

## COMMISSIONERS' PROCEEDINGS

September 1, 2009

Niobrara County, Wyoming

The Niobrara County Commissioners meeting was called to order at 9:00 a.m. on September 1, 2009. Those in attendance were Chairman Richard A. Ladwig, Commissioners Arlene Zerbst Rapp, Greg B. Starck and County Clerk, Becky I. Freeman

Road & Bridge - Foreman Fred Thomas met with the Commissioners and discussed gravel pits, road and bridge issues, MSHAW reporting requirements, and equipment.

Thomas also discussed trading out millings for loads of dirt with Jim Jordan. The County had obtained approximately 14 loads of dirt from Jordan to build approaches and Thomas said that it had been previously discussed to trade out millings with Jordan so he could build an approach. Starck moved, seconded by Zerbst Rapp, to trade Jim Jordan a load of dirt for a load of millings, not to exceed 14 loads. **MOTION CARRIED.**

County Attorney - Doyle J. Davies met with the Commissioners and discussed W.S. 16-6-112 - Contractor's Bond or other guarantees. They discussed whether a cashier's check or other form of guarantee could be used for projects over \$100,000 and according to statutes, a bond must be obtained.

Minutes- Zerbst Rapp moved, seconded by Starck, to approve the Minutes of the August 18, 2009 meeting. **MOTION CARRIED**

The Commissioners acknowledged the following receipts for the month of August from the County Clerk for \$3,655.89, from the Sheriff for \$714.20, and from the Clerk of Court for \$704.20.

Bids for Concrete Work at S.O. Building- The Commissioners received bids to install concrete pads and sidewalks at the Sheriff's storage building from Peterson Construction for \$9,141.00; Spiegelberg Lumber & Building Company in Laramie for \$21,025; and Elk Ridge Builders & Design, LLC. for \$38,975.63. Upon reviewing the bids, the Commissioners determined that they needed to verify with the contractors that their bids included the 18' curb and gutter. Peterson Construction's bid does include the aforementioned items. Starck moved, seconded by Zerbst Rapp, to approve the bid from Peterson Construction for \$9,141.00. **MOTION CARRIED.**

Distinctive Homes- Kresta Leimser d/b/a Distinctive Homes, met with the Commissioners to ask if she could submit a cashier's check instead of the performance bond due to the difficulty they are having in obtaining a bond. The Commissioners stated that Wyoming Statutes dictate that a project over \$100,000 must have a bond. Therefore, the Commissioners upheld their original request that Distinctive Homes obtain a 5% performance bond, not a cashier's check, or other form of guarantee.

Deputy County Attorney Ed Buchanan met with the Commissioners to advise them on the upcoming private road hearing for Lamb Ranch, Inc.

Wyoming Dept. of Revenue-The Commissioners acknowledged receipt of three (3) Notice of Valuation Changes, #s 2009-0730, 2009-0731, 2009-0734 in the matter of the assessment of Asher Associates, Inc. resulting in a decrease of revenue in the amounts of (\$23.56), (\$10.21), and (\$8.22) respectively.

Petition of Affidavit for Cancellation of Taxes- The Commissioners approved cancellation order #743 for Mac Drilling Inc. in the amount of \$15,026.37; cancellation order #744 for Account R0005688 in the amount of \$6,555.29; and cancellation order #745 for Asher Associates, Inc. in the amount of \$41.99.

Petition to Cross County Roads- Zerbst Rapp moved, seconded by Starck, to approve an Order authorizing J P Oil to trench Meridian Road (a non-graveled road) to lay a 3" poly pipeline located in NW1/4NW1/4 of Sec. 17, T36N, R63W. **MOTION CARRIED.**