

**OFFICIAL  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, April 2, 2019  
Carbon County Courthouse, Rawlins, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, April 2, 2019 at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman John Johnson, Sue Jones, John Espy, and Byron Barkhurst. Travis Moore was absent due to illness.

Chairman Johnson called the meeting to order at 9:00 a.m.

**ADDITIONS/CORRECTIONS**

The BOCC removed the sarcoidosis proclamation.

**VOUCHERS**

|                           |                                 |             |
|---------------------------|---------------------------------|-------------|
| 307 PROFESSIONAL CLEAN    | COUNTY BUILDINGS CLEANING       | \$10,485.00 |
| ADVOCACYRESOURCECENTER    | REGISTRATION FEES               | \$150.00    |
| ALSCO                     | MISC SHOP SUPPLIES              | \$54.99     |
| AMERICAN CRANE CORP       | SHOP REPAIRS FOR OVERHEAD CRANE | \$612.27    |
| APEX COMMUNICATIONS       | MAINTENANCE AGREEMENT           | \$4,533.88  |
| APG MEDIA OF THE ROCKIES  | MISC ADS                        | \$948.00    |
| ASBESTOS & TECHNICAL SVCS | ASBESTOS SAMPLE/TESTING         | \$1,195.00  |
| AUTO DOCTOR               | BAGGS TRUCK WORK                | \$458.81    |
| AYALA, MEGAN              | DONATIONS WELLNESS              | \$21.72     |
| BANK OF COMMERCE          | CHECKS/CHECK BINDER             | \$204.28    |
| BLACK HILLS ENERGY        | HEATING FUEL                    | \$17,321.39 |
| BLAKEMAN PROPANE          | HEATING FUEL                    | \$3,594.44  |
| BUILD RITE LUMBER SUPPLY  | WAFFERBOARD/TORX SCREW/DRYWALL  | \$837.11    |
| CASPER WINNELSON CO       | AQUAPEX                         | \$76.08     |
| CBM FOOD SERVICE          | JAIL MEALS                      | \$9,725.04  |
| CENTURY LINK              | PHONE LINES                     | \$26,172.35 |
| CHILDREN'SADVOCAYPROJECT  | GENERAL OPERATING EXPENSES      | \$3,000.00  |
| CNA SURETY                | V. FERNANDEZ BOND               | \$50.00     |
| COUNTYCLERKS ASSOCIATION  | 2019 DUES                       | \$100.00    |
| COWBOY CHEMICAL           | LAUNDRY SUPPLIES                | \$224.60    |
| COWBOY SUPPLY HOUSE       | DISINFECTANT SUPPLIES           | \$848.06    |
| DAILY TIMES               | NEWSPAPERS                      | \$83.52     |
| DALLIN MOTORS INC         | WHEEL NUT/HUB STUD              | \$21.84     |
| DESIGNFORGE, LLC          | NEWSPAPER ADS                   | \$80.00     |

