

**OFFICIAL MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, May 4, 2021
Carbon County Courthouse, Rawlins, WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, May 4, 2021 at 9:00 a.m. at the Carbon County Courthouse in Rawlins, WY. Attending the meeting were Chairman, John Johnson, Vice Chairman, Sue Jones, John Espy, Travis Moore and Byron Barkhurst.

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

ADDITIONS / CORRECTIONS

The Chairman reported the BOCC will discuss a letter from the Governor regarding gathering of wild horses. There were no other additions or corrections to the agenda.

VOUCHERS

Commissioner Barkhurst moved to approve the report of expenditures in the amount of \$1,636,038.07. Commissioner Espy seconded and the motion carried unanimously.

| Vendor | Detail Line Description | Total |
|---------------------------------|------------------------------------|-------------|
| Ackerman, Patrick CJ | Mileage | \$7.28 |
| Acme Electric Company, LLC | Led Upgrade at Baggs Senior Center | \$3,658.00 |
| AlSCO, American Linen Division | Shop Towels/Soap/Laundry Bag | \$56.90 |
| Asbestos & Technical Svcs, Inc. | Removal and Disposal of Asbestos | \$30,500.00 |
| Bank of Commerce | CCSO/Fire Vehicle Lease Payment | \$29,351.65 |
| Barkhurst, Vernon | Reimburs. For Damage to Snowmobile | \$275.00 |
| Bartlett, Gwynn | Fuel Reimbursement | \$40.30 |
| Bennett Law Group, Pc | Legal Fees | \$483.33 |
| Black Hills Energy | Gas Services | \$17,344.00 |
| Blakeman Propane | Heating Fuel | \$2,460.18 |
| Bomgaars Supply | Fasteners | \$1.84 |
| Brown, Amanda | Mileage | \$62.50 |
| Brown's Towing & Recovery | Tow Charges | \$750.00 |
| Buchanan, Karen | CCSS Boards Mileage | \$48.00 |
| C & B Sand & Gravel | MHSA Training | \$170.00 |
| Candy Mountain | Water | \$25.50 |
| Carbon Co. Child Develop. Ctr. | Rachel's Challenge Program | \$200.00 |
| CareRight Technologies, LLC | Monthly Bed Fee | \$112.20 |
| Casper Winnelson Co | Diaphragm/Strainer | \$676.88 |
| CDW Government, Inc. | Toner | \$388.22 |

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| Charter Communications | Jail Tv Subscription | \$119.68 |
| Conover, Sterling | CCSS Boards Mileage | \$25.20 |
| Convergeone, Inc. | It Switches and Cables | \$14,984.34 |
| Cowboy Chemical | Jail Laundry/Kitchen Supplies | \$528.40 |
| Culligan Water Conditioning | Water Softener Repair | \$89.00 |
| Dale, Kari | CCSS Boards Mileage | \$27.60 |
| Dallin Motors Inc | Mount & Balance New Tires/Brake Repair/Oil Change | \$1,348.50 |
| Dixon, Town Of | Water Services | \$483.40 |
| Dude Solutions | Maintenance Software | \$569.64 |
| Elk Mountain, Town Of | Water Services/3rd Qtr. FY 2020-21 Rent | \$2,083.29 |
| Encartele | Data for Jail | \$1,500.00 |
| Engstrom, James D. DDS | Inmate Dental Fees | \$2,500.00 |
| Erickson & Roberts | Legal Services | \$333.50 |
| FCI Constructors of Wy | Carbon Building Project | \$1,131,462.67 |
| Fired Up Rescue | Citro Squeeze/Demo Bunker Coat/Pant | \$1,139.99 |
| Flack, Sheresa | Class Of 2021 - After Grad Party | \$300.00 |
| Fleming, Linda | Library Board Mileage | \$46.80 |
| Further | HRA Reimbursement 2021/Medical FSA | \$5,367.68 |
| Galls/Quartermaster | Uniform Pants/Equipment | \$709.43 |
| Goodwin, Mandy | Library Board Mileage | \$24.60 |
| Hanna, Town Of | Hanna R&B Water Services | \$245.48 |
| Herring, Jeff | Grease | \$133.50 |
| High Plains Power | Electric Services | \$345.68 |
| Interior Galore | Jail Carpet | \$990.00 |
| Iron J Towing | Towing Services | \$825.00 |
| Jack's Body & Fender Repair | Towing Services | \$595.00 |
| JW Hugus & Co | Food for Firefighters/Brush Creek Fire | \$420.75 |
| Kilburn Tire Company | Tires & Balancing | \$392.80 |
| Knotwell, Marcy | Soberlink Refund | \$820.00 |
| Knotwell, Skyler | Soberlink Refund | \$68.00 |
| Kussmaul Electronics | Weatherproof Cover | \$96.83 |
| Lehr, Casey | Reimbursement for Dog Food | \$82.66 |
| Loadometer | Wheel Load Weighers | \$40,760.00 |
| Merck Sharp & Dohme Corp. | Vaccine | \$808.94 |
| Mountain Trail Medical | County Health Officer | \$1,600.00 |
| My Office Etc. | Tape | \$13.78 |
| Offender Watch | Community Notification Mail Out | \$70.40 |
| Office of State Lands & Invests. | App. For Rock and Assort. Minerals | \$90.00 |
| O'Reilly Auto Parts | Air strut | \$553.46 |
| Pathfinder Ranches | Water for Mag. Chloride | \$750.00 |

