

November 4, 2014  
Green River, WY

The Board of County Commissioners met this day at 8:30 a.m. in Regular Session with all commissioners present. The meeting opened with the Pledge of Allegiance.

**Approval of Agenda**

*Commissioner West moved to approve the agenda. Commissioner Van Matre seconded the motion.*  
The motion carried.

**Approval of Minutes: 10-21-14**

*Commissioner Kolb moved to approve the minutes dated October 21, 2014. Commissioner Bailiff seconded the motion.* The motion carried.

**Acceptance of Bills**

**Approval of County Vouchers/Warrants and Bonds**

*Commissioner Kolb moved to approve the county vouchers/warrants and the bonds. Commissioner Van Matre seconded the motion.* The motion carried.

**Put Vouchers here**

James Burnett	Predatory Animal District of SWCO, Secretary/Treasurer	\$10,000.00
Lowell Aaron Clawson	SWCO Solid Waste District #2, Secretary/Treasurer	\$10,000.00
Shirley DeLambert	Eden Valley Solid Waste District, Treasurer	\$10,000.00

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**Public Hearing**

**RS/SWCO Airport Budget Amendment**

Accounting Manager Bonnie Phillips presented Resolution 14-11-CL-01. Following discussion, Chairman Johnson opened the public hearing. Hearing no comments, the hearing was closed. *Commissioner Van Matre moved for favorable consideration of Resolution 14-11-CL-01 which is an amendment for the Sweetwater County Budget. Commissioner Kolb seconded the motion.* Following further discussion regarding the Joint Powers Agreement, the motion carried.

**RESOLUTION 14-11-CL-01  
SWEETWATER COUNTY  
BUDGET AMENDMENT**

DUE to additional funding needed by the Rock Springs Sweetwater County Airport, in the amount of \$18,810,

WHEREAS, it has been determined that the aforementioned funds need to be transferred within the 2014-2015 County Budget,

WHEREAS, the Notice of Public Hearing has been published in accordance with the regulations and rules governing the budget process and there being no protests filed or expressed to the Board of County Commissioners regarding this amendment to the Sweetwater County Budget at the hearing,

BE IT THEREFORE RESOLVED: that the 2014-2015 fiscal year budget for Sweetwater County be amended to reflect the following budget changes and the County Clerk's office issue a warrant to Rock Springs Sweetwater County Airport in the amount of \$18,810:

Expenditures Increase General Fund:

Rock Springs Sweetwater County Airport	\$18,810
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Budget Adjustments Decrease:

Budget Adjustments	\$18,810
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Dated at Green River, Wyoming this 4th day of November, 2014.

THE BOARD OF COUNTY COMMISSIONERS  
OF SWEETWATER COUNTY, WYOMING

\_\_\_\_\_  
Wally J. Johnson, Chairman

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Gary Bailiff, Member

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John K. Kolb, Member

ATTEST:

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Don Van Matre, Member

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Steven Dale Davis, County Clerk

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Reid O. West, Member

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**Transfer of Retail Liquor License**

Deputy County Clerk's Rose Claxton and Vickie Eastin presented the transfer of a retail liquor license from Ron & Cathy Ronick (dba Ted's Supper Club) to Kayar Distributing (dba Kelly's Hitching Post). Chairman Johnson opened the public hearing. Hearing no comments, the hearing was closed. ***Commissioner Bailiff moved to allow the transfer. Commissioner West seconded the motion.*** Following discussion, the motion carried.

**Commissioner Comments/Reports**

**Commissioner Kolb**

Commissioner Kolb explained that he spoke with Land Use Director Eric Bingham regarding Jake-brake rules in Sweetwater County. Commissioner Kolb reported that he attended a video seminar titled "protecting your courthouse courtroom," the Mountain Circuit rodeo, the Events Complex board meeting, a Young at Heart Senior Center dinner, the Cowboys against Cancer benefit, and all of the forums. Lastly, Commissioner Kolb noted that he spoke with Land Use Director Eric Bingham, Public Works Director John Radosevich, Accounting Manager Bonnie Phillips, County Treasurer Robb Slaughter, County Assessor Pat Drinkle, Deputy County Attorney Marc Dedenbach, and County Clerk Dale Davis.

**Commissioner Van Matre**

Commissioner Van Matre reported that he attended the Young at Heart Senior Center board meeting as well as the Young at Heart Senior Center dinner. Commissioner Van Matre noted that he attended the county commissioner forum and spoke with VSO Director Larry Levitt and IT staff members.

