

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, December 7, 2010
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 7, 2010 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Vice Chairman Jerry Paxton; Commissioner Charles Young; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett.

Chairman Weickum called the meeting to order at 9:07 a.m.

Dr. Young joined the meeting at 9:10 a.m.

VOUCHERS

Commissioner Young moved to approve the report of expenditures in the amount of \$690,328.13. Commissioner Paxton seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
AIRPORT DEVELOPMENT GROUP	AIRPORT MASTER PLAN	\$46,602.95
ALL IN ONE	BUILDING MAINTENANCE	\$650.00
ALSCO, AMERICAN LINEN DIVISION	FLOOR MATS	\$241.35
AMERIGAS	PROPANE SERVICES	\$567.78
AVAYA, INC	TELEPHONE SERVICES	\$98.01
BAGGS, TOWN OF	WATER SERVICES	\$1.88
BANK OF COMMERCE (ACH)	ACH FEES	\$60.00
BANK OF COMMERCE (DEBIT CARD)	VARIOUS CHARGES/LEASE PYMTS	\$159,539.34
BANK OF THE WEST-LEASE PMT	LEASE PAYMENT	\$72,354.44
BOB BARKER COMPANY, INC.	SUPPLIES	\$1,360.13
BRAUN, LORNA	MILEAGE	\$11.00
BRESNAN COMMUNICATIONS	CABLE SERVICES/FIBER LINE	\$2,649.70
BROWN & HISER LLC	PROFESSIONAL SERVICES	\$1,040.00
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$276.94
BUSEY, BILL	BUILDING MAINTENANCE	\$75.00
C N A SURETY	VARIOUS BONDS	\$2,000.00
CARBON COUNTY CORONER	CORONER CONFERENCE	\$25.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$713.71
CARBON MERCANTILE CORPORATION	SHERIFF UNIFORMS	\$624.00
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$869.90
CASPER WINNELSON CO	SUPPLIES	\$2,387.53
CATERPILLAR FINANCIAL SVCS CORP	LEASE PAYMENT	\$129,209.11
CBM FOOD SERVICE	JAIL FOOD	\$11,074.65
CDW GOVERNMENT, INC.	SUPPLIES	\$215.31
CENTURY LINK	TELEPHONE SERVICES	\$116.63
CESKO, DAVID MD	MEDICAL SERVICES	\$1,205.00
CHAMBERS, JOHN D., P.C.	LEGAL SERVICES	\$84.00
CHILDRESS ELECTRIC INC	BUILDING MAINTENANCE	\$36.93
COLONIAL FLAG	SUPPLIES	\$241.88
COMPUTER GENERATED SOLUTIONS	UNLIMITED MAILBOX SERVICE	\$50.00
COOKS CORRECTIONAL	SUPPLIES	\$241.66
COWBOY SUPPLY HOUSE	SUPPLIES	\$354.68
CULLIGAN WATER CONDITIONING	SUPPLIES	\$346.50
CYR, NANCY	MILEAGE	\$108.50
DAILY TIMES	NEWSPAPER ADS	\$577.53
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$166.69
DANIELS, WANDA J	ELECTION DAY	\$145.00
DEHERRERA & BACH LAW CENTER	LEGAL SERVICES	\$1,922.00
DELEON, JOHN	LEGAL SERVICES	\$2,682.50
DIXON, TOWN OF	WATER SERVICES	\$166.00
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$138.41
E & H PLUMBING & HANDYMAN	BUILDING MAINTENANCE	\$661.50
EAGLE UNIFORM SUPPLY	FLOOR MATS	\$215.81
EASTMAN, PATRICK	MILEAGE	\$28.80

ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$103.00
ERICKSON & ROBERTS	LEGAL SERVICES	\$926.30
FARMER BROTHERS COFFEE	SUPPLIES	\$182.92
FEDERAL PUBLISHING	COMPLIANCE JOURNAL	\$278.50
FOX, SID	WORKSHOP/MEALS	\$64.00
FREMONT MOTORS - RAWLINS	VEHICLE MAINTENANCE	\$364.40
GALLS, AN ARAMARK COMPANY	SUPPLIES	\$225.92
GASES PLUS	SUPPLIES	\$100.24
GCR ELECTRONICS, LLC	MONTHLY SITE RENTALS	\$900.00
GOLDEN, MARY	MILEAGE	\$41.00
GOSVENOR, MAXINE	MILEAGE	\$36.00
GRAINGER	SUPPLIES	\$283.59
GRAPHIC SPORTS	ENVELOPES	\$345.70
HAGOOD, VICKI	MILEAGE	\$18.10
HAYS, STEPHEN DDS	DENTAL SERVICES	\$149.00
HEIMAN FIRE DEPARTMENT	SUPPLIES	\$191.55
HERRING, LACEY	SUPPLIES	\$54.34
HERRING, PAUL	GREASE	\$132.72
HETTGAR, BRIDGET M RN	SUPPLIES/MEAL	\$27.51
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$49.73
HIGH PLAINS VISION CENTER	VISION SERVICES	\$947.00
HILLCREST SPRING WATER, INC.	SUPPLIES	\$29.80
HILLTOP LUBE & AUTOMOTIVE	VEHICLE MAINTENANCE	\$52.00
HOWARD SUPPLY COMPANY	SUPPLIES	\$112.94
IKON OFFICE SOLUTIONS	IT COPIERS	\$1,482.40
IMPERIAL FASTENER CO., INC.	SUPPLIES	\$135.00
INTERMOUNTAIN RECORD CENTER INC.	MICROFILMING	\$215.92
J H KASPAR OIL COMPANY	FUEL	\$3,706.57
JACK'S BODY & FENDER REPAIR	VEHICLE MAINTENANCE	\$50.00
JACKALOPE PRINTING	SUPPLIES	\$636.15
JERRY'S DONUTS	SUPPLIES	\$20.88
JOURNAL WATCH	MAGAZINE RENEWAL	\$78.00
JUVE, JANE H	LEGAL SERVICES	\$1,876.28
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$34.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$1,800.69
KINETIC LEASING	LEASE PAYMENTS	\$129,650.00
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$111.14
KONE ELEVATORS ESCALATORS	ELEVATOR MAINTENANCE	\$1,476.19
L & L ELECTRIC	BUILDING MAINTENANCE	\$396.10
LEXBO LLC	OFFICE RENTAL	\$450.00
LINDSEY, ANN, MSW, LCSW	SUPPORT GROUP	\$750.00
LONG BUILDING TECHNOLOGIES, INC.	HVAC AGREEMENT/REPAIRS	\$10,900.03
MACPHERSON, KELLY & THOMPSON, LLC	LEGAL SERVICES	\$701.31
MARTINEZ, JANICE	SUPPLIES	\$35.33
MASSEY, SHERRY	ADMINISTRATION FEES	\$45.00
MATTHEW BENDER & CO, INC.	WY COURT RULES	\$32.47
MCCARTNEY, MARION E.	ELECTION DAY	\$145.00
MEDICINE BOW, TOWN OF	WATER SERVICES	\$54.00
MENDOZA, TERRI	INTERPRETER SERVICES	\$25.00
MERBACK AWARD COMPANY	SUPPLIES	\$178.30
MERCK & COMPANY, INC.	PUBLIC HEALTH VACCINE	\$106.13
MOELLER, MARIE	CLEANING SERVICES	\$234.00
MOORE MEDICAL CORP.	SUPPLIES	\$21.69
MORBIDITY & MORTALITY	MAGAZINE SUBSCRIPTION	\$189.00
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$20.00
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$2,550.00
NATIONAL BUSINESS SYSTEMS	PROFESSIONAL SERVICES	\$1,028.67
NEVE'S UNIFORMS	SUPPLIES	\$74.89
OFFICE DEPOT	OFFICE SUPPLIES	\$202.27
PAGE ONE	TELEPHONE SERVICES	\$264.88
PARTSMASTER	SUPPLIES	\$89.37
PENCE AND MACMILLAN LLC	LEGAL SERVICES	\$1,304.51
PERKINS OIL CO	SUPPLIES	\$2,556.01
PERSONNEL CONCEPTS	SUPPLIES	\$51.80
PFC PRODUCTS, INC	SUPPLIES	\$164.95
PHILLIPS 66-CONOCO-76	FUEL	\$824.83

