

STATE OF WYOMING )  
 ) ss.  
COUNTY OF FREMONT )

LANDER, WYOMING  
OFFICE OF THE FREMONT COUNTY COMMISSIONERS  
NOVEMBER 2, 2021

### OFFICIAL MINUTES

The Board of Fremont County Commissioners met in Regular Session at 9:00 a.m. with the following members present: Chairman Travis Becker, Vice-Chairman Larry Allen, Jennifer McCarty, Clarence Thomas and Mike Jones. County Clerk Julie A. Freese was present.

Jennifer McCarty moved, Clarence Thomas seconded, to approve the agenda as amended. Motion carried unanimously.

Jennifer McCarty moved, Clarence Thomas seconded, to approve the minutes of the Regular Meeting held on October 19, 2021. Motion carried unanimously.

Jennifer McCarty moved, Clarence Thomas seconded, to accept the bills for payment. Motion carried unanimously.

Bills are listed in the following format: Vendor – Department – Description – Amount: A & I Distributors-Vehicle Maintenance-Oil/Fluids-\$712.62; Airgas USA LLC-Segregated-Supplies-\$1476.48; American Family & Life Insurance-Segregated-Insurance-\$5157.64; Amerigas-County Buildings-Utilities-\$469.37; Artery Construction Inc-Road Material Inventory-Road Base Material-\$10000.00; B & T Fire Extinguishers Inc-County Buildings-Extinguisher Services-\$713.00; Bailey Enterprises, Inc-County Sheriff-Vehicle Fuel-\$53.50; Big Brothers Big Sisters of NW WY-TANF Grant- Grant -\$1386.95; Black Hills Energy-County Buildings-Utility Service-\$2790.94; Blue Cross Blue Shield of WY-Co Admin-Health Insurance Claims-\$887852.97; Bull's Service & Towing LLC-County Sheriff-Vehicle Fuel-\$56.62; California State Disbursement-Payroll-Child Support-\$50.00; Clifford, Gregory P. MD PC-Detention Center-Inmate Medical-\$512.00; CMI Teco-Vehicle Maintenance-Parts & Supplies-\$1136.14; Colonial Life & Accident Insurance-Segregated-Insurance-\$2122.18; Comes, Patrick-Detention Center-Expenses Reimbursement-\$38.07; Communication Technologies Inc-Search & Rescue-Maintenance Agreement-\$257.50; Conder, Juli-Phep Covid Response-Expense Reimbursement-\$43.22; Cowboy Chemical Inc-Detention Center-Inmate Supplies-\$1497.20; Crane, Peter, MD-Detention Center-Inmate Medical-\$339.00; Darrough, Jodi A-County Attorney-Reimburse Expenses -\$100.00; Dealers Electrical Supply-County Buildings-Materials/Supplies-\$30.20; Dowl LLC-3rd Street Bridge Project- Road Reconstruction-\$32533.51; Dowl LLC-Road Construction- Rumble Strips-\$75.79; Fahey, Penny-Health Promotion-Wellness Services Contract-\$3600.00; FC Circuit Court-Payroll-Garnishment-\$875.01; Floyd's Truck Center WY-Vehicle Maintenance-Parts -\$7.15; Forterra Concrete Products, Inc-North Fork Asphalt Replace-Material/Supplies-\$8578.60; Fremont County Treasurer-Co Admin-Health Insurance-\$342566.00; Fremont County Treasurer-Co Admin-Section 125 Benefits-\$46295.54; Fremont Orthopaedics PC-Detention Center-Inmate Medical-\$399.00; Globalstar USA-Search & Rescue-Satellite Phone-\$273.98; Grace For 2 Brothers Foundation-Prevention Program-Services/Supplies-\$500.00; Grainger-County Buildings-Materials/Supplies -\$145.98; Great West Trust-Segregated-Wyoming Benefits-\$5985.00; Green, Kristi H-Clerk of District Court-Reimburse Expenses-\$250.00; Healthsmart Benefit Solutions-Segregated-Insurance-\$912.00; High Plains Power, Inc-County Buildings Detention-Utility Services-\$204.69; Honnen Equipment-Vehicle Maintenance-Parts/Supplies-\$48.99; Irvine, Margy-County