

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, August 7, 2012
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, August 7, 2012 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Vice Chairman Jerry Paxton; Commissioner Leo Chapman; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett.

Chairman Weickum called the meeting to order at 9:04 a.m.

AGENDA AMENDMENT

Commissioner Chapman moved to amend the agenda to add a Crisis Center update at 2:30 p.m. Commissioner Paxton seconded and the motion carried unanimously.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$284,879.11. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve payment to Cedar Street Sinclair in the amount of \$75.00. Commissioner Paxton seconded and the motion carried with Commissioners Chapman and Paxton voting for the motion and Chairman Weickum abstained noting his brother owns this business.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$296.78
BANK OF COMMERCE (ACH)	ACH PAYROLL FEES	\$180.00
BEST WESTERN COTTONTREE	MOTEL CHARGES	\$77.00
BI-RITE PHARMACY	PRESCRIPTIONS	\$5,735.43
BI-RITE SPORTING GOODS	SUPPLIES	\$109.93
BRAUN, LORNA	MILEAGE	\$6.00
BRESNAN COMMUNICATIONS	CABLE/INTERNET SERVICES/FIBER LINE	\$2,647.17
BUCHANAN, KAREN	MILEAGE	\$36.00
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$4,039.23
CARBON COUNTY FAIR ASSOCIATION	FAIR BOOTH	\$25.00
CARBON COUNTY SENIOR SERVICES	1ST QTR MATCHING/JULY HEALTH SUBSIDY	\$72,988.33
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$961.16
CARBON COUNTY VETERINARY HOSPITAL	VETERINARY SERVICES	\$155.00
CBM FOOD SERVICE	JAIL MEALS	\$8,505.62
CEDAR STREET SINCLAIR	TIRE REPAIR	\$75.00
CENTURY LINK	TELEPHONE SERVICES	\$123.55
CENTURYLINK	TELEPHONE SERVICES	\$377.52

CENTURYLINK-PHOENIX	TELEPHONE SERVICES	\$451.64
CHAPMAN, LEO	MILEAGE	\$76.00
CHEAPER THAN DIRT	AMMUNITION	\$1,169.11
CNA SURETY	BONDS	\$200.00
COUNTRY STORE	FUEL	\$70.00
COVE	1ST QTR SEVERANCE TAX PAYMENT	\$5,000.00
CRUZ, PAUL	LAWN CARE	\$700.00
DAILY TIMES	SUBSCRIPTION RENEWAL	\$973.31
DIXON, TOWN OF	WATER SERVICES	\$284.60
DON'S AUTO & BODY SHOP	VEHICLE MAINTENANCE	\$1,000.00
DRUMMOND REFRIGERATION LLC	BUILDING MAINTENANCE	\$509.80
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$296.95
EASTMAN, PATRICK	MILEAGE	\$37.50
EICHENBERGER, MELISSA	MEALS/MILEAGE	\$221.42
ELECTION SYSTEMS & SOFTWARE, LLC	BALLOTS/DATABASE SETUP	\$3,628.54
ELK MOUNTAIN CONOCO	FUEL	\$416.20
ENTENMANN - ROVIN CO	SUPPLIES	\$262.73
ERICKSON & ROBERTS	LEGAL SERVICES	\$3,738.80
FASSETT, ROSALIE	MILEAGE	\$56.01
FASTENAL	SUPPLIES	\$21.46
FREMONT MOTORS - RAWLINS	SUPPLIES	\$4.66
FRUDE, CANDICE	MILEAGE	\$72.50
GALLS, AN ARAMARK COMPANY	SUPPLIES	\$44.45
GCR ELECTRONICS, LLC	SITE RENTALS	\$900.00
GOLDEN, MARY	MILEAGE	\$50.50
GRAINGER	SUPPLIES	\$225.44
GREATER WY BIG BROS/SISTERS	JULY CSBG	\$552.56
HAGOOD, VICKI	MILEAGE	\$9.60
HERRING, ROS	LAWN CARE	\$27.00
HERTER, JACQUES P. PHD	PSYCHOLOGICAL EVALUATION	\$550.00
HETTGAR, BRIDGET M RN	MEAL/MILEAGE/SUPPLIES	\$41.56
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$349.04
HILLCREST SPRING WATER, INC.	EQUIPMENT RENTAL	\$15.00
HILLTOP LUBE & AUTOMOTIVE	VEHICLE MAINTENANCE	\$54.00
IRON BAR HOLDINGS LLC	COMMUNICATIONS FACILITY ACCESS	\$2,272.40
IRON J TOWING	TOW CHARGES	\$65.00
J H KASPAR OIL COMPANY	FUEL	\$5,795.71
JACKALOPE PRINTING	SUPPLIES	\$244.85
JAMAR TECHNOLOGIES, INC.	SUPPLIES	\$241.43
KAISER, DON	LAWN CARE	\$160.00
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$34.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$2,846.13

KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$191.96
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$1,500.00
L & L ELECTRIC	ELECTRICAL REPAIRS	\$91.75
LEXBO LLC	OFFICE RENTAL	\$500.00
LITTLE RASCALS PRESCHOOL	1ST QTR SEVERANCE TAX PAYMENT	\$1,500.00
LITTLE SNAKE RIVER EVENTS CENTER	1ST QTR SEVERANCE TAX PAYMENT	\$2,500.00
LONG BUILDING TECHNOLOGIES, INC.	HVAC REPAIRS	\$2,964.00
MARTINEZ, JANICE	SUPPLIES	\$25.18
MATTHEW BENDER & CO, INC.	WY CRIME & TRAFFIC LAW/STATUTES	\$1,282.64
MEDICINE BOW, TOWN OF	WATER SERVICES	\$180.00
MERBACK AWARD COMPANY	SUPPLIES	\$86.70
MHL SYSTEMS	SUPPLIES	\$2,978.00
MOSS, BARBARA	MILEAGE	\$29.40
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$160.00
MY OFFICE ETC.	SUPPLIES	\$2,017.54
NATRONA COUNTY FIREWISE	FIREWISE STRUCTURE	\$762.50
NEVE'S UNIFORMS	SHERIFF UNIFORMS	\$243.79
OFFICE DEPOT	SUPPLIES	\$196.56
OPTIMUM	INTERNET SERVICES	\$74.90
O'REILLY AUTO PARTS	SUPPLIES	\$106.97
PAGE ONE	TELEPHONE SERVICES	\$254.52
PAGING & WIRELESS SERVICE CENTER	CHARGERS	\$231.00
PALMER, JENNIFER	MILEAGE	\$328.00
PAMIDA INC	SUPPLIES	\$200.02
PARK SUPPLY OF AMERICA, INC	SUPPLIES	\$249.64
PAXTON, JERRY	MILEAGE	\$893.00
PDR ENTERPRISES, INC.	FENCE REPAIR	\$2,600.00
PENGAD, INC.	SUPPLIES	\$89.31
PERKINS OIL CO	FUEL	\$7,192.36
PERUE PRINTING	FAIR OFFICE COPIER	\$628.02
PHILLIPS 66-CONOCO-76	FUEL	\$834.65
PLAINSMAN PRINTING & SUPPLY	SUPPLIES	\$693.44
PRAIRIE DOG ELECTRIC, LLC	ELECTRICAL REPAIRS	\$84.86
PROJECT REACH & EXCEL	1ST QTR SEVERANCE TAX PAYMENT	\$1,500.00
PYLE, CARROLL	SUPPLIES/MEAL REIMBURSEMENT	\$155.56
QT TECHNOLOGIES, LLC	GOLD SERVICE AGREEMENT	\$995.00
QUALITY LANDSCAPE & NURSERY, INC	SPRINKLER SYSTEM SERVICE	\$55.00
QUILL CORPORATION	SUPPLIES	\$1,198.77
RASMUSSEN FURNITURE	SUPPLIES	\$197.92
RAWLINS AUTOMOTIVE	PARTS	\$851.95
RAWLINS EASTSIDE CARWASH	WASH CARDS	\$21.60
RAWLINS, CITY OF	WATER SERVICES/ZONE AMENDMENT	\$1,494.30

