indicated that we will need to work with the Planning and Zoning Commission on the standards for new subdivisions and working with the districts that are already in place to help them get their roads up to good standard.

8. Smith Zoning Change Application LUC-09-18.

MOTION by Richardson to APPROVE Smith Zoning Change Application LUC-09-18 incorporating the following Findings of Fact and Conclusions of Law.

**Findings of Fact:**

- The property is currently zoned Rural Residential.
- Land uses surrounding this property are Exempt to the west and Rural Residential in all other directions.
- The Applicant has met the requirement for a zone change.
- Further development of this parcel will require Subdivision Permit and Zoning Certificate, as the owner proceeds.
- The Findings Necessary for Approval, as listed in this report, are incorporated herein as Findings of Fact.

**Conclusions of Law:**

The provisions of the Albany County Zoning Resolution, Chapter I, Section 13 and Chapter V, Section 5 have been met.

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

9. The Black Bear Subdivision Permit Application (SD-10-18), including the preliminary and final plats.

MOTION by Jones to APPROVE the Black Bear Subdivision Permit Application (SD-10-18), including the preliminary and final plats, incorporating the following Findings of Fact and Conclusions of Law.

**Findings of Fact:**

- The Summary of Subdivision Permit Requirements will be incorporated herein as Findings of Fact.
- Notice has been provided as required.
- The Planning and Zoning Commission does not require improvements to the existing road to a 16 feed travel way (including shoulders) currently used to access the portion of the property that will become Parcel 2, if approved.
- Financial assurance will not be needed if the road is not required to be approved.
- One lot is 2 acres and the other is 3 acres, which is consistent with Small Lot Residential zoning requirements.
- The applicant will use existing private access roads and easements off of WY-10.
- Water will be provided to each lot by individual wells.
- Sewer will be provided by on-site wastewater systems.

**Conclusions of Law:**

The requirements of the Albany County Platting and Subdivision Regulation, Chapter I-VIII and Appendix A for the Preliminary and Final Plat have been met.

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

10. RATIFY Townsquare Interactive Agreement to decrease the website only package to \$147/month.

MOTION by Richardson to RATIFY Townsquare Interactive Agreement to decrease the website only package to \$147/month for Public Health.

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

11. Amendment One to the Contract between Wyoming Department of Health, Public Health Division and Albany County to increase the total contract dollar amount by twenty thousand dollars (\$20,000.00) to three hundred fifty-nine thousand, nine hundred sixty-two dollars (\$359,962.00) and to amend Attachment C, Public Health Emergency Preparedness Statement of Work.

MOTION by Jones to APPROVE Amendment One to the Contract between Wyoming Department of Health, Public Health Division and Albany County to increase the total contract dollar amount by twenty thousand dollars (\$20,000.00) to three hundred fifty-nine thousand, nine hundred sixty-two dollars (\$359,962.00) and to amend Attachment C, Public Health Emergency Preparedness Statement of Work.

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

12. Amendment One to the Contract among Wyoming Department of Health, Public Health Division, Albany County Health Officer and Albany County for the purpose of changing the funding source from federal funds under CFDA #93.069 to Trust and Agency Funds, Account #6201.

MOTION by Jones to APPROVE Amendment One to the Contract among Wyoming Department of Health, Public Health Division, Albany County Health Officer and Albany County for the purpose of changing the funding source from federal funds under CFDA #93.069 to Trust and Agency Funds, Account #6201.

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

13. Request PERMISSION to expend \$1,171.00 from 1% Miscellaneous Uncommitted Funds to pay for the 150<sup>th</sup> anniversary t-shirts for County employees.

MOTION by Jones to GRANT PERMISSION to expend \$1,171.00 from 1% Miscellaneous Uncommitted Funds to pay for the 150<sup>th</sup> anniversary t-shirts for County employees.

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

14. Request PERMISSION to expend up to \$500.00 from the Capitol Improvements and Special Projects (CISP) Fund to pay for the 150<sup>th</sup> anniversary celebration.

MOTION by Jones to GRANT PERMISSION to expend up to \$500.00 from the Capitol Improvements and Special Projects (CISP) Fund to pay for the 150<sup>th</sup> anniversary celebration.

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

15. Present for **APPROVAL**, Third Amendment to Purchase and Sale Agreement Pilot Hill Parcels between Pilot Peak LLC, a Wyoming Limited Liability Company; Lodgepole Ranch LLC, a Wyoming Limited Liability Company; JHD Ranch LLC, a Wyoming Limited Liability Company; and DSS Holdings, LLC, a Wyoming Limited Liability Company, Sellers and County of Albany, State of Wyoming, Original Purchaser. (Peggy Trent, Albany County and Prosecuting Attorney) **REMOVED**

16. Present for **APPROVAL**, Agreement between Board of Commissioners of the County of Albany, Wyoming and Laramie Chamber Business Alliance for Tenant/Project Facilities Management Services. (Peggy Trent, County and Prosecuting Attorney) **REMOVED**

17. ACKNOWLEDGE RECEIPT and TAKE ACTION on Notice of Government Claim for Compensation and Brief in Support, Claim of Emily Quallen, Pursuant to W.S. §1-39-101 Et Seq.

MOTION by Richardson to ACKNOWLEDGE RECEIPT and REJECT the Notice of Government Claim for Compensation and Brief in Support, Claim of Emily Quallen, Pursuant to W.S. §1-39-101 Et. Seq. The County Attorney will forward the claim to Local Government Liability Pool (LGLP) for their review.

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

18. Letter to Nancy Bartholomew, Laramie City Clerk to allow the Cavalryman II, LLC dba Cavalryman Steakhouse to apply for a Catering Permit for the Coffey IT Christmas Party

located at 902 South 3<sup>rd</sup> Street, Laramie WY on December 15, 2018 from 5:00 p.m. to 11:00 p.m.

MOTION by Jones to APPROVE letter to Nancy Bartholomew, Laramie City Clerk to allow the Cavalryman II, LLC dba Cavalryman Steakhouse to apply for a Catering Permit for the Coffey IT Christmas Party located at 902 South 3<sup>rd</sup> Street, Laramie WY on December 15, 2018 from 5:00 p.m. to 11:00 p.m.

