

OFFICIAL PROCEEDINGS
BOARD OF LINCOLN COUNTY COMMISSIONERS
May 1, 2018

Chairman King called the meeting to order at 10:00 a.m. Others in attendance included the following: Commissioners Connelly and Harmon; Deputy County Clerk, April Brunski; County Attorney, Spencer Allred and Commissioner's Secretary, Corey Roberts.

Consent items: **1. Commissioner Harmon** moved to approve the consent agenda. Motion was adopted. **2. Commissioner Connelly** moved to sign the contract with Thos Y. Pickett . Motion was adopted. **3. Commissioner Harmon** moved to sign the ASO Group Reopening request with Blue Cross Blue Shield in the amount of \$1680. Motion was adopted. **4. Commissioner Harmon** moved to approve the spring yard clean- up week for June 5-9 for the City of Kemmerer and Town of Diamondville with a limit of 3 loads per residence. Motion was adopted. **5. Commissioner Connelly** moved to approve the vouchers. Motion was adopted.

Discussions items: **1. Public hearing – Community Service Block Grant program. Landfill Supervisor, Mary Crosby** gave an overview of the program. It provides for funding for services for low income persons. The County will be forming a Tripartite Board to oversee the grant program which consists of elected officials, low income individuals and community representatives. **Kipp Dana, High County Behavioral Health** commented that their mission is to help people who don't have resources and feels the County should pursue this grant. He could help identify people seeking the services to help them become more self-sufficient. **Nancy Stafford**, thanked Mary Crosby for all her hard work and the Commissioners for taking this project on. She expressed her disappointment so far on the lack of responses being filled out from agencies to be sub-grantees. She feels with Mary's hard work and the Commissioners behind it, they will be able to form the Tripartite Board. Public hearing closed at 10:23 a.m. **2. Commissioner Connelly** would like to publically thank Westmoreland and the miners for temporarily signing a contract. **3. 24-Hour Malt Beverage Permit Mike Maholchic, Star Valley Lodge.** **4. Chad Nielson , Public Works Director for the City of Kemmerer and David Waldner, Public Works Director for the Town of Diamondville** discussed their City/Town clean-up weeks. Chad thanked Mary Crosby for her help. They asked for Landfill waiver of fees for June 5-9. Mary Crosby explained that this is a waiver for the gate fee only and recommended that the Commissioners limit the number of trips to 2 or 3. **4. Jeff Meena, State of Wyoming DEQ, AML, Lincoln County Project Manager Representative for Abandoned Mines** updated the Commissioners on current projects in the County. **5. Kipp Dana** presented his 2018/19 budget request to the Commissioners.

Commissioner presentation: 15 years – Destry Dearden

Meeting adjourned at 11:38 a.m.

May 2, 2018

Chairman King called the meeting to order at 10:00 a.m. Others in attendance included the following: Commissioners Connelly and Harmon; Deputy County Clerk, April Brunski; County Attorney, Spencer Allred and Commissioner's Secretary, Corey Roberts.

Consent items: **1. Commissioner Connelly** moved to approve the agenda for the day. Motion was adopted. **2. Commissioner Connelly** moved to approve File 405 SS 18 Mackay Flats 2nd Filing Subdivision with findings of approval A & B and a Resolution of Approval. Motion was adopted. **3. Commissioner Harmon** moved to approve File 406 SS 18, DK Ranch, a subdivision with findings of approval A & B and a Resolution of Approval. Motion was adopted. **4. Commissioner Connelly** moved to approve File 103 PZ 18 a Conditional Use Permit Application for the development of a five acre salvage yard with findings of approval A through D and conditions of approval 1 through 8 changing to 1 through 9 with a modification to approval 3 from modify the Storm Water Discharge Permit from the Wyoming Department of Environmental Quality to obtain Storm Water Discharge Permit from the Wyoming Department of Environmental Quality. Added condition of approval #9 Drill northbound ground monitoring well prior to the operation and approved by DEQ. Commissioner Harmon seconded the motion with discussion, he stated that we do have more salvage yards going in in Star Valley west of Afton and there are 7 or 8 that are illegal that don't have permits. Motion was adopted. **5. Commissioner Harmon** moved to table File 104 PZ 18, Darren Dunn, Commercial Storage Units and remand it back to the PZC and back to the Commissioners on June 6th. Motion was adopted. **6. Commissioner Connelly** moved to approve File 203 MS 18 Bar 45 Acres Subdivision Preliminary Plat with findings of approval A thru C and conditions of approval 1 thru 5 and authorization of the Board Chair to sign the Development Agreement. Motion was adopted. **7. Commissioner Harmon** moved to award the Fossil Basin Area Trail Master Plan project to Avenue Consultants for \$39,953 pending concurrence from WYDOT and for the Chairman to execute the agreement. Motion was adopted. **8. Commissioner Harmon** moved to approve the Resolution Establishing the Annual Salaries of the Elected Officials in the County from 1-1-19 through 12-31-22 as follows: County Commissioners elected in 2018 General - \$39,812; County Clerk, County Treasurer, County Assessor, Clerk of District Court - \$72,500 County Sheriff - \$80,000 and County Attorney - \$93,000.

