

STATE OF WYOMING)
)
COUNTY OF HOT SPRINGS)

OFFICE OF THE BOARD OF
COUNTY COMMISSIONERS
THERMOPOLIS WYOMING
July 5, 2016

The Hot Springs County Board of Commissioners met in regular session on Tuesday, July 5, 2016 at 9:00 a.m. in the Commissioners Room at the Courthouse.

Present were Commissioners Brad Basse, John Lumley and Tom Ryan. Also present were County Clerk Nina Webber, County Attorney Jerry D. Williams and Administrative Assistant to the Commissioners Penny Herdt. Chairman Lumley led those present in the Pledge of Allegiance.

Approval of Agenda

Brad Basse moved to approve the agenda with the following changes:

- | | |
|----------------------------|---|
| ADD: Lou Falgoust | 8. Discuss Jail Issues (Possible Executive Session) |
| MOVE: Commissioners | 8. Guardian Ad Litem MOU to Regular Business Item 12. |

Tom Ryan seconded the motion. Motion carried.

Approval of Minutes

Tom Ryan made a motion to approve the minutes of the regular meetings on June 7 and 21, 2016 as submitted. Brad Basse seconded the motion. Motion carried.

Appoint County Health Officer

Tom Ryan moved to appoint Dr. Vern Miller to the position of County Health Officer. Brad Basse seconded the motion. Discussion: Dr. Miller was the only applicant to respond to the advertisement for the position. Motion carried.

Youth Alternatives Monthly Report

Youth Alternatives Director Barb Rice reported on the ongoing efforts her program participants are making in connection with cleanup and maintenance of the Skate Park, including assisting with a Skills Exposition held at the Skate Park in conjunction with the Library two weeks ago. Other Community Service projects have included serving meals at the Senior Center and assisting with the Republican Dinner. Currently there are five participants in the diversion program and three more on Community Service supervision through DFS. Ms. Rice presented her Quarterly Draw Down Request for the Commissioners' approval. Brad Basse moved to approve the quarterly drawdown request for the VOA/OJJDP 2014-2015 Nonparticipating State Award Subgrant for the time period of April 1, 2016 – June 30, 2016 in the amount of \$4,663.45. Tom Ryan seconded the motion. Motion carried.

Maintenance Monthly Report

At Chairman Lumley's request, Maintenance Foreman Chuck Carver presented a report on the upgrades made in the Jail Visitation area and Unisex Bathroom area. To date, \$3,532.52 has been spent on the upgrades, including sound deadening to the jail, moving doors to the visitation area, upgrading the restroom to ADA compliance and replacement of the phones in the visitation area (this last item was negotiated free of charge from the jail phone provider by detention personnel)

Mr. Carver reported that the façade repairs at the Museum are essentially complete and he is now focusing on repairs to the side and rear of the Museum building.

Mr. Carver noted that the sidewalk projects at the Library are finished. A dead tree has been removed and will be replaced at a later date. The damaged junipers around the Library will be replaced this fall when the weather cools off.

Emergency Management Monthly Report

Emergency Management Coordinator Bill Gordon met with County Fire Warden Dion Robbins regarding a county fire ban. Mr. Robbins feels there is no need for fire restrictions or a fire ban at this time, but did indicate that some type of restrictions will most likely become necessary later in the summer. Work on the Mitigation plan continues. Mr. Gordon anticipates a draft of the plan will be available for public review sometime in mid-August. Regarding the Boysen Dam Failure planning efforts, Mr. Gordon noted that an Evacuation Planning Work Group has been established and will meet prior to the next workshop in August.

Road and Bridge Monthly Report

Road & Bridge Supervisor Dave Schlager reported work continues to deal with line-of-sight/visibility issues on Buffalo Creek Road. Crews continue to blade rough areas on county roads and have begun mowing the right of ways. Mr. Schlager reviewed the Bridge Inspection Report received from WYDOT. No critical deficiencies were found on any inspected bridge structures in Hot Springs County during this inspection period.

