



**BOARD OF COUNTY COMMISSIONERS
MINUTES OF PROCEEDINGS
February 3, 2009**

The regular meeting of the Board of County Commissioners was brought to order at 5:30 p.m. by Chairman Rob Hendry. Those in attendance were Commissioners Terry Wingerter, Commissioner Matt Keating, and Commissioner Barb Peryam. Also in attendance; County Clerk Renea Vitto, Interim County Attorney Heather Duncan-Malone, Commissioners' Assistant Shawna Hicks and Commissioners Secretary Michelle Maines. Commissioner Ed Opella was absent.

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

Commissioner Peryam moved to approve the minutes of proceedings for January 20, 2009. The motion was seconded and carried.

Commissioner Wingerter moved to approve the payment of bills in the amount of \$668,482.86. The motion was seconded and carried.

Public Hearings:

Resolution 04-09 Transfer of Funds-County Clerk Elections/Office Supplies

County Clerk Renea Vitto, reported \$3,000.00 to be taken from unanticipated revenue, to County Clerk Elections/Office Supplies is the result of payment from the municipalities for the 2008 primary and general election and are needed to help pay for the filing system required with our new statewide voter registration program

Chairman Hendry declared the public hearing open:

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

Commissioner Keating moved to approve Resolution 04-09 Transfer of Funds. The motion was seconded and carried.

VC08-0003: Lot Size Variance

Eugene Wallace, Natrona County Planning and Development reported this is a request by Walter R. Merschatt & Randy L. Elliott to consider an application for a lot size variance to combine Tract 2A and parcel 4A to make one parcel of 9.736 acres, located in the N/2 of the NE/4 of the NW/4 of Section 2, Township 32 North, Range 80 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is more generally identified as a part of the tract currently addressed as 6488 Coates Road. MR1

requires 10 acre lots. Standards will be met after the parcels are combined. This variance does not list any unauthorized uses; will not result in greater financial gain, but increased usage; variance will eliminate the smaller lots. This variance is the only way a solution can be reached.

Chairman Hendry declared the public hearing open:

Speaking in favor:

Walter Merschat, 6670 Coates Road Casper, Wyoming.

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

Commissioner Peryam moved to approve the Variance. Motion was seconded and carried.

CUP08-0007: Allowing construction and operation of a commercial wind energy system

Blair Leist, Director of Development for Natrona County reported Chevron will give one presentation, instead of three separate presentations. This is a request by Chevron Global Power Company to consider an application for a Conditional Use Permit to allow construction and operation of a commercial wind energy conversion system (WECS) project consisting of eleven (11) 1.5 megawatt turbines and associated infrastructure, in the Use Control Area (UCA) zoning district. The property affected by the proposed Conditional Use Permit is an area of approximately 880 acres located in portions of sections 28, 29, and 30, Township 34 North, Range 78 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is more generally identified as the North-North Property Portion of the former Texaco Casper Refinery site.

Bill Reese, Chevron; Curt Toggle, Project Manager TriHydro; Greg Johnson, West Ecosystems gave presentation; Chevron is committed to including renewable energy alternatives into their portfolio. Wyoming is ranked the seventh best wind resource in the nation. The turbines being built will produce electricity for at least four hundred homes. This option leaves more of the existing habitat in place than other industrial reuse resources investigated. Turbines will not be lit at all except for FAA requirements. Chevron plans to maintain Cole Creek Road, Sunburst Road, Stonewood Road and any additional roads that maybe impacted by the additional traffic. The minimum set back from residence is a quarter mile. Turbines make virtually no noise above the wind past a thousand feet. Chevron hopes to begin construction in June 2009 and be completed by the end of the year. Chevron plans to have regular meeting with surrounding property owners throughout the project. Chevron plans to maintain the land until the end of the decommissioning process. This project will increase the property tax revenue for Natrona County. This is Chevron first renewable energy project in the United States.

Chairman Hendry declared the public hearing open:

Speaking in favor:

Lee Watts, representing Energy Transport & Rigging Casper, Wyoming; Megan Grant, Jack Murray, Gene Theriault, Gary Blake, Steve Shoemaker, Ken Ball, representing Casper Chamber of Commerce Casper, Wyoming; Pat Carlson, Chris Buchholz, Bob Dill, representing Automation & Electronics Casper, Wyoming; Mark Wilson, Lee Blake, Nick Hines, all of Casper, Wyoming.

