

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, May 1, 2007  
Jeffrey Center  
Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners commenced Tuesday, May 1, 2007 at the Jeffrey Center in Rawlins, Wyoming. Attending the meeting were Chairman Artlin Zeiger; Commissioners Terry Weickum and Jerry Paxton; County Clerk Gwynn Rothenberger, County Attorney Cindy DeLancey, and Deputy Clerk Kathy Turner.

Chairman Zeiger called the meeting to order at 9:10 a.m.

**VOUCHERS**

The following vouchers were presented and approved for payment:

ABBOTT, CHARLENE	SUPPLIES	41.95
ADCO	SUPPLIES	76.83
ALCO	SUPPLIES	49.99
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES/MATS	194.81
AMERIGAS	PROPANE	2,748.82
ANDERSON HIGHWAY SIGNS	STROBE LIGHTS	557.57
ARLINGTON OUTPOST	FUEL	124.65
ASPCA	SUPPLIES	35.95
ATCO INTERNATIONAL	TRUCK PARTS	366.00
AUDIO VISUAL INNOVATIONS	SUPPLIES	95.00
AV-TECH ELECTRONICS	LIGHT BAR	1,050.30
BARTLETT, SUE RN	TRAVEL	301.27
BEST WESTERN PLAZA HOTEL	TRAINING & EDUCATION	280.00
BG & J SANITATION	GARBAGE SERVICES	15.00
BOB BARKER COMPANY	SUPPLIES	980.64
BROWN'S TOWING & RECOVERY	TOW	75.00
BROWN, ESTELLA	TRAVEL	5.52
BUILD RITE LUMBER SUPPLY	SUPPLIES	15.15
BUSEY, SHARALEE	TRAVEL	53.36
CARBON COUNTY CHILD DEVELOPMENT CTR	PARENTING CLASSES	202.15
CARBON COUNTY COOPERATIVE EXTENSION	TRAVEL	68.47
CARBON POWER & LIGHT INC.	ELECTRICITY	196.57
CARVER, JOHN D., MD	EXAM FEES	1,055.00
CBM FOOD SERVICE	JAIL MEALS/SUPPLIES	6,604.19
CCI USER GROUP	DUES	150.00
CENTURYTEL	TELEPHONE	138.48
CESKO, DAVID MD	MEDICAL SERVICES	875.00
COMPLETE WIRELESS TECHNOLOGIES	RADIO REPAIRS	1,314.42
COMPUTER SOFTWARE ASSOCIATES	COMPUTER	300.00
CORPORATE EXPRESS	SUPPLIES	778.47
CYR, NANCY	TRAVEL	258.59
DAILY TIMES	ADVERTISING	1,935.00
DEHERRERA & BACH LAW CENTER	LEGAL SERVICES	2,784.40
EAGLE PLUMBING & CONSTRUCTION, LLC	PLUMBING REPAIRS	1,252.89
EAGLE UNIFORM SUPPLY	MATS	99.92
ENGSTROM, JAMES D. DDS	DENTAL SERVICES	120.00
FARMER BROTHERS COFFEE	SUPPLIES	211.96
FARSTER, PAMELA R.	TRAVEL/QUARTERLY REPORTS	871.19
FRANCIS, SARAH	SUPPLIES	6.11
FREMONT MOTORS-RAWLINS	VEHICLE PARTS	385.30
GAINES, SADIE	SUPPLIES	25.61
GALLS INCORPORATED	SUPPLIES/LIGHT BAR	1,628.91
GASES PLUS	SUPPLIES	507.48
GILMORE, STEVE	SPEAKER FEES	1,038.16
GLAXOSMITHKLINE FINANCIAL, INC.	VACCINE	623.70