FBO Monthly Report

FBO Nate Messenger reported 122 recorded operations for the month of June. There were 796.4 gallons of AvGas and 557 gallons of Jet Fuel sold during the month. The meter on the AvGas system is broken and repairs are underway. Mr. Messenger has figured a workaround to allow him to sell fuel until the repairs are completed. Discussion ensued regarding timing of future bulk fuel purchases. Nate will work with the Clerk and Treasurer to determine how to schedule the fuel delivery/payment. There were nine aircraft that flew in and spent the night. The APU power point installation needs one more piece to make it work. Mr. Messenger will check with GDA representatives to see if the piece was specified in the bid for the APU and what it will cost to get it.

Fly-In Grant – Clerk Webber presented the Fly-In Grant award certificate for the Commissioners' approval. This is a \$5,000.00, 100% grant with no county match required. Tom Ryan moved approval of the chairman's signature accepting the Fly-In grant in the amount of \$5,000.00. Brad Basse seconded the motion. Motion carried. Mr. Messenger noted that the fly-in is scheduled for August 13, 2016, and will include a pancake breakfast, possible Young Eagle flights and door prizes designed to encourage people to return to Thermopolis such as guided fishing trips.

Planner Monthly Report

Planner Bo Bowman reported the NRPC will meet on July 13th. Roland Leuhne will attend this meeting to give an update on the State Park Plan. The LUPB will not meet during July. The DEQ conducted their annual gravel pit inspections last month and found no major deficiencies. The EPA contacted Mr. Bowman to schedule Storm Water Permit inspections on the pits. EPA representatives inspected four pits and issued a satisfactory report with no major deficiencies. There are approximately fifteen septic system permits in process at this time, with a mix of new and replacement installations.

The Jail Issue discussion added to the agenda was determined to be unnecessary at this time, so it was removed and the Guardian Ad Litem MOU was returned to its original place on the agenda.

Guardian Ad Litem Memorandum of Understanding

The Memorandum of Understanding for the Guardian *Ad Litem* program was presented for the Commissioners' review and approval. The County Attorney has reviewed the MOU and expressed his discomfort with sections 4.A. and 5.A., but did not feel they represented significant enough reasons to reject the MOU. Brad Basse moved approval of the MOU between the State Public Defender's Office and Hot Springs County for the Guardian *Ad Litem* program covering the time period of July 1, 2016 – June 30, 2018. Tom Ryan seconded the motion. Motion carried.

Jail Renovation/Management Discussion

Set Free Church pastor Frank Robbins appeared before the Commissioners to discuss his dissatisfaction with the Sheriff and Jail personnel, as well as his unhappiness with the status of the visitation area renovations which his church congregation had donated money to the County to facilitate. After listening to Mr. Robbins' complaints, the Commissioners reviewed what has been done to improve the visitation area and how much was spent on the improvements. The Commissioners pointed out that they only have the ability to work on the facility, and that ability is limited by the size and location of the facility. The Commissioners have no authority over any other elected official or any authority over the policies and procedures put into effect by any other elected official. As it appears that Mr. Robbins' concerns regarding the visitation area cannot be addressed to his satisfaction, Chairman Lumley agreed to refund the \$7,000.00 donation to the Set Free Church. Tom Ryan moved to return \$7,000.00 to the Set Free Church. Brad Basse seconded the motion. Discussion: the money remaining in the Jail Visitation Renovation Donation FY15-16 Budget line item will be returned to the Set Free Church, and the remaining funds to bring the total refund to \$7,000.00 will come from Emergency Expenditures. Motion carried.

Other Business

Fuel Service Contract – The County Attorney has reviewed the revised contract with CityService ValCon and has no major objections to it. The contract was approved for the vice-chairman's signature subject to acceptance by the County Attorney at a previous meeting, so Vice-Chairman Ryan signed the revised contract. Clerk Webber will work with the Treasurer to set up the proper accounts connected to the contract.

Library Board Appointments – The Commissioners reviewed the two applications submitted for openings on the Library Board. Tom Ryan moved to appoint Roxie Braley and Margie Jackson to the Library Board. Brad Basse seconded the motion. Motion carried.

T.F. #U.W. 44-10-772 (Burrows Hill) Well Permit Application – The State Engineer's Office forwarded a well permit application from Derrick Burrows for a well on his property located at T43N:R95W:Sec 3:SW/4NE/3 for the Commissioners' review. The County's geological consultant, Dan Wychgram, has reviewed the permit and has no objections to the well. Tom Ryan moved to approve the Well Permit application from Derrick Burrows for Well # T.F. No. U.W. 44-10-172 (Burrows Hill). Brad Basse seconded the motion. Motion carried.

Correspondence

WYDOT – County Bridge Inspection Report

Owl Creek Irrigation District – Annual Assessment Order for 2017

BLM – Resource Management Plan Implementation Update

UW-LTAP – Wyoming Rural Road Safety Program Information

WYDOT Aeronautics – Response to Red Rock Approach Letters

Senator Michael B. Enzi – Notification of Congressional Letter re: Airport Approach

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

Airport Update

FCC Construction/Coverage Deadline Reminder – GDA representative Jeremy Gilb indicated that GDA is handling this license application and will present the paperwork for the Commissioners' signature in August.

Approach – Mr. Gilb reported that the current publication date for the HSG approach is March 2, 2017. GDA is working to ensure all the essential types of approach are included in this publication.

Seeding – The volunteer barley from last year does not seem to have re-seeded this year, so Phase III and Phase IV projects are considered complete and ready for closeout. There appears to be the same problem with this year's seeding, so the airport personnel will keep an eye on the situation to ensure it resolves itself next year.

Closeout Reports – Closeout reports for Phase III and Phase IV have been submitted and accepted by the FAA/WYDOT. The closeout report for Phase V (Underdrain and Fuel Tanks) has been submitted and is awaiting FAA and WYDOT approval. Grant reimbursement payments are expected sometime in late July or early August.

WYDOT Group AWOS Maintenance Program – Mr. Gilb reminded the Commissioners that the AWOS system maintenance is covered by a State-wide contract, but a grant application must be filled out annually to be reimbursed by WYDOT Aeronautics for the maintenance contract. The contract will renew in September. Brad Basse moved to draft a letter to WYDOT indicating a desire to participate in the Group AWOS Maintenance Program. Tom Ryan seconded the motion. Motion carried.

Sign ALP Update – Brad Basse moved to approve the Chairman's signature on the Airport Layout Plan Update form. Tom Ryan seconded the motion. Motion carried.

SRE Building/Drainage Improvements – Mr. Gilb reported that the drainage improvement costs are SLIB-eligible, but there is some question regarding availability of funds. Clerk Webber will work with Annie Ness determine the amount of funding available. This item was tabled to the meeting on July 19th for action.

WACIP – The Commissioners scheduled their annual WACIP WebEx for July 19th at 8:15 a.m.

T-Hangars – GDA is working to line up an architect to work on this project. No further progress has been made at this point.

Airport Land Use Protection Area – Mr. Gilb reviewed the grant commitments regarding the establishment of an Airport Land Use Protection Area. After reviewing the options for establishment of the ALUPA, the Commissioners asked Mr. Gilb to work with the County Planner to develop language to be included in the Land Use Plan to under a "Special Airport Restrictions" chapter.

Black Mountain Road Funding Update

After reviewing Dustin Spomer’s memo regarding the project/funding options, the Commissioners agreed it would be best to start with a “Design Only” project, using IRP funds for the design and CRF funds for the match portion. Mr. Gilb will pass this decision on to Mr. Spomer.

Executive Session

Brad Basse moved to enter into Executive Session for reasons of potential/ongoing litigation at 2:07 p.m. Tom Ryan seconded the motion. Motion carried. Brad Basse moved to leave Executive Session at 2:33 p.m. Tom Ryan seconded the motion. Motion carried. No action was taken during or as a result of the Executive Session.

Adjournment

There being no further business to come before the Board at this time, Brad Basse moved to adjourn. Chairman Lumley declared the meeting adjourned at 2:34 p.m.

Attest:

John P. Lumley, Chairman

Nina Webber, Clerk to the Board