Elections-Reimburse Expenses-\$215.39; Jace Water Service Inc-1% Gravel Projects-Contract Services -\$990.00; Jeffres, Mary Jo-County Sheriff-Contract Services-\$440.00; Jones, Michael-County Commission-Reimburse Expenses-\$617.99; Kahl, Bruce-Transportation-Expense Reimbursement-\$196.61; Kisling, Lisa-Public Defender-Office Rent-\$450.00; Lander Medical Clinic Pc-Detention Center-Inmate Medical-\$3004.75; Lander Valley Physicians Practice-Detention Center-Inmate Medical-\$87.00; Lawson Products, Inc-Vehicle Maintenance-Parts & Supplies-\$186.10; Mark's Auto Sales & Towing-Abandoned Vehicles-Vehicle Towing-\$130.00; Medical Imaging Associates of Idaho-Detention Center-Inmate Medical-\$143.00; Miller, Margaret-District Court-Court Appointments-\$750.00; Miller, Margaret-District Court-Gal Office Rent Monthly-\$300.00; Moore, Christy L.-Detention Center-Inmate Uniform Repairs-\$74.75; Mountain Dental PC-Detention Center-Inmate Medical-\$1034.00; Mountain West Towing LLC-County Sheriff-Vehicle Towing-\$278.00; Mr D's Food Center Inc-Detention Center-Supplies-\$272.11; Napa Auto Parts-Riverton-Transportation-Parts & Supplies-\$30.00; Natrona County Sheriff-Detention Center-Inmate Housing-\$15015.00; Nelson Engineering-Horse Creek Road -Surveying Services-\$1351.50; New York Life Insurance-Segregated-Insurance-\$133.11; Newman, Craig-Transportation-Expense Reimbursement-\$143.00; Ninth Judicial District Court-Transportation-Filing Fee Black Lawsuit-\$125.00; Office Shop Inc, The-Computer Services-Copier Maintenance -\$8141.17; Office Shop Inc, The-Computer Services-Copier Lease -\$1376.00; Orkin LLC-County Buildings-Pest Control Service-\$305.00; Palace Pharmacy-Detention Center-Inmate Rx's-\$6983.74; Payroll Taxes-Co Admin-Withholding/FICA-\$190389.34; Peterbilt of Wyoming-Vehicle Maintenance-Parts-\$73.80; Plainsman Printing & Supply -Clerk of District Court-Printed Supplies-\$748.02; Post, Raymond-County Sheriff-Car Wash -\$106.98; Pro-Vision Inc-County Sheriff-Equipment-\$544.04; Quadiant Inc-County Sheriff- Meter Rental-\$29.72; Quill Corporation-Segregated-Office Supplies-\$558.50; Ratigan, Daniel, M.D.-Detention Center-P.A. Supervisor Contract-\$4675.00; Reed's Moghaun Office Supply-Dispatch Center-Office Supplies-\$34.50; Remote Satellite Systems-Search & Rescue-Equipment-\$112.00; Riverton Physician Practices LLC-Transportation-Drug Testing-\$202.00; Riverton, City of-Segregated-Water/Sewer-\$1176.57; Rocky Mountain Automatic Doors-County Buildings Detention-Parts/Services/Repair-\$75.00; Sagewest Health Care-Detention Center-Inmate Medical-\$9500.70; Schoneberger, Valerie-District Court-Court Appointments-\$82.50; Secretary of State-Detention Center-Notary Fees-\$180.00; Sirchie Finger Print Lab-County Sheriff-Supplies-\$67.56; Skaggs Companies Inc-County Sheriff-Uniforms/Supplies-\$643.84; Soule, Sierra-Public Defender-Office Rent -\$450.00; State Disbursement Unit-Payroll-Child Support-\$1066.25; State of Wyoming-Public Defender-Office Rent -\$1650.00; Summitt Forests, Inc.-Forest Reserve-Firewise Project-\$28400.00; Sweetwater County Sheriff-Detention Center-Inmate Housing-\$13080.00; Terrance R. Martin PC-Public Defender-Office Rent-\$450.00; Thos. Y. Pickett & Co Inc-County Assessor-Valuation Contract-\$25150.00; Total Net Salaries-Segregated-Salaries-\$614794.70; Traveling Computers-Computer Services-Computer Supplies, Services-\$621.00; US Foods

