

STATE OF WYOMING                    )  
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COUNTY OF HOT SPRINGS        )  
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OFFICE OF THE BOARD OF  
COUNTY COMMISSIONERS  
THERMOPOLIS, WYOMING  
October 3, 2017

The Hot Springs Board of County Commissioners met in regular session on Tuesday, October 3, 2017, at 9:00 a.m. in the Public Meeting Room at the Government Annex. Present were Commissioners John Lumley, Tom Ryan and Phillip Scheel. Also present were County Clerk Nina Webber, County Attorney Jerry Williams and Administrative Assistant to the Commissioners Penny Herdt. Chairman Lumley led those present in the Pledge of Allegiance.

**Approval of Agenda**

Phillip Scheel moved to approve the agenda with the switching of item 6 – Airport Property/Vet Clinic Agreement and item 10 – Guardian Life Flight/Air Med. Motion was seconded and passed unanimously.

**Approval of Minutes**

Tom Ryan moved to approve the minutes of the September 5 and September 19, 2017 regular meetings. Motion was seconded and passed unanimously.

**FBO Monthly Report**

FBO Nate Messenger reported 132 total recorded operations during September. There was 911 gallons of AvGas and 2042 gallons of Jet Fuel sold during the month. Fuel prices at HSG are generally lower than the surrounding larger airports. Mr. Messenger thanked the Road & Bridge department for their assistance with the Minimum Site Assessment at the old airport, which should be completed with the DEQ later this month. The Phillips 66 fuel quality inspection on September 14<sup>th</sup> went well, with only minor repairs to the fueling truck required. Commissioner Scheel reported on the airport discussions held by the WCCA Transportation Committee at the WACO conference in Cheyenne last week.

**Maintenance Monthly Report**

Snowplow Bid Opening – Clerk Webber opened the one bid received for replacing the snowplow. Tom Ryan moved to accept the bid from 21<sup>st</sup> Century for a John Deere snowplow in the amount of \$17,756.00, contingent upon a review to ensure all bid specs are met. Phillip Scheel seconded the motion. Discussion: Dave Schlager and Phillip Scheel will work together to ensure the plow bid meets the bid specifications. The estimated delivery date for the plow is November 28<sup>th</sup>. Motion carried.

Senior Center Roof – Phillip Scheel reported that he had accompanied Dave Kauffman with CRCI, LLC on the inspection of the Senior Center roof, and reviewed the inspection report with the other Commissioners. The roof appears to be in danger of imminent failure and in need of replacement before winter if possible. Tom Ryan moved to authorize Phillip Scheel to engage Nelson Architects to design a fix for the Senior Center roof, including a cost estimate. Phillip Scheel seconded the motion. Discussion: the Commissioners stated their desire to contract directly with Nelson Architects, LLC rather than as a subcontractor through CRCI, LLC. Motion carried. Phillip Scheel moved to retain Dave Kauffman with CRCI, LLC as the project manager for the roof replacement project per Mr. Kaufmann’s proposal. Tom Ryan seconded the motion. Discussion: Funds for the project will be taken from Emergency Expenditures. The Clerk will work with the Commissioners to prepare an Emergency Minerals Royalty grant application for funds to replace the roof. The Clerk will contact the insurance company to investigate the possibility of some coverage for wind damage on parts of the roof. Motion carried.

Maintenance Supervisor Position – The Commissioners set a work session for October 3<sup>rd</sup> to review the applications received for the Maintenance Supervisor position in preparation for scheduling interviews next week.

**Road & Bridge Monthly Report**

R&B Supervisor Dave Schlager reported mowing is complete for the year. Gravel work on Kirby Creek road is finished. Fall blading is complete and trees that were impinging on various rights of way have been trimmed back.

### **Planner Monthly Report**

Planner Bo Bowman reported the NRPC will meet October 11<sup>th</sup>. The LUPB meets October 18<sup>th</sup>. The LUPB continues work on the Land Use Plan revision with current focus on developing a new chapter dealing with subdivisions. The septic program has seen nine permits distributed, with four approved, two installed and three outstanding. The DEQ has instituted new language in the Septic program delegation agreements requiring a county engineer to oversee and sign off on all small wastewater system permits. Counties without an engineer on staff have expressed an unwillingness to meet this requirement and give the permitting process back to the DEQ instead of handling it at the county level. Hot Springs County is in “wait and see” mode regarding this issue. The annual gravel pit report to the DEQ is being prepared. Perpetual easements have been received from the BLM for West Cottonwood and Grass Creek roads (FLPMA roads). The RS-2477 road easements across BLM lands are not affected at this time. The Red Lane Groundwater Study is underway. Planner Bowman and Conservation District employee Darcy Axtell will visit the groundwater wells that have granted access for testing as part of this study.

### **Youth Alternatives Monthly Report**

Youth Alternatives Director Barb Rice reported five male and three female program participants this month. She has contacted Sara Garcia in Worland to open lines of communication between similar programs in Hot Springs and Washakie counties. Ms. Rice presented her quarterly drawdown request for the VOA-OJJDP grant. Tom Ryan moved to approve the quarterly VOA-OJJDP 2017-2018 Nonparticipating State Award Subgrant CFDA #16.540 Reimbursement Request in the amount of \$2,063.75. Motion was seconded and passed unanimously.