PICKETT, THOMAS Y	VALUATION CONTRACT	\$5,250.00
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	\$150.00
PRO-CHEM INDUSTRIAL, LLC	CLEANING SUPPLIES	\$590.78
QUALITY INN	MOTEL CHARGES	\$72.79
QUILL CORPORATION	SUPPLIES	\$1,154.54
QWEST	TELEPHONE SERVICES	\$465.14
QWEST-PHOENIX	TELEPHONE SERVICES	\$665.82
RAWLINS AUTOMOTIVE	SUPPLIES	\$338.80
RAWLINS EYE CARE	VISION SERVICES	\$225.00
RAWLINS FAMILY REC CENTER	FACILITY RENTAL	\$100.00
RAWLINS GLASS	GLASS REPAIRS	\$229.00
RAWLINS URGENT CARE	MEDICAL SERVICES	\$395.00
RAWLINS, CITY OF	WATER SERVICES	\$896.89
RELIABLE	SUPPLIES	\$131.94
RIVER STREET MOTOR CO	VEHICLE MAINTENANCE	\$57.48
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$5,188.32
ROSTAD MORTUARY	CASKET	\$1,099.00
RYAN ELECTRONICS INC	CONTRACT FEE/SUPPLIES	\$4,092.29
SAENZ, DIANE	MEAL/SUPPLIES	\$14.53
SARATOGA AUTO PARTS, INC.	PARTS	\$167.83
SHEA, DIXIE F	MILEAGE	\$24.00
SHELL FLEET PLUS	FUEL	\$164.41
SHERIFF OF MCKENZIE COUNTY	SERVICE FEE/MILEAGE	\$109.00
SHIVELY HARDWARE	SUPPLIES	\$340.17
SINCLAIR, TOWN OF	WYDOT SINCLAIR 12TH ST	\$3,888.50
SOURCE GAS	GAS SERVICES	\$7,757.87
SPILLMAN TECHNOLOGIES	YEARLY MAINTENANCE	\$22,731.00
STANLEY SECURITY SOLUTIONS	BUILDING MAINTENANCE	\$200.00
STAR AWARDS & SIGNS	SUPPLIES	\$59.26
SWEET, JEFFREY C DDS PC	DENTAL SERVICES	\$575.00
TERMINIX	PEST CONTROL	\$161.00
TRAVEL CENTERS OF AMERICA	MEALS	\$179.82
TRENT & WILKERSON LAW OFFICE, LLC	LEGAL SERVICES	\$532.00
TRUE VALUE OF RAWLINS	SUPPLIES	\$1,258.21
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$921.39
UPS	POSTAGE	\$3.42
UTILITY BILL SOLUTIONS GROUP	SOURCE GAS/DTE SAVINGS	\$1,946.87
VAN'S WHOLESALE LLC	SUPPLIES	\$1,010.38
VERAMARK TECHNOLOGIES, INC	ECAS SOFTWARE MAINTENANCE	\$670.00
WELLS, JACQUELIN	MILEAGE	\$79.50
WEST PAYMENT CENTER	SUBSCRIPTION CHARGES	\$574.13
WESTERN TRUCK REPAIR	PARTS	\$464.01
WILKERSON, JAMES A IV M.D.	AUTOPSY FEES	\$1,065.00
WILSON, MARGARET	PATCHES	\$24.00
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	\$1,410.00
WY ATTORNEY GENERAL	OCT UNEXPENDED FUNDS	\$11.43
WY COUNTY ASSESSOR'S ASSOCIATION	MEALS	\$45.81
WY DEPT OF ENVIRONMENTAL QUALITY	YEARLY TANK FEES	\$50.00
WY DIESEL SERVICE	PARTS	\$16.70
WY MACHINERY COMPANY	SUPPLIES	\$5,041.13
WY PEACE OFFICERS ASSOC	2011 MEMBERSHIP	\$570.00
WY STATIONERY	SUPPLIES	\$3,129.11
WY TAXPAYERS ASSOCIATION	2010-2011 WTA MEMBERSHIP	\$100.00
WYOMING.COM	INTERNET SERVICES	\$239.40
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$356.69
YOCUM, LEO	MILEAGE	\$24.00
ZAMORA, JOAN E.	MEALS	\$550.00
ZERO TO THREE BULLETIN	JOURNAL RENEWAL	\$138.00
ZIRMED, INC	PROFESSIONAL FEES	\$199.00
GRAND TOTAL		\$690,328.13

CLERK

Minutes

Commissioner Young moved to approve the minutes of the November 16, 2010 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Monthly Receipts

Commissioner Young moved to approve the report of Department of Planning and Zoning receipts for the month of November 2010 in the amount of \$702.06 and Carbon County Clerk Statement of Fees Collected for the month of November 2010 in the amount of \$15,433.50. Commissioner Paxton seconded and the motion carried unanimously.