GOLDEN, MARY	TRAVEL	116.01
GOSVENOR, MAXINE	TRAVEL	86.48
GRAINGER	PARTS	656.88
GUIO, SUSAN, MSW	FACILITATOR FEES	240.00
HASCO INDUSTRIAL SUPPLY	PARTS	527.38
HAYS, STEPHEN DDS	DENTAL SERVICES	106.00
HEIMAN FIRE DEPARTMENT	TOOLS/PARTS/SUPPLIES	2,268.62
HETTGAR, BRIDGET M RN	TRAVEL	132.30
HIGH PLAINS POWER	ELECTRICITY	321.73
HIGH PLAINS VISION CENTER	VISION SERVICES	200.00
HILLCREST SPRING WATER, INC.	SUPPLIES	52.81
HOFFMAN, HOLLICE	SUPPLIES	23.61
HYLAND ENTERPRISES	SUPPLIES/PARTS	1,093.20
INTERMOUNTAIN APPLIANCES	PARTS	37.94
J H KASPAR OIL COMPANY	FUEL	3,447.23
JACK, WILLIAM A.	TRAINING INSTRUCTOR FEES	140.00
JACKALOPE PRINTING	SUPPLIES	381.57
JERRY'S DONUTS	SUPPLIES	31.96
JUVE, JANE H	LEGAL SERVICES	4,332.42
KILBURN TIRE COMPANY	TIRES/REPAIRS/MTCE/REPAIRS	1,124.96
KLINE, LOU	TRAVEL	292.94
KN ENERGY INC	GAS SERVICE	19,115.49
KNAPP SUPPLY & EQUIPMENT CO	SUPPLIES	70.73
KROGER - KING SOOPERS	SUPPLIES	48.40
L & L ELECTRIC	ELECTRICAL REPAIRS	186.10
L N CURTIS & SONS	SUPPLIES	353.31
LARSEN, KAREN	TRAVEL	518.10
LONG BUILDING TECHNOLOGIES, INC.	REPAIRS/INSPECTION	16,554.52
LOVE AND LOGIC INSTITUTE, INC.	SUPPLIES	220.00
M.D. PRODUCTS, INC.	PARTS	6,798.53
MARCH OF DIMES	SUPPLIES	89.37
MAS MODERNMARKETING	SUPPLIES	558.57
MEMORIAL HOSPITAL	MEDICAL SERVICES	983.00
MUDDY GAP TRAILER PARK	WATER SERVICE	90.00
NATIONAL FLOOD INSURANCE	INSURANCE	1,010.00
OVERHEAD DOOR CO. OF RIVERTON/LANDER	REPAIRS/INSPECTION	159.37
P & P WEBER CONSTRUCTION LLC	DOOR INSTALLATION	660.00
PERKINS OIL CO	FUEL	4,775.76
PHILLIPS 66-CONOCO-76	FUEL	187.13
PICKETT, THOMAS Y	VALUATION CONTRACT	14,100.00
PITNEY BOWES INC	SUPPLIES	37.77
PLAINSMAN PRINTING & SUPPLY	SUPPLIES	673.21
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	290.00
PRO-CHEM INDUSTRIAL, LLC	SUPPLIES	238.42
PROJECT PREVENTION	PAYROLL	2,928.00
PUBLIC HEALTH FOUNDATION	SUPPLIES	207.00
PUBLIC SAFETY WAREHOUSE	UNIFORM	44.95
QUILL CORPORATION	SUPPLIES	83.05
QWEST	TELEPHONE SERVICE	166.71
RAWLINS AUTOMOTIVE	PARTS	4,654.95
RAWLINS FIRE EXTINGUISHER	ANNUAL INSPECTION/SUPPLIES	280.50
RAWLINS NATIONAL BANK	SUPPLIES	117.00
RAWLINS URGENT CARE	MEDICAL SERVICES	98.00
ROBERT JACK SMITH & ASSOCIATES	PAPER/PRINTS	135.45
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICE	3,939.10
ROWAN, KRISTY	TRAVEL	432.37
RYAN ELECTRONICS INC	RADIO INSTALLATION	107.00
SARATOGA AUTO GLASS & WINDOW TINTING	WINDSHIELD REPAIR	59.95
SARATOGA AUTO PARTS, INC.	PARTS	304.13
SHIVELY HARDWARE	SUPPLIES	222.80
SNAP-ON TOOLS	TOOLS	29.90
STAR AWARDS & SIGNS	SUPPLIES	9.60
STATE OF WYOMING	ACCESS TO MAINFRAME	5.85
STELLAR RESEARCH CORP	COMPUTER WORK	96.75

