

OFFICIAL PROCEEDINGS
BOARD OF LINCOLN COUNTY COMMISSIONERS
October 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 Harmon** moved to approve the agenda for the day and the minutes of September 18, 2018. Motion was adopted. **2. Commissioner Connelly** moved to approve the bills. Motion was adopted. **3. Commissioner Harmon** moved to authorize the chairman to sign the contract with the Department of Corrections. Motion was adopted. **4. Commissioner Harmon** moved to authorize the chairman to sign the Xerox Copier Lease Agreement that will begin in December 2018 in the amount of \$4993.28/mth. Motion was adopted. **5. Commissioner Connelly** moved for the Chairman to sign the contract with South Lincoln Hospital District Urgent Care Services. Motion was adopted. **6. Commissioner Connelly** moved to advance the South Lincoln Hospital District \$350,000 from the mill levy that they would normally receive. Motion was adopted.

Discussion items: **1. Luke Esch, Administrator at DEQ**, discussed landfill permits. It essentially gives authorization from the state to dispose of the waste. He stated that the discretion is at the local level on what they want to accept at their landfill. **Mary Crosby, Solid Waste Director**, asked if consideration was given to leakage coming from some of the loads in transporting the waste. **Luke** stated that no, it wasn't a high priority. **Chairman King** stated that the main purpose of the meeting today was to discuss chronic wasting disease and how to handle it. **Luke** commented that from the Department's stand point, the sooner the animal can be put in the ground, the better. **Mary Crosby, Solid Waste Director** discussed the problems Lincoln County faces with waste disposal. **Heather Overholser, Teton County Superintendent of Solid Waste and Recycling**, gave a history of the Teton County Landfill - it was closed in 1989 and a transfer station was built along with a dead animal pit. They are currently working with DEQ to improve on their station. She commented that they are currently sending their waste to Bonneville County, Idaho, but if chronic wasting disease is found in their county, they will no longer be able to dispose there. **Mark Newcomb, Teton County Commissioner**, discussed incineration being the best option to dispose of the dead animals. They first and foremost want to look regionally and try and find a regional solution. **Dennis Williams, representing Star Valley Meat Block**, commented that this is a statewide problem and every county can't deal with it separately. He commented that the State should come up with the funding for incinerators. He's interested to know where Game & Fish and DEQ are headed with this. **Scott Talbot, Director of Game & Fish** stated that chronic wasting disease is a very complicated disease, that there is no vaccine or no cure for the disease and it has slowly spread across the state. They estimate that it has been in the environment for 60 years. He stated that there may be opportunity for it to be spread through the environment and that they are in the process of a public outreach process to educate the people. He commented that there have been 2 cases of chronic wasting disease documented by Game & Fish in Lincoln County. One in a moose 6-8 years ago and one in a deer 2 years ago. They are engaged in many different projects right now on how to stop chronic wasting disease. He stated at this point there have been no documented cases of the transfer of chronic wasting disease to humans. In talking to other state agencies, he has found there are 4 options for disposal of the dead animals: composting, incineration, digestion (chemical digesters) and disposal at the landfills. **Commissioner Harmon** asked if Game & Fish has any plans to help counties with incinerators. He stated that no they haven't gotten that far yet but stated that incineration may not be