Inc-Detention Center-Inmate Board-\$6995.63; USPS- Hasler-County Sheriff-Postage-\$1000.00; Western Printing, Inc-County Attorney-Printed Supplies-\$87.69; Whiting Law, P.C.-District Court-Professional Services-\$2400.00; Wind River Oilfield Service Inc-1% Gravel Projects-Contract Services-\$3120.00; Wind River Towing-Segregated-Tow Vehicle-\$881.00; WY Dept of Employment-Segregated-Unemployment Claims-\$0; WY Dept of Health-Health Nurse-1st Qtr Payroll-\$40546.36; WY Law Enforcement Academy-Detention Center-Training-\$1458.50; WY SDU-Payroll-Child Support-\$1480.00; Wyo Child Support Enforcement-Segregated-Child Support-\$806.00; Wyo Dept of Workforce Serv-Co Admin-Workers Comp-\$16739.99; Wyoming Office Attorney General-24/7 Program-Sobriety Fees Collected-\$6588.00; Wyoming Retirement System-Co Admin-Contributions-\$150767.90; Wyoming State Bar-County Attorney-Annual License Fees-\$2372.50; Wyoming.com-Segregated-Internet Service-\$676.95; Wyonet Inc.-Computer Services-Telephone/Internet Service-\$4729.35.

Clarence Thomas moved, Jennifer McCarty seconded, to accept a voucher from Wyoming Behavioral Institute in the amount of \$754.00 for one Title 25 patient. Motion carried unanimously.

The following items in the Signature File were reviewed: 1) Sympathy cards; 2) thank you letters to Natural Resource Planning Committee members; 3) Abatement Summary cover page; and 4) Record of Proceedings. Larry Allen moved, Jennifer McCarty seconded, to approve a Grant Award Agreement between Wyoming Office of Homeland Security and Fremont County for a Federal Award Match Amount of \$79,175.48 for the Emergency Management Performance Grant Fiscal Year 2021. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to approve an Approach/Access Application from Melissa Hemken for 101 Lower North Fork Road. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to approve an Approach/Access Permit from Randy Reece for 59 Young Road. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to accept the bid from Dell Technologies in the amount of \$12,561.46 for four laptops and five desktop computers with funding through the Capital Revolving Fund. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to accept the bid from MM Auction Services, Inc. in the amount of \$19,950.00 for two sanders and one Walk'n Roll with funding through the Capital Revolving Fund. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to acknowledge receipt of Annual Statements for the preceding 12 months for expenditures for Fremont County Government, pursuant to W.S. 18-3-515. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to approve a Fremont County Bank of the West Credit Card Application for Blaine Limpus with a limit of \$1,000. Motion carried unanimously.

There were no action items in the Priority Mail.

The Public Comment period was held.

Congresswoman Liz Cheney Field Representative Lindy Linn was in the audience and asked if the Commission had anything they wanted her to relay back to Representative Cheney.

Central Museums Director Scott Goetz updated the Board on an award from the Wyoming Humanities Council for \$7,500 that will allow a part-time temporary position in the Dubois Museum for next calendar year. A budget hearing will be held in the near future.

County Treasurer Jim Anderson thanked the Board for the 10% Standard Occupational Classification salary adjustment amount given to his office; however, the 17% requested would have allowed him to: 1) Develop a starting salary for new employees that is a reasonable livable wage; 2) Compensate employees with respect to competencies, knowledge, responsibilities and job expectations; and 3) create parity among similar positions across departments (Treasurer, County Clerk, Assessor in this case). He presented a spreadsheet with four levels for each job title within his department for review. As payroll changes are due November 10<sup>th</sup>, time is of the essence if the Commission approves an additional SOC adjustment for his department. The Board agreed to take the information into consideration and will meet with him the following meeting for a final determination.