Discussion items: **Jeanette Fagnant, Development Specialist** gave the development report for April. **2. File 405 SS 18 Makay Flats 2nd Filing Subdivision**, David & Julie Rich. **3. File 406 SS 18 DK Ranch Subdivision** – David & Krislynn Schultz. **3. Planning Director, John Woodward** presented File 103 PZ 18- GERC, LLC- Rock Top Salvage. The project was heard at the Planning & Zoning Commission meeting on 3/28/18 and continued on 04/20/18 to give the PZC a chance to do a site tour at the project site. The PZC recommended approval. **Clyde Rainey with Sunrise Engineering** presented a map and gave an overview of the proposed Salvage Yard Project on behalf of his clients. **Jake Edwards** presented his Business Plan for the JL Edwards LLC Salvage Company. His intent is to help clean up the Valley by having a place to dispose of unwanted metals, old vehicles, equipment etc. in an affordable, environmentally safe manner and offer job opportunities. **Margo Knutson, co-owner of Stonefly Ranch** with her husband Mitch presented and read a letter she prepared commenting on what a good neighbor Jake is and acknowledges his right to earn a living but expressed their right to stand up and protect the value of their property. Their vision is to develop the Ranch so wounded vets and law enforcement officers can enjoy a day of fishing at their expense. She requested that the Commissioners deny the application as is and want assurances if it is approved that there are strict guidelines imposed. **Alan Goodman** expressed his understanding of the need of the salvage yard and acknowledged the good intentions but pointed out that as careful as everyone is, accidents will happen and there will be issues

with corrosion going in the ground and polluting the water. He commented there is a need for the salvage yard but not there in the wetlands and emphasized there will be pollution of the drinking water and river. **Mitch Knutson, co-owner of Stonefly Ranch** presented a map and expressed his concern with water pollution and also commented Jake has been a good neighbor and his difficulty with this. He agrees that the Valley needs a salvage yard but not in this wetland location being so close to the river. The site for the crushing at the salvage yard is less than 500 feet from his ponds and fears that there will be pollution of the ponds and his well. He feels that everyone has the right to do what they want on their own property provided that they don't impair or devalue their neighbor's and expressed concern as to what his recourse is if there is contamination. **Betty McNeel Goodman** commented on the location where the crushing is to take place and how it always used to be wetland. She has concerns with her well water being contaminated and is wondering if this is a way to get around re-salvaging that gravel pit. She has no bad feelings for Jake and feels the salvage yard is a great idea but it's the wrong location. **Planning Director, John Woodward** answered questions from Commissioners Harmon and King concerning contamination down the road and guidelines on the permitting. **John** replied that's why the monitoring is so vital and the sooner you catch anything and change your practice is the key. DEQ would most likely issue a cease and desist in the event of contamination until there is an investigation and the practice is changed. With permitting, they would have to show what watershed they're in and where the contamination will go if there's a problem. **Commissioner Connelly** asked the applicant when the storm water permit was applied for, **Clyde Rainey** responded around 2011 or 2012. **Commissioner Connelly** commented his concern is in the water and that the monitoring is vital. **Commissioner Harmon** commented that protection needs to be built in not only for the people to the west but the north as well. **Alan Goodman** reiterated the concerns with polluting the well water and even it's monitored, once it's polluted the damage is done. **Commissioner King** commented that this is a fairly significant risk they are taking because if it does come back and they have to mitigate, it will be expensive. **Alan Goodman** commented not as big of risk as polluting the drinking water and that you can't mitigate the drinking water. **Mitch Knutson** agreed they are taking a big risk but not if they are hiding behind an LLC and also stated the gravel pit is for sale right now. He voiced his concern again about what his recourse is if it goes bad. **Jake Edwards** went over his resume and qualifications to run the salvage yard. He is currently seeking his level 1 water operator's license. He commented that there is no topsoil where he will be crushing the vehicles, the top of his list is to have no contamination and will do whatever DEQ asks him to do. His house is located on the site and he tests his water in the spring and fall and always has perfect nitrates. His plan would be to have tires picked up once a week and said he would not have a large stockpile. **Commissioner Connelly** applauded everyone for being there and said they are trying to do the best they can as Commissioners with the circumstances and that we live with one another and have to get along and encourages the public to get involved the public processes. He believes in property rights and the guidelines that are in place are to protect those rights. **Commissioner Harmon** thanked everyone for being there, for the comments and e-mails and is tickled with the approach of what the Knutson's are doing with their property. **Bob Austin, Treasurer of Broken Wheel Ranch I&S** stated they are paying the Town of Afton monthly for water testing and asked **Commissioner Connelly** if the free water sampling he mentioned would apply to them. He will check further with the Town of Afton. **Gay Edwards** commented that some of the water sampling would go to Energy Lab in Casper and possibly a lab in Jackson. 4. **Planning Director, John Woodward** presented File