the ideal solution because of air emissions. He commented that in the State there is a small percentage of animals with chronic wasting disease and that communication and education is a huge first step in the process. **Dennis Williams** stated that they are desperate in Teton County in finding a solution and stated that this might be a good opportunity to help a neighbor. **Chairman King** stated that regionalization is something they want to look at and have talked to some of their processors on how to handle it but there is still a lot to look at and does want to work with our neighbors. **Commissioner Harmon** commented that he appreciates the Star Valley Meat Block stepping up and using the body bags. **Mike Schmid, WY Game & Fish**, asked if there are specific requirements in other areas of the State where chronic wasting disease is higher for hunters to dispose of the carcasses and if the spread of the disease has been reduced. **Scott Talbot** stated that the animals can be disposed of in an approved landfill. He also stated that the chronic wasting disease in those areas have increased. **Mary Crosby** stated that there is an assumption that putting the animal in the landfill locks it up and it doesn't. She stated that birds can spread it to the environment. Being extra cautious is the only sensible thing to do and if we're seriously looking at landfills, it needs to be separated. She asked if they wish to have the hunters bag the animals. **Scott Talbot** stated they have encouraged hunters to put the carcasses in the landfill. As far as bagging, they have not recommended bagging but have recommended disposal at the landfills. **Heather Overholser** discussed research she has done on incinerators that are like burn boxes that use diesel and emit black smoke and odor. The incinerators with an after burner are much more expensive but control the emissions and do not have an odor. She questioned if they were to put in an incinerator, who would pay for that. **Chairman King** thanked everyone for being there today and stated that obviously they are not going to come up with a solution today, that it's a complicated issue that is not going away and a solution needs to be found for the future. **Marti Halverson, House District 22 Representative**, asked for further information on the bags – are they plastic, biodegradable, bird proof etc. **Mary Crosby** stated that the bags are much better than just dirt cover over the animals and that to her knowledge are not biodegradable. **Teresa Davis, Kemmerer Gazette Editor**, asked how to handle questions from hunters on disposing of the animals right now and was given information. **2. Shane Johnson, County Sheriff** discussed the contract with the Department of Corrections and education programs for the inmates. **3. Destry Dearden, IT Director** gave an agency update on the following: Xerox copier lease: current cost is \$5280.15/mth and the new cost would be \$4993.28 for a 60 month lease which includes new features and additional savings that we currently do not have. **4. Richard Landreth, Library Director** gave an agency update on the following: Star Valley circulation desk has been put in, carpet replacement in the Kemmerer Library, LaBarge Library parking lot – it's sealed but will see how it holds up for the winter and resignation of Star Valley Branch Manager –he asked permission to look for a replacement. **5. Karl Sundberg, South Lincoln Medical Center CEO**, discussed the contract with the County for Urgent Care services for the County employees and discussed needing an advancement on their tax distribution from the County. He explained that they started aggressively at the beginning of the summer with capital outlay projects and have spent \$165,000 to \$185,000 over the summer on these projects. He also stated that they found that they had to stop their 340B Program to make changes to ensure that they are compliant and have identified an opportunity to get a higher reimbursement rate from Medicare. He stated that this will be done by November but in the meantime they have \$240,000 in Medicare claims that are on hold and this has put them in a cash deficit. He asked for an advance on their mill levy in the amount of \$350,000 to cover their current deficit. **6. Matt McCloud, Road & Bridge Supervisor** discussed panels being put up on CR171. The Commissioners gave him permission to take care of it. **7. Brittany Ritter, Prevention Coordinator**, (via phone conference) discussed the contract with Sylvestri Customizations for media marketing for the prevention program for the next two years. The Commissioners had concerns that \$600/month is a high price for this service. **Chairman King** asked Brittany to try and negotiate on the price and get back with them when she finds out more. **8. Spencer Allred, County Attorney**, updated the Commissioners on the regional

landfill district. He stated that he doesn't believe that Wyoming Statute would prevent the County from entering into a district in another state. Idaho statute allows for other counties to join the district and doesn't specify that they have to be Idaho counties. The attorneys in Idaho are getting an AG opinion on it, but Spencer feels the County will be able to move forward with joining the district. He also stated that he reviewed the Sylvestri Customizations contract for prevention services and has concerns with no terms being listed. He will draft up a letter with what needs to be included. **9. Sheila Schermetzler, CSBG Program**, was hired to conduct a community needs assessment in Lincoln County. It started in July and will be finished by October 15th. To receive funds from the State, it is a requirement for a needs assessment to be done. Sheila presented the Final Report for Lincoln County Needs Assessment to the Commissioners. The intent of the needs assessment was to find out the following: extent of poverty, factors that support the creation of poverty, factors that exacerbate the impact of poverty, services and resources currently available to offset poverty, gaps in service, priorities for meeting needs and barriers to service. There was a low rate of return from low income clients (19.7%), but higher from the agencies (70.1%). The recommended priorities for meeting the needs were found to be as follows: #1 Health Services, #2 Transportation, #3 Emergency Services, #4 Employment and Training and #5 Nutrition/Food. Sheila also presented a Community Action Plan for the Lincoln County Commissioners and the Lincoln County Tripartite Board. Comments were given about items in the report from the following: Karen Wallentine, Nancy Stafford, Kipp Dana, Justin Day, Bridget Stewart, Sierra Miller and Bren Lowe. **Mary Crosby, Solid Waste Director**, stated that the application has been submitted. It was split into 2 parts: \$45,000 was set aside for High Country Behavioral Health in assisting with the drug program and bringing up incomes to a living wage and the remainder of the money set aside for emergencies (needs to be decided what is considered an emergency). Sheila recommended that they need to decide if they want to serve residents and non-residents.

Commissioner presentation: Cassandra Jones – 5 years of service; Stephanie Raver – 10 years of service

Meeting adjourned at 4:45 pm.

October 3, 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 and Commissioner's Secretary, Corey Roberts.

