

**COMMISSIONERS' PROCEEDINGS
NIOBRARA COUNTY, WYOMING
June 6, 2006**

The Niobrara County Commissioners met for their regularly scheduled meeting on June 6, 2006 in the Commissioners' Room of the Niobrara County Courthouse. Present were Commissioners Tom L. Wasserburger, Richard A. Ladwig, Ronson B. Pfister and County Clerk Becky L. Freeman.

Minutes-Ladwig moved, Pfister seconded, to approve the minutes of the May 16, 2006 Regular Meeting and the May 26, 2006 Special Meeting with minor grammatical changes.

MOTION CARRIED.

The Commissioners acknowledged receipts for the month of May from the County Clerk for \$4,967.00, from the Clerk of Court for \$486.98, and from the Sheriff for \$28,299.30.

Regional Juvenile Detention Center, Inc. - Ladwig moved, seconded by Pfister, to approve the contract, with changes to read "vouchers received by the 25th of the month will be payable by the 10th of the following month" contingent on the County Attorney's approval. **MOTION CARRIED.**

The Commissioners met with Lisa Mellott and discussed a letter from the WY Dept. of Health regarding funding for pandemic influenza planning and preparedness. Mellott noted she would be receiving some funding to purchase gloves, masks, gowns, etc. but did not know the amount yet. They also discussed the Meth Initiative Steering Committee that the Dept. of Health requested us to assemble to enable communication between the Dept. of Health's core team and the county to determine methamphetamine issues in Niobrara County.

Dep't of Agriculture Pesticide Disposal Grant for 2006-2007- The Commissioners reviewed a letter from the Dept. of Agriculture stating this grant may be used to offset administration costs to run this program. Wasserburger stated he would contact Lisa Shaw & Gail Mahnke regarding this.

Governor's Natural Resource Tour- The Commissioners received notice that the Governor's Natural Resource Tour would take place on Aug. 28-29, 2006 in Evanston WY. The tour will encompass Uinta County and half of Lincoln County. The Commissioners are asked to submit names of individuals interested in participating in the tour by July 1, 2006.

National Association of Counties (NACO) Dues-Pfister moved, seconded by Ladwig, to pay the 2007 dues for N.A.C.O. for \$400.00. **MOTION CARRIED.**

Catering Permit- Pfister moved, seconded by Ladwig, to approve the catering permits for The Pub, LLC. to sell alcoholic beverages at the fairgrounds for the Alumni Dance on June 24, 2006, and for the Legend of Rawhide Pageant Dance to be held at the fairgrounds on July 6,7,8, 2006.

MOTION CARRIED.

Dept. of Revenue Notice of Valuation Change- The Commissioners acknowledged the Notice of Valuation Change for DNR Oil & Gas Inc. for tax years 2000, 2002 and 2003 resulting in an increase of \$1,929.57.

Guardian Ad Litem (GAL) Memorandum of Understanding (MOU)- Ladwig moved, seconded by Pfister, to approve the GAL MOU between the Wyoming Supreme Court, the District Judges' Conference and Niobrara County contingent on the County Attorney's opinion. **MOTION CARRIED.** This contract is effective July 1, 2006 and shall remain in full force and effect until July 1, 2007. The county agrees to match, at a minimum, twenty-five percent (25%) of the state funds expended on this program.

Rebate of Taxes- The Commissioners signed a Rebate of Taxes for DNR Oil & Gas for tax year 2002 for \$.14.

OJJDP Grant- Pfister moved, seconded by Ladwig, to apply for the OJJDP grant. **MOTION CARRIED.**

County Attorney The Commissioners met with County Attorney Doyle J. Davies and discussed county business. They discussed the contracts for the Guardian Ad Litem MOU and the Regional Juvenile Detention Center with Davies. He had reviewed these contracts previously and approved them.

Executive Session- The Commissioners entered into executive session at 10:20 a.m. and discussed litigation. The regular session reconvened at 10:42 a.m. No action was taken.

Lisa Mellott and Rick Zerbe met with the Commissioners and County Attorney Davies to discuss health care issues pertaining to inmates and potential conflicts that may exist.

Vacation of Streets in Node- Kerry Powers and Gene & Claudia Bartow, met with the Commissioners & Davies to present a petition requesting the vacation of streets & alleys in Node, Wyoming. The streets and alleys are more particularly described as a portion of 1st Street, 2nd Avenue, 3rd Avenue, and the 20' foot alley in Block 2, situated in the Original Townsite, Node, Niobrara County, Wyoming. There was considerable discussion on the matter and Davies will review the petition and proceed as the matter warrants.

Elected Officials & Dept. Heads- Keri Thompson, Rick Zerbe, Denise Smith, & Becky Freeman met with the Commissioners to discuss office operations.

Zerbe stated his office was busy transporting prisoners and sending employees to schools.

Smith talked about 4-H and working with the Lusk birthday committee. They want to incorporate it into the fair. Smith also noted that the advisory board term for Wasserburger is over and asked Pfister if he would like to fill the position.

Thompson stated that property taxes are their focus right now and noted the tax sale will be August 1, 2006.

Freeman discussed elections and budgets.

Wyoming Nat'l Guard Youth Challenge- The Commissioners received a letter requesting possible sites for the group to perform community service. Ladwig will contact the group on this matter.

Caterpillar Financial Services Corp.- The Commissioners held a phone conference with John Stearns of Wyoming Machinery. There is a difference in the price negotiated for the Motor Grader of \$102,500 and what the contract states- \$103,115.60. Stearns said that Caterpillar would not let him do an interest free lease agreement so he is giving us a parts account credit for the difference of \$615.00.

Pfister moved, seconded by Ladwig, to sign the Governmental Equipment Lease Purchase Agreement on the 140H Motor grader with Caterpillar Financial Services. **MOTION CARRIED.**

Facilities Contract-There was continued discussion of the facilities contract. Pfister suggested funding \$120,000 and Ladwig suggested \$117,000. After some discussion, Pfister moved, seconded by Ladwig, to renew the maintenance contract for \$118,500 per year. This will be a two-year renewable contract. **MOTION CARRIED.**

Recycling Program- Pete Pier met with the Commissioners to discuss the recycling program. Davies had concerns about control over the site and prohibiting unauthorized products from being dumped there. Pier stated that with someone working at the site, it would be better secured.

The Commissioners entered into Executive Session 3:31 p.m. and reconvened the regular meeting at 3:46 p.m.


RESOLUTION 06-06- Ladwig moved, seconded by Pfister, to adopt **RESOLUTION 06-06 Vacation of Streets and Alleys**. This resolution provides for the Commissioners to initiate the procedure to consider the petition to vacate streets and alleys situated in the Original Townsite, Node, Wyoming. **MOTION CARRIED.**

Ladwig moved, seconded by Pfister, to appoint Tom L. Wasserburger to serve as viewer for the petition to vacate streets and alleys in Node, as required by Statute 24-3-103. **MOTION CARRIED.**

Payroll and the following vouchers were approved for payment:


There being no further business the meeting recessed until June 20, 2006.

NIOBRARA COUNTY COMMISSIONERS


Tom L. Wasserburger, Chairman



ATTEST:


Becky L. Freeman, Clerk