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|-----------------------------------|---|--------------|
| Perkins Oil Co | Fuel | \$683.60 |
| Phillips 66-Conoco-76 | Fuel/Late Fees | \$69.17 |
| Quadient, Inc. | Postage Machine Ink | \$194.91 |
| Quill Corporation | Post-Its & Pens | \$72.95 |
| R.P Lumber Company, Inc. | Misc. Supplies/Ups Shipping | \$124.65 |
| Rawlins Automotive | Misc. Parts | \$849.23 |
| Rawlins Glass Center, Inc. | Glass/Mirror | \$45.72 |
| Reed Smith LLP | Admin Litigation | \$5,604.62 |
| Rice, Denise | 2021 Annual Conf. & Generations Conf. | \$459.00 |
| Rietveld, Toni | Tai Chi Membership | \$10.34 |
| RNB State Bank | Blade Lease Payoff | \$250,401.89 |
| Roberts, Shauna | Rms 8th Grade Promotion | \$300.00 |
| Saratoga Auto Parts, Inc. | Misc. Parts | \$389.15 |
| Security Transport Services, Inc. | Extradition Fees | \$1,282.60 |
| Shepard, Shandra Np | Apr 2021 Services | \$208.00 |
| Shepard's | Fuel | \$51.01 |
| Shively Hardware | Misc. Parts | \$132.38 |
| Spaulding, Dawnette | Mileage Reimbursement | \$201.60 |
| Staples Advantage | Misc. Office Supplies | \$105.12 |
| Stephenson, Lee Ann | CCSS Board Mileage | \$37.20 |
| Summit Food Service | Jail Meals | \$9,580.63 |
| Swanson Services Corporation | Jail Commissary | \$1,179.35 |
| Terminix | Monthly Service | \$175.00 |
| T-O Engineers | DWX Master Plan 03/01/2021 – 03/31/2021 | \$3,990.00 |
| True Value of Rawlins | Misc. Supplies | \$54.17 |
| Uline | Mobile Training | \$1,032.91 |
| UPRSWDD | Trash Services | \$175.00 |
| Us Bank | Misc. Charges | \$5,832.06 |
| Voiance Language Services LLC | Interpretation Services | \$2.25 |
| Walker, Jeanette R. | Mileage Reimbursement | \$61.20 |
| Wex Bank | Fuel | \$2,009.38 |
| Wy Behavioral Institute | Emergency Detentions | \$3,016.00 |
| Wy Dept Of Health | 2nd Qtr. Oct/Dec 2020 | \$32,128.58 |
| Wy Dept Of Transportation | Savery Creek Road Project | \$43.67 |
| Wy Machinery Company | Mechanic Services | \$361.60 |
| Wy Retirement System | Vol Fire Pension | \$1,443.75 |
| Wyoming Trader | Social Media Marketing | \$250.00 |
| Y2 Consultants, LLC | Natural Resource Mgmt. Plan | \$12,717.60 |
| Yocum, Leo | CCSS Board Mileage | \$24.00 |
| Zeller, Jack | Soberlink Refund | \$820.00 |

CONSENT AGENDA

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. The consent agenda includes the April 20, 2021 regular meeting minutes, monthly receipts from Planning and Development in the amount of \$1,575.00 and Notice of Valuation Changes in the amount of (\$131,604.00). Commissioner Barkhurst seconded, and the motion carried unanimously.

ELECTED OFFICIALS & DEPARTMENT HEADS

Public Health

Commissioner Espy moved to approve the Chairman's signature on the Nurse Practitioner Agreement with Shandra Shepard for a term of one year and thereafter auto-renewing at a rate of \$208.00 per clinic day for services rendered. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Espy moved to approve the Memorandum of Understanding between Wyoming Department of Health, Public Health Division and Carbon County for the purpose of setting forth the terms and conditions by which the County shall utilize grant funds for COVID-19 vaccination campaign activities for a term of December 31, 2020 through December 31, 2021 in an amount not to exceed \$159,602.00 pending legal review. Commissioner Moore seconded and the motion passed unanimously.

Fire Warden

Commissioner Espy moved to approve the Chairman's signature on the 2021 Wildland Fire Management Annual Operating Plan. Commissioner Jones seconded and the motion carried unanimously.

Sheriff

Commissioner Jones moved to authorize the Chairman's signature on the Provider Agreement for Juvenile Detention with Natrona County for two years ending July 1, 2023 at a rate of \$195.00 per day per juvenile. Commissioner Moore seconded and the motion carried unanimously.

Road & Bridge

Commissioner Espy moved to approve and authorize the Chairman's signature on the Brian Locke Trucking Road Use Agreement on the condition the agreement is effective if they are awarded the bid for the project. Commissioner Moore seconded and the motion carried unanimously.

Buildings & Grounds

Commissioner Espy moved to authorize any commissioner to sign agreements with Kone for elevator inspections in the amount of \$433.84 each and service on an as-needed basis contingent upon legal review. Commissioner Moore seconded and the motion carried unanimously.

Clerk

Commissioner Espy move that in order to comply with W.S. 22-7-103, Carbon County confirm that all election districts and precincts boundaries will remain as currently designated, including precincts that cross municipal boundaries primarily because with redistricting next year all precincts would be reviewed at that time and partly because of low population either in or out of town that could make it easier in some instances to reveal how someone voted, and that election districts and precincts boundaries be reviewed during the redistricting process in 2022 and any changes to any boundaries will be adopted by resolution in 2022. Commissioner Jones seconded and the motion passed unanimously.

Commissioner Jones moved to pay out all accrued comp time earned with the June 2021 payroll. Commissioner Espy seconded and the motion carried unanimously.

Attorney

Commissioner Jones moved to authorize the Chairman's signature on Resolution No. 2021-14 a Resolution for a Zone Change for Whistle Pig Saloon recognizing it as highway commercial on the County Zoning Map. Commissioner Barkhurst seconded, and the motion carried unanimously.

Commissioner Espy moved to authorize any commissioner's signature on the Amended and Restated Cooperative Agreement Between the Wyoming Department of Transportation, City of Rawlins and Carbon County after the City of Rawlins approval or legal review if the City makes substantial changes. Commissioner Moore seconded and the motion carried unanimously.

COMMISSIONERS

Commissioner Espy moved to authorize any commissioner to sign a letter of support to the Governor's proposal regarding wild horse gathering. Commissioner Moore second and the motion carried unanimously.

Commissioner Moore moved to authorize the Chairman's signature on Resolution No. 2021- A Resolution of the Board of County Commissioners of Carbon County, Wyoming to name Paul A. Zamora Coroner Building in honor of County Coroner Paul Zamora. Commissioner Espy seconded and the motion carried unanimously.

Carbon County Visitor's Council

Commissioner Espy moved to authorize the Chairman's signature on the Proclamation for National Travel and Tourism Week. Commissioner Barkhurst seconded, and the motion carried unanimously.

Public Hearing - Adoption of Amendments to the Rules and Regulations Governing the Licensing of Liquor and Malt Beverages Sales, Carbon County, Wyoming

Chairman Johnson opened a public hearing at 11:02 a.m. to hear public comments if any for the proposed adoption of Amendments to the Rules and Regulations Governing the Licensing of Liquor and Malt Beverages Sales, Carbon County, Wyoming.

Chairman Johnson called for comments for or against and there were none. There being no comments, Chairman Johnson closed the hearing at 11:08 a.m.

Commissioner Barkhurst moved to schedule a public hearing for June 1 to discuss liquor license rule amendments. Commissioner Espy seconded and the motion carried unanimously.

PLANNING & ZONING

Certifications

Commissioner Moore moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for Z.C. Case File #2021-06 – Clayton Desmond and P.U.D. Case 2021-01 Timothy and Courtney Ney and schedule a public hearing for Tuesday, June 1, 2021 at 11:15 a.m. at the County Courthouse in Rawlins, Wyoming. Commissioner seconded and the motion carried unanimously.