RELIABLE	SUPPLIES	\$305.08
REMICK, JOE B	VARIOUS REIMBURSEMENTS	\$675.21
RESERVE ACCOUNT	POSTAGE	\$10,000.00
RICOH USA, INC	IT COPIERS	\$954.73
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$15,949.86
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE	\$743.19
RYAN ELECTRONICS INC	SERVICE CALL	\$344.27
SARATOGA AUTO PARTS, INC.	SUPPLIES	\$675.71
SARATOGA DO IT BEST	SUPPLIES	\$158.76
SARATOGA FEED & GRAIN	SUPPLIES	\$97.10
SARATOGA SUN	NEWSPAPER ADS	\$285.00
SHEEHAN TRUCKING	ROAD MAINTENANCE	\$950.00
SHELL FLEET PLUS	FUEL	\$89.67
SHEPARD'S	FUEL	\$650.65
SNAKE RIVER PRESS	NEWSPAPER ADS	\$507.00
SOURCE GAS	GAS SERVICES	\$2,695.74
STANLEY SECURITY SOLUTIONS	SUPPLIES	\$411.12
STAPLES ADVANTAGE	SUPPLIES	\$318.18
STATE OF WYOMING (A&I)	MAINFRAME ACCESS	\$16.34
SWISHER HYGIENE FRANCHISEE TRUST	SUPPLIES	\$178.26
T.W. ENTERPRISES, INC.	SUPPLIES	\$542.21
TERMINIX	PEST CONTROL	\$231.00
THOS. Y. PICKETT & CO., INC.	VALUATION CONTRACT INSTALLMENT	\$5,250.00
TRADING POST	FUEL	\$141.77
TRENT LAW OFFICE, LLC	PROFESSIONAL SERVICES	\$97.50
TREVATHAN, SABRINA RPR	TRANSCRIPTION SERVICES	\$1,301.20
TRIPLE XXX CONTRACTING, INC.	GARBAGE SERVICES	\$100.00
TRUE VALUE OF RAWLINS	SUPPLIES	\$1,401.40
U S POSTMASTER-HANNA	PO BOX RENT	\$36.00
UTILITY BILL SOLUTIONS GROUP	UTILITY SAVINGS	\$130.15
VALLEY FOOD & LIQUOR	SUPPLIES	\$209.55
VAN'S WHOLESALE LLC	SUPPLIES	\$724.45
VERIZON WIRELESS	TELEPHONE SERVICES	\$822.80
W A R M PROPERTY INSURANCE POOL	CRIME INSURANCE 2012-2013	\$626.00
WACO	REGISTRATIONS	\$885.00
WEE FOLKS PLACE	1ST QTR SEVERANCE PAYMENT	\$1,500.00
WELLS, JACQUELIN	MILEAGE	\$18.50
WEST PAYMENT CENTER	INFORMATION CHARGES	\$634.20
WILLE, WILLIAM R	BUILDING MAINTENANCE	\$100.00
WORLD WASH LLC	KITCHEN EXHAUST MAINTENANCE	\$2,025.00
WY COUNTY TREASURER'S ASSOCIATION	REGISTRATIONS	\$64.00
WY DEPT OF HEALTH	VACCINATIONS	\$40.00

WY LAW ENFORCEMENT ACADEMY	J BLACK SCHOOLING	\$284.00
WY MACHINERY COMPANY	PARTS	\$36,347.12
WY STATE FORESTRY	FY 2013 PREMIUM	\$26,299.51
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$975.45
YOCUM, LEO	MILEAGE	\$12.00
GRAND TOTAL		\$284,954.11

CLERK

Minutes

Commissioner Chapman moved to approve the minutes of the July 16, 2012 Budget Hearing of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve the minutes of the July 17, 2012 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Meetings

Clerk Bartlett reminded the BOCC of the Carbon County Council of Governments meeting next Wednesday to discuss the consensus funding and the next regular Commissioners meeting will be August 28 in Dixon at the Senior Center.

Monthly Receipts

Commissioner Chapman moved to approve the monthly statement of fees collected for July 2012 for the County Clerk in the amount of \$17,334.75 and Carbon County Attorney discovery billing of earnings for July 2012 in the amount of \$79.60. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve the Planning and Development Department receipts for the month of July 2012 in the amount of \$4,565.00 and fees collected from the Clerk of District Court for the month ending July 2012 in the amount of \$2,319.59. Commissioner Paxton seconded and the motion carried unanimously.

Bonds

Commissioner Chapman moved to approve the following bonds: Loren Simmitt, Board Member for Memorial Hospital of Carbon County in the amount of \$25,000.00; Mary L. Hohnholt, Treasurer for Carbon County School District #2 Recreation Board in the amount of \$10,000.00; and John C. Strand, Treasurer for the Carbon County Predator Management District in the amount of \$5,000.00. Commissioner Paxton seconded and the motion carried unanimously.

