



**BOARD OF COUNTY COMMISSIONERS
MINUTES OF PROCEEDINGS
May 3, 2011**

The regular meeting of the Board of County Commissioners was brought to order at 5:30 p.m. by Chairman Opella. Those in attendance were Commissioners Bill McDowell, Rob Hendry, Terry Wingerter, Matt Keating, County Clerk Renea Vitto, County Attorney Bill Knight, Deputy County Attorney Heather Duncan-Malone and Commissioners' Secretary Michelle Maines.

Chairman Opella announced Paige Bailey, Rebecca Davis, and Kyle Wirth as the 2011-2012 County Commissioners Scholarship Recipients.

Commissioner Hendry moved to approve the Minutes of Proceedings for April 19, 2011. The motion was seconded and carried.

Commissioner Wingerter moved to approve the payment of bills in the amount of \$388,499.42. The motion was seconded and carried.

Public Hearings:

A. CUP11-0002

Gene Wallace, NC Development reported this is a request by Baker Hughes for a Conditional Use Permit to allow construction of a Liquid Mud Plant in the Light Industrial (LI) zoning district, located at 5370 Poison Spider Road (9.2 acres parcel). On April 12, 2011 the P & Z Commission recommended approval subject to all applicable permits being obtained; permit will cover construction and operations of oil based mud mixing and storing drilling mud. The components of the plant are: 1-10,000 gallon diesel tank, 1-upright 1,150 gallon solids storage tank, 1-210 barrel brine water storage tank, 1-125 barrel pre-mix brine water tank, 1-410 barrel pre-mix tank, 4-500 barrel liquid mud storage tanks, hoppers and centrifugal pumps; components will be enclosed within a 82 ft x 72 ft bermed containment area, capable of holding 110% of the largest tank; bermed area is covered by an oil and chemical resistant liner; vessels will be skid mounted; holding tanks are double-lined and inspected weekly; air quality permit is being obtained from WDEQ; site will be continuously monitored by Baker Hughes Health, Safety and Environmental staff. Liquid mud will be loaded and transported to drilling sites. Approving this Conditional Use permit will not contribute any additional burden on

county resources; will not add population on roads; will not require additional county infrastructure or services; air emissions from tanks will be reviewed by WDEQ; adjacent land uses will not be affected; integrity will be ensured through inspection; to date staff has received on public comment in opposition.

Chairman Opella opened the public hearing on CUP11-0002.

Commissioner McDowell asked how they intend handle pallets; as well as large amount of pallets located on the neighboring property at USA Trucking.

Gene Wallace reported he spoke to Ms. Legerski, USA Trucking. The pallets are a result of their winter season work load; pallets would be removed ASAP.

Commissioner Hendry asked about the smell of the finished product; what if this becomes an issue in one or two years?

Gene Wallace reported this could qualify as a nuisance. Baker Hughes would need to get a clean air permit from the WDEQ.

Speaking in favor was Donald Schneider, Baker Hughes Distribution Manager for the Western Area reported the plant will not be visible from the road; plant will be 600 ft from Oregon Trail, 350 ft from Poison Spider and hidden from any residential area; the storage tanks are 8 ft x 40 ft; Baker Hughes will keep pallets cleaned up and remaining property will be kept neat and tidy; diesel will be hauled in as ordered; diesel will not be stored at this site; this will not be a continuous operation; operations will be dormant in between orders; Mixing tank design is currently open on top, but arrangements have been made to cover tank if odor becomes an issue; Baker Hughes has been in contact with the Fire Inspector; Fire Inspector will be called before moving forward with the first order; there will be some extra truck traffic when the product is ready for delivery.

Diane Legerski, USA Trucking reported pallets do pile up during the spring from winter months. The company allows individuals to come and get the pallets to recycle as fire wood, etc. before hauling to the landfill. All the pallets have been hauled off and they continue to be cautious of the possible fire hazard.

Hearing no comments in opposition, Chairman Opella closed the public hearing.

Commissioner Wingerter moved to approve the Conditional Use Permit contingent upon any applicable permit approvals and continuing compliance. The motion was seconded and carried.

Contracts, Agreements, Resolutions:

A. Jamie Woolsey-Part Time Assistant Pubic Defender

No action taken at this time.

B. KONE Modernization Proposal Specification- Agreement to Modernize Elevator in Courthouse Building

Commissioner McDowell moved to approve the agreement. The motion was seconded and carried.

C. Prisoner Transfer & Housing Agreement –Converse County

Attorney Heather Malone reported this agreement is between Natrona & Converse County for the transfer and housing of inmates. This is a standard yearly agreement; amount has been increased upon recommendations of auditors; county legal has approved as to form.

Commissioner Wingerter moved to approve the agreement. The motion was seconded and carried.

D. Prisoner Transfer & Housing Agreement –Campbell County

Attorney Heather Malone reported this agreement is between Natrona & Campbell County for the transfer and housing of inmates. This is a standard yearly agreement; amount has been increased upon recommendations of auditors; county legal has approved as to form.

Commissioner Hendry moved to approve the agreement. The motion was seconded and carried.

E. Detention Services Intergovernmental Agreement-US Marshals Service

Attorney Heather Malone reported this agreement is for the detention of federal detainees in the county detention center; agreement is continuous until cancelled or until a new contract is needed; per diem is \$75 a day, rate is active for sixty months.

Commissioner Wingerter moved to approve the agreement. The motion was seconded and carried.

F. Ratification of Contract for Installation of a Sprinkler System at Centennial Park

Mike Haigler, Director of R & B reported this contract is for Boomtown Sweeping to install an automatic sprinkler system at Centennial Park (3.20 acres) in the amount of \$46,675.00; fee will be paid out of lake funds; park employees will help maintain system when needed.

Commissioner McDowell moved to approve ratified contract. The motion was seconded and carried.

G. Resolution 18-11 Adopting the 2010 NC Hazard Mitigation Plan

Stew Anderson, Emergency management reported this is an updated Mitigation plan from 2004; FEMA approved the plan in April of 2011.

Commissioner McDowell moved to approve Resolution 18-11. The motion was seconded and carried.

Stew Anderson gave a brief update on water levels and possible flooding concerns. Sandbags are available for primary residences only.

H. CNFR Contract

Chairman Opella reported the CNFR contract has been extended until 2022.

Commissioner McDowell moved to approve contract. The motion was seconded and carried.

Approval of the Consent Agenda

Commissioner McDowell made the motion to approve the Consent Agenda. The motion was seconded and carried.

Public Comments:

There being no comments the floor was closed.

Commissioner Comments:

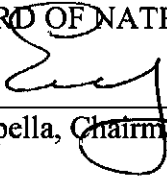
Chairman Opella opened the floor to Commissioner Comments.

Hearing no comments the floor was closed.

Adjournment:

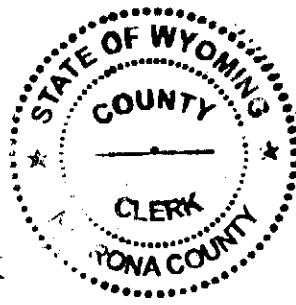
There being no further business to come before the Board of Commissioners, Chairman Opella adjourned the meeting at 6:25 p.m.

BOARD OF NATRONA COUNTY COMMISSIONERS



Ed Opella, Chairman

My term of office expires
January 5, 2015



ATTEST:

NATRONA COUNTY CLERK

Renea Vitto
Renea Vitto