



**BOARD OF COUNTY COMMISSIONERS
MINUTES OF PROCEEDINGS
Tuesday, November 17, 2009**

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

Chairman Hendry attempted to call Commissioner Keating, but was unsuccessful.

Commissioner Wingerter made motion to excuse Commissioner Peryam and Commissioner Keating. Motion was seconded and carried.

Commissioner Matt Keating attended via phone at 5:32 p.m.

Commissioner Wingerter moved to approve the Minutes of Proceedings for November 3, 2009. The motion was seconded and carried.

Commissioner Opella made motion to approve the bills in the amount of \$3,473,247.28. The motion was seconded and carried.

Public Hearings:

A. American Legion Club-Limited Retail Liquor License

County Clerk Renea Vitto reported this is a request for a limited retail liquor license for a special club for veterans. This is a new license to the county, but not for the City of Casper. A new building was built and placed in the County. She has received no documentation as to why this should not be granted.

Commissioner Opella reported this property of the new location will eventually be annexed back to the City of Casper; therefore liquor license will be back with the City of Casper.

Chairman Hendry declared the public hearing open:

Jerry Burbach, American Legion manager spoke in favor. Club is scheduled to open January 1st, 2010.

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

Commissioner Wingerter moved to approve the Limited Retail Liquor License. The motion was seconded and carried.

B. TA09-0009

Gene Wallace, Natrona County Planning reported this is a request by NC Development staff to amend the text of the Zoning Resolution of NC, Wyoming Chapter VII, Section 15 Communication Towers and Wireless

Telecommunications Facility exemptions, specifically regarding Competitive Local Exchange Carriers (CLEC) who are registered with the Wyoming Public Service Commission, licensed by the Federal Communications Commission (FCC) and are direct contributors to the Universal Services Fund (FUSF) (see the 11-17-09 planning packet).

Chairman Hendry declared the public hearing open:

Brent Benham, Mountain West Telecommunications spoke in favor.

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

Commissioner Wingerter moved to approve. The motion was seconded.

County Attorney Bill Knight recommended the motion be amended to reflect these towers be classified as a utility installation.

Commissioner Wingerter amended his motion to approve TA09-0009 as amended. Commissioner Opella amended his second. Motion carried.

C. TA09-0008

Gene Wallace, Natrona County Planning and Development reported this is a request by NC Development staff to amend the text of the Zoning Resolution of NC, Wyoming Chapter VII, Section 17 to modify regulations relating to Small Wind Energy System (SWES) maximum tower height and power rating (see the 11-17-09 planning packet).

Chairman Hendry declared the public hearing open:

Hearing no comments in favor or opposition, Chairman Hendry closed the public hearing.

County Attorney Bill Knight tried to clarify the staff recommendations. Remove the use of 100ft towers as a permanent use in the MR2 district; 98ft extension MR2 would be removed a CUP; amending the clear zone to include only tower heights to over 45ft.

Commissioner Opella made motion to follow the recommendations of staff and remove MR2. The motion was seconded and carried.

Contract, Agreements, Resolutions

A. Homeland Security Grant-Political Subdivision: NC Sheriff Department; Award Amount: \$35,873.11; Awards Period: August 1, 2009 through April 30, 2012; CFDA #: 97.067; DHS Grant code: 2009-SS-T9-0013; Project ID: 09-GPD-NAT-LS-HLE9

County Attorney Bill Knight reported this grant is received every year. The money can be used for various purposes. There is no match from the county.

Commissioner Opella moved to approve the Grant Application. The motion was seconded and carried.

B. Prisoner Transfer Agreement between Converse County and Natrona County

Attorney Heather Duncan-Malone reported this contract is to house Converse County inmates in the Natrona County Detention Center for \$76.00 day. The contract has been reviewed by the Sheriff; approved as to form by County Legal.

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

C. Memorandum of Understanding between the City of Casper and Natrona County for Judicial Video Conferencing and Video Arraignment System

Attorney Heather Duncan-Malone reported this Memorandum of Understanding is between the City of Casper and Natrona County for judiciary conferencing and video arraignment at the Natrona County Detention Center for Municipal Court. MOU has been approved as form.

Commissioner Wingerter moved to approve the Memorandum of Understanding. Motion was seconded and carried.

D. Maintenance Services Agreement for Townsend Justice Center

Attorney Heather Duncan-Malone reported this is a standard maintenance service agreement for the Townsend. The agreement is for six months.

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

E. Access & Use Agreement between Natrona County and City of Casper for Emergency Siren-Washington Park Site

County Attorney Bill Knight reported this is an access and use agreement between the City of Casper and Natrona County to provide emergency siren and safety communication system.

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

F. Access & Use Agreement between Natrona County and City of Casper for Emergency Siren-Events Center Site

County Attorney Bill Knight reported this is an access and use agreement between the City of Casper and Natrona County to provide emergency siren and safety communication system.

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

Consent Agenda

County Clerk Renea Vitto reported a date for the Steve Alley Martial Arts Malt Beverage Permit has changed; please approve with the knowledge April 3rd has changed to April 10th. She has received a corrected letter from the Fairgrounds.

Tim Cotton, representative for Steve Alley spoke regarding the I.D. process for the events.

Commissioner Wingerter moved to approve the Consent Agenda. Motion was seconded and approved.

Public Comment

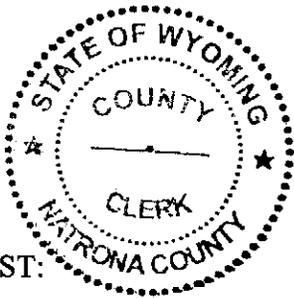
There was no public comment.

Commissioner Comments

There were no commissioner comments.

Adjournment

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



ATTEST:

NATRONA COUNTY CLERK

Renea Vitto
Renea Vitto

BOARD OF NATRONA COUNTY COMMISSIONERS

Robert Hendry
Chairman

**My term of office expires
January 6, 2011**