T'S KEYS	LOCK/KEYS	138.00
TASER INTERNATIONAL	SUPPLIES	1,296.60
TAYLOR AUTO REPAIR	VEHICLE REPAIRS	475.54
TERMINIX	MONTHLY SERVICE	75.00
THREE FORKS MUDDY GAP SERVICE	FUEL	55.41
TRADING POST	FUEL	14.22
TRIBCSP.COM	E-MAIL ACCOUNTS	2.00
TRUE VALUE OF RAWLINS	SUPPLIES	758.46
U S POSTMASTER	BOX RENT	40.00
UNION TELEPHONE COMPANY	CELL PHONES	719.26
USI	SUPPLIES	168.94
VAN'S WHOLESALE	SUPPLIES	509.51
VERIZON WIRELESS	CELL PHONES	316.45
WAGON CIRCLE ORTHOPEDIC CLINIC	MEDICAL SERVICES	37.50
WEST PAYMENT CENTER	INFORMATION SERVICES	722.51
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	738.00
WY COUNTY COMMISSIONERS ASSOCIATION	SUPPLIES	20.00
WY MACHINERY COMPANY	PARTS	162.24
WY STATE BAR	ADVERTISING	53.00
WY STATE FORESTRY	PREMIUM-FIRE DISASTER POLICY	25,970.48
WY STATIONERY	SUPPLIES	819.70
WY STEEL & RECYCLING IRON & METALS, INC.	SUPPLIES	292.98
XEROX CORPORATION	BASE CHARGES	1,448.65
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICE	39.37
YOUNG, CHARLES MD	MEDICAL SERVICES	150.00
ZAMORA, PAUL	FUEL	144.46
ZEE	SUPPLIES	205.75
	GRAND TOTAL	163,128.69

## **CLERK**

### **Minutes**

Commissioner Weickum moved to approve the April 17 and 18, 2007 Minutes of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

### **Board Resignation**

Clerk Rothenberger presented a letter from Joan Page resigning her position on the Museum Board. Clerk Rothenberger stated her office will advertise for new applicants to fill this unexpired term.

### **Review of Contracts Memorandum**

Clerk Rothenberger presented a memorandum to Elected Officials and Department Heads explaining the process of legal review of contracts before being submitted to the Board. The Board approved the memorandum as written.

### **Chili Cook-Off Taste Judges**

Clerk Rothenberger presented a letter from the Carbon County Fair Association inviting the Commissioners to be taste judges for the chili cook-off during the Carbon County Fair. The members requested the Clerk's Office contact the Fair Association and notify them that they will participate.

### **Bonds**

Commissioner Weickum moved to approve a \$50,000.00 bond for Susan Wallace, Treasurer for the Town of Saratoga; a \$5,000.00 bond for Linda Fleming, President/Trustee for the Little Snake River Health Care District; a \$5,000.00 bond for John Mixon, Vice President/Trustee for the Little Snake River Health Care District; a \$5,000.00 bond for Robert Stocks, Trustee for the Little Snake River Health Care District; a \$5,000.00 bond for Charlotte Corson,

Secretary/Treasurer for the Little Snake River Health Care District; a \$5,000.00 bond for Ron Ivensen, Treasurer for the Little Snake River Health Care District; and a \$25,000.00 bond for Janice Ward, Treasurer/Clerk for the Town of Dixon. Commissioner Paxton seconded and the motion carried unanimously.

### **Fire Truck Donation**

Clerk Rothenberger explained that at a previous meeting, Fire Warden, Dwight France, agreed to donate a 1979 International water tank truck to the Bairoil Volunteer Fire Department. The Board had asked that a letter be requested from that service stating they would like the water truck to be donated.

Clerk Rothenberger presented a letter from Mike Schanck, Bairoil Fire Department Chief, advising they would like the vehicle donated to them. Chief Schanck's letter stated they would be responsible for licensing and any maintenance of the truck. Clerk Rothenberger advised Larry Trapp from the Carbon County Fire Department would be attending the meeting later today to discuss this.

### **Noyes Clinic Roof**

Clerk Rothenberger advised she spoke to Ron Taylor regarding the roof repair for the Noyes Clinic. She advised Mr. Taylor has not been able to find anyone in Carbon County or Wyoming who will repair it. She stated Mr. Taylor would like approval to search for a contractor outside of Wyoming for the roof repair or approval to hire an architect to design a new roof.

The Board approved Mr. Taylor to broaden his search and find anyone willing to repair the current roof.