104 PZ 18 – Darren Dunn, Commercial Storage Units. In double checking their process, it was found that in one phase of the noticing, the report was only available for 5 business days instead of 7 business days by mistake. John recommends that they remand it back to the Planning and Zoning Commission because the process is important and should be followed. **Robert Meikle** commented on the original hearing date being moved up 5 days making it difficult to notify all the people and the confusion the shortened process caused. **Tom Bowen**, on behalf of the Naylor’s, asked if testimony could be made today for the record so people don’t have to come back on June 6th. The **Commissioners** responded that any comments made would be public record of the regular meeting but not public record of a decision being made on it and that the hearing did take place and action was taken and also pointed out that things could change with it in the next 30 days as well. **5. File 203 MS 18 Bar 45 Acres Subdivision Preliminary Plat** – Dianne Miller, Trustee of Miller Trust. **6. County Engineer, Amy Butler** discussed the following: CMAQ FY 2018 pre-bid meeting April 26, 2018; Fossil Basin Area Trail Master Plan – RFP; received petition on Tee Mont Circle asking for it to be a paved and maintained County Road, it does not meet the road specifications per Resolution 97-5. **7. David Allred** discussed Ross Rd (CR 419) in Thayne to change it from Classification Primitive to Classification Standard County Road. He would like to develop property located on the road and has concerns with the road condition and accessibility for local traffic as well as emergency response vehicles, Fed-Ex, UPS, garbage disposal services etc. They have obtained signatures from the necessary land owners to grant the easements needed to extend access. **Commissioner King** commented that this would be a huge undertaking and very costly to the County but recognizes the need and would like time to study it and will get back to the Allred’s.

Meeting adjourned at 2:03 p.m.

Claimant/Department	Allowed
County Payroll	\$ 417,090.26
Aflac;Employee Contributions	\$ 1,555.56
American Heritage;Employees Contributions	\$ 134.69
Bank of Star Valley;Employee Contributions	\$ 8,890.00
Bank of the West;FICA/Medicare/Federal Tax	\$ 115,491.06
Group Life Ins.;Employee Contributions	\$ 352.00
HSA Bank;Employee Contributions	\$ 3,712.16
Legal Shield;Employees Contributions	\$ 150.40
Lifetime Fitness;Employee Contributions	\$ 148.50
Lincoln County Treasurer;Insurance contributions	\$ 8,310.00
Lincoln Financial;Employee life insurance	\$ 4,652.96
Orchard Trust;Employee Contributions	\$ 4,285.00
Washington National.;Insurance	\$ 71.00
Washington State Support Registry;Child support	\$ 605.00
Wy.Child Support;child support charges	\$ 2,368.00
Wy.Dept.of Workforce Services;workers comp.	\$ 11,639.26
Wy.Retirement;Employee Cont./Cty.Match	\$ 84,932.20
Ace Hardware;So.Road & Bridge,materials,supplies	\$ 73.88

