

**BOARD OF COUNTY COMMISSIONERS
MINUTES OF PROCEEDINGS
June 3, 2014**

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

Commissioner Wingerter moved to approve the Minutes of Proceedings for May 20, 2014. Commissioner Hendry seconded the motion.

Commissioner Hendry moved to approve the payment of bills in the amount of \$1,132,184.88. Commissioner Wingerter seconded the motion. Motion carried.

Contracts, Agreements, Resolutions:

A. Interagency Agreement between the Department of Family Services and Natrona County Board of County Commissioners

Attorney Malone reported this is a standard agreement that the County enters into every 2years; Federal funds administered by the state to fund Child Support Enforcement Department. Agreement has been reviewed and approved as to form by the County Attorney's office. Contract is due back to the state by the end of June.

Commissioner Chadwick moved for approval of the Agreement. Commissioner Hendry seconded the motion. Motion carried.

B. Resolution No. 76-13-A Announcing 2014 BOCC Meetings

Clerk Vitto reported this Resolution amends the original resolution reporting July 15 as the date advertised for the approval of the budget; but now the budget is scheduled to be approved on July 1st.

Commissioner Hendry moved for approval of the Amended Resolution. Commissioner Wingerter seconded the motion. Motion carried.

C. Notification of Ownership Change of Assets of Emissary Professional Group, LLC dba Emissary Pharmacy and Infusion Services (Pharmacy) (May 20, 2014)

Attorney Malone reported the County has to acknowledge the ownership has changed; part of the contract required the county approve/accept the change; medications purchased for inmates at the NC Detention Center.

Commissioner Wingerter moved for approval of the Notification of Ownership. Commissioner Keating seconded the motion. Motion carried.

D. Amendment Modification No.1 to the Agreement with Kadrmas, Lee & Jackson, Inc. (KLJ) for the Arminto Road project - \$140,321.72

Mike Haigler, R & B Superintendent reported the original price of the agreement was \$102,957; alignment issues were discovered resulting in a contract adjustment to allow research into title and land ownership to make amendments to correct road right-of-way

Commissioner Chadwick moved for approval of the Agreement. Commissioner Wingerter seconded the motion. Motion carried.

Public Hearings:

A. A Resolution adopting the National Electrical Code, 2014 Edition

Roger Currah & Jason Gutierrez, Building Officials reported 2014 Edition, prescribing regulations governing the installation, alterations, maintenance or repair of electrical installations and inspections thereof, that certain suggested code known as the NFPA-70 2014 edition of the National Electrical Code, and the whole thereof save and except such portions as are herein deleted, added, modified or amended. Natrona County is required to adopt these codes by the State of Wyoming in order to retain local enforcement authority and uniformity. Without adoption the County would be required to have an inspector from the State of Wyoming, Cheyenne to complete the inspections. Requirements put in place by Legislation. Planning & Development Board of Appeals is a board compiled contractors and electricians recommended approval effective July 1st. Building Department is requesting emails address so information can be sent out digitally when permits are applied for.

Chairman McDowell opened the public hearing.

Speaking in favor: none

Speaking in opposition: Judy Jones (Casper), Linda Bergeron (Casper), Doug Bergeron (Casper)

Hearing no further comments, Chairman McDowell closed the public hearing.

Commissioner Wingerter moved for approval of the Resolution. Commissioner Keating seconded the motion. Motion carried.

B. ZC14-0002

Jason Gutierrez, Development reported this is a request by F.T. Investments, LLC (Applicant) and Vernon and Gloria Boyce Living Trust (Owner) for a zone change from the existing Urban Mixed Residential (U.M.R.) zoning district to Light Industrial (LI) zoning district affecting a 29.996-acre tract; property is addressed as 2744 Salt Creek Highway. On May 13, 2014 the Planning & Zoning Commission recommended approval. To date staff has received one public comment in opposition.

Chairman McDowell opened the public hearing.

Speaking in favor: Keith Tyler, representing F.T. Investments, LLC.