Consent items: **1. Commissioner Harmon** moved to approve the agenda. Motion was carried. **2. Commissioner Connelly** moved to approve File 601 PZ 18- Scott and Ginger Roberts, Barnyard Acres with findings of approval A thru C. Motion was adopted. **3. Commissioner Harmon** moved to approve File 418 SS 18 Moose Manor Estates Third Filing with findings of approval A and B and a Resolution of Approval. Motion was adopted. **4. Commissioner Connelly** moved to approve file 419 SS 18 Rimfire Ranch Subdivision with finding of approval A and B and a Resolution of Approval. Motion was adopted. **5. Commissioner Harmon** moved to table file 108 PZ 18 until November 14, 2018, to give the Commissioners a chance to go to the site and look at the project. Motion was adopted. **6. Commissioner Harmon** moved to approve file 109 PZ 18 Cedar Creek Pit with findings of approval A and D and conditions of approval 1 and 3. Motion was adopted. **7. Commissioner Connelly** moved to approve file #806 AP 18 Gibby Acres Second Filing with findings of approval A thru C. Motion was adopted. **8. Commissioner Harmon** moved to approve file 704 PZ 17 Star Valley RV Park Plat 4 Stage 3 Subdivision Final Plat with findings of approval A thru E. Motion was adopted. **9. Commissioner**

Connelly moved to sign the Revised Development Agreement for the Shire Phase II Subdivision file #202 MS 17. Motion was adopted. **10. Commissioner Connelly** moved to sign 3 separate resolutions authorizing the submission of an application for federal funding through the Wyoming Rural Road Safety Program: 2019 Pavement Marking Project - \$100,000 Federal Funds, \$10,000 Match; 2019 Guardrail – Sublet Pomeroy Basin CR 306 - \$54,000 Federal Funds, \$6,000 Match; 2019 Delineators - \$36,000 Federal Funds, \$4,000 Match. Motion was adopted. **11. Commissioner Connelly** moved to sign the three applications for Wyoming Rural Road Safety Program & Right-of-Way Certificates. Motion was adopted. **12. Commissioner Harmon** moved to sign the change order extending the CMAQ contract time to October 22, 2018. Motion was adopted.

Discussion items: **1. John Woodward, Planning Director**, presented the Planning agenda for the day and gave the development report. **2. 601 PZ 18 Barnyard Acres** Rezone-from “rural” to “mixed” – Scott and Ginger Roberts **3. 418 SS 18 Mooser Manor Estates Third Filing** – Peter and Marsha Luginbuehl. Marlowe Scherbel commented that on the map the lot sizes are different. **4. 419 SS 18 Rimfire Ranch Subdivision**-Scott and Teresa Moore **5. 108 PZ 18 Conditional Use Mountain Retreat Self Storage** - Go Blue LLC – Ryan and Lara Olsen. **John Woodward** explained that the application did not pass approval by the Planning and Zoning Commission (tie vote). **Ryan Olsen, applicant**, discussed the proposal for the storage unit facility on his property. He commented that at the time of purchase 5 years ago there was a mess left on the property from some industrial activity that had taken place and they have since corrected all the issues on the property. He also stated that they have had continual harassment and stalking from neighbors. He addressed comments that they don’t finish their projects and stated that is not true and that they have already completed several projects on the property. He stated that this comes down to property rights and everything that they have proposed absolutely fits into the bounds that have been set forth by the county for this type of project. He also discussed the parking issue on Auburn Forest Road and feels the County needs to look into a better long term solution for parking. Public comment was received from the following: **Brian Andrews**, who lives above the proposed development, stated that he is not for this project being developed. He stated that it’s forest service access and is in a rural zone and takes away from the beauty of Star Valley. He feels there are places for these in industrial areas but not in a rural area where forest access is granted. He stated that it will increase the traffic on the road and feels they will have a hard time growing trees around the units and that there will also be an increase in crime and more law enforcement involvement. **Brock Brown** stated he is not for this development and that a rural zone is not the place for these storage containers. He is concerned that the storage containers will rust in time and it’s his opinion that it should be in a commercial area. **Michael Brown**, also a neighbor, is concerned with how this will look in 5 years. **Linda Brown** commented that they sent petitions around to other people in Auburn and the people they did talk to are totally against this. Some out of state residents that enjoy the land have signed the petition as well and they want to see the beauty of the country and not storage containers. **Fred Brown**, neighbor, commented that we are cattle country and not storage units. We’re a rural area and a number of people use the road and this will cause more traffic and problems. He has his ranch to run and it’s rural living and this is not the place for containers. **John Woodward** answered questions from the Commissioners about details of the project. **Ryan Olsen** discussed the overall design of the units and stated that if maintenance is kept up they will not rust. He does not feel that he is infringing on any of the neighbors. **Commissioner Harmon** has several questions about the containers, soils, corrosion and also stated that he is a believer of property rights and each of us with property needs to realize that someday we might want to do something with our property. **Commissioner Connelly** stated that it is unusual for a tie to come from the P&Z and he is a strong believer in property rights and that they also have the responsibility as Commissioners of how this County looks as well. **Chairman King** agreed with Commissioner Connelly about the tie vote from P&Z and would like a chance to visit the site. **6. 109 PZ**