Speaking in opposition:

Stan Mundy, 7172 Lake Drive Casper, Wyoming; Robert Shade, 7846 Easy Street Casper, Wyoming; Lynn Hamar, 7375 Lake Drive Casper, Wyoming; Owen Knox, 7815 E. Lake Drive Casper, Wyoming; Daniel Clark, 7717 E. Lake Drive Casper, Wyoming; Etoile Wilson, 9400 Sandpiper Street Casper, Wyoming.

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

Commissioner Peryam moved to approve the Conditional Use Permit. Commissioner opposed the motion for the Conditional Use Permit. Commissioner Keating opposed the Variance. Motion was seconded and carried.

VC08-0004: Variance for foundations, road cuts, electrical lines, etc

Eugene Wallace, Natrona County Planning and Development reported this is a request by Chevron Global power Company to consider an application for a variance to permit excavations of wind turbine foundations, road cuts, power pole borings and electrical lines, all of unrestricted depth, in the Use Control Area (UCA) zoning district. The property affected by this proposed variance is an area of approximately 880 acres located in portions of sections 28, 29 and 30, Township 34 North, Range 78 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is more generally identified as the North-North Property portion of the former Texaco Casper Refinery site.

Chairman Hendry declared the public hearing open;

Hearing no further comments for or against, Chairman Hendry closed the public hearing.

Commissioner Wingerter moved to approve the Variance. Commissioner Keating opposed the Variance. Motion was seconded and carried.

CUP08-0008: to allow installation and operation of temporary concrete batch plant

Eugene Wallace, Natrona County Planning and Development reported this is a request by Chevron Global Power Company to consider an application for a Conditional

Use Permit to allow installation and operation of a temporary concrete batch plant to facilitate construction of a commercial wind energy conversion system (WECS) project and associated infrastructure, in the Use Control Area (UCA) zoning district. The hours of operation will be Monday thru Friday 8 a.m. to 5 p.m. The property affected by the proposed Conditional Use Permit is an area of approximately 880 acres located in portions of section 28, 29 and 30, Township 34 North, Range 78 West of the 6th Principal Meridian, Natrona County, Wyoming. The property is more generally identified as the North-North Property portion of the former Texaco Casper Refinery site. WEDQ has reported there is no refinery related impact either on the surface or sub-surface. Subcontractors will have the right to use this permit on site. As roads are built the batch plant may have to be moved. All contractors will be bonded.

Chairman Hendry declared the public hearing open;

Hearing no further comments for or against, Chairman Hendry closed the public hearing.

Commissioner Wingerter moved to approve the Conditional Use Permit with the stipulation hours of operations will be Monday thru Friday 8a.m. to 5pm. Commissioner Keating opposed the Conditional Use Permit. Motion was seconded and carried.

Renewal of Liquor Licenses

Retail Liquor Licenses

1. Board of Trustees Natrona County Airport d/b/a Natrona County International Airport - Lic. #2983
2. M. Kyle Sowell d/b/a Alcova Lakeside Marina - Lic. #2984
3. David & Jenise Whisler d/b/a Clark's Corner – Lic. #2985
4. C.C. Cowboys, Inc. d/b/a Cowboys – Lic. #2994
5. The Shoe, Inc. d/b/a The Horseshoe Bar – Lic. #2988
6. Henderson Irrevocable Trust d/b/a Lazy 8 – Lic. #2989
7. Northern Dreams d/b/a Northern Dreams – Lic. #2990
8. Rimrock Bar, LLC d/b/a Rimrock Bar – Lic. #2991
9. On the Rocks, Inc d/b/a Sunset Grill – Lic. #2992
10. R.S.C. Enterprises, LLC d/b/a Lodge at Willow Springs – Lic. #3173
11. Richardson & Richardson, Inc. d/b/a Hiland's Bright Spot – Lic. #4183

Restaurant Liquor License

1. Irene D. Brooks d/b/a Goose Egg Inn – Lic. #2996

Limited Retail Liquor Licenses

1. Casper Boat Club d/b/a Casper Boat Club – Lic. #3000
2. Casper Country Club d/b/a Casper Country Club – Lic. #2999

Retail County Malt Beverage Permits

1. Sloane's General Store, LLC d/b/a Sloane's – Lic. #3010
2. Shirley Widmer d/b/a Waltman Store – Lic. #2997
3. Pathfinder Boat Club d/b/a Pathfinder Boat Club – Lic. #3032
4. Natrona County Fair Association d/b/a Central WY Fair & Rodeo – Lic. #3062

County Clerk, Renea Vitto, reported that this was the annual renewal of Natrona County's liquor licenses. There are 11 Full Retail Liquor Licenses, 1 Restaurant Liquor License, 2 Limited Retail Liquor Licenses, and 4 Retail Malt Beverage Permits. Clark's Corner is still not operational. Mark Benton has reported that he has no reason to argue the renewal of any of the above licenses. No other opposition documentation has been sent to the Clerk's Office.

Commissioner Keating requested that the renewal of License # 2994 for Cowboys, Inc d/b/a Cowboys and License #2990 for Northern Dreams d/b/a Northern Dreams be pulled from the group and considered separately. Chairman Hendry pulled the licenses from the group for separate consideration.

Chairman Hendry declared the public hearing open;

Hearing no comments for or against, Chairman Hendry closed the public hearing.

Commissioner Terry Wingerter moved to renew all liquor licenses, with the exception of Cowboys and Northern Dreams. The motion was seconded and carried.

Chairman Hendry declared the public hearing open to consider the renewal of Cowboys;

Speaking in favor:

Sonny Pilcher represented Cowboys.

Speaking in opposition:

Mary Lansing, Chris Gaddis, Jack Olsen, Jackie Koslowsky, Justin Hackett, Mike Lansing, Donna Shellenberger, Rod Krischke, Ed McCarthy, Shannon Honolka, Damon Green, Mel Koslowsky, Russ Spechter, all of Casper.

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

Commissioner Wingerter moved to renew liquor license for Cowboys. Commissioner Keating was opposed. The motion was seconded and carried.

Chairman Hendry opened the public hearing to consider the renewal of Northern Dreams;

No one spoke in favor and all those in opposition of Cowboys felt the same about Northern Dreams.

Hearing no further comment, Chairman Hendry closed the public hearing;

Commissioner Wingerter moved to renew liquor license for Northern Dreams. Commissioner Keating was opposed. The motion was seconded and carried.

Contracts, Agreements, Resolutions:

Ratification of Subdivision Improvement Agreement for 8-Mile Horse Ranch

Commissioner Peryam moved to approve the Ratification of Subdivision Improvement Agreement for 8-Mile Horse Ranch. Motion was seconded and carried.

Resolution 05-09 Proposed Vacation of a Portion of West Fork Road Natrona County, Wyoming-Initial Acceptance of Petition

Interim County Attorney Heather Duncan-Malone reported this is the initial petition. There will be a hearing at a later date.

Commissioner Keating moved to approve Resolution 05-09 Proposed Vacation of a Portion of West Fork Road Natrona County, Wyoming-Initial Acceptance of Petition. Motion was seconded and carried.

Board Appointments:

Commissioner Peryam made motion to appoint Steven Mahaffey to the Citizens Transportation Advisory Council. The motion was seconded and carried

Commissioner Peryam made motion to appoint Eric Fransted to the Fire Fighters of Natrona County. The motion was seconded and carried

Commissioner Peryam made motion to appoint Chuck Anderson to the Fire Fighters of Natrona County. The motion was seconded and carried

Consent Agenda:

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

Public Comments:

Chairman Hendry opened the floor to Public Comments.

Hearing no further comments the floor was closed.

Commissioner Comments:

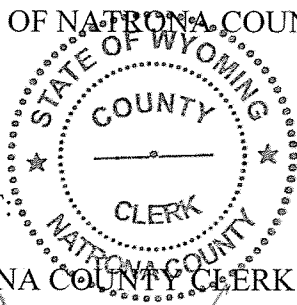
Chairman Hendry opened the floor to Commissioner Comments.

Hearing no further comments the floor was closed.

Adjournment:

There being no further business to come before the Board of Commissioners,
Chairman Hendry adjourned the meeting at 9:18 p.m.

BOARD OF NATRONA COUNTY COMMISSIONERS






Chairman

ATTEST:

NATRONA COUNTY CLERK



Renea Vitto

My term of office expires
January 6, 2011