An interview was held with Doug Kessler for a vacancy on the Fremont County Planning Commission. Later in the meeting, Mike Jones moved, Clarence Thomas seconded, to appoint Doug Kessler to complete a 2½ year term vacancy on the Fremont County Planning Commission. Voting against the motion: Jennifer McCarty. Motion carried.

Chairman Travis Becker reviewed a draft Resolution expressing opposition to the Federal Government's "30 x 30" Land Preservation Goal, stating that the federal government owns 54.2% of the land within the County, tribal ownership 26.5%, State 5.4%, leaving 13.8% of Fremont County's land being privately owned. President Biden's January 27, 2021 Executive Order directed the Secretary of the Interior, in consultation with the Secretary of Agriculture and other senior officials, to develop a program to conserve at least 30 percent of the lands and waters in the United States by 2030, which is called the "30 x 30" program, setting aside some 680 million acres of our Nation's lands to be permanently preserved

in its natural state, preventing the productive use of these lands and their resources. If implemented, the "30 x 30" program would likely cause significant harm to the economy of Fremont County, and injury County businesses and its citizens by depriving them of access to public lands and national forest system lands and preventing the productive use of these lands' resources. The Resolution further states that any change must be made through the planning process mandated by the Federal Land Management and Policy Act (for public lands) or the National Forest Management Act (for national forest lands), which must be in careful coordination with Fremont County to ensure consistency with County land use plans and land management policies. Larry Allen moved, Jennifer McCarty seconded, to approve Resolution No. 2021-26 "Opposing the Federal Government's "30 x 30" Land Preservation Goal. Motion carried unanimously.

Commissioner Mike Jones asked the Board consider either a Resolution or Letter of Support for the development of a Via Ferrata in the Sinks Canyon State Park that includes a thorough review process led by the Wyoming State Park & Cultural Resources Agency and Wyoming Game and Fish Agency. This has been a two-year process and the site location will determine the process that will be followed (State or Federal). In any event, a cultural evaluation will also be necessary. Mike Jones moved, Jennifer McCarty seconded, to approve a Letter of Support. Voting against the motion: Clarence Thomas. Motion carried. Said letter will be sent to the Governor's Office, Wyoming State Parks & Cultural Resources Agency and Wyoming Game and Fish Agency.

Commissioner Jones further reviewed a letter that will be sent to federal agencies regarding the adoption of the October 2021 Fremont County Natural Resource Management Plan. With the assistance of Wyoming County Commissioners Association Natural Resource Council staff Bailey Brennan, the letter gives notice of the Plan that serves as a basis for communicating and coordinating with the federal government and its agencies on land and natural resource management issues, stating that counties are well suited to understand the impacts that federal land management decisions may have on the local economy, custom and culture pursuant to Wyo. Stat. § 18-5-208(a).

County Planning Department Supervisor Steve Baumann presented a plat for Polson Estates Subdivision Lot 4 Re-Subdivision. The four lot subdivision is located outside the Riverton City Limits off West Mountain View Drive north of Riverview Road. The Re-subdivision intends to split the current 1.02-acre Lot 4 into two lots of 0.51 acres each. Jennifer McCarty moved, Mike Jones seconded, to approve the Polson Estates Subdivision Lot 4 Re-Subdivision as recommended by the Fremont County Planning Commission. Motion carried unanimously.

Steve Baumann stated his Office receives several calls a month regarding Wind and Solar Energy Projects. Wyo. Stat. § 18-5-502(a) states "It is unlawful to locate, erect, construct, reconstruct or enlarge a facility without first obtaining a permit from the board of county commissioners in which the facility is located." Baumann reviewed general permit requirements for wind and solar facilities. The Board agreed that the Planning Commission should begin the process to develop a permit that would be required from the County for wind turbine(s) .5 megawatt or greater or a solar facility that is rated at .5 megawatt or greater and to be reviewed by the County Attorney's Chief Civil Attorney.