Afton Point S;Sheriff,vehicle maintenance	\$ 82.82
All Creatures Great & Small;Sheriff,K9 care	\$ 66.50
Amazon;County Offices,computer supplies,equipment	\$ 2,129.55
Amerigas;Landfill,propane	\$ 1,512.29
Axis Forensic Toxicology;Coroner,services	\$ 550.00
B&H Auto Repair;Sheriff,vehicle maintenance	\$ 123.65
Ball Family Chapel;G.A.,vital statistics	\$ 14.00
Blue Cross Blue Shield;G.A.,cash flow protection fee	\$ 1,680.00
Bomgaar's;So.Road & Bridge,supplies,materials,tools	\$ 504.35
Broulins;Ext.Service,supplies	\$ 27.54
Bugman;Courthouse,pest control	\$ 550.00
CBM;Sheriff,inmate meals	\$ 2,742.71
Century Link;County Offices,phone service,internet	\$ 5,251.81
Certified Laboratories;So.Road & Bridge,lube	\$ 187.85
City of Kemmerer;So.Road & Bridge,water,garbage	\$ 157.79
Culligan;County Offices,water	\$ 93.50
Dash Medical Gloves;Sheriff,gloves	\$ 147.80
DJ's Glass;Courthouse/LaBaarge Library,materials,labor	\$ 6,546.00
Dominion Energy;Courthouse,service	\$ 5,713.21
E&L Motors;Sheriff,parts,labor	\$ 290.09
Eagle Uniform;Courthouse,laundry	\$ 41.54
Elite Card Payment Center;County Offices,expenditures	\$ 9,523.61
Emergency Services Marketing;LCEMA,subscription	\$ 4,365.00
Evanston Regional Hospital;Jail,inmate care	\$ 2,390.36
Hartmann Ent.;Landfill,freon removal	\$ 3,060.00
Hastings;Landfill,supplies	\$ 205.80
Hunsaker Automotive;NLCPF,parts,labor	\$ 1,233.85
Idaho Communications;LCEMA,headsets	\$ 218.34
J.Greg Smith;H.S.,services	\$ 600.00
Jill Hubbard;Ext.Services,milage	\$ 79.04
John Woodward;Planning,mileage	\$ 173.68
Judith Niel;Attorney,stamps	\$ 121.00
Kellerstrass;County Offices,fuel	\$ 1,139.71
Kurt Richmond;LCEMA,firewise reimbursement	\$ 997.48
Lower Valley Energy;County Offices,service	\$ 4,727.07
Markus Ramsperger;Planning,mileage	\$ 49.40
MetroCount USA;Planning,road tubes	\$ 630.00
Mid-American Research Chemical;Courthouse,floor cleaner	\$741.53
NeoFunds;County Offices,postage	\$ 3,711.06
Notary Officer;County Clerk,notaries	\$ 90.00
Office of State Public Defender;Commission,county share	\$ 43,827.05
Office Products Dealer;Commission,supplies	\$ 44.77
Original Oyster Grass;H.S.funding	\$ 10,000.00
Outlaw Supply;Courthouse./Justice Center,contract cleaning	\$ 2,593.00
Oyster Ridge BOCES;PHN,training	\$ 90.00
Patty Pringle;LCEMA, wages	\$ 840.00
Peddler's Fair Cleaning Service;Courthouse,cleaning contract	\$3,299.98
Pine Creek Ski Resort;Recreation,maintenance	\$ 27,000.00

Printstar;County Offices,supplies	\$ 601.20
Quill Corp;Clerk of Dist.Court,supplies	\$ 574.63
Rick's Repair,Landfill,parts,labor	\$ 7,563.20
Ridley's;County Offices,supplies,groceries	\$ 112.03
Robert Greene;Planning,mileage	\$ 49.40
Rocky Mountain Competitive Solutions;G.A.,copier leases,toner	\$ 2,567.54
Rocky Mountain Power;County Offices,service	\$ 186.57
Rocky Mountain Yeti;Sheriff,parts,labor	\$ 3,942.33
Sanderson Law Office;Clerk of Dist.Court,services	\$ 388.50
Sellers Auto Parts;So.Road & Bridge,parts	\$ 2,097.60
Shar Perry;Extension Service,travel expenses	\$ 639.60
Silverstar Communications;No.Road & Bridge,service	\$ 205.74
South Lincoln Medical Center;G.A.,tests	\$ 105.90
Star Valley Disposal;NLCPF,trash removal	\$ 194.00
Star Valley Quick Stop;No.Road & Bridge,fuel	\$ 147.01
Sublette Electric of Wy.;Courthouse,materials,labor	\$ 1,942.36
Thayne True Value Hadware;No.Roa & Bridge,supplies	\$ 72.46
Tri-State Truck & Equipment;No.& So.Road & Bridge,parts	\$ 566.46
Town of Afton;Ext. Offices,utilities	\$ 180.27
Union Telephone;County Offices,phone service	\$ 795.12
Valley Auto Supply;Landfill,parts	\$ 335.94
Wagner & Wagner;County Offices,parts,labor,fuel	\$ 1,742.49
Water of Life;Courthouse/Justice Center,service call	\$ 65.00
Western States Equipment;Landfill,parts,labor	\$ 2,063.68
Wheeler Machinery;Landfill,parts	\$ 212.96
Wick's Construction Services;NLCPF,contract cleaning	\$ 2,899.33
Wyomiing Behavioral Health;Title 25,services	\$ 2,055.00
Wyoming Dept.of Health;PHN,payroll	\$ 31,531.96
Wyoming Secretary of State;G.A.,filing fee	\$ 25.00