### **Guardian Life Flight/AirMed**

The Guardian Life Flight company has been purchased by AirMed Care. County residents enrolled with Guardian will be grandfathered in at the current rates until their membership comes up for renewal. Chief Deputy Clerk Karen Slocum reported that AirMed would prefer to receive one check from the County versus multiple personal checks from county resident participants. This would involve setting up payroll deductions for those who wish to participate. The Commissioners will work with the Clerk’s office to see determine if the county wishes to continue to sponsor the AirMed Care program or offer a different air ambulance program to county residents. Air ambulance services currently serving Thermopolis include Billings Clinic, St. Vincent Airflight, Wyoming Medical Life Flight – Casper, and AirMed Care.

### **Hospital Title 25 Issues**

Hospital district representatives Margie Molitor, Bill Williams and Heath Overfield and Hospital Attorney Ron Jurovich formally notified the Commissioners that, as the hospital is not a state-designated facility for care of Title 25 patients and cannot provide for the safety of the other patients and staff, and since town law enforcement officers no longer provide 24-hour supervision for Title 25 patients, Hot Springs Memorial Hospital will no longer admit Title 25 patients unless they having other medical issues upon arrival at the Emergency Room. The hospital will stabilize the Title 25 patient and release them to the Title 25 Gatekeeper for further intervention. The State Department of Health has designated the Hot Springs County Counseling Service as the Title 25 Gatekeeper in Hot Springs County. The Commissioners will set-up a work session to include members of the Town of Thermopolis Council and Police Chief, Hospital District Board members, Hospital CEO, Board Attorney and Medical staff, Hot Springs County Counseling Service personnel, a Department of Health representative, State Representative Nathan Winters and State Senator Wyatt Agar, and the Hot Springs County Sheriff, Attorney, Clerk and Commissioners to work out a formal procedure for dealing with Title 25 patients.

### **Public Hearing – Heimann Home Occupation Permit**

Planner Bo Bowman reviewed the application from Ty Heimann for a Home Occupation Permit to do on-site repair of heavy duty trucks/trailers and mobile 24-hour response for off-site service calls. This does not require a land use change. The Land Use Planning Board has forwarded the application to the Commissioners with a do-pass recommendation containing seven conditions of approval. Chairman Lumley opened the public hearing on the HOP for Ty Heimann at 11:35 a.m. After three calls for public comments, receiving none, Chairman Lumley closed the public hearing at 11:36 a.m. The Absolute and Relative Policies checklists were completed by the Commissioners will a score of zero on both lists from

all three Commissioners. Tom Ryan moved to approve Ty Heimann's application for a Home Occupation Permit subject to the following conditions:

1. There shall be no additional outdoor lighting that is associated with the vehicle repair business.
2. On-site signage identifying the activity shall be limited to the existing two-sided sign, which shall not be illuminated at night.
3. Should the owner of the property no longer reside on the property, this approval for a home-base business shall cease immediately.
4. The vehicle repair activity shall be limited to the southern portion of the property, accessed from Webb Road.
5. The vehicle repair activity shall not utilize direct access from the highway.
6. No more than one (1) truck tractor and two (2) truck trailers shall be parked outside of a structure in association with the repair business.
7. No more than six cars and/or light trucks shall be parked outside of a structure in association with the repair business.

Motion was seconded and carried on unanimous vote.

### **Emergency Management Monthly Report**

Emergency Management Coordinator Bill Gordon reported he is working on the After-Action/Improvement plan for the eclipse. His quarterly report to OHS will be submitted later this month, after which work on the County-wide Emergency Evacuation plan will resume.

### **Sheriff Airport Property Request**

Sheriff Lou Falgoust and Deputy Jeremie Kraushaar appeared to ask the Commissioners to consider allowing the Sheriff's department to use one of the hangars at the old airport site for impounded property/civil execution storage if one becomes available.

### **Vet Clinic Agreement**

Deputy Kraushaar reported that the Sheriff's department has received a bill for impoundment of dogs at the Vet Clinic that they were not aware had been impounded. Resolution 92-3 addresses the County's responsibility for stray, vicious and aggressive dogs, with amendments in 1993 and 1997. The County Attorney will work with staff to develop another amendment to update the resolution as needed to fit the current situation. The Vet Clinic staff has agreed to notify the Sheriff of impounded dogs, but that will be done through Dispatch, which has had varying results in the past as far as the Sheriff actually receiving that notification in a timely manner.

### **Other Business**

BHB Nature & Discovery Center Board Appointment – One application was received for the opening on the BHBND board. Phillip Scheel moved to appoint Raegan Stanley to the BHBND board. Motion was seconded and passed with Commissioners Scheel and Ryan voting aye and Commissioner Lumley abstaining.

NRPC Opening Advertising – Tom Ryan moved to authorize the Clerk to advertise for the open position on the NRPC board created by Mark Thiesse's resignation. Motion was seconded and carried.

Assistant Public Defender Appointment Review – No action taken on this item

### **Correspondence**

**Mark Thiesse** – NRPC Resignation

**NRPC Minutes** – August, 2017

**LUPB Minutes** – May, 2017

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

### **Approve Bills**

The following bills were submitted for approval: (see attached). Payroll for September, 2017- \$.

### **Adjourn**

There being no further business to come before the board, Tom Ryan moved to adjourn. John Lumley declared the meeting adjourned at 2:03 p.m.

ATTEST:

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John P. Lumley, Chairman

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Nina Webber, Clerk to the Board

**BILLS – SEPTEMBER, 2017**