A Public Hearing was held at 10:00 a.m., as advertised, following the 45-day comment period regarding a Partial Vacation of Darnall Road. There were no written comments received and nobody present for public comment. A Petition to Vacate a portion of Darnall Road was made to the Commission on August 31, 2021 by Renae Hedges, owner of Lot 12 in the Darnall Second Subdivision. The Petition requested the vacation of the final 54.4' of Darnall Road adjacent to her property upon which a structure had been built. The Petition contained the necessary five or more signatures of electors residing within twenty-five miles of the proposed vacation and was reviewed by the County Attorney's Office and found to meet all legal criteria pursuant to Wyoming State Statute. The Commissioners accepted the Petition on September 14, 2021 and began the 45-day comment period and designated Steve Baumann as the Viewer. On October 1, 2021 Mr. Baumann viewed the existing Darnall Road and submitted a Viewer's Report stating "the partial vacation will not negatively impact public access within the Subdivision, will not impact future development of adjacent lands and will not negatively impact any of the landowners affected by the vacation. The viewer recommends the approval of the Petition to Vacate the final 54.4' of Darnall Road between Tracts 10 and 11 of the Darnall Second Subdivision with the provision that Tracts 10 and 11 be re-platted showing the new ownership lines following the vacation." Jennifer McCarty moved, Clarence Thomas seconded, to accept the Viewer's Report. Motion carried unanimously. Jennifer McCarty moved, Mike Jones seconded, that No. 1 - a finding be made that no objections or claims for damages in this instance were filed; and No. 2 - a finding that proper notice was given by registered mail, publication on county website and publication in county newspaper to all persons having an interest in

the land. Motion carried unanimously. Larry Allen moved, Jennifer McCarty seconded, to approve Resolution No. 2021-25 "Vacation of a Portion of a Publicly Dedicated Road known as Darnall Road. Motion carried unanimously.

A Public Hearing was held at 10:10 a.m., as advertised, following a 45-day comment period, on proposed changes to the Fremont County Rural Addressing Regulations. There were no written comments received and nobody present for public comment. The changes were at the request of the Planning Commission to correct redundancies and to bring the regulations up to date with current practice, and reviewed by the County Attorney's Office and those changes incorporated within. Jennifer McCarty moved, Clarence Thomas seconded, to approve the revised Fremont County Rural Addressing Regulations. Motion carried unanimously.

The 2022 Holiday Schedule was discussed. Larry Allen moved, Jennifer McCarty seconded, to approve Amended Resolution No. 2020-23 "Adopting Holiday Closures for 2021" by adding "that since New Year's Day 2022 falls on Saturday, the preceding day, Friday, December 31, 2021 will be declared an official holiday. The policy will be changed to reflect that December 31<sup>st</sup> can be declared a holiday when appropriate." Motion carried unanimously. Mike Jones moved, Clarence Thomas seconded, to amend the Holiday Policy to remove the statement that "at no time shall December 31<sup>st</sup> be considered a holiday day". Motion carried unanimously. Other Courthouse closures in 2022 to be discussed are: Primary Election Day - August 16; Columbus Day - October 10; and General Election Day - November 8. The Board will discuss these at their next meeting prior to adopting a Resolution for 2022 Holiday Closures and Other Closures for 2022.

Commissioner meeting reports were given:

Jennifer McCarty moved, Clarence Thomas seconded, to adjourn into Executive Session for personnel. Motion carried unanimously. Appearing were Emergency Management Coordinator Vonda Huish, Information Systems Supervisor Kevin Shultz and Building Maintenance Supervisor J.R. Oakley. Following those three sessions, Chief Civil Deputy Attorney Jodi Darrough discussed a potential litigation issue and Commissioner Allen reviewed a personnel issue. Jennifer McCarty moved, Mike Jones seconded, to return to Regular Session. Motion carried unanimously.

There being no further business, Mike Jones moved, Clarence Thomas seconded, to adjourn the meeting at 12:30 p.m. and reconvene for a Regular Meeting on November 9, 2021. Motion carried unanimously.

A full detailed report (informational only) and the official minutes are posted on Fremont County's website ([www.fremontcountywy.gov](http://www.fremontcountywy.gov)). The meeting can also be accessed via You Tube (Fremont County WY Government).

/s/ TRAVIS BECKER, CHAIRMAN  
FREMONT COUNTY COMMISSIONERS

ATTEST:

/s/ JULIE A. FREESE, FREMONT COUNTY CLERK AND CLERK OF THE BOARD