

Unapproved Minutes  
Board of Commissioners of Converse County

The regular meeting was called to order on November 15, 2005 at 8:00 a.m. Present were Chair Frank Eathorne, Vice-Chair Sharon Lovitt, Commissioner Mark Cash and County Clerk Lucile Taylor.

Mr. Musselman stated Worthington, Lenhart and Carpenter, Inc. had adjusted their bid for the Antelope Coal Mine (CR 37) reconstruction project. Mr. Musselman will ask WLC for a price per additional borehole (over 30) prior to accepting the RFP.

Mr. Musselman presented a proposal submitted by County Road Engineer John Lambert to straighten out or move portions of Jenne Trail (CR 34). In addition, he presented and reviewed the plans by Gorder South (Sep 2002) to add additional beds for the detention center at the current courthouse location. Gorder South is now d.b.a. GSG Architecture.

Converse County Treasurer Joel Schell presented the preliminary results of the County survey. County Attorney Quentin Richardson will review the comments for appropriateness of comments and identities.

The regular meeting recessed into a public hearing at 11:30 a.m. reference the proposed North 4<sup>th</sup> Pauli Subdivision, a subdivision of Lot 7, Section 4, T32N, R71W of the 6<sup>th</sup> P.M., Converse County. Comments: Mr. John Blair stated he lives across from the proposed subdivision and had attended a P&Z Commission meeting. He stated it was a waste of time, did not see the purpose of the process and felt the county is lacking on strong planning.

The public hearing closed at 11:37 a.m. and the regular meeting reconvened.

Mrs. Lovitt inquired about Mr. Pauli's intention on the development of the lots. Mr. Musselman stated Mr. Pauli intends to use the property for industrial uses in the future. Mr. Pauli stated there are two, 4 acre lots. He will probably sell the west lot and develop a shop on the east lot. Mrs. Lovitt felt, due to the close proximity to the entryway into Douglas, the matter should it be taken under advisement. Question: Did the prior developmental agreements go with the land or do they go with Mr. Bisbing's junkyard? She felt the Commission should contact counsel prior to approval. The City of Douglas submitted a letter of no impact (Resolution 12-54 approving the proposed North 4<sup>th</sup> Pauli Subdivision for commercial development).

Mrs. Lovitt moved to table the motion to approve the North 4<sup>th</sup> Pauli Subdivision pending legal consultation later this afternoon. Seconded by Mr. Cash. Motion carried.

The regular meeting recessed at 12:00 p.m. and reconvened at 1:07 p.m.

Mrs. Lovitt moved to approve the minutes of November 1 and 2, 2005. Seconded by Mr. Cash. Motion carried.

Mrs. Lovitt moved to approve the Release of Indemnification between Converse County and Powder River Coal to store a County truck/snow plow and

sand at the coal mine's property on County Road 37. Seconded by Mr. Cash. Motion carried. Mr. Eathorne stated he had a concern about one portion of the document and would consult with the County Attorney.

Mrs. Lovitt moved to approve the Mutual Aid Agreement between Weston, Platte, Niobrara, Albany, Carbon, Campbell, Johnson and Converse counties for the purpose of emergency or disaster response. Seconded by Mr. Cash. Motion carried.

Mr. Cash moved too approve the permit application of Qwest to dig a pit in the county right-of-way on Flat Top Road for approximately 30 feet of copper as submitted. Seconded by Mrs. Lovitt. Motion carried.

Mr. Cash moved to approve the addendum (11/15/2005) for the Asphalt Pavement Design for Reconstruction of County Highway No. 37 (Antelope Coal Mine Road) at a cost of \$49,600, plus \$350 for each additional borehole drill over 30 (up to a maximum of 10) Seconded by Mrs. Lovitt. Motion carried.

Mr. Cash moved to approve the North 4<sup>th</sup> Pauli Subdivision as submitted. Seconded by Mrs. Lovitt. Motion carried.

The Commission will send a letter to Mr. Bob Sprentall, USFS District Ranger, in regards to the County's concerns regarding the firefighters who have no way to identify the boundary for USFS lands and may unintentionally violate this provision (*FIRE 1. Prohibit use of heavy ground-disturbing equipment for fire suppression unless authorized by the district ranger*) in the process of trying to stop a wildfire. Any heavy equipment involved in firefighting operations would normally be owned by the County, but occasionally contractors are used.

The regular meeting adjourned at 2:27 p.m. /s/ Frank G. Eathorne, Jr., Chair. Attest: Lucile K. Taylor, Converse County Clerk.

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