24-Hour Malt Beverage Permit

Clerk Bartlett reported she issued two 24-hour catering permits to the Whistle Pig Saloon for the Mud Rally for August 4 and Bull Fest for August 18-19, and issued a 24-hour malt beverage permit to the Saratoga Resort and Spa for the Platte River Rodeo at Buck Springs Arena for July 27 and 28.

Clerk Bartlett advised the Ryan Park Volunteers will be having their annual fund raising event at the Carbon County Fire Department at Ryan Park which is county owned property. She presented an agreement authorizing the Rendezvous Lodge, LLC be issued a 24-hour catering permit for August 25 to serve alcohol and malt beverages on the premises.

Commissioner Chapman moved to approve the Chairman's signature on an agreement authorizing Rendezvous Lodge, LLC be issued a 24-hour catering permit for August 25 at the Carbon County Fire Department at Ryan Park. Commissioner Paxton seconded and the motion carried unanimously.

Election Day Possible Office Closure

Clerk Bartlett advised that on Primary Election Day she will be short staffed. She stated that she plans on leaving her office open unless anything were to happen with another person in her office, then she may have to close her office for business except for land recordings. She advised she can do this per state statute and would notify the public if she closed her office. She stated this may be a possibility for the General Election in November as well and will report back to the BOCC if this is the case.

Secure Rural School (SRS) Funds

Clerk Bartlett advised it is time to elect the SRS forest reserve payments and asked if the BOCC would like to do the same percentages as last year. Commissioner Paxton advised the Resource Advisory Committee (RAC) is still in existence and discussed this. Chairman Weickum stated we should continue with the higher percentages and the BOCC agreed this money is being spent responsibly.

Commissioner Paxton moved to use the Secure Rural School funds in the following way; for the elective part 13% for the RAC and 7% for Title III projects. Commissioner Chapman seconded and the motion carried unanimously.

Clerk Bartlett advised there will be a public hearing September 4 for the Title III projects for the best use of these funds.

Letter of Support for Grant

Clerk Bartlett presented a letter for the Chairman's signature to support the City of Rawlins' efforts to secure a grant to extend Harshman Street through the new Carbon County Higher Education Center Campus, connecting with Aberdeen Street.

Commissioner Chapman moved to authorize the Chairman's signature on a letter to Steve Golnar, City Manager for the City of Rawlins to voice support for the city to secure a Community Readiness grant from the Wyoming Business Council for the purpose of extending Harshman Street through the new Carbon County Higher Education Center Campus. Commissioner Paxton seconded and the motion carried unanimously.

Letter of Support to FCC

Clerk Bartlett asked if the BOCC had read the letter from Mr. Ted Austin Jr. who was a successful bidder for a radio station channel in Baggs. She noted that apparently his payment to the FCC was received one day late and the FCC may re-auction the radio station. She stated that Mr. Austin is asking for a letter of support from the BOCC to the FCC supporting his position that he be allowed to keep this station as there have been exceptions in the past. Chairman Weickum stated he does not know the FCC rules or how strict they are, does not feel comfortable weighing in on either side of that discussion and does not want to participate. Commissioner Chapman agreed and stated this particular board has been mindful of deadlines before and we should remain consistent.

Union Telephone

Clerk Bartlett advised she has received the Lease Agreement and Contingency and Development Agreement both signed by Union Telephone for the grant that the county is sponsoring.

Commissioner Chapman moved to authorize the Chairman's signature on the Contingency and Development Agreement between the County of Carbon, a political subdivision to the State of Wyoming, Carbon County Economic Development Corporation and Union Telephone Company. Commissioner Paxton seconded and the motion carried unanimously.

Little Rascals Daycare Grant

Clerk Bartlett presented the Community Development Block Grant Agreement for Little Rascals Preschool grant and advised there are many things in the agreement that she and Mr. Kelly have been working on to make sure the county can comply with and discussed some of the requirements. Mr. Kelly stated there is no problem with non compliance at this point in time and discussed some of the language in the agreement.

Commission Chapman moved to approve a Community Development Block Grant Agreement Between the Wyoming Business Council, Division of Investment Ready Communities and Carbon County for a planning grant for Little Rascals Preschool. Commissioner Paxton seconded and the motion carried unanimously.