18 Conditional Use Permit Gravel Pit – Keith and Emily Izatt Joint Living Trust c/o Bryan Miller. **Bryan Miller**, representing the Izatt family, stated that this property has very little value other than for gravel operations and as a family they want to be able to get the best use out of the property as possible. **7. 806 AP 18 Gibby Acres Second Filing** – WJW Holdings WY, LLC Amended Plat **8. 704 PZ 17 Star Valley Ranch RV Park Plat 4 Stage 3 Subdivision Final Plat** – Leisure Valley Inc. **Timothy Stewart**, applicant, gave an overview of the project and the need for increased lot sizes. **9. John Woodward** discussed the revised development agreement for Shire Phase II Subdivision. He also presented the Commissioners with bids for a new vehicle. **10. Amy Butler, County Engineer**, gave an agency update on the following: letter to WYDOT regarding the 2017 chip seal project, Wyoming Rural Road Safety Program – 3 separate applications (Pavement Marking Project, Guardrail -Sublet Pomeroy Basin CR 306, Delineators); CMAQ FY18 change order; CMAQ Application FY19 – 2 applications received: 1st – Lincoln County Sponsor – total \$450,000 and was funded; 2nd – Lincoln County Sponsor – Town of Alpine Joint Sponsor – total \$40,000 and was not funded because it is a Forest Service Road, not county.

Claimant/Department	Allowed
County Payroll	\$ 441,052.61
Aflac;Employee Contributions	\$ 1,473.66
American Heritage;Employees Contributions	\$ 134.69
Bank of Star Valley;Employee Contributions	\$ 9,130.00
Bank of the West;FICA/Medicare/Federal Tax	\$ 125,518.97
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	\$ 8,770.00
Lincoln Financial;Employee life insurance	\$ 4,788.39
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.	\$ 17,110.08
Wy.Retirement;Employee Cont./Cty.Match	\$ 91,873.04
Aarons Water Service;So.Road & Brigde,water	\$ 608.00
Accent Wire Tie;Landfill,baling wire	\$ 6,049.41
Ace Hardware;County Offices,materials,supplies	\$ 35.97
All West Communications;Landfill,phone service	\$ 109.92
Amazon;County Offices,computer supplies,equipment	\$ 182.97
April Brunski;County Clerk,mileage	\$ 353.60
Axis Forensic Toxicology;Coroner,services	\$ 275.00
BCN Telecom;PHN,phone service	\$ 32.46
Big R Bridge;So.Road & Bridge,cattle guards	\$ 16,336.68
Blair Bracken;LCEMA,firewise	\$ 3,127.12
Blue360 Media;Clerk of Dist.Court,law book	\$ 74.25
Bomgaar's;CountyOffices,supplies,materials,tools	\$ 612.67
Brian Murphy;G.A.,backhoe rental	\$ 100.05
Brittany Ritter;Prevention ATODS,expenditures	\$ 322.99

