

**COMMISSIONERS' PROCEEDINGS  
NIOBRARA COUNTY, WYOMING  
September 18, 2006**

The Niobrara County Commissioners reconvened for their regularly scheduled meeting at 8:00 a.m. on September 18, 2006 in the Commissioners' Room of the Niobrara County Courthouse. Present were Commissioners Richard A. Ladwig, Ronson B. Pfister and County Clerk Becky L. Freeman. Commissioner Wasserburger was absent.

The Commissioners acknowledged receipts for the month of August from the Clerk of District Court for \$441.71.

Minutes- Pfister moved, seconded by Ladwig, to approve the Minutes of the September 5, 2006 meeting. **MOTION CARRIED.**

The Commissioners received thank you cards from Andrew Smyth and Vanessa Greer for the Commissioners' Scholarship awards.

Petition for Cancellation of Taxes- The Commissioners acknowledge petitions for Cancellation of Taxes for Jim's Water Service for \$25.14 cancellation order # 0714, DFS for \$17.35 from the 2006 Tax Rolls and Pfister Brothers, LLC.- \$1,537.35 from the 2006 tax roll. Ron Pfister abstained from signing the cancellation notice for Pfister Brothers, LLC.

Homeland Security HMEP Grant- The Commissioners received notice that funds for this grant need to be expended by September 30, 2006. Ladwig stated he would forward the information to the respective parties.

Trademark Licensing & Marketing – The Commissioners received notice that the Bucking Horse and Rider Logo is being used at Fairgrounds without permission from the licensing department. The Commissioners will complete the form requesting authorization for the fairgrounds to use the logo with the appropriate ® symbol present on all signs, letterhead etc. which show the bucking horse and rider logo.

Nine One One, Inc. Contract- Pfister moved, seconded by Ladwig, to approve the contract with Nine One One, Inc. for telephone hotline & support for the dispatch E911 system. **MOTION CARRIED.**

Road & Bridge-Fred Thomas met with the Commissioners, discussed roads, auto gates and road repairs. He discussed information he received regarding the DM & E railroad. The Commissioners voiced concerns about how the road crossings will be signed.

Wasserburger joined the meeting at 9:11 a.m.

Wasserburger inquired as to any policy we might have regarding crossings.

Resolution 06-12 - Ladwig moved, seconded by Pfister, to approve **Resolution 06-12 supporting the Hospital District's application to the State Land and Investment Board requesting financial assistance for the Roofing Project. MOTION CARRIED.**

County Attorney- Doyle J. Davies met with the Commissioners and discussed old business.

Public Health MOU- Ladwig moved, seconded by Pfister, to approve the MOU with the Dept of Health, Community & Family Health Public Health Nursing, and Niobrara County Public Health. **MOTION CARRIED.**

Resolution 06-13 Appointment of Special Prosecutor- Pfister moved, seconded by Ladwig, to approve **Resolution 06-13, Appointment of a Special Prosecutor** in the matter of a complaint regarding a Niobrara County Elected Official. **MOTION CARRIED.** Full text of the Resolution is on file in the County Clerk's Office.

Executive Session- The Commissioners entered into Executive Session at 10:28 a.m. to discuss litigation. The Commissioners reconvened the regular session at 10:40 a.m. No action was taken at this time.

Fisher Roofing and Restoration- The Commissioners conducted a phone conference with Dave Knudson and discussed additional figures to restore the penthouse of the courthouse. Total cost for repairs to the penthouse would run approximately \$10,000.

There being no further business, the meeting adjourned.

**NIOBRARA COUNTY COMMISSIONERS**

*Richard A. Ladwig*

~~Tom L. Wasserburger~~<sup>vice</sup>, Chairman

*Richard A. Ladwig*

Attest:

*Bucky L. Freeman*

Bucky L. Freeman, Clerk



**RESOLUTION NUMBER 06-13**

**NIOBRARA COUNTY, WYOMING**

**WHEREAS**, the Board of County Commissioners of Niobrara County, Wyoming, has been advised by the Niobrara County Attorney that his office has a conflict of interest and/or the perception of a conflict of interest in the matter of a complaint regarding a Niobrara County elected official; and

**WHEREAS**, the Niobrara County Attorney has requested the appointment of a Special Prosecutor in the matter;

**WHEREAS**, the appointment of a Special Prosecutor by the Niobrara County Commissioners is authorized by W.S. 18-3-302; and

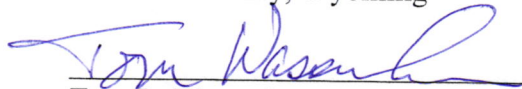
**WHEREAS**, it is the belief of the Niobrara County Commissioners that such appointment is authorized and desirable. And

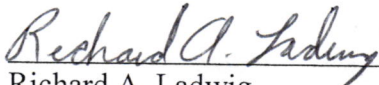
**NOW THEREFORE, BE IT RESOLVED**, the Niobrara County Commissioners hereby appoint Patrick Korell, a duly licensed and practicing attorney, in the State of Wyoming, as Special Prosecutor for and on behalf of Niobrara County, Wyoming to represent the interests of Niobrara County, Wyoming.

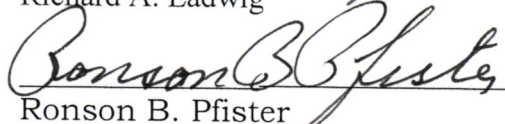
**BE IT FURTHER ORDERED THAT** the Special Prosecutor shall be paid at the rate of \$60.00 per hour for all reasonable time spent, and that he shall be reimbursed for any necessary expenses and shall be compensated at the State rate for mileage incurred in the matter.

APPROVED AND ADOPTED This 18 day of September, 2006

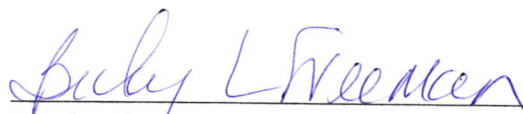
Board of County Commissioners  
Niobrara County, Wyoming

  
Tom L. Wasserburger

  
Richard A. Ladwig

  
Ronson B. Pfister

Attest:

  
Becky Freeman, Niobrara County Clerk