Memorandum of Agreement – Baggs River Gage

Clerk Bartlett presented an agreement for the automated river system in the Baggs area and advised the county is responsible to monitor the system remotely, notify the Town of Baggs and National Oceanic and Atmospheric Administration (NOAA) of system malfunctions. She advised that Emergency Management Coordinator, John Zeiger has been identified to monitor the system.

Commissioner Chapman moved to accept a Memorandum of Agreement for Automated River System between the Town of Baggs, Carbon County, and the National Weather Service of the National Oceanic and Atmospheric Administration. Commissioner Paxton seconded. Clerk Bartlett pointed out that the other county responsibility in the agreement is the county will pay up to \$3,700.00 towards the project and the BOCC had authorized \$3,492.00 and that warrant was approved at a previous meeting. She advised she has talked to Jim Fahey with the NOAA who advised the amount has been reduced to

\$3,492.00 and the agreement should reflect this amount. Chairman Weickum amended the motion to change the amount in the agreement to \$3,492.00. The amended motion carried unanimously.

Youth Crisis Center

Clerk Bartlett advised that Rocky Mountain Power was unable to waive their fee for the initial service for the Youth Crisis Center but Leslie Blythe from Rocky Mountain Power was able to secure a \$5,000.00 donation for the project and Rocky Mountain Power will be sending us a check.

Museum Telephone System

Clerk Bartlett advised that during the budget process she was asked to add a phone system for the Museum which she neglected to do. Kelly Bohanan, Interim Director of the Carbon County Museum discussed new phones for the administrative building and Museum and the problems they are currently having. Matt Webster, IT Director discussed what the county is currently paying and the cost for a new system. There was a discussion on the type of phones and number of extensions. County Treasurer Cindy Baldwin stated there is money in the Museum fund and Clerk Bartlett stated there are also reserve funds. Clerk Bartlett asked that in the future everything be included in the budget for the new building.

Commissioner Paxton moved to approve an expenditure of \$6,000.00 as recommended by the Interim Director of the Carbon County Museum for improvements to the phone system and the money be taken from the Museum reserve account. Commissioner Chapman seconded and the motion carried unanimously.

Ms. Bohanan advised there are a couple of exterior items including a window that is boarded up and the building has not been painted in decades. She advised the exterior door leading to the basement will not shut or lock as the frame is detached. Clerk Bartlett advised that \$12,000.00 was added to the Building & Grounds budget for the Americans with Disabilities Act ramp as well as exterior work and Buildings Manager, Leroy Graham stated there should be money left in this account for the exterior work.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Deputy Attorney Mike Kelly advised a closing has been set for the Noyes Clinic on August 15 at 11:00 a.m. at First American Title. He advised that Tom Thompson, attorney for the Noyes Board has requested a letter for their file exercising the reversionary clause.

Commissioner Paxton moved to approve a letter to the Noyes Health Care Inc. outlining that the BOCC has exercised their right to exercise the reversionary clause. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Kelly presented a letter expressing the county's omission from meaningful participation in the Trans West Transmission Project.

Commissioner Paxton moved to approve a letter to Sharon Knowlton, Project Manager for the Trans West Project expressing the county's concerns about not being able to participate in the interdisciplinary

team meetings regarding the change in route of the power line. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Kelly discussed the programmatic agreement for the Chokecherry / Sierra Madre project. The date to comment is August 24.

Commissioner Paxton moved to authorize the Chairman to sign a letter regarding the Chokecherry / Sierra Madre Project Programmatic Agreement subject to review of legal counsel. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Kelly reported he and Mr. Graham have been working on revising the Capital Improvement Program document for the Dixon Airport and the outline on how to expend funds is due towards the end of August.

Commissioner Paxton moved to approve the Wyoming Aviation Capital Improvement Program document for the Dixon Airport subject to review and allowing minor revisions by the county's legal counsel. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Kelly reported due to all the hangar issues at the Dixon Airport, he feels when the county has its next meeting in Dixon at the end of August he would like to see this as an agenda item.

Treasurer

County Treasurer Cindy Baldwin distributed a county investment report as well as a report of restricted funds. The investments are down approximately \$550,000.00. She noted several restricted funds are also down due to use of those funds for specific project and while some replenish themselves, others do not.

Treasurer Baldwin reported there is an additional \$215,227.68 in rebates to Anadarko beyond the previously approved more than \$200,000.00 that the BOCC approved to be taken as tax credits. She suggested using using tax credits for these as well.