### **Job Descriptions**

Clerk Rothenberger presented job descriptions for IT Support Specialist/Technology Coordinator and Building Manager/Code Enforcement Officer for review and approval and stated she would like to advertise for these positions soon. The Board approved both job descriptions. A discussion followed regarding the interviewing process and the Board agreed to discuss this at a later date.

### **County Policies**

Attorney DeLancey asked for formal approval to hire Attorney Cathy MacPherson to rewrite the county's personnel policies. The Board approved this request and authorized Clerk Rothenberger to budget the appropriate fees.

## **ELECTED OFFICIALS/DEPARTMENT HEADS**

### **Coroner**

County Coroner Paul Zamora provided an update and advised he has had 23 cases this year and provided a breakdown on the cases. Coroner Zamora advised his deputy is Mark White. He advised his truck is not running properly and will be repaired immediately.

Commissioner Weickum asked Coroner Zamora if the ambulance is usable as a backup vehicle, and Coroner Zamora stated he was working on getting it ready. Commissioner Weickum informed Coroner Zamora that it was his responsibility to maintain the county vehicles and if he needs additional funds to do this he needs to make those requests as necessary.

Coroner Zamora stated he is concerned that he does not have a four-wheel drive truck and discussed the importance of his duties and equipment necessary to perform his job. Clerk Rothenberger advised that Coroner Zamora has included a four-wheel drive truck in his budget request for the next fiscal year and that the Board could consider the request during his normal budget presentation in June. Chairman Zeiger advised the Board would consider the purchase during budget procedures.

### **County Fire Department**

Larry Trapp advised he has received three bids for the 1974 International mini attack fire truck

located at Muddy Gap but that two were late. The only timely bid and the highest bid is \$1,000.00. Mr. Trapp did not have the name of this bidder but stated he will return with the information later today.

Mr. Trapp advised County Fire has a 1970's Suburban located in Baggs that the motor is out on, and two fire trucks, a 1957 and an early 1950's, located at George's Ranch in Shirley Basin. He requested and received authorization to haul all vehicles to Rawlins to sell as is. Clerk Rothenberger asked Mr. Trapp to provide her with the vehicle identification numbers for the suburban and fire trucks so she could locate the titles.

Commissioner Weickum moved to donate a 1979 International water tender, VIN AA182JHA28179, to the Bairoil Volunteer Fire Department. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Trapp advised Dwight France would like to purchase the old 1993 hazardous material ambulance unit from the Town of Hanna in the amount of \$7,075.00. The Board advised Mr. Trapp to wait until it receives more information on the situation in the Town of Hanna.

Mr. Trapp advised that his current budget included construction of a vehicle storage garage but due to unforeseen circumstances this project has been stalled. He believes he can now move forward and requested authorization to prepare specifications for bids adding that he would be ready to advertise for bids in mid June.

### **Assessor/Treasurer**

County Assessor Sheryl Snyder discussed valuations of local oil companies. Assessor Snyder advised the figures are down between 3% to 37% with only one company's value up from last year. County Treasurer Cindy Baldwin and Assessor Snyder discussed the county's valuation. Assessor Snyder advised they have until May 1, 2007 to file their estimated figures so she will be able to better estimate a valuation then.

Treasurer Baldwin discussed the estimated severance tax in the CREG Report and advised Carbon County will only be getting approximately \$88,000.00 and she did not think there would be any carryover.

### **Civil Process Service Fee**

Sheriff Colson advised the current fee for civil process service fee is \$20.00 and Wyoming statutes allow a charge up to \$35.00 per paper service. He discussed the benefit to the county if the fee was increased.

Commissioner Weickum moved to increase the fee for civil process service to \$35.00 per paper service effective July 1, 2007. Commissioner Paxton seconded and the motion carried unanimously.

### **Road & Bridge**

Bill Nation presented the Road & Bridge Report dated May 1, 2007. He reported the annual mag chloride efforts started this week in the Baggs, Dixon, Savery area and will complete the remaining areas in Rawlins, Saratoga and Encampment next week. He advised there is some gravel that makes the roads slick with mag chloride and is addressing this issue.

Mr. Nation advised Road & Bridge will continue to repair or replace washed out culverts and roads due to the extremely fast run off the last couple of weeks. He stated in many areas the county roads are now starting to dry out so that they can blade them for the first time this spring. He further stated the Dad/Wamsutter road is approximately 50% complete with mag chloride. Mr. Nation encouraged the Board to call him and he will take them on a trip to look at the Dad/Wamsutter road.