|                            |                                  |              |
|----------------------------|----------------------------------|--------------|
| DIRTY BOYZ SANITATION, INC | TRASH SERVICES                   | \$660.00     |
| DIXON, TOWN OF             | WATER SERVICES                   | \$308.00     |
| ELECTIONSYSTEMS&SOFTWARE   | ELECTION BALLOTS                 | \$3,581.66   |
| ELK MOUNTAIN, TOWN OF      | WATER SERVICES                   | \$58.00      |
| ENGINEERING ASSOCIATES     | MED BOW COMPLEX                  | \$41,476.70  |
| ENTENMANN - ROVIN CO       | ACCESS AUTOPSIES AND CRIME SCENE | \$173.25     |
| E-Z LIFT GARAGE DOORS      | SALLY PORT GARAGE DOOR           | \$892.00     |
| FLEMING, LINDA             | MILEAGE                          | \$93.60      |
| FRITZ WELDING & MACHINE    | MISC STEEL                       | \$372.09     |
| FURTHER                    | HEALTH REIMBURSEMENT             | \$2,849.29   |
| GALLS/QUARTERMASTER        | SHERIFF CLOTHES/NAMEPLATES       | \$185.50     |
| GRAINGER                   | MISC PARTS                       | \$523.88     |
| GUARDIAN                   | APRIL GUARDIAN PREMIUMS          | \$405.24     |
| HAHN CONSTRUCTION          | MISC SERVICES                    | \$1,705.00   |
| HENKE                      | SNOW BLOWER PART                 | \$56.56      |
| HERRING, PAUL              | GREASE                           | \$134.20     |
| HERTER, JACQUES P. PHD     | PSYCH EVAL                       | \$1,775.00   |
| HIGH PLAINS POWER          | ELECTRIC SERVICES                | \$489.08     |
| IML SECURITY SUPPLY        | SARGENT ORIGINAL                 | \$29.59      |
| J H KASPAR OIL COMPANY     | FUEL                             | \$58.56      |
| KALUZNY, EMILY             | AIR FARE                         | \$329.43     |
| KENCO SECURITY             | MONITORING ALARM                 | \$78.00      |
| KILBURN TIRE COMPANY       | TIRE REPAIR                      | \$1,024.83   |
| KIRSCH, ARCHIE P           | PH PR HEALTH OFFICER             | \$1,300.00   |
| KTGA/KBDY                  | RADIO ADS                        | \$2,040.00   |
| L N CURTIS & SONS          | FIRE PROTECTION                  | \$4,975.00   |
| LONG BUILDING TECH         | SERVER MAINTENANCE               | \$82.50      |
| MEDICINE BOW, TOWN OF      | VEHICLE ACCIDENT/RESCUE TRUCK    | \$462.00     |
| MEMORIALHOSPITAL OF CC     | NURSE CALL SYSTEM                | \$110,948.36 |
| MERBACK AWARD CO           | NAME PLATE                       | \$95.94      |
| MICHAELS FENCE             | WELDED FRAME FOR STORAGE         | \$757.69     |
| MY OFFICE ETC.             | PAPER/BINDER                     | \$277.19     |
| NATIONAL SHERIFF'S ASSN    | NSA MEMBERSHIP DUES              | \$115.00     |
| NEUBAUER,PELKEY,MERSEAL    | LEGAL SERVICES                   | \$2,187.50   |
| NORCO, INC.                | GENERAL PURPOSE ELECTRODE        | \$42.22      |
| ATTORNEY GENERAL           | FINGERPRINTS                     | \$45.00      |
| PERKINS OIL CO             | FUEL                             | \$926.39     |
| PERRY, ABBY                | MILEAGE/SUPPLIES                 | \$109.53     |
| PUBLIC SAFETY CENTER, INC  | GLOVES                           | \$158.15     |
| QUILL CORPORATION          | MISC OFFICE SUPPLIES             | \$1,699.52   |
| RAWLINS AUTOMOTIVE         | MISC PARTS                       | \$566.71     |

|                              |                                   |              |
|------------------------------|-----------------------------------|--------------|
| RAWLINS FIRE EXTINGUISHER    | FIRE EXTINGUISHER INSPECTION      | \$1,597.60   |
| RAWLINS, CITY OF             | WATER SERVICES/LANDFILL SERVICES  | \$1,732.00   |
| ROCKY MOUNTAIN POWER         | ELECTRIC SERVICES                 | \$9,887.48   |
| SAGE CREEK EXCAVATING        | 1 INCH STONE 2 LOADS              | \$550.00     |
| SALT LAKE WHOLESALE          | PROTECTIVE GEAR                   | \$1,196.72   |
| SARATOGA AUTO PARTS, INC.    | MISC SUPPLIES                     | \$731.22     |
| SARATOGA SUN                 | ADS                               | \$60.50      |
| SHEPARD'S                    | FIRE FUEL                         | \$200.47     |
| SHIVELY HARDWARE             | SARATOGA SHOP SUPPLIES            | \$2,885.97   |
| SIMPLE DISTRIBUTORS, LLC     | CARD STOCK FOR VOTER CARDS        | \$425.82     |
| SNAKE RIVER PRESS            | NEWSPAPER ADS PUBLIC NOTICE       | \$210.00     |
| SPRADLEY BARR MOTORS         | NEW TRUCKS                        | \$61,088.00  |
| STAPLES ADVANTAGE            | OFFICE SUPPLIES                   | \$265.41     |
| SWANSON SERVICES CORP        | JAIL COMMISSARY SUPPLIES          | \$1,559.88   |
| TANDAN SANITATION SVCS       | TRASH SERVICES                    | \$80.00      |
| THOS. Y. PICKETT & CO., INC. | VALUATION CONTRACT                | \$11,500.00  |
| TRUE VALUE OF RAWLINS        | MISC PARTS                        | \$383.31     |
| VAUGHN, ROBERT               | DAUGHERTY FINAL CHECK             | \$414.92     |
| VSP OF WYOMING               | APRIL VSP PREMIUMS                | \$1,343.53   |
| WALISER, PAT                 | REIMBURSEMENTGRILLERREPLACEMENT   | \$662.50     |
| WESTERN STATES FIRE          | FIRE SPRINKLER /ALARM INSPECTIONS | \$4,775.00   |
| WRECK-A-MEND                 | DECAL NEW TRUCKS                  | \$747.50     |
| WY DIESEL SERVICE            | LOW BOY                           | \$4,918.12   |
| WY GUARDIANS AD LITEM        | LEGAL SERVICES                    | \$13,449.98  |
| WY MACHINERY COMPANY         | MISC PARTS                        | \$11,115.75  |
| WY RENTS, LLC                | CUTTING EDGE FOR R&B EQUIP        | \$762.80     |
| WY STATE FORESTRY            | INCIDENT RESPONSE PACKET GUIDES   | \$129.00     |
| WYOMING HEALTH FAIRS         | ANNUAL PORTAL SET UP FEE          | \$500.00     |
| ZIRMED, INC                  | PROFESSIONAL CLAIMS               | \$17.15      |
| GRAND TOTAL                  |                                   | \$398,037.17 |

Commissioner Jones moved to approve the report of expenditures in the amount of \$398,037.17. Commissioner Espy seconded and the motion carried unanimously.

### **CONSENT AGENDA**

Commissioner Espy moved to approve the consent agenda noting any item could be removed for further discussion. The consent agenda includes the March 19, 2019 regular meeting minutes; Notice of Valuation Changes in the amount of (\$16,274.00); and monthly receipts for the Road & Bridge Department in the amount of \$125.00 and the Planning and Development Department in the amount of \$1,591.00. Commissioner Barkhurst seconded and the motion carried unanimously.

### **ELECTED OFFICIALS & DEPARTMENT HEADS**

## **COMMISSIONERS**

Commissioner Barkhurst moved to authorize the Chairman's signature on the Proclamation for National Service Recognition day. Commissioner Espy seconded and the motion carried unanimously.

### **Public Health**

Commissioner Espy moved to authorize the Chairman's signature on the Contract Between Carbon County and the State of Wyoming Communicable Disease Unit Contract in the amount of \$190,000.00. Commissioner Jones seconded and the motion carried unanimously.

### **Sheriff**

Commissioner Jones moved to authorize the Chairman's signature on the Proclamation for National Crime Victims' Rights Week. Commissioner Espy seconded and the motion carried unanimously.

### **Planning & Development**

Commissioner Espy moved to accept the Certifications of Recommended Action for C.U. Case File #2019-04, a request for a Conditional Use Permit in the Ranching, Agriculture and Mining (RAM) Zone District, the request is to expand the existing spa facility and increase the number of guest accommodations at the Three Forks Lodge and in addition increase the employee housing on the subject property at 1445 County Road 710, which is approximately 35 miles east of Baggs; Z.C. Case File #2019-06, a request for a Zone Change from Residential (RD) to Ranching, Agriculture and Mining (RAM) on approximately 61.97 acres located approximately 3.5 miles southeast of Saratoga; east side of HWY 130 off Carbon County Road #209 (Cedar Ridge Road); and C.U. Case File #2019-03, a request for a Conditional Use Permit in the Ranching, Agriculture and Mining (RAM) Zone District located approximately 3.5 miles southeast of Saratoga; east side of HWY 130 off Carbon County Road #209 (Cedar Ridge Road), the request is to operate a guest ranch/recreational lodge that provides guest accommodations and recreational activities for guests; and schedule a public hearing for each at 11:15 a.m. May 14, 2019 at the Carbon County Courthouse in Rawlins, WY. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Jones moved to approve Resolution 2019-06, a Resolution Designating an Enterprise Zone in Carbon County, Wyoming. Commissioner Barkhurst seconded and the motion carried unanimously.

### **Clerk**

Commissioner Espy moved to designate the County Clerk as the public records point of contact for Carbon County. Commissioner Barkhurst seconded and the motion carried unanimously.

## **PUBLIC HEARINGS**

Commissioner Jones moved to approve Resolution No. 2019-07 A Resolution of the Board of County Commissioners of Carbon County, Wyoming Adopting the Recommendation of the Carbon County Planning and Zoning Commission for Z.C. Case #2019-01 Steve and Annette Tanner, applicants and Lajeane Kubiak, landowner waiving the 40' road easement restriction. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Espy moved to authorize the Chairman's signature on the plat for Minor Subdivision Case File #2019-01 Steve and Annette Tanner, applicants and Lajeane Kubiak, landowner. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Jones moved to approve Resolution No. 2019-08 A Resolution of the Board of County Commissioners of Carbon County, Wyoming Adopting the Recommendation of the Planning & Zoning Commission for Z.C. Case File #2019-02 Smith and Munoz. Commissioner Barkhurst seconded and the motion carried unanimously.

Commissioner Barkhurst moved to approve Resolution No. 2019-09 A Resolution of the Board of County Commissioners of Carbon County, Wyoming Adopting the Recommendation of the Planning & Zoning Commission for Z.C. Case File #2019-04 Troy & Beth Thompson waiving the 40' road easement. Commissioner Espy seconded and the motion carried unanimously.

## **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session with Sid Fox, Mike Kelly and Clerk Bartlett to discuss personnel, potential litigation and other matters considered confidential by law at 2:33 p.m. Commissioner Barkhurst seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session noting no action was taken and the minutes be signed and sealed as written. Commissioner Barkhurst seconded and the motion carried unanimously.

## **Continuation of Public Hearing**

Commissioner Jones moved to approve Resolution No. 2019-10 A Resolution of the Board of County Commissioners of Carbon County, Wyoming Adopting the Recommendation of the Carbon County Planning and Zoning Commission for C.U.W. Case File #2019-01-Foote Creek Rim 1 Wind Energy Facility adding Condition 15 that Current State Standards for reclamation be met and that the recommended that the first sentence in Condition #1 be amended to add the following language to the end of the first sentence: "and as modified during the public hearing"; and to remove the last sentence in Condition #6. Commissioner Espy seconded and there was discussion by Commissioner Barkhurst that he was not comfortable voting today and wanted more time to research the issue. Commissioner Espy moved to table the motion until the board's scheduled April 16 meeting in Elk Mountain. Commissioner Jones seconded and Mr. Fox asked if the BOCC wanted any additional information from the applicant. Mr. Hemstreet requested authorization to work with the Planning Department on a proposed condition and the BOCC agreed to take a recommendation the BOCC can accept or deny. Commissioner Barkhurst stated he is

trying to decide between the BLM and their permit and the county's 1995 permit. The motion to table carried unanimously.

**ADJOURNMENT**

Commissioner Barkhurst moved to adjourn the meeting at 4:41 p.m. Commissioner Espy seconded and the motion carried unanimously.

A regular meeting of this Board will be held May 14, 2019 at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. The public is invited to attend or you can listen online at the website listed below. To get on the agenda, call the Clerk's Office by the Thursday before the meeting. Per Wyo. Stat. §18-3-516(f), access to county information can be obtained at or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.

-s-

Gwynn G. Bartlett, Carbon County Clerk

Approved this 16th day of April 2019.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s-

Willing John Johnson, Chairman