**Chairman Johnson**

Chairman Johnson addressed local services provided to veterans and noted that Sweetwater County has been the leader in implementing Tri-County veteran services. Chairman Johnson reported that he attended the Coalition of Local Governments (CLG) meeting and explained that the topics of discussion were lands with wilderness characteristics, the Forest Service making a claim on all ground water in the national forest, the transportation plan, and sage grouse. Chairman Johnson explained that the commission will have an opportunity to comment on the proposed rule to define "Waters of the United States" under the Clean Water Act that has been drafted by the Wyoming County Commissioners Association (WCCA). Chairman Johnson expressed his appreciation to the Wyoming Association of Conservation Districts for selecting him as the recipient for the 2014 outstanding elected official and extended his appreciation to his co-commissioners for supporting land in Sweetwater County and allowing him to represent the commission. Chairman Johnson presented a draft letter addressed to Governor Mead regarding Sweetwater County comments regarding Wyoming water strategy. Lastly, Chairman Johnson explained that he will be attending a meeting in Saratoga, Wyoming and therefore will not be present for the election results.

**Commissioner West**

Commissioner West extended his congratulations to Chairman Johnson for being selected as the 2014 outstanding elected official. Commissioner West reported that he attended the Southwest Counseling Services board meeting, the Sweetwater County Memorial Hospital Finance and Audit Committee meeting, Programmer Kathy Cortez's retirement luncheon, and two meetings for the Specific Purpose Tax Joint Powers Board. Commissioner West explained that he reviewed light samples for the Health and Human Services building. Commissioner West commented on the 6<sup>th</sup> cent project for the improvement on County Road 4-11 (Texas Gulf, FMC Road) and thanked Public Works Director John Radosevich, staff and contractors for a job well done. Lastly, Commissioner West asked Public Works Director John Radosevich to provide an update on the Salt/Sand storage.

**Commissioner Bailiff**

Commissioner Bailiff extended his congratulations to Chairman Johnson for being selected as the 2014 outstanding elected official. Commissioner Bailiff reported that the SW Wrap van was vandalized and questioned if the county could assist and/or if SW Wrap had insurance to cover the cost of damage. Commissioner Bailiff reported that he attended the Mountain Circuit rodeo, the Recreation Board meeting, the Joint Powers Communication Board meeting, and the Ambulance Service Board meeting. Commissioner Bailiff explained that both the Joint Powers Communication and Ambulance Service Boards are working on Ebola protocol. Commissioner Bailiff explained that the Ambulance Service Board is working on a needs assessment grant which would require a \$5,000.00 cash match and questioned if Grants Manager Krisena Marchal would assist in the process. Commissioner Bailiff noted that he spoke with Human Resource Director Garry McLean regarding the Fire Marshal applications and explained that the process is moving along. Lastly, Commissioner Bailiff reported that he attended the forums for Sheriff, County Attorney and County Commissioner.

**County Resident Concerns**

Chairman Johnson opened county resident concerns. Hearing no comments, the hearing was closed.

**Break**

Chairman Johnson called for a break.

**Action/Presentation Items**

**Request Approval for a Catering Permit for a Wedding Reception**

Deputy County Clerk Anita Frey presented the Eden Saloon Inc. catering permit application for a wedding reception on December 13, 2014 to be held at the Eden Valley Community Center. Following discussion, *Commissioner West moved to approve the request. Commissioner Van Matre seconded the motion.* The motion carried.

**Approval of Wyoming Downs LLC to Conduct Pari-Mutuel Wagering in Sweetwater County**

*Commissioner Kolb moved to un-table the item. Commissioner West seconded the motion.* The motion carried. Deputy County Attorney Marc Dedenbach presented Resolution 14-11-CC-01. Following discussion relative to the machines, Chairman Johnson opened public comment. Hearing no comments, the hearing was closed. *Commissioner Kolb moved to approve Resolution 14-11-CC-01 a resolution approving Wyoming Downs, LLC, to conduct pari-mutuel wagering on live horse racing, historic racing, and simulcast events within Sweetwater County and stating that this issue has been forced upon the commission. Commissioner Van Matre seconded the motion.* Following discussion relative to the legislature not understanding pari-mutuel wagering, and stating that the commission was forced to approve, the motion carried with Commissioner Bailiff voting nay.

**A RESOLUTION APPROVING WYOMING DOWNS, LLC, TO CONDUCT PARI-MUTUEL WAGERING ON LIVE HORSE RACING, HISTORIC HORSE RACING, AND SIMULCAST EVENTS WITHIN SWEETWATER COUNTY, WYOMING  
RESOLUTION #14-11-CC-01**

WHEREAS, the Wyoming State Legislature passed and the Governor of the State of Wyoming signed into law changes to Wyoming Statutes, Title 11, Chapter 25, to permit pari-mutuel wagering on historic races (*see* Laws of Wyoming, 2013, Ch. 75); and,

WHEREAS, the Wyoming Pari-mutuel Commission has adopted rules that were filed with the Secretary of State on December 18, 2013 regulating pari-mutuel wagering on simulcast events, including historic races; and,

WHEREAS, Wyoming Downs, LLC, currently holds the necessary and appropriate permits issued by the Wyoming Pari-mutuel Commission to operate simulcasting facilities in the State of Wyoming; and,

WHEREAS, Wyoming Downs, LLC, is desirous of expanding its operations into Sweetwater County, from a satellite facility at the Liquor Depot, 2201 Foothill Blvd., Unit F, Rock Springs, WY 82901, to include pari-mutuel wagering on live horse racing, historic horse racing, and simulcast events; and,

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE COUNTY OF SWEETWATER, WYOMING: That, pursuant to Wyo. Stat. § 11-25-102(a)(vii)(B), the Sweetwater County Board of Commissioners approves Wyoming Downs, LLC, to conduct pari-mutuel wagering on live horse racing, historic horse racing, and simulcast events within Sweetwater County.

RESOLVED this 4th day of November, 2014.

THE BOARD OF COUNTY COMMISSIONERS  
OF SWEETWATER COUNTY, WYOMING

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Wally J. Johnson, Chairman

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Gary Bailiff, Member

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John K. Kolb, Member

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Don Van Matre, Member

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Reid O. West, Member

ATTEST:

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Steven Dale Davis, County Clerk

**Request to Replace Vacant Custodial Position**

Custodial Supervisor Karen Bailey and Human Resource Director Garry McLean requested authorization to re-staff a vacant custodial position. *Commissioner West moved to approve the request. Commissioner Kolb seconded the motion.* The motion carried.

**Request to Replace Vacant VSO Position**

VSO Director Larry Levitt and Human Resource Director Garry McLean requested authorization to re-staff a vacant VSO position. *Commissioner Kolb moved to approve. Commissioner Bailiff seconded the motion.* The motion carried.

**CDC Landscaping Bid Consideration**

Plan One Architect Charlie Van Over and Facilities Manager Chuck Radosevich presented the Rock Springs Child Development Center landscaping bid results and recommended to award the bid to Cheeney Landscaping, LLC in the amount of \$248,500.00. Following discussion, Chairman Johnson entertained a motion, as recommended by staff, to award the bid to Cheeney Landscaping, LLC in the amount of \$248,500.00. *Commissioner West so moved. Commissioner Bailiff seconded the motion.* The motion carried.

**Approval of the 2012/2013 Nonparticipating State Award Subgrant Agreement from Volunteers of America Northern Rockies**

Grants Manager Krisena Marchal and Juvenile Probation Director Karin Kelly presented the 2012/2013 nonparticipating State Award Subgrant Agreement from Volunteers of America Northern Rockies. Following discussion, Chairman Johnson entertained a motion to approve, and authorize the Chairman to sign, the 2012/2013 nonparticipating State Award Subgrant Agreement from Volunteers of America Northern Rockies. *Commissioner Van Matre so moved. Commissioner Kolb seconded the motion.* The motion carried.

**Break**

Chairman Johnson called for a break.

**Court Security Committee Appointees**

Judges Richard Lavery, John Prokos, and Nena James discussed Court Security Committee statutory requirements and explained that important key members should be appointed to the committee and requested direction from the commission relative to who should appoint members and how expansive the scope of security should be within the courthouse. Following discussion, the commission concurred that the judges make a recommendation as to who they wish to serve on the committee and to keep the scope to the courtroom facility area at this time. Also present were Sergeant Brett Stokes and Corporal Tony Niemiec.

**Other**

Chairman Johnson addressed the draft letter to Governor Mead regarding Sweetwater County comments on the Wyoming water strategy. After the commission read the letter, Chairman Johnson entertained a motion to approve the letter that has been drafted and dated November 4, 2014, to Governor Mead relative to "Sweetwater County comments regarding the Wyoming water strategy public input session's possible initiative executive summary." *Commissioner Kolb moved to approve the draft letter. Commissioner West seconded the motion.* The motion carried.

**Executive Session(s)-Personnel/Legal**

Chairman Johnson entertained a motion to enter into executive session for legal and personnel. *Commissioner West moved to go into executive session. Commissioner Van Matre seconded the motion.* The motion carried. A quorum of the commission was present.

After coming out of executive session, Chairman Johnson explained that no action was required.

**Adjourn**

There being no further business to come before the Board this day, the meeting was adjourned subject to the call of the Chairman.

This meeting was recorded and is available from the County Clerk's office at the Sweetwater County Courthouse in Green River, Wyoming

THE BOARD OF COUNTY COMMISSIONERS  
OF SWEETWATER COUNTY, WYOMING

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Wally J. Johnson, Chairman

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Gary Bailiff, Member

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John K. Kolb, Member

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Don Van Matre, Member

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Reid O. West, Member

ATTEST:

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Steven Dale Davis, County Clerk

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