Mr. Nation advised he is housing two fire fighting vehicles in the Hanna Road & Bridge Shop and he has authorized the County Fire Department to have a key to the building.

### **RECESS**

Chairman Zeiger called a recess at 10:27 a.m. and reconvened at 10:45: a.m.

**EXECUTIVE SESSION**

Commissioner Weickum moved to go into executive session with Clerk Rothenberger, Helen Winningham, Sabrina Trevathan, Fred Harrison, and Attorney DeLancey at 10:45 a.m. for personnel issues. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Weickum moved to come out of executive session at 10:47 a.m. Commissioner Paxton seconded and the motion carried unanimously.

Chairman Zeiger stated that no action outside of the statutory allowance was taken during the executive session

Commissioner Weickum moved to accept the recommendation of the Hearing Examiner to dismiss the petition in reference to the Board of Carbon County Commissioners Docket #2007-01. Commissioner Paxton seconded and the motion carried unanimously.

**COUNTY FIRE DEPARTMENT**

Commissioner Weickum moved to accept a \$1,000.00 bid from Hugh Garver to purchase a 1974 International mini attack fire truck, VIN 4H2A0DHB65647, previously located at Muddy Gap. Commissioner Paxton seconded and the motion carried unanimously.

**RECESS**

Chairman Zeiger recessed for lunch at 10:56 a.m. and reconvened at 1:31 p.m.

**BAGGS CULVERT / BRIDGE**

John Boyer of Baggs presented information regarding a bridge that was removed on a county road on his property. He stated there are three tubes that go under the road where the bridge formerly crossed. Whenever the water gets high, the culverts back up approximately 300 yards creating sedimentation areas and also overflow onto the road. According to Mr. Boyer, the County Road & Bridge Department leaves a backhoe on site during these runoff periods to remove debris that may clog the culverts. Mr. Boyer does not feel the proper calculations were initially performed to account for water flow. He added that he can no longer get his personal backhoe near his canal as the sediment is too deep. He states there is a maintenance problem that needs to be addressed.

Mr. Boyer feels that the culverts are between 1 and 3 feet too high. He recommends that an engineer be hired to assist with the culverts being removed, the channel be leveled and the culverts be reinstalled at a lower elevation than they currently are. There was discussion of installing larger culverts. The Board will take Mr. Boyer's requests under consideration.

**RECESS**

Chairman Zeiger called a recess at 1:48 p.m. and reconvened at 1:54 p.m.

## **PLANNING AND ZONING**

### **Public Hearing Case File #07-02**

Chairman Zeiger opened a public hearing at 1:55 p.m. to hear Planning & Zoning Case File #07-02.

Lou Kline, Will Speer, and Kristy Rowan presented the following Case File:

**Case #07-02 – The Ten Mile Inn, Charles Kenneth “Ken” & Kimberly Kay Thyne:** Request for a Variance in a C-2 Zone on approximately 2.6 acres. The request is to vary the sign requirements (regarding height, clearance, length, etc.) in a C-2 Zone. The C-2 Zone allows highway oriented business development at appropriate locations in the county and to apply to areas where more complete commercial facilities are necessary for community convenience. The subject property is located off Snowy Range Road HWY 130 east at Ten Mile, described as a tract of land located in the SE1/4 of the NE1/4 of Sec. 18, T16N, R81W, Carbon County, Wyoming.

Mr. Kline advised the planning staff recommends approval.

There being no public comments, Chairman Zeiger closed the hearing at 2:03 p.m.

Commission Paxton moved to approve Planning & Zoning Case File #07-02, The Ten Mile Inn, Charles Kenneth “Ken” & Kimberly Kay Thyne’s request for a Variance in a C-2 Zone on approximately 2.6 acres. The request is to vary the sign requirements (regarding height, clearance, length, etc.) in a C-2 Zone. Commissioner Weickum seconded, and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2007-15, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission, regarding Planning & Zoning Case File #07-02. Commissioner Paxton seconded and the motion carried unanimously.

### **Resolution No. 2007 - 15**

#### **A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission**

**WHEREAS**, pursuant to Wyo. Stat.§18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on April 3, 2007, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at said public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said hearing; and

**WHEREAS**, at the conclusion of said public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Commissioners, pursuant to Wyo. Stat.§18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on May 1, 2007; and

**WHEREAS**, at said public hearing, the Carbon County Commissioners provided the opportunity for the public to comment and for the Carbon County Commissioners to consider any comments which were made on the proposed amendments; and

**WHEREAS**, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1998; and

**WHEREAS**, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003.

**(1) Case File #07-02 – The Ten Mile Inn (Charles Kenneth “Ken” and Kimberly Kay Thyne):** Request for a Variance in a C-2 Zone on approximately 2.6 acres. The request is

to vary the sign requirements (regarding height, clearance, length, etc.) in a C-2 Zone. The C-2 Zone allows highway oriented business development at appropriate locations in the County and to apply to areas where more complete commercial facilities are necessary for community convenience. The subject property is located Snowy Range Road HWY 130 east at Ten Mile.

**Legal Description:** A tract of land located in the SE1/4 of the NE1/4 of Sec. 18, T16N, R81W, Carbon County, Wyoming, more particularly described as follows:

Beginning at a point on the Northeasterly right of way line of Highway 130 which bears N89°17'W, 667.34 ft., thence N39°45'W, 40.02 ft. from the E1/4 corner of said Sec. 18; Thence at right angles to the said Northerly right of way of said Highway 130, N50°15'E, 92.1 ft. to the Southwesterly line of a log residence; Thence S39°45'E, 12.2 ft. to the corner of said residence; Thence N49°22'E, 38.8 ft. to the corner of said residence; Thence N39°45'W, 11.6 ft. to a point; Thence N50°15'E, 25.1 ft. to a point; Thence N39°45'W, 95.0 ft., parallel to Highway 130, to a point; Thence S50°15'W, 156.0 ft. at right angles to Highway 130, to a point on the Northeasterly right of way of said Highway 130; Thence S39°45'E, 95.0 ft. along the Northeasterly right of way of said Highway 130 to the point of beginning.

Pursuant to the recommendations of the Carbon County Planning and Zoning Commission:

Density on the subject property is none (Variance Request for business signage).

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

1. That the Carbon County Board of Commissioners, hereby adopt these amendment(s) as certified to them in writing by the Carbon County Planning and Zoning Commission.

**PRESENTED, READ, AND ADOPTED** at a regular scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 1st day of May, 2007.

**BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING**

By: -s- Artlin "Art" Zeiger, Chairman  
-s- Jerry D. Paxton  
-s- Terry Weickum

Attest:

-s- Gwynn C. Rothenberger, Carbon County Clerk

**Case File No. 06-19**

Lou Kline, Will Speer and Kristy Rowan presented the following Case File:

**Case File No. 06-19 – David G. Vranian & Robert B. Vranian:** Mr. Kline presented the Certification of Recommended Action for approval of a petition to amend Carbon County Zoning Resolution and Record to rezone a parcel of land from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-35.12 and RRA-15.00). Lot 1 will contain approximately 35.12 acres and Lot 2 will contain approximately 15.00 acres encompassing a total of approximately 50.12 acres. The 50.12 acres is located in the Vranian Record of Survey – Minor Subdivision (See Case #07-03). The RRA Zone allows residential and agricultural activities. The subject property is located approximately 15 miles southeast of Encampment off HWY 230 and Skyline Road.

Commissioner Paxton moved to schedule a public hearing for July 3, 2007 at 2:00 p.m. at the Jeffrey Center in Rawlins, Wyoming to hear Case File No. 06-19, David G. Vranian & Robert B. Vranian. Commissioner Weickum seconded and the motion carried unanimously.

**Case File No. 07-03**

Lou Kline, Will Speer and Kristy Rowan presented the following Case File:

**Case File No. 07-03 – David G. Vranian & Robert B. Vranian:** Mr. Kline presented the Certification of Recommended Action for approval of a request for a Minor Subdivision in a RAM Zone on approximately 50.12 acres. A minor subdivision permit provides for an adequate public record of the division, in a less complicated process than a major subdivision. This process shall not be applicable to lots or parcels in platted subdivisions of record. The applicant is applying for a zone change (See Case #06-19) to comply with the Carbon County Zoning Resolution of 2003 Amended 01-06-2004. The applicant is requesting a zone change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-35.12 and RRA-15.00) encompassing a total of approximately 50.12 acres. Lot 1 will contain approximately 35.12 acres and Lot 2 will contain approximately 15.00 acres encompassing a total of approximately 50.12 acres. The RRA Zone allows residential and agricultural activities. The



subject property is located approximately 15 miles southeast of Encampment off HWY 230 and Skyline Road.

Commissioner Paxton moved to schedule a public hearing for July 3, 2007 at 2:00 p.m. at the Jeffrey Center in Rawlins, Wyoming to hear Case File No. 07-03, David G. Vranian & Robert B. Vranian. Commissioner Weickum seconded and the motion carried unanimously.

### **Zoning Regulations and Land Use Plan**

Mr. Speer advised the Planning Commission has hired Attorney James Bell to assist them on the issue of revising the zoning regulations prior to revising the Land Use Plan. Mr. Speer advised they should have the final review of Land Use Plan from the hired consultants by May 3, 2007 and will forward it to the Board by May 15, 2007 meeting. The Board agreed to review and discuss the document on May 15, 2007 at 2:00 p.m.

### **RELOCATION OF DEPUTY SHERIFF**

Marvin Cronberg, Don Mayfield, Jerry Cook, Harold Mayfield, John Heward, and Carol Cook, citizens from Medicine Bow, discussed concerns that there is no longer a deputy sheriff residing in Medicine Bow. Mr. Cronberg advised he has talked with Sheriff Colson and was advised the deputies are allowed to live where they choose as long as it is in the general area. The group is asking for the Board's help to require a deputy sheriff to live in Medicine Bow. They feel that the presence of law enforcement deters crime.

Sheriff Colson advised two deputies retired last year that worked the Medicine Bow area. He further advised deputies are allowed to choose where they want to live within a general area and he will not require them to live in a specific town. The Board and Sheriff Colson stated the Medicine Bow citizens could talk to the deputy about living in Medicine Bow.

### **DIXON AIRPORT**

Jim Sirhall, Nick Testitore and Brian Wright from Airport Development Group (ADG) discussed the Dixon Airport project. Mr. Testitore distributed and discussed Summary of Project Costs and Funding. He advised the only new cost from last year is \$120,759.00 to install runway/taxiway lighting. Clerk Rothenberger advised County Attorney Cindy DeLancey was reviewing this contract.

Mr. Testitore advised they will start on the runway May 20, 2007 and be completed by the end of June or first of July 2007. He advised the total out of pocket for Carbon County this year is \$71,288.00 and stated this figure could be lower as he believes this project will be under budget. Mr. Testitore advised Carbon County has paid \$28,989.00 for the runway.

Mr. Sirhall advised the transfer of all lands is completed except Mr. Pratt who has not transferred his land yet. He advised that he will meet with Mr. Pratt to discuss the funds that currently need reimbursed to the county. He also agreed to contact the state regarding the county's reimbursements to determine if the checks can be made payable to the county rather than the Dixon Airport Board.

Clerk Rothenberger requested and received authorization to sign the Requests for Reimbursement for the state and federal funds as they come in. She added that she will present the requests to the Board after they are signed.

Mr. Sirhall distributed the Dixon Airport Summary of Project Costs & Funding Land Acquisition. Attorney DeLancey agreed to work with Mr. Pratt's attorney, Mr. Thornberry, on the transfer of Mr. Pratt's land to the county. Mr. Sirhall advised the land has been appraised, however, improvements have been made and suggested it be reappraised. Mr. Sirhall advised they have asked Mr. Pratt to pay for the appraisal but have received no response to date.

Mr. Sirhall advised he drafted a Lease Agreement between the Little Snake River Valley Airport Board (Lessor) and Three Forks Aviation, Inc. (Lessee) for the purpose of allowing the lessee to occupy property and construct a hangar and other facilities necessary to engage in commercial aeronautical activities as a fixed base operation. The lease states that the acres of land and large sum of money donated to the airport project would suffice for the rent for the term of the thirty-year lease. There was discussion of the rent and Chairman Zeiger advised he would like the lease changed to read the county would be paid fees after five years.

Clerk Rothenberger and Attorney DeLancey stated the Modern Electric contract to install runway/taxiway lighting will be presented to the Board at the May 15, 2007 meeting.

Mr. Testitore advised the paving at the airport will begin the first full week in June 2007 with the contractor, Connell Resources.

### **RECESS**

Chairman Zeiger called a recess at 3:25 p.m. and reconvened at 3:45 p.m.

### **IDENTITY THEFT**

Michael Wright discussed identity theft and advised he can provide a policy and training for employees at no cost to the county. He advised the cost per employee is \$12.95 payroll deduction which would include monitoring of their credit, and assistance if someone steals their identity. He advised Wyoming state employees are offered this program and employees of the state in Colorado.

Clerk Rothenberger asked if rather than a payroll deduction, the participants could pay individually. Mr. Wright advised he prefers a payroll deduction but that it is not mandatory. Chairman Zeiger advised Mr. Wright to contact the Clerk's Office in July to further discuss the program.

### **HANNA FIRE DEPARTMENT AND HANNA EMS**

#### **Town of Hanna / Hanna Fire Department**

Rick Kinder, Leonard Gonzales and Linda Wagner from Hanna distributed documents to the Board and discussed the Fire Department and Emergency Medical Services (EMS) in Hanna.

Mr. Kinder stated that the Hanna EMS has been using a Town owned building with no lease agreement in place. The Town proposed an agreement at a rate of \$300.00 per month plus one half of the utilities monthly. Apparently Hanna EMS offered to pay \$10.00 per year rather than the \$300.00 per month and the Town declined this request. To date, there is no lease in place and the EMS has now removed their equipment from the building. Mr. Kinder advised he has talked with AMR ambulance in Cheyenne, a privately owned EMS service, but is waiting to hear back from them whether or not they can provide an ambulance service in Hanna.

Mr. Kinder advised no agreement has been made with AMR for a 24 hours a day, 7 days a week ambulance service but that there would be no cost to the town for the service. Commissioner Weickum asked what their area of coverage would be and Mr. Kinder advised it would be the same as the current area that Hanna EMS services.

Mr. Kinder advised he is taking applications for the volunteer fire department from the citizens of the Town of Hanna and will reorganize the fire department including any current firefighters that want to remain at the department.

Chairman Zeiger asked what Mr. Kinder's plans were after May 18, 2007, the date that the Hanna EMS will officially stop operations. He advised AMR would bring an ambulance and a crew in to provide service until a decision is made. Mr. Kinder advised that if the private ambulance backs out and the town provides an ambulance service, he might be asking the county for assistance.

#### **Hanna EMS**

Tim Gregory of Hanna EMS advised in 1993 they approached the town council of getting an ambulance and lease agreement. He agreed there should be a lease agreement and had an attorney draw up a lease agreement, which was submitted as a proposal. He advised there have been no negotiations between the Hanna EMS and the Town of Hanna but he feels it has been more of a dictatorship.

Mr. Gregory advised that Hanna EMS is officially dissolving on May 18, 2007. Hanna EMS feels that the Hanna Free Press has continually bashed their organization and members and they have lost members because of the bashing. He advised as of Wednesday last week, they were

advised no one was allowed in or out of the fire department building so they have since removed all their belongings from the building and plan to sell them after their dissolution. Brian Hightree of the Carbon County Volunteer Fire Department advised the county's equipment has been moved to the Hanna Road & Bridge shop for the time being.

Patsy Carter of Memorial Hospital of Carbon County (MHCC) advised that if AMR were to operate in Hanna, they must have a sponsor hospital, a medical director sponsor, and they must provide service 24 hours a day, 7 days a week. She advised that AMR has already contacted MHCC about being their sponsor but she is unsure if MHCC can sponsor them as the state must approve that request. Ms. Carter advised if they add another service, it is a possibility that the insurance company may not allow Dr. Abels to be the medical director. She added that if there is no ambulance service located in Hanna, MHCC would respond to calls in their area. The Board asked the Town of Hanna to keep them posted on this situation.

### **CARBON BUILDING**

Bill Nation advised he met with Jake Lonn of the Department of Transportation and they have come up with a plan to install a Type A French drain around the Carbon Building. The county must build the French drain and the state will stub their drain to the point and meet the county's drain during the upcoming street project.

### **ADJOURNMENT**

There being no further business, Chairman Zeiger adjourned the meeting at 5:28 p.m.

-s- Gwynn G. Rothenberger, Carbon County Clerk

Approved this 15th day of May, 2007.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman