

December 30, 2014  
Green River, WY

The Board of County Commissioners met this day at 1:00 p.m. in a special meeting with Acting Chairman Bailiff, Commissioner Kolb, Commissioner Van Matre and Commissioner West present. Chairman Johnson was excused from the meeting. The meeting opened with the Pledge of Allegiance. Acting Chairman Bailiff explained that the purpose of the meeting is to have an executive session to discuss litigation and the declaratory judgment action regarding holding two elected offices.

**Executive Session**

Acting Chairman Bailiff entertained a motion to enter into executive session for legal issues. ***Commissioner Kolb moved to enter into executive session. Commissioner Van Matre seconded the motion.*** The motion carried.

After coming out of executive session, Acting Chairman Bailiff explained that the board made an error by not making a motion after coming out of executive session during their November 18, 2014 meeting and stated that there was no intention of doing anything incorrectly. The commission concurred that no decision was ever made during the November 18, 2014 executive session; adding that the action was being filed in District Court and was public. County Attorney Brett Johnson explained that the commission was faced with a situation where they needed a legal answer prior to January 6, 2015 regarding if holding two elected offices was legal and would decisions of the commission be legally upheld if Commissioner Elect Randal Wendling served on both boards. Mr. Johnson explained that the error made was not intentional and apologized on behalf of the attorney's office.

Acting Chairman Bailiff explained that Commissioner Elect Randal Wendling chose to resign from the Sweetwater County School District No. 1 Board. Chairman Bailiff opened public comments. Rocket Miner Reporter Matt Nabor questioned what happens with the declaratory judgment. The commission explained that would be the next item discussed.

**Declaratory Judgment Action Regarding Holding Two Elected Offices**

***Commissioner Kolb motioned, in the lawsuit between Sweetwater County Board of County Commissioner's vs Randal Wendling in a declaratory judgment, to dismiss the lawsuit. Commissioner West seconded the motion.*** The motion carried.

**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

Absent  
Wally J. Johnson, Chairman

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Gary Bailiff, Acting Chairman

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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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