Commissioner Paxton moved to authorize Treasurer Baldwin to work with Anadarko to provide tax credits over the next two years for \$214,001.79 in lieu of providing tax rebates. Commissioner Chapman seconded and the motion carried unanimously.

Treasurer Baldwin reported there are currently 279 properties to be sold in the tax sale.

Assessor

County Assessor Cheryl Ross presented abates and rebates for the Chairman's signature. She also presented the 2012 Mill Levy Worksheet.

Commissioner Paxton moved to approve the 2012 Mill Levy Worksheet as provided by Assessor Ross. Commissioner Chapman seconded and the motion carried unanimously.

Sheriff

Sheriff Jerry Colson discussed a compressor replacement at the jail totaling \$5,065.00 noting jail operations and maintenance funds can be used towards the expense. He noted due to the contract with Long Mechanical Solutions he did not obtain quotes or bids for the project.

Commissioner Paxton moved to use jail operations and maintenance funds in the amount of \$5,065.00 to replace a compressor at the jail and that the procurement policy be waived due to an existing contract the county has. Commissioner Chapman seconded and the motion carried unanimously.

Information Technology

Matt Webster, IT Director, requested the board ratify a decision to waive the procurement policy to purchase server infrastructure. The quote he had received previously was a special price that was only good through the end of June and he had previously recommended the board take advantage of that pricing. The total savings was approximately \$13,000.00.

Commissioner Paxton moved to ratify the waiver of the procurement policy for the purchase of network infrastructure as recommended in the amount of \$131,033.12 for ISC of Casper. Commissioner Chapman seconded and the motion carried unanimously.

Planning & Development

Tom Powell of the Planning Department noted Sid Fox County Planner is on vacation and noted they have received an application for a conditional use permit for the Chokecherry / Sierra Madre wind project. Mr. Kelly noted that by motion the BOCC should note it has received a complete application. Joe Tippetts, a representative of Power Company of Wyoming noted they are required to provide public notice and therefore he would appreciate a hearing be scheduled today.

Commissioner Paxton moved to accept the master conditional use permit application from Power Company of Wyoming for Chokecherry / Sierra Madre noting it is substantially complete and scheduled a public hearing for October 2, 2012 at 1:30 p.m. Commissioner Chapman seconded and the motion carried unanimously.

County Fire

Larry Trapp of County Fire reported the Ferris Mountain fire is approximately 65% contained and reported on equipment damage from various calls. Mr. Trapp discussed funds and the county will expend forest reserve funds to reimburse the county for items used on forest calls. Commissioner Paxton discussed the loss of grass resources from fire resulting in a substantial loss of grazing area for ranchers.

Road & Bridge

Road & Bridge Superintendent Bill Nation reported magnesium chloride is being applied on approximately 30 miles of various county roads in the county.

RECESS

Chairman Weickum called a recess at 11:04 a.m. and reconvened at 11:10 a.m.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Ned Hill, Chief Executive Officer and Brenda Rees, MHCC Chief Financial Officer discussed the hospital's financial status as of June 30, 2012. They discussed the moving of accounts to self-pay and cleaning up accounts including writing off bad debt clarifying that the hospital is currently running smoothly and is making money but this does not show due to the cleanup of history.

Mr. Hill discussed two of three ambulances that have broken down. One will take \$18,000.00 to repair and they do not wish to repair it as it has 170,000 miles and is a 2003. MHCC is currently borrowing two from the South Central Emergency Medical Service. Mr. Hill requested the use of countywide consensus funds and requested the county apply for an ambulance for this. The cost of a new two wheel drive ambulance is \$150,000.00 plus an additional project of \$20,000.00 for a diesel tank leak prevention for the hospital's generator.

Mr. Hill reported that Dr. Trent is soon leaving. MHCC will look to refill his position as well as trying to obtain additional specialty positions with an aggressive recruiting campaign. He noted that they have lost approximately 5 potential candidates due to shopping and housing concerns. He wondered if the BOCC can help with these things or if that was more of a City of Rawlins issue.

RECESS

Chairman Weickum recessed for lunch at 11:47 a.m. and reconvened at 12:41 p.m.