Speaking in opposition: Dave Phillips (Casper) presented the Commission with a petition from land owners on Forbes and Blair Lane requesting no more Zone Changes in their area, George Prittam (Casper), George Tillman (Casper), Deb Rogers (Casper), Judy Jones (Casper), Paul Paad (Casper), Grace Colbitz (Casper), Frank Latimer (Casper), Kurt Simpson (Casper), Kim Forgey (Casper), Janel Moore (Casper), Connie DeCrosby (Casper), Linda Bergeron (Casper), Jacquie Anderson (Casper), Representative Tom Reeder HD 58 (Casper), Ellen Young (Casper), Doug Bergeron (Casper), Linda Bentz (Casper).

Chairman McDowell read the statement provided on the petition. Petition has been added to the official BOCC Proceedings.

Hearing no further comments, Chairman McDowell closed the public hearing.

Commissioner Wingerter moved for denial of the Zone Change. Commissioner Hendry seconded the motion. Commissioner Chadwick was opposed to the denial. Motion carried.

C. CUP14-0005

Jason Gutierrez, Development reported this is a request by AT&T Mobility; and Glenn Bray (land owner) for a Conditional Use Permit to allow construction and operation of a one hundred thirty-three point nine (133.9) foot lattice telecommunications tower (with a wind mill), together with antenna arrays, equipment enclosure and a planned six (6) foot perimeter security fence. The wireless telecommunications facility covered by this conditional use permit request is located on a two thousand five hundred (2500) square foot site (50 feet by 50 feet) in a portion of the NW/4 of the NW/4 of the NE/4 of the SE/4 of Section 20, Township 35 North, Range 79 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is addressed as 1430 W. Ormsby Road. On May 13, 2014 the Planning & Zoning Commission recommended approval. To date staff has received four public comments in opposition and a letter earlier this week from AT&T; all five letters will be added to the official BOCC Proceedings.

Chairman McDowell opened the public hearing.

Speaking in favor: Cheryl Riley (Cheyenne) and Kristen Larson (Washington) representing AT&T, Gunars Vlastos

Speaking in opposition: George Tillman (Casper), George Prittam (Casper), Red Lewis (Casper), Trevor Isiah (Casper), Kurt Simpson (Casper), Garret West (Casper), Charlotte West (Casper), Tiffany Brungardt (Casper), Haas Johnson (Casper), Judy Jones (Casper), Dean Lewallen (Casper), Carla Tilman (Casper), Linda Bentz (Casper), Kim Forgey (Casper), Paul Paad (Casper), Larry Kilwine (Casper), Representative Tom Reeder HD 58 (Casper), Ellen Young (Casper), Shirley Kemp (Casper), Jerome Carlson (Casper), Tristen West (Casper).

Hearing no further comments, Chairman McDowell closed the public hearing.

Commissioner Keating moved for approval of the Conditional Use Permit incorporating the staff's recommendation and findings of facts. Motion failed without a second. Commissioner Hendry moved for denial of the Conditional Use Permit. Commissioner Wingerter seconded the motion. Motion failed. Commissioner Chadwick moved for approval of the Conditional Use Permit incorporating the staff's recommendation and findings of facts subject to clarification with of the legal issues review of the contract with Mr. Bray; recognizing the removal of the windmill on top. Commissioner Keating seconded the motion. Commissioner Hendry and Commissioner Wingerter were opposed to the approval. Motion carried.

Consent Agenda:

Commissioner Chadwick moved for approval of the Consent Agenda. Commissioner Wingerter seconded the motion. Motion carried.

Public Comments:

Chairman McDowell opened the floor to Public Comments.

George Tilman (Casper) reported for the record he did not organize public meetings about this issue. Mr. Larry Kilwine was the organizer.

Shirley Kemp (Casper), Paul Paad (Casper), Haas Johnson (Casper), Frieda Kilwine (Casper) spoke of property rights and expressed their disappointment with the approval of the Homa Hills AT&T tower.

Hearing no comments the floor was closed.

Commissioner Comments:

Chairman McDowell 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 McDowell adjourned the meeting at 9:42 p.m.



ATTEST:

NATRONA COUNTY CLERK

Renea Vitto

BOARD OF NATRONA COUNTY COMMISSIONERS

Bill McDowell
Bill McDowell, Chairman

My term of office expires
January 5, 2015

Renea Vitto