



**BOARD OF COUNTY COMMISSIONERS  
MINUTES OF PROCEEDINGS  
March 5, 2013**

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, Rob Hendry, Matt Keating, Terry Wingerter, County Attorney Bill Knight, Deputy County Attorney Heather Duncan-Malone and County Clerk Renea Vitto.

Commissioner Wingerter moved for approval of the Minutes of Proceedings for February 19, 2013. Commissioner Hendry seconded the motion. Motion carried.

Commissioner Chadwick moved for approval of payment of bills in the amount of \$1,341,164.44. Commissioner Wingerter seconded the motion. Motion carried.

**Public Hearings**

**A. Resolution 12-13 Authorizing the Sale & Transfer of County Property known as the County Annex to McCarthy Properties, LLC**

Attorney Knight reported the resolution recognizes the NC Commission no longer has a need for the property; selling property to a private buyer will best serve the public interest by placing the property back on the tax rolls; property sold in the amount of \$200,000; a parking agreement for the buyer comes with the sale as well as an easement for the county.

Chairman McDowell opened the public hearing.

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

Commissioner Chadwick moved for approval of the Resolution for sale and transfer of county property. Commissioner Keating seconded the motion. Commissioner Wingerter was opposed. Motion carried.

**B. ZC12-0006**

Gene Wallace, Development, reported this is a request by Wade Kindel dba Kinco Investments, LLC, for a Zone Map Amendment (zone change) from Urban Agricultural (UA) zoning to Commercial (C) zoning. The land affected by the proposed zone map amendment is a 9-acre tract, located in a portion of the NW/4 of the NE/4 of the SE/4 of Section 34, Township 34 North, Range 79 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is accessed from Emigrant Trail road. On February 12, 2013 the Planning & Zoning Commission recommended approval; to date there has been no public comment.

Chairman McDowell opened the public hearing.

Speaking in favor: none

Speaking during, but not in opposition: Leonard Hubbard (Casper)

Commissioner Chadwick moved for approval of the Zone Change incorporating staff's findings of facts. Commissioner Wingerter seconded the motion. Motion carried

### **C. ZC13-0001**

Gene Wallace, Development, reported this is a request by Barbe Trusts (applicant) and Ken Barbe (Trustee) for a Zone Map Amendment (zone change) from Urban Agricultural (UA) zoning to Light Industrial (LI) zoning. The land affected by the proposed zone map amendment is a 171-acre tract, located in portions of NW/4 of the SW/4, the W/2 of the SW/4 of the NW/4 of the SE/4, the SE/4 of the NW/4 of the SE/4, the W/2 of the NE/4 of the SW/4 of the NW/4 of the SE/4, the SW/4 of the NW/4, the W/2 of the NW/4 of the NW/4, the W/2 of the SE/4 of the NW/4, the W/2 of the SW/4 of the NE/4 of the NW/4, the SW/4 of the SE/4 of the NW/4, the SW/4 of the NW/4 of the SE/4 of the NW/4 and the W/2 of the SW/4 of the SE/4 of the SE/4 of the NW/4 of Section 27, Township 34 North, Range 80 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is addressed as 2751 Six Mile Road. February 12, 2013 the Planning & Zoning Commission recommended approval; to date there has been no public comment.

Chairman McDowell opened the public hearing.

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

Speaking in favor: Hampton O' Neil, law partner of Ken Barbe.

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

Commissioner Wingerter moved for approval of the Zone Map Amendment incorporating staff's finding of facts. Commissioner Hendry seconded the motion. Motion carried

### **Contracts, Agreement, Resolutions**

**A. Short-term Extension of Optimum Franchise on NC- An Amendment to the Right-of-Way Agreement (Franchise Agreement), between NC, WY & Bresnan Communication, LLC, Authorizing Bresnan Communication, LLC to Utilize the County & Public Rights-of-Ways to Construct, Operate & Maintain a Cable system (agreement set to expire on October 21, 2015)**

Attorney Knight reported this extends the current Franchise agreement scheduled to expire October 2013 for an additional two years; there are no other changes to the agreement. Agreement has been approved as to form by county legal.

Eric Rasmussen, Optimum representative was available for questions.

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

**B. Amendment Number One to Professional Services Contract between the State of WY, DFS and the NC BOCC - Rite Track System**

Attorney Knight reported this amendment increases the funding in the amount of \$50,000 for the purchase of a software program. BOCC received report from Brian Christensen, A.D.A and chairman of the JPB that administers these funds during a previous work session. Amendment has been approved as to form by county legal.

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

**C. MOU between NC and the Casper Rotary Club (Quitclaim Deed)**

Attorney Knight reported this is almost the same document as approved by the BOCC in December. Rotary Club asked for duplication of insertion of reverter clause; terms of the MOU are the same. MOU has been approved as to form by county legal.

Commissioner Wingerter moved for approval of the MOU & Quitclaim Deed. Commissioner Hendry seconded the motion. Motion carried

**BOARD APPOINTMENTS**

**A. Stephanie Connolly-Appointment to the NC Parks Board (filing unexpired terms ending 12-31-2013)**

**B. Brandon Daigle-Appointment to the ARAJPB (filing unexpired term ending 12-31-2014)**

Commissioner Hendry moved to approve the above board appointments. Commissioner Chadwick seconded the motion. Motion carried.

**Approval of the Consent Agenda**

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

**Public Comments:**

Chairman McDowell opened the floor to Public Comments.

Hearing no comments, the floor was closed.

**Commissioner Comments:**

Chairman McDowell opened the floor to Commissioner Comments.

Commissioner Chadwick spoke of an upcoming tour sponsored by Encana for Commissioners and Town/City council members tentatively schedule for March 21, 2013.

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 6:28 p.m.

My term of office expires  
January 5, 2015



BOARD OF NATRONA COUNTY COMMISSIONERS

*Bill McDowell*  
Chairman

ATTEST:

NATRONA COUNTY CLERK

*Renea Vitto*  
Renea Vitto