COBECON

Rob Henderson and Dianna Madvig of Cobecon overviewed the county's benefit plan and the options available from vendors. There was a discussion of the vendors that are currently in place and issues with medical necessity reviews. Chairman Weickum stated money can't be the first consideration as the first consideration has to be providing medical care for the employees of Carbon County and stated he would like to look at other options. Mr. Henderson stated they will look at it two ways; if the county stays with Meritain what are the other network options and if the county moves everything.

Mr. Henderson discussed wellness options and noted the health plan costs have gone up significantly. He discussed benefit changes if the BOCC feels like this year is the time to make changes for county employees and he believes part of the high cost the county is experiencing is based on the low deductibles. The BOCC agreed the deductibles should be increased.

PLANNING & ZONING

Public Hearing – C.U. Case File No. 2012-04

Chairman Weickum opened a public hearing at 1:36 p.m. to hear Planning & Zoning C.U. Case File No. 2012-04. Tom Powell from the Planning Department presented C.U. Case File No. 2012-04 – Technology Associates/SiteMaster, Inc. (Applicant) and Level 3 Communications, LLC (Owner's)

request for a Conditional Use Permit in a Ranching, Agriculture, Mining Zone to permit a communication facility for cellular and microwave communications and their appurtenant uses and structures located on approximately 0.23 acres. Chairman Weickum called for comments for or against this matter. There being no comments Chairman Weickum closed the public hearing at 1:47 p.m.

Commissioner Paxton moved to approve Resolution No. 2012-36 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Conditional Use Permit Case File No. 2012-04. Commissioner Chapman seconded and the motion carried unanimously.

RESOLUTION NO. 2012-36

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

C.U. Case File #2012-04

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2003, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 2, 2012, which said hearing was advertised by public notice at least within 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 Board of County Commissioners pursuant to the Carbon County Zoning Resolution of 2003 as amended for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2003, as amended and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation; advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on Tuesday, August 7, 2012; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment(s); and

WHEREAS, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended, specifically, Section 5.6, Conditional Use Permits; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed permit is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2003, as amended 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 Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following Conditional Use Permit application.

C.U. Case #2012-04 – Technology Associates/SiteMaster, Inc. (Applicants) and Level 3 Communications, LLC (Owner): Request for a Conditional Use Permit in the Ranching, Agriculture, Mining (RAM) Zone District to permit the following: permit a communication facility for cellular and microwave communications and their appurtenant uses and structures located on approximately 0.23 acres (10,000 SQ FT). The subject property is located south of the Junction of County Road 121 and US Highway 30, 1 ½ miles west of Medicine Bow, WY.

PARCEL NUMBER: 22791110001300

LEGAL DESCRIPTION:

A 100 ft. by 100 ft. tract of land in the NE ¼ of Sec. 11, T22N, R79W, Carbon County, Wyoming, more completely described as follows: Beginning at a 5/8 rebar with Al. cap marked “WLC SE TRACT COR MAP 544” that bears N33°43’48”W, 348.93 ft. from the East ¼ corner of said Sec. 11; Thence N0°39’39”W, 100.00 ft. to a 5/8 rebar with Al. cap marked “WLC NE TRACT COR MAP 544”; Thence S89°20’21”W, 100.00 ft. to a 5/8 rebar with Al. cap marked “WLC NW TRACT COR MAP 544”; Thence S0°39’39”E, 100.00 ft. to a 5/8 rebar with Al. cap marked “WLC SW TRACT COR MAP 544”; Thence N89°20’21”E, 100.00 ft. to the point of beginning, said tract containing 10,000 sq. ft. or 0.230 acres, more or less.

VIOLATION: In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

CONDITIONS OF APPROVAL:

1. That the Tower be designed and constructed in a manner that will allow for future co-location on the site.
2. That the site developer will adhere to the provided plan of development.
3. During construction of the project, the applicant shall designate a field contact representative (FCR) who will be responsible for overseeing compliance with conditions of approval, protective measures and coordination with the County and other regulatory agencies.
4. The applicants shall comply with all federal, state, and local regulations.
5. That the plans for the foundation are prepared by an engineer licensed in the state of Wyoming and are to be included with the building permit application.
6. In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

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

1. That the Carbon County Board of County Commissioners, hereby approve this CUP-Conditional Use Permit as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2012-04) on approximately 0.23 acres (10,000 SQ.FT.) in the Ranching, Agriculture, Mining (RAM) Zone.
2. That any use for which this conditional use permit is granted must be commenced within two (2) years from the date of approval, otherwise this conditional use permit shall become null and void and be of no further effect in the absence of further action on the part of Carbon County.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7th day of August, 2012.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Leo Chapman, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Certification

Mr. Powell presented the Certification of Recommended Action for P.U.D. Case File No. 2012-01.