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

19. Vouchers for November 2018.

MOTION by Jones to APPROVE Vouchers for November 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:** Ace Hardware, \$36.98, supplies; Albany County Treasurer, \$34,929.28, Britania Fire payments; Ally, \$645.57, truck lease; Alpine Animal Hospital, \$103.62, canine supplies; AlSCO, \$128.43, safety clothing; AMS, \$220.70, electronic monitoring; Baudville, \$109.45, service award; Black Hills Energy, \$5,673.40, utilities; Care United Medical Center, \$18,333.33, nursing services; Carver Florek & James, \$20,600.00, final audit billing; Central Restaurant Products, \$721.52, supplies; Charter Communications, \$276.93, utilities; City of Laramie, \$3,501.90, utilities; CPS Inc, \$2,040.00, monthly monitoring; Downtown Clinic, \$4,774.00, CSBG FY19; Drube Supply, \$17.90, supplies; Becky Farley, \$149.89, travel costs; Johnna French, \$26.00, meal; Frenchman Valley Coop, \$351.50, diesel; Frontier Cycles, \$326.45, maintenance; Honey Wagon, \$175.00, election toilets; IAAO, \$190.00, membership dues; Interfaith-Good Samaritan, \$2,573.07, CSBG; Jacobs Polidora, \$400.00, defense attorney; Jo-Ed Produce, \$998.50, boarding of prisoners; Kinsco, \$1,309.78, uniform expense; Khaled Ksaibati, \$3,365.50, fuel mitigation; Laramie Foster Care, \$1,500.00, 1% allocation; Laramie GM, \$57.05, maintenance; Laramie Public Art, \$1,000.00, 1% allocation; Laramie Railroad Depot, \$1,000.00, 1% allocation; Laramie Reproductive Health, \$1,628.00, 1% allocation & CSBG; Laramie Screen Printing, \$1,178.50, employee shirts; Laramie Youth Crisis Center, \$17,500.00, 1% allocation; Lewan & Associates, \$2,181.45, copier lease; Lane Lindley, \$2,444.17, fuels coordinator; Malone Belton, \$1,900.00, BBBS phase II; McKesson Medical Surgical, \$609.09, medical supplies; Meadow Gold Dairy, \$654.09, boarding of prisoners; Merck Sharp & Dohme, \$2,160.71, vaccines; MHC Kenworth, \$1.83, part; Neubauer Pelkey, Merseal, & Goldfinger, \$1,670.00, court appointed attorney; NMS Labs, \$470.00, toxicology; Northwest Parkway, \$5.15, toll bill; Office Depot, \$40.94, supplies; Pitney Bowes, \$143.21, postage machine lease; Post & Associates, \$400.00, contract services; Rocky Mountain Power, \$2,882.60, utilities; Glenna Ross, \$800.00, fuel mitigation; Safariland, \$17.33, uniforms; Safe Project, \$4,688.00, CSBG; Sanofi Pasteur, \$341.46, vaccines; Shred-It USA, \$229.62, document destruction; Specialized Pathology Consultants, \$3,550.00, autopsies; State of Wyoming, \$12.00, vehicle registration system; Supplyworks, \$185.13, cleaning supplies; The Timbers, \$500.00, emergency financial assistance; Transunion Risk & Alternative, \$110.00, contract charges; TW Enterprises, \$855.39, maintenance; Tyler Technologies, \$960.00, IDOC support; US Bank Equipment Finance, \$5,531.36, copier lease; US Food Service, \$1,722.87, boarding of prisoners; Verizon, \$1,612.10, telephones; WageWorks, \$104.00, monthly charges; Watchguard, \$350.00, equipment; Western Carpet Cleaning, \$575.00, janitorial service; Wheatland Automotive, \$56.66, repairs; Wheatland REA, \$181.62, utilities; Wilken Enterprises, \$300.00, carpet cleaning; James A Wilkerson, \$2,400.00, autopsies; Wyomed Laboratory, \$55.00, medical expense; Wyoming Disposal Systems, \$66.00, utilities; Wyoming Law Enforcement Academy, \$220.00, officer training; Wyoming State Safe & Lock, \$50.34, lock repair; Wyoming Women's Business Center, \$1,500.00, 1% allocation; **First Interstate Bank:** \$100.00, dues; \$710.12, travel expenses; \$629.88, supplies; \$1,355.77, election costs; \$646.61, training; \$1,150.21, postage & lodging; \$557.44, training & supplies; \$52.05, meals; \$20.00, program supplies; \$50.00, stamps; \$110.99, dues; \$69.90, fuel; \$1,272.11, training; \$202.47, fuel & supplies; \$175.82, training; \$9.18, postage; \$46.99, canine supplies; \$24.70, storage bags; \$55.06, supplies; \$134.80, training; \$306.03, training; \$778.15, canine supplies & gear; \$1,148.76, supplies; \$28.44, training; \$98.46, office supplies; \$211.27, supplies & maintenance; \$34.85, training; \$294.00, uniforms & dues; \$329.72, building maintenance; \$1,113.09, trainings; \$6.70, postage; \$1,494.23, dues & supplies; \$303.14, training; \$67.70, fuel; \$168.39, training; \$1,322.51, training; **TOTAL GENERAL AND SPECIAL REVENUE EXPENDITURES: \$168,379.40.**

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

20. ADJOURN.

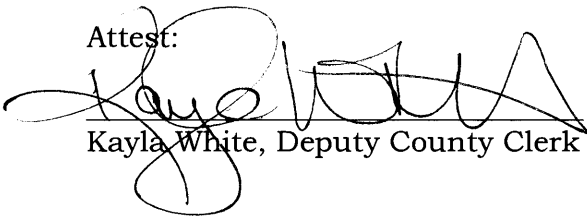
MOTION by Richardson to ADJOURN the Regular Meeting of December 4, 2018 at 11:02 a.m.

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

BOARD OF COUNTY COMMISSIONERS

/s/ Tim Chesnut, Chairman

Attest:



Kayla White, Deputy County Clerk

Work Session: 1:30 p.m.  
Indirect Cost Rate for Albany County  
Work session CLOSED at 2:27 p.m.