Public Hearing – Z.C. Case File No. 2021-04

Chairman Johnson opened a public hearing at 11:15 a.m. to hear Planning & Zoning file type Z.C. Case File #2021-04, Rocky Gap LLC's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40). The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses and agriculture is the secondary use, it is located on Pedro Mountain Ranches approximately 2 miles west of Carbon County Road #291 (Hanna Leo-Kortes Road) near Pathfinder Reservoir. Sarah Brugger, Planner/GIS Specialist, presented the case file.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:24 a.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2021-16, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission Z.C. Case File #2021-04, Rocky Gap LLC's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40). The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses and agriculture is the secondary use, it is located on Pedro Mountain Ranches approximately 2 miles west of Carbon County Road #291 (Hanna Leo-Kortes Road) near Pathfinder Reservoir. Commissioner Barkhurst seconded, and the motion carried unanimously.

Public Hearing - REPLAT SUB Case #2021-01

Chairman Johnson opened a public hearing at 11:28 a.m. to hear Planning & Zoning Replat Sub Case #2021-01 - Old Baldy Corporation; Gary Lyons, Trustee; Jerald and Marcia Donnan's request for a Replat of the "Old Baldy Village Fifth Addition, Replat Lots 1-4, Block 7" located in a portion of Section 18, T17N, R83W. The purpose of the Replat is to: Vacate the lot lines between Lots 1, 2 and 3 and merge the S1/2 of Lot 1 and the N1/2 of Lot 3 into Lot 2, which will be now known as Lot 2. The N1/2 of Lot 1 remaining will be now known as Lot 1. Vacate the lot line between Lots 3 and 4 and merge the S1/2 of Lot 3 into Lot 4, which will be now known as Lot 4. The general site is located in Old Baldy Village approximately ¾ of a mile east of Saratoga off Carbon County Road #504 (Saratoga/10 Mile/Ryan Park Road). Sarah Brugger, Planner/GIS Specialist, presented the case.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:30 p.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve the Replat Sub Case #2021-01 - Old Baldy Corporation; Gary Lyons, Trustee; Jerald and Marcia Donnan's request for a Replat of the "Old Baldy Village Fifth Addition, Replat Lots 1-4, Block 7" located in a portion of Section 18, T17N, R83W. The purpose of the Replat is to: Vacate the lot lines between Lots 1, 2 and 3 and merge the S1/2 of Lot 1 and the N1/2 of Lot 3 into Lot 2, which will be now known as Lot 2. The N1/2 of Lot 1 remaining will be now known as Lot 1. Vacate the lot line between Lots 3 and 4 and merge the S1/2 of Lot 3 into Lot 4, which will be now known as Lot 4. The general site is located in Old Baldy Village approximately ¾ of a mile east of Saratoga off Carbon County Road #504 (Saratoga/10 Mile/Ryan Park Road). Commissioner Barkhurst seconded, and the motion carried unanimously.

Public Hearing – Z.C. Case File No. 2021-05

Chairman Johnson opened a public hearing at 11:32 a.m. to hear Planning & Zoning file type Z.C. Case File #2021-05, Zachary and Brianna Weber's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.60) on approximately 2.60 acres. The RD Zone is intended to provide land for residential development that is typically single family detached and located within Town Expansion Areas and within or nearby Rural Centers. Residential single-family zones are intended to be located in areas planned for residential development that are easily accessible and infrastructure already exists or is readily available, located Approximately 1 to 1.5 miles north of Baggs off Carbon County Road #700 (Poison Butte/Government Road) on the north side. Sarah Brugger, Planner/GIS Specialist, presented the case file.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:35 a.m.

Commissioner Barkhurst moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2021-17, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission Z.C. Case File #2021-05, Zachary and Brianna Weber's request

for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.60) on approximately 2.60 acres. The RD Zone is intended to provide land for residential development that is typically single family detached and located within Town Expansion Areas and within or nearby Rural Centers. Residential single-family zones are intended to be located in areas planned for residential development that are easily accessible and infrastructure already exists or is readily available, located Approximately 1 to 1.5 miles north of Baggs off Carbon County Road #700 (Poison Butte/Government Road) on the north side. Commissioner Espy seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 3:17 p.m. with Clerk Bartlett and Ashley Mayfield Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Barkhurst seconded, and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 3:32 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Barkhurst seconded, and the motion carried unanimously.

CORONER APPOINTMENT

Commissioner Espy moved to appoint Brittany Nyman as Carbon County Coroner effective immediately. Commissioner Jones seconded and the motion carried unanimously.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 3:47 p.m. Commissioner seconded, and the motion carried unanimously.

A regular meeting of this Board will be held Tuesday, June 1, 2021 at 2:00 p.m., and a budget workshop will be held June 2, 2021 at 8:30 a.m. and June 3, 2021 at 10:00 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 18th day of May 2021.

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Willing John Johnson, Chairman