Commissioner Paxton moved to schedule a public hearing for September 4, 2012 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming for Planned Unit Development Case File No. 2012-01 submitted by Little Snake River Museum District. Commissioner Chapman seconded and the motion carried unanimously.

BOARD INTERVIEWS / APPOINTMENTS

Commissioner Paxton moved to appoint H.D. Criswell and reappoint Richard “Matt” Feldmann to the Baggs Solid Waste Disposal District for three-year terms expiring September 2015. Commissioner Chapman seconded and the motion carried unanimously.

Joanne Whitson was interviewed by telephone and Rachel Garner was interviewed in person for consideration of appointment to the Library Board.

Commissioner Paxton moved to appoint Joanne Whitson to the Library Board for a three year term expiring July 2015. Commissioner Chapman seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 2:05 p.m. for personnel with Clerk Bartlett and Deputy County Attorney Mike Kelly. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 2:26 p.m. and noted no action was taken and advised the minutes would be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

COUNTY PERSONNEL POLICY

Commissioner Paxton moved to instruct Clerk Bartlett to draft a letter to boards that have county employees regarding the county personnel policy’s requirement for preauthorization for overtime. Commissioner Chapman seconded and the motion carried unanimously.

COMMISSIONERS DISCUSSION

Chairman Weickum discussed MHCC's request for consensus list funds. The BOCC requested that Clerk Bartlett prioritize the projects as the ambulance, the Jeffrey Center electrical and the fuel tank.

Commissioner Paxton noted that State's Public Lands Committee has recommended to the Wyoming County Commissioners Association that it join O'Toole's effort to continue to allow grazing sheep on forest lands.

YOUTH CRISIS CENTER

Dawnessa Snyder discussed the Youth Crisis Center in Rawlins and the fact that putting one in Rawlins is in jeopardy due to the City of Rawlins's belief that the zoning is not appropriate in Rawlins to house one. The county proposed a zone amendment to an existing zone rather than a zone change which would require much more time. Some of the feedback of the zone amendment that was drafted by Sid Fox, County Planner has not been favorable. The City Planning Commission must certify it to the City Council for approval and Ms. Snyder isn't sure that will happen.

Chairman Weickum voiced his disappointment that this project may be in jeopardy and he stated the county should look at moving the project to another town. Ms. Snyder stated that she has looked into property in Sinclair recently however she does believe the current proposed location is best and she would like to continue on that avenue for now. Commissioner Paxton asked why there is a problem now when this will sit next to the jail and that did not seem to be a problem. Ms. Snyder stated the council has been supportive and she believes that we are caught up in the red tape and beauracy of small town government.

Chairman Weickum suggested a joint work session with the City Council to resolve all these issues so the project can move forward.

EMERGENCY OPERATIONS PLAN

Mike Kelly reported that a Local Emergency Planning Committee group met to discuss various procedures that would be in effect in the case of an emergency however the plan never got adopted due to Mr. Zeiger's work related accident last year. He noted that the plan will likely be revised in the near future however for now Mr. Kelly thought the proposed plan should be adopted.

Commissioner Paxton moved to adopt the Carbon County / Municipal Emergency Operations Plan. Commissioner Chapman seconded and the motion carried unanimously.

ROAD & BRIDGE

Mr. Nation returned to discuss the County Road #401 project noting the first 10 miles were paved, the next 18.5 miles will be graveled this fall and Forest Road #801 will be the next step beginning sometime next year. Mr. Nation noted that one landowner he was trying to obtain right-of-way for has passed and he will now work with that person's relative and he would like authorization to have the county attorney's office work with a survivor to obtain final title to that land. Commissioner Paxton stated he feels that whatever is within the legal protocol of what Mr. Kelly can do that he should pursue assisting the relative. The BOCC agreed and asked Mr. Kelly to assist Mr. Nation.

ADJOURNMENT

Commissioner Paxton moved to adjourn the meeting at 3:10 p.m. Commissioner Chapman seconded and the motion carried unanimously.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 28th day of August 2012

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman