

**OFFICIAL MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, December 7, 2021  
Carbon County Courthouse, Rawlins WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 7, 2021, at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were Chairman, John Johnson, Vice Chairman, Sue Jones, John Espy, Byron Barkhurst and Travis Moore.

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

**ADDITIONS / CORRECTIONS**

Chairman Johnson added surplus of a county vehicle to the agenda under Buildings & Grounds.

**VOUCHERS**

Commissioner Barkhurst moved to approve payment to Sunrise Sanitation for \$68.00. Commissioner Espy seconded, and the motion carried with all voting for the motion except Commissioner Jones who abstained due to personal conflicts.

Commissioner Barkhurst moved to approve the report of expenditures in the amount of \$887,964.89 for an aggregate total today of \$888,032.89. Commissioner Moore seconded, and the motion carried unanimously.

Vendor	Detail Line Description	Total
Ables, Duane E	County Health Officer	\$1,600.00
Acme Electric Company, LLC	Electrician Services	\$4,639.22
Advanced Network Management, Inc.	Wireless Access Points	\$4,424.55
Albrechtson, Mary Kay	Bailiff For Jury Trial Cc	\$75.00
AlSCO, American Linen Division	Shop Supplies	\$59.02
Apg Media Of The Rockies	Misc. Ads	\$580.00
AT&T Mobility	C.C.S.O. MDT Service	\$900.54
Ausban, Kraig P	Training Mileage	\$149.00
Axis Forensic Toxicology, Inc.	Lab Fees	\$665.00
Baggs, Town Of	Water Services	\$33.90
Black Hills Energy	Heating Services	\$12,238.97
Blakeman Propane	Heating Services	\$1,080.00
Bob Barker Company, Inc.	Misc. Jail Supplies	\$1,285.10
Bridgestone Winter Driving School	Safety Driving Course	\$719.00
Buchanan, Karen	Mileage	\$72.00
Candy Mountain	Water Jugs	\$85.50

Carbon Copy	Metal Signs	\$592.67
Carbon County Fair Board	Monthly Outside Agency Pymt	\$4,166.67
Carbon County Library	Monthly Outside Agency Pymt	\$32,500.00
Carbon County Museum	Monthly Outside Agency Pymt	\$18,166.67
Carbon County Senior Services	Monthly Outside Agency Pymt	\$16,666.67
Carbon Power & Light Inc	Electric Services	\$2,303.68
CareRight Technologies, LLC	Monthly Bed Fee	\$141.90
CDW Government, Inc.	Misc. It Supplies	\$4,033.95
Cedar Street Sinclair	Moving Boxes	\$175.50
Charter Communications	Jail Tv Subscription	\$119.54
Cna Surety	Bonds	\$200.00
Command Ballistics, Inc.	Ammo	\$72.50
Conover, Sterling	Mileage	\$49.20
Cowboy Chemical	Jail Cleaner	\$515.90
Cowboy Supply House	Misc. Supplies	\$480.10
Cox, Richard	Mileage	\$128.00
Dallin Motors Inc	Oil Change	\$88.38
Dirty Boyz Sanitation, Inc	Trash Services	\$1,749.00
Dixon, Town Of	Water Services	\$308.00
DOI/BLM	Carbon Cemetery Lease Pymt	\$250.00
Dominion Energy	Heating Services	\$313.78
Elevated Safety Solutions	Random Drug And Alcohol Tests	\$960.00
Elk Mountain Conoco	Fuel	\$1,509.93
Elk Mountain, Town Of	Heating Services	\$1,752.49
Encampment, Town Of	Water Services	\$102.00
Encartele	Jail Data	\$1,950.00
F & S Trucking, Inc	County Rd 404 Base	\$38,000.00
Fatbeam LLC	Fiber/Internet	\$5,259.70
France, Tara	Transcription Services	\$311.25
Fritz Welding & Machine, Inc.	Welding Services	\$125.00
Further	Participant Fees	\$3,911.76
Galls/Quartermaster	Deputy Uniforms	\$220.68
GCR Electronics, LLC	Monthly Site Rent	\$2,121.76
Greenwood Mapping, Inc	GIS Support	\$843.75
Hanna, Town Of	Water Services	\$216.43
Herman, Bobbie	Mileage	\$27.00
High Desert Construction	Rain Gutter/Downspouts	\$728.00
High Plains Power	Electric Services	\$424.94
Iacovetto, Karon	County Cleaning Services	\$16,065.00
Interior Galore	Murray St Cover base Install	\$1,450.00
Intermountain Motor Sales, Inc	Century Motor	\$313.62

Jack's Body & Fender Repair	Towing Services	\$567.00
Jacoby Funeral Home	Indigent Burial	\$1,500.00
James, Barb	Vaccine Clinics	\$472.09
Kaisler, Todd	Mileage	\$54.00
Kaluzny, Emily	Personal Phone Usage	\$30.00
Kilburn Tire Company	Co-336 Tires	\$995.92
King Soopers Customer Charges	Halloween Candy	\$23.03
KTGA/KBDY	Tower Rent	\$150.00
L N Curtis & Sons	Vent Helmet	\$308.00
Laramie Fire Extinguisher	Inspection Services	\$282.00
Lascano, Valerie	Mileage	\$54.00
LexisNexis Matthew Bender Inc	Wy Court Rules Books	\$745.54
Loan Payment Processing Center	Lease Payment	\$1,323.00
M. Gonzales Trucking, Inc.	Mechanic Work	\$2,965.22
Memorial Hospital Of Carbon County	O&M Reimbursement	\$255,339.97
Merback Award Company	Plaque	\$98.58
Mercedes Transcription, Inc	Transcription Services	\$96.25
Merseal Law, LLC	Legal Services	\$5,090.00
Mesa County Sheriff S Office	Civil Service Process Fee	\$42.50
Midwest Card And Id Solutions, LLC	Salamander Live	\$39,383.32
Miller, Dale	Food Reimbursement	\$163.94
Moss, Barbara	Mileage	\$93.60
Motorola Solutions	Milestone 1 50% Of The Contract	\$234,454.00
MPM Corp / Evergreen Disposal	Trash Services	\$130.00
Norco, Inc.	Hood/Escape Resp/Urethane	\$134.32
Northern Truck Equipment Co	O Rings	\$88.03
Novo Benefits	Cobra Rate By Actuary	\$450.00
Offender Watch	Sex Offender Notification	\$160.05
Parker, Elizabeth	Mileage	\$120.10
Perkins Conoco	Fuel	\$164.08
Perkins Oil Co	Fuel	\$2,724.59
Quill Corporation	Misc. Supplies	\$586.57
R.P Lumber Company, Inc.	Misc. Supplies	\$497.75
Rawlins Automotive	Misc. Parts	\$885.27
Rawlins Glass Center, Inc.	Tempered Glass	\$1,290.00
Rawlins Hardware	Electrical Supplies	\$176.13
Rawlins, City Of	Water Services	\$2,370.60
Ricoh USA Inc	IT Copiers	\$536.50
Rocky Mountain Power	Electric Services	\$16,779.40
Rodabaugh, Sherry	Bailiff For Jury Trial Cc	\$75.00
Saratoga Auto Parts, Inc.	Misc. Parts	\$4,793.43

Saratoga Sun	Misc. Ads	\$1,348.50
Saratoga, Town Of	Water Services	\$3.00
Schilling & Winn Pc	Legal Services	\$5,292.78
Security Transport Services, Inc.	Inmate Transport	\$3,393.10
Shepard's	Fuel	\$3,367.10
Shively Hardware	Misc. Supplies	\$1,322.18
Sikes, Melisa	Postage	\$7.95
Skyline Motors, Inc.	Module Kit	\$385.30
South Carolina Dept. Of Mv	Driver Record Fee	\$6.00
Spaulding, Dawnette	Mileage	\$32.48
Staples Advantage	Misc. Supplies	\$1,306.02
State Of Wyoming A & I	State Mainframe Access	\$14.05
State Of Wyoming DCI	Sex Offender Notification	\$25.00
Stinker Stores, Inc.	Fuel	\$14,011.60
Summit Food Service	Jail Meals	\$13,606.60
Sunrise Sanitation Service, LLC.	Trash Services	\$68.00
Surber, Jordyn Ashlee	Legal Services	\$4,206.15
Swanson Services Corporation	Jail Commissary	\$3,110.31
Terminix	Pest Control	\$175.00
The Cowboy Couture	Embroidery Sheriff Patches	\$62.50
Thomson Reuters-West Pymt. Center	Software Subscription	\$832.34
Thos. Y. Pickett & Co., Inc.	Valuation Contract	\$7,000.00
Tin Boy Garage	Mechanic Services	\$335.46
Trapp, Larry W	Personal Vehicle/Mileage	\$1,747.62
Trudiligence, LLC	Background Checks	\$59.95
Tyler Technologies, Inc	It Software Maintenance	\$51,788.17
Tyler Technologies, Inc	Web Hosting	\$275.63
U S Postmaster-Rawlins	Postage Box Renewal	\$390.00
UPRSWDD	Trash Services	\$190.00
Valley Oil Company	Fuel	\$2,410.20
Walker, Deborah C	Patches Sewn	\$56.00
Weickum, Terry	Metal Signs	\$1,350.00
Weiland, Helen	Mileage	\$36.00
Western Plains Business Solutions	Window Envelopes	\$890.00
Western Truck Repair	Airbag	\$239.70
Wex Bank	Fuel	\$438.83
WLC Engineering	Culvert Replacement	\$2,684.20
Wohl, Judith	Mileage	\$71.70
Wy Association Of County Ag Agents	2022 Dues NACAA & WACAA	\$100.00
Wy Dept Of Health	Rental Of State Vehicle	\$80.00
Wy Dept Of Transportation	New Plates For County Vehicles	\$9.00

Wy Machinery Company	Dozer Oil Change Kit	\$326.47
Wy Rents, LLC	Jack Hammer	\$88.00
Wy State Fire Advisory Board	2021 Dues	\$500.00
Wyoming Trader	Social Media Marketing	\$250.00
Yocum, Leo	Mileage	\$24.00

**CONSENT AGENDA**

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. The consent agenda includes the November 16, 2021, regular meeting minutes; monthly receipts from the Planning and Development Department in the amount of \$5,375.00, County Clerk in the amount of \$18,409.50, a bond for Jim D. Copeland, Superintendent for Carbon County School District #2 in the amount of \$50,000.00, a bond for Byron Barkhurst, Carbon County Commissioner in the amount of \$1,000, a bond for Jody J. McClurkin, Treasurer for the City of Rawlins in the amount of \$250,000.00, Tax Roll Correction in the amount of (\$22,228.00) and Notice of Valuation Changes in the amount of (\$112,092.00). Commissioner Moore seconded, and the motion carried unanimously.

**ELECTED OFFICIALS & DEPARTMENT HEADS**

**Buildings & Grounds**

Commissioner Jones moved to surplus a 2000 Ford pickup, VIN: 1FTNX21F7YEC02543. Commissioner Espy seconded, and the motion carried unanimously.

Commissioners Espy moved to waive the procurement policy and accept payment of \$500 from George Ashby for a 2000 Ford pickup, VIN: 1FTNX21F7YEC02543. Commissioner Moore seconded, and the motion carried unanimously.

**Road & Bridge**

Commissioner Barkhurst moved to authorize the chairman’s signature on the Memorandum of Understanding with the Wyoming Department of Transportation for High-Risk Rural Road Project HR22901 for the building and installation of signs throughout the County. Commissioner Jones seconded, and the motion passed unanimously.

Commissioner Espy moved to waive the procurement policy and allow Road & Bridge to purchase an end dump from Floyd’s of Casper as the truck in the amount not to exceed \$119,995.00 in a usable and safe condition is hard to find noting the price of trucks is high due to COVID as well and the need has been proven. Commissioner Moore seconded, and Commissioner Barkhurst asked the cost of a new truck. Commissioner Jones replied that a new truck without a box is \$120,000 and over a year out from ordering. The motion carried unanimously.

**Planning and Zoning**

Commissioner Barkhurst moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for Z.C. Case File #2021-12 – Paul Draves, and Z.C. Case File #2021-13 – Devin Shepard and schedule a public hearing for January 4, 2022, at 11:30 a.m. at the Carbon Building-Courthouse Annex located at 215 W. Buffalo in Rawlins, Wyoming. Commissioner seconded, and the motion carried unanimously.

### **Clerk**

Commissioner Moore moved to approve any commissioner or Clerk Bartlett to sign the application for the life insurance benefit change with Standard. Commissioner Espy seconded, and the motion passed unanimously.

Commissioner Jones moved to appoint Joyce Menke to the Carbon County Senior Services Board for the Elk Mountain seat for an unexpired 3-year term ending March 2022. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Espy moved to regretfully accept Dr. William Scoggin's resignation. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Moore moved to ratify Commissioner Espy's signature on Amendment #2 to the Teledoc Service Agreement effective January 1, 2022. Commissioner Jones seconded, and the motion passed unanimously.

Commissioner Espy moved to approve the Chairman's signature on the Business Associate Agreement for a term as of the Effective Date and shall terminate when all the health information provided is destroyed or returned to Carbon County and the Confidentiality Agreement for a term of three (3) years from the date of termination. Commissioner Jones seconded, and the motion passed unanimously.

Commissioner Jones moved to approve Contract for Services Agreement for Temporary Assistance for Needy Families (TANF) Grant Award for Greater Wyoming Big Brothers and Big Sisters and Boys and Girls Club of Carbon County both for a term of November 3, 2021, through September 30, 2022. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Espy moved to adopt the 2022 Commissioners Meeting Schedule. Commissioner Moore seconded, and the motion carried unanimously.

### **Attorney**

Commissioner Espy moved to authorize the Chairman's signature on the OneWyo Opioid Settlement Memorandum of Agreement relating to the allocation and use of proceeds resulting from the settlement and to register the county for the settlement including any signature needed. Commissioner Barkhurst seconded, and the motion passed unanimously.

**PUBLIC HEARING – Transfer Request of Special Use Permit/Conditional Use Permit #78-52 for the 9 Mile Hill Communication Site transferring from GCR Electronics, LLC to K2 Towers III, LLC**

Chairman Johnson opened a public hearing at 11:14 a.m. to hear Planning & Zoning file Special Use Permit/Conditional Use Permit #78-52 for the 9 Mile Hill Communication Site. In accordance with Chapter 7, Section 7.7.J of the Carbon County Zoning Resolution of 2015, as amended, regarding the Transfer of Conditional Use Permits, previously referred to as Special Use Permits, GCR Electronics, LLC has requested that the Carbon County Board of County Commissioners approve the transfer of Special Use Permit/Conditional Use Permit Case File #78-52 to K2 Towers III, LLC. Located approximately 10 miles north of Rawlins off US HWY287 on the west side. Planner Brugger presented the case.

Chairman Johnson called for comments for or against the case. There being none he closed the hearing at 11:17 a.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2021-43, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission Special Use Permit/Conditional Use Permit #78-52 for the 9 Mile Hill Communication Site. In accordance with Chapter 7, Section 7.7.J of the Carbon County Zoning Resolution of 2015, as amended, regarding the Transfer of Conditional Use Permits, previously referred to as Special Use Permits, GCR Electronics, LLC has requested that the Carbon County Board of County Commissioners approve the transfer of Special Use Permit/Conditional Use Permit Case File #78-52 to K2 Towers III, LLC. Commissioner Barkhurst seconded, and the motion carried unanimously.

**PUBLIC HEARING – C.U.W. Case File#2021-02 - “Foote Creek Wind Energy Project”**

Chairman Johnson opened a public hearing at 11:19 a.m. to hear Planning & Zoning file C.U.W. Case File #2021-02 – Foote Creek North Wind Energy Project. PacifiCorp and various landowners request for a Conditional Use Permit for a Commercial Wind Energy Facility in the Ranching, Agriculture and Mining (RAM) Zone. Currently the Project consists of 64 wind turbines and pad sites. The applicant plans to replace the 64 wind turbines with 11 new turbines. The nameplate capacity will increase from 43.34 MW to 46.2 MW. Planner Brugger presented the case noting representatives from PacifiCorp are present today and would like to speak on the case.

Chairman Johnson called for additional comments for or against the case. There being none the hearing was closed at 12:24 p.m.

Chairman Johnson reopened the public hearing from 12:15 p.m. to hear additional comments. The hearing was closed at 12:29 p.m.

Commissioner Espy moved to table Planning and Zoning Commission C.U.W. Case File #2021-02 – Foote Creek North Wind Energy Project. PacifiCorp and various landowners request for a Conditional Use Permit for a Commercial Wind Energy Facility in the Ranching, Agriculture and

Mining (RAM) Zone. Commissioner Moore seconded, and Attorney Davis confirmed the case can be tabled for up to 45 days therefore it would be heard again January 18, 2022. The motion carried unanimously.

### **TREASURER APPOINTMENT**

Commissioner Espy moved to appoint Lindsey West as Carbon County Treasurer effective immediately. Commissioner Jones seconded, and the motion carried unanimously.

### **Commissioners**

Commissioner Barkhurst moved to ratify Vice Chairwoman Sue Jones' signature on the Agreement for Consultant Services with Airport IFE Services, Inc to do an independent review of the engineering fees on the Dixon Airport Fence Relocation Project in the amount of \$2,350.00. Commissioner Espy seconded, and the motion passed unanimously.

Commissioner Jones moved to approve the Chairman's signature on the Dixon Airport Federal Financial Report and the Request for Advance or Reimbursement. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Moore moved to approve the Chairman's or attorney's signature on the Agreement with WLC Engineering & Surveying so survey the Dixon Airport for the Parcel 9B Survey Project for an amount not to exceed \$5,750.00. Commissioner Espy seconded, and the motion passed unanimously.

### **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 1:47 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 2:36 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Moore seconded, and the motion carried unanimously.

### **Commissioners**

Commissioner Jones moved to adopt Resolution 2021-44, A Resolution for Emergency Zoning Moratorium on Commercial Scale Energy Facilities in the Medicine Bow Pronghorn Herd Unit and allow the attorney to include a grandfather clause with the final resolution pending legal review. Commissioner Moore seconded, and Commissioner Espy noted he will vote no because wind in WY is defined as a property right. The motion failed with Chairman Johnson and Commissioner Jones voting for the motion and Commissioners Espy, Moore and Barkhurst voting against.

### **CARBON COUNTY YOUTH CRISIS CENTER – VOLUNTEERS OF AMERICA**



Commissioner Jones moved to authorize any commissioner to sign the Agreement between Carbon County and Volunteers of America for the operation of the Carbon County Youth Crisis Center for a term through June 30, 2027, pending legal review. Commissioner Moore seconded, and the motion passed unanimously.

Commissioner Jones moved to authorize any commissioner and the Lease Agreement with Volunteers of America for the Carbon County Youth Crisis Center facility in Rawlins for a term through June 30, 2027. Commissioner Moore seconded, and the motion carried unanimously.

### **ADJOURNMENT**

Commissioner Espy moved to adjourn the meeting at 4:02 p.m. Commissioner Moore seconded, and the motion carried unanimously.

A regular meeting of this Board will be held January 4, 2022, at 9:00 a.m., at the Carbon Building-Courthouse Annex, Room 240A, located at 215 West Buffalo, 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 21<sup>st</sup> day of December 2021.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Willing John Johnson, Chairman