Broulins;Ext.Service,supplies	\$	4.78
CBM Managed Services;Jail,meals	\$	7,664.61
Century Link;County Offices,phone service,internet	\$	5,242.38
City of Kemmerer;County Offices,water,garbage	\$	214.28
Culligan;County Offices,water	\$	104.50
Dell Marketing;Clerk of Dist.Court,computers	\$	2,316.39
Double G Repair;Sheriff,vehicle maintenance	\$	46.42
Eagle Uniform;Courthouse,laundry	\$	127.22
Election Systems & Software;Elections,layout charge	\$	459.38
Elite Card Payment Center;County Offices,expenditures	\$	12,879.88
Fields Law,LLC;Clerk of Dist.Court,services	\$	260.00
Garren Stauffer,Attorney;Drug Court,services	\$	225.00
Hastings;Landfill,supplies	\$	37.74
High County Behavaviral;Drug Court,services	\$	13,609.07
Idaho Communications;County Offices,parts,labor	\$	3,411.63
Idaho Traffic Safety;No.Road & Bridge,signs	\$	114.00
Intermountain Traffic Safety;Planning,rivets	\$	158.62
Jerry Greenfield;Treasurer,mileage	\$	49.87
Jim Harrell;LCEMA,firewise	\$	2,100.00
John Reisenauer;LCEMA,firewise	\$	2,542.28
Judy Julian;PHN,mileage	\$	109.00
Justin Day;PHN,travel expenses	\$	762.65
Kellerstrass;County Offices,fuel	\$	8,040.72
Kemmerer Gazette;PHN,publications	\$	170.10
Kennon Tubbs,MD;Jail,inmate care	\$	810.00
Kilroy, LLC;No.Road & Bridge,pea rock	\$	538.98
Liberty Tire;Landfill,tire recycling	\$	3,904.62
Lower Valley Energy;County Offices,service	\$	2,136.96
MapLogic Corp.;MIS/IT,annual maintenance fee	\$	250.00
NeoFunds;County Offices,postage	\$	2,877.80
Office Depot;County Offices,supplies	\$	313.76
Outlaw Supply;Courthouse./Justice Center,contract cleaning	\$	2,593.00
Patty Pringle;LCEMA, wages	\$	1,101.46
Peddler's Fair Cleaning Service;Courthouse,contract cleaning	\$	3,299.98
Power Systems West;NLCPF,generator maintenance	\$	357.35
Printstar;County Offices,supplies	\$	280.46
Priority Dispatch;Sheriff, training,certification	\$	365.00
Public Health Laboratory;PHN,test	\$	107.00
Purchase Power;County Offices,postage	\$	289.90
Qualiy Quick Lube;Sheriff,vehicle service	\$	48.71
Quill Corp;Clerk of Dist.Court,supplies	\$	253.25
R&D Sweeping & Asphalt;C.E.,Labarge Library parking lot	\$	4,500.00
R.S.Bennett Co.;Grant,services	\$	63,832.50
Randall Austin;LCEMA,firewise wages	\$	2,900.00
Rick's Repair,Landfill,parts,labor	\$	3,969.91
Ridley's;County Offices,supplies,groceries	\$	158.59
Ridley's Pharmacy;Jail,inmate care	\$	17.97
Rocky Mountain Power;County Offices,service	\$	7,701.23

S.V.Chamber of Commerce;G.A.,chamber bucks	\$ 25.00
Schwab Mfg.Environmental Supply;Landfill,plastic liners	\$ 1,948.80
Shar Perry;Ext.Service,mileage,phone	\$ 93.39
Silverstar Communications;County Offices,service	\$ 660.42
Star Valley Disposal;NLCPF,trash removal	\$ 194.00
Star Valley Independent Media,publications	\$ 630.45
Stotz Equipment;So.Road & Bridge,parts	\$ 36.08
Sublett County;LCEMA,helicopter service/repeater repairs	\$ 3,600.00
Sublette Electric of Wy.;Courthouse,materials,labor	\$ 1,640.79
Thayne True Value Hadware;Landfill,supplies	\$ 104.92
Tom's HVAC;Courthouse/Justice Center,parts,labor	\$ 938.35
Town of Afton;County Offices,utilities	\$ 1,041.62
Tri-State Truck & Equipment;No.& So.Road & Bridge,splash shield	\$ 605.25
Tyler Technologies;Treasurer,training	\$ 3,500.00
Union Telephone;County Offices,phone service	\$ 1,087.29
Valley Auto Supply;Landfill,parts	\$ 21.27
Verizon Wireless;County Offices,cell phone service	\$ 1,597.75
WACERS;Planning,training	\$ 25.00
Wagner & Wagner;County Offices,parts,labor,fuel	\$ 2,673.87
Walton Feed Inc.;So.Road & Bridge,reclaiming seed	\$ 425.00
Watts Steam Store Rocky Mountain;No.Road & Bridge,supplies	\$ 115.50
Waxie Sanitary Supply;County Offices,supplies	\$ 2,358.44
Wazitech Technical Solutions;MIS/IT,services	\$ 5,000.00
Western Wy. Drug Collection;G.A.,test	\$ 25.00
Wex Bank;Landfill,fuel	\$ 375.21
Wheeler Machinery;County Offices,parts,labor	\$ 4,252.22
Wick's Construction Services;NLCPF,contract cleaning	\$ 2,618.33
Wy.Dept. of Health;PHN,state vehicle rental	\$ 237.54
Wyoming Law Enforcement Academy;Coroner,Sheriff,training	\$ 1,085.00
WYOPASS;Planning,membership dues	\$ 450.00

Any amendments or corrections to these minutes will be shown in the next meeting minutes.

Meeting adjourned at 12:01 p.m.

Attest:

April Brunski, Deputy County Clerk

Robert E. King, Chairman