

STATE OF WYOMING            )  
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COUNTY OF HOT SPRINGS    )  
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OFFICE OF THE BOARD OF  
COUNTY COMMISSIONERS  
THERMOPOLIS, WYOMING  
February 19, 2013

The Hot Springs Board of County Commissioners met in regular session on Tuesday, February 19, 2013 at 4:00 p.m. in the Public Meeting Room at the Government Annex.

Present were Commissioners Brad Basse, John Lumley and Mike Baker. Also present were County Attorney Jerry Williams, County Clerk Hans Odde and Administrative Assistant to the Commissioners Penny Herdt.

Chairman Basse led those present in the Pledge of Allegiance.

**Approval of Agenda**

Mike Baker moved to approve the agenda as presented. John Lumley seconded the motion. Motion carried.

**WYECIP Project Update**

Maintenance Foreman Chuck Carver and TRANE representative David Miller reviewed the progress on the WYECIP energy project. Mr. Miller presented an updated construction schedule for the Commissioners' information. There will be a construction review meeting each Monday at 11:00 a.m. for the duration of the project. Any interested parties are welcome to attend these review meetings. Engineering and procurement are slightly behind schedule due to some required changes in the submittals for the HVAC units for the Counseling Center and coils for the units at the courthouse. Work on the building envelopes will begin approximately the first week of March. Arrangements have been made to store the outdated equipment as it is removed until it can be sold for scrap or otherwise disposed of. The next formal project update will be at the March 19<sup>th</sup> Commissioners meeting.

**Bighorn Basin Transportation Authority Appointment**

Commissioner John Lumley has been attending the BHBTA meetings for the last two years as Hot Springs County's representative. A letter reaffirming his appointment as the County's representative was presented for the Commissioners' consideration. Mike Baker moved to approve the chairman's signature on the letter reaffirming Commissioner Lumley's appointment as the county's representative to the BHBTA. John Lumley seconded the motion. Discussion: as mentioned in the letter, any issues regarding financial commitments to the BHBTA must be brought before the Commission as a whole in a public meeting before a decision can be made. Motion carried.

**Map Server Support**

Assessor Shelley Deromedi appeared before the Commissioners to discuss funding for a support and maintenance agreement for the County's Map Server software. Tweaks to the software since its installation a year and a half ago have been made by the programmer free of charge. However, it has now become necessary to either enter into a Support & Maintenance agreement at \$3,600/year, or pay for program maintenance and support at an hourly rate of \$90/hour. All current upgrades and enhancements would be included with the purchase of an annual Support & Maintenance Agreement, including the mobile app and tabbed browsing features among others. After some discussion regarding funding, it was decided to wait until the new budget year to purchase the Support & Maintenance Agreement. The Commissioners asked the Assessor to make this request as a supplemental request, outside of her annual budget request. As the Map Server software is used by many departments in the Courthouse

and by many county residents on a regular basis, funding will come from the County's IT budget, not the Assessor's budget. No formal action was taken on this matter at this time.

### **Part-Time Public Health Nurse Position**

Public Health Nurse Marie McDougall reported the State has offered a new part-time position for a public health nurse in Hot Springs County. The position would be funded 65% by the State and 35% by the County. The County's cost would be approximately \$12,000.00 annually, including benefit costs. Mrs. McDougall would like to use this position to restore the Best Beginnings program serving the maternal/child health population in the county to its former level. The Commissioners agreed to consider this position in the budget for the next fiscal year.

### **Final County Audit Report**

Michael Wright presented the Final County Audit Report for the year ending June 30, 2012. This report is available for public review in the County Clerk's office. Mr. Wright reviewed the audit and accompanying comments. Overall, the finding indicated a clean audit for both the regular audit and the A133 grant audit. After a review of the audit comments, the Commissioners asked the Clerk to provide them with an Accrued Vacation Report for all County employees on a quarterly basis. Commissioner Baker noted there were some typographical/numbering errors in the audit report – Mr. Wright will provide copies of the corrected Audit Report to all concerned parties as soon as they are available.

### **Road Mapping Discussion**

Road & Bridge Supervisor Ray Shaffer appeared before the Commissioners to request action on the road mapping project, as well as the Road 19 issue.

Road 19 - Mr. Shaffer reported that all available evidence in the County records indicates that Road 19 was established as a County road all the way through to Black Mountain Road per the Templeton Survey Map in 1922, and that no action can be found on the part of any past Board of Commissioners abandoning any part of the road to date. Landowner Tom Anderson offered some history regarding issues that may arise if a decision is not made in a timely fashion by the Commissioners. John Lumley moved to affirm Road 19 in its entirety as a County road. Mike Baker seconded the motion. Discussion: County Attorney Jerry Williams confirmed that this motion would not change the actual legal status of the road – it merely establishes the County's position that Road 19 is a County road. Mr. Anderson spoke to the necessity of establishing the actual location of the road via resurvey so that the landowners on the road have accurate information to base decisions on. County Attorney Williams pointed out that the statute of limitations does not run against the county in regards to non-use, disuse, adverse possession, etc., so none of those arguments can be used against the county in case of disputes that might arise during the mapping process. Motion carried.

Mapping – After a discussion of the options for proceeding with the mapping project, the Commissioners asked Mr. Shaffer to return at the March 5<sup>th</sup> meeting with a prioritized list of roads to be mapped, estimated costs for mapping, and the amount of funds available in the CRF budget to expend on mapping.

### **Other Business**

Resolution 2013-02 – Transfer Lane 3 Water Line Ownership – Clerk Odde presented a resolution granting South Thermopolis Water and Sewer District ownership of the water and sewer lines constructed by the county as part of the Lane 3 project for the Commissioners' consideration. The resolution has been reviewed by the County Attorney and found to be acceptable. The STWSD board has submitted a resolution on the district's behalf requesting this ownership transfer. John Lumley moved to approve Resolution 2013-02 – Transfer of Lane 3 Water Line Ownership as follows:

**Resolution No. 2013-3**  
LANE 3 WATER AND SEWER LINE GRANTING TO

SOUTH THERMOPOLIS WATER AND SEWER DISTRICT

WHEREAS, Hot Springs County constructed public treated water and sanitary sewer mains during the constructed of Hot Springs County Road #37 / Lane 3 Urban Section – Phase I & II project; and

WHEREAS, the Hot Springs County Board of Commissioners acknowledges that the treated water system and sanitary sewer system is currently operated by the South Thermopolis Water and Sewer District; and

WHEREAS, the South Thermopolis Water & Sewer District desires to take full ownership and responsibility for public treated water and sanitary sewer mains constructed in Hot Springs County Road #37 during the Hot Springs County Lane 3 Urban Section – Phase I & II project; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMSSIONERS OF HOT SPRINGS COUNTY that Hot Springs County hereby grants full ownership and responsibility for the public treated water and sanitary sewer mains constructed in Hot Springs County Road #37 and as documented in the Record Drawings of County Road #37 / Lane 3 Urban Section – Phase I & II dated February 5, 2013 and platted and filed at Book 155 and Page 781 in the Office of the County Clerk of Hot Springs County:

PASSED, APPROVED AND ADOPTED THIS 19<sup>th</sup> day of February, 2013

Attest:

Hans Odde, County Clerk

Brad W. Basse, Chairman

Mike Baker seconded the motion. Motion carried.

Well Permit Application – Siems – Clerk Odde presented a Well Permit Application from Homey and Angela Siems for Well # Angel 1 for the Commissioners’ consideration. Gretchen Hurley, county geological consultant has reviewed the application and recommends its approval. After reviewing the location of the proposed well, Mike Baker moved approval of the Angel 1 well permit application as submitted by Homey and Angela Siems. John Lumley seconded the motion. Motion carried.

**Correspondence**

- 1. **American Cancer Society** – Relay For Life Sponsorship Request
- 2. **Fair Board Minutes** – January, 2013
- 3. **Bureau of Reclamation** – Snowmelt Forecast
- 4. **Museum Board Minutes** – November, 2012  
December, 2012  
January, 2013
- 5. **State Dept. of Revenue** – Sales Tax Release – Stone’s Throw Restaurant
- 6. **TANF Grant Application**
- 7. **Bill Daniels** – Holden Water Rights – The Commissioners have

received several expressions of interest in the water rights associated with the land purchased for the airport project, including this letter from Mr. Daniels. The Commissioners asked that the water rights issue be placed on the March 5<sup>th</sup> agenda for further discussion and possible action.

The Commissioners reviewed the foregoing correspondence. No further action was required or taken at this time.

**Adjournment**

There being no further business to come before the Board of County Commissioners at this time, John Lumley moved to adjourn. Chairman Basse declared the meeting adjourned at 6:25 p.m.

ATTEST:

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Brad Basse, Chairman

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Hans Odde, County Clerk