Bonds

Commissioner Young moved to approve a bond for Gwynn Bartlett, Carbon County Clerk in the amount of \$4,000.00, a bond for Sheryl R. Snider, Carbon County Assessor in the amount of \$5,000.00, and a bond for Jerry Colson, Carbon County Sheriff in the amount of \$4,000.00. Commissioner Paxton seconded and the motion carried unanimously.

Wyoming County Commissioners (WCCA) Spring Meeting

Clerk Bartlett asked if the BOCC had decided if they would like to have the welcome reception at the Old Penitentiary or somewhere else. The BOCC stated they would like to have it at the Old Penitentiary for Wednesday night. The BOCC discussed having a contract for the entertainment stating the time in which they will entertain and amount to pay them.

Chairman Weickum left the meeting at 9:30 a.m.

Elk Mountain Election Update

Clerk Bartlett advised the special election for the Elk Mountain mayoral race was held on November 23 and Morgan Irene was declared the winner.

Wyoming Business Council Grant – Skyline Acres

Clerk Bartlett provided an update on the city grant match. Clerk Bartlett stated the city match would be about \$6,000.00.

Board Resignation

Commissioner Young moved to accept the resignation of Leo Chapman from the Carbon County Weed and Pest Board effective December 31, 2010. Commissioner Paxton seconded and the motion carried unanimously.

Telecommunications System Lease

Clerk Bartlett advised that final payment has been made on the Telecommunications System lease.

Elected Officials

Clerk Bartlett advised the recently elected officials are scheduled to be sworn into office by Judge Waldrip on January 3 at 8:30 a.m. She noted that Commissioner Paxton can take his oath on January 4 as he will be in Rawlins for the BOCC meeting. Commissioner Paxton stated that he would be there on January 3.

Chairman Weickum returned to the meeting at 9:35 a.m.

Carbon County Life Insurance

Clerk Bartlett discussed life insurance comparisons for Carbon County. She advised group life and Accidental Death & Dismemberment Insurance with Unum Life Insurance Company is 35% less than Lincoln Financial who the county is currently with at \$264.00 a month. She has asked for a two year rate guarantee which will be under two separate billings.

Commissioner Paxton moved to approve the Chairman's signature on the application for Unum Life Insurance, one for employees and one for subsidiaries effective upon termination of Lincoln Financial. Commissioner Young seconded and the motion carried unanimously.

Emergency Management

Commissioner Paxton moved to reappoint John Zeiger, Emergency Management Coordinator for Carbon County for a term of four years. Commissioner Young seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Treasurer

County Treasurer, Cindy Baldwin reported \$543,039.86 is in the E911 account and Memorial Hospital of Carbon County (MHCC) currently has \$364,134.80 in their levy account as of today with all invoices approved being paid.

Treasurer Baldwin reported that with the 45% discount for the specific purpose tax bonds, a savings on the current payment of \$270,779.00 was realized. The same type of bonds should be sold for the county's specific purpose tax project at MHCC. There was discussion of selling bonds to pay the county's leases for the hospital's energy savings project.

Treasurer Baldwin updated the amount of rebates she has dispersed this fiscal year.

Assessor

Assessor Sheryl Snider updated the board on notice of valuation changes and presented several rebates and abatements for the Chairman's signature.

Attorney

Deputy Attorney Mike Kelly reported the county has requested to be a participating agency with the Bureau of Land Management for the Lost Creek uranium mine and the Sand Hills / JO Ranch.

Deputy Attorney Kelly presented purchase agreements for the Hanna Senior Center and Hanna Fire Hall. He noted by signing, the county is agreeing to reimburse the town for the appraisal costs of approximately \$3,000.00. There is also a survey of the property included showing the fire hall property at .49 acres and the agreement shows a slight shortage at only .47 acres and that the county is only getting half the lot the Senior Center is sitting on.

Commissioner Paxton moved to approve a Land and Personal Property Purchase Agreement Between the Town of Hanna Wyoming and the County of Carbon, Wyoming for purchase of the Hanna Senior Center and the Hanna Fire Hall. Commissioner Young seconded and the motion carried unanimously.

Deputy Attorney Kelly stated a closing date will now be set.

Energy Minerals County Coalition (EMCC)

Ken Kerns of the EMCC provided an overview of his socioeconomic impact study regarding wind development in Carbon County and the state of Wyoming.

ELECTED OFFICIALS / DEPARTMENT HEADS

Fire Department

Larry Trapp, Deputy Fire Warden, reported that Wamsutter's fire truck was totaled in an accident yesterday and that the county has a 1979 Ford 800 fire truck they could possibly lease or sell the truck to them. The BOCC stated they would be willing to lease the vehicle to them for an interim period. The BOCC requested Deputy Attorney Kelly draft a lease if requested.

Emergency Management

Emergency Management Coordinator, John Zeiger presented an agreement for the preparation of Emergency Action Plans for five dams in Carbon County.

Commissioner Young moved to approve the Agreement Between the Wyoming State Engineer's Office and Carbon County for the preparation of Emergency Action Plans for the following dams in Carbon County, Wyoming: South Springs Creek Reservoir (P2508R), North Spring Creek Reservoir (P6065R), Silver Lake Reservoir (P3763R), Cow Creek Lake Reservoir (P5486R), and Turpin Park Reservoir (P6155R), noting it is effective through December 31, 2012. Commissioner Paxton seconded and the motion carried unanimously.

Planning

County Planning Director, Sid Fox discussed the wind energy facilities-overlay district and comments he and the Planning Commission's attorney Jim Bell have noted on the document. He also presented a revised Zoning Resolution including the sexually oriented business chapter. Mr. Fox also distributed the Carbon County Comprehensive Land Use Plan.

Sheriff

Sheriff Jerry Colson presented an ankle monitoring contract and noted it was reviewed by Deputy Attorney Kelly who recommended approval.

Commissioner Paxton moved to approve Amendment No. 1, to the Monitoring Service Agreement, Agreement No. 100201T1, Between BI Incorporation and Carbon County Sheriff's Department regarding ankle monitoring systems. Commissioner Young seconded and the motion carried unanimously.

The approved amendment included an Exacutrack Service Agreement, Agreement No. 062409LF1.

911 SYSTEM

Undersheriff Mike Morris opened three sealed bids for the 911 System for the Carbon County Sheriff's Office. ISC bid \$251,863.55 with options of \$37,890.00. Cowboy Communications bid however there were numerous options and a final figure was not read. Ryan Electronics (Motorola) bid \$403,383.00 plus annual costs for software support.

Undersheriff Morris, opened one sealed bid for the Spillman software upgrades from Spillman Technologies in the amount of \$149,112.00 including the first year of maintenance and the second year of maintenance would cost an additional \$8,442.00. Undersheriff Morris stated he would discuss the bids with Sheriff Jerry Colson and IT Director Matt Webster and return with a recommendation at a future meeting for the 911 system. Undersheriff Morris will return later today with the final cost for Cowboy Communications total bid.

ELECTED OFFICIALS / DEPARTMENT HEADS

Sheriff

Sheriff Colson discussed competitive bids he obtained for a security wall on the third floor of the Courthouse. He noted all bidders received the same schematic documents and that the project would be paid for with Homeland Security funds. Bids were from Cowboy Communications of \$8,908.00, LM Olson bid \$12,500.00, Shepard Construction bid \$16,180.00, and Energy

Construction bid \$24,950.00. Sheriff Colson noted that Cowboy Communications is a licensed electrical contractor and that the City of Rawlins would not issue a building permit without proof of a general contractor's license therefore he recommends accepting the bid from LM Olson as they are a general contractor. Ryan Kudera of Cowboy Communications was present and noted that per his discussion with the City, he would not have to provide the City the general contractor permit as a building permit is not necessarily needed.

Commissioner Paxton moved to accept the bid from LM Olson in the amount of \$12,500.00 to construct a security wall in the Courthouse noting that potential problems associated with the low bidder were considered. Commissioner Young seconded and the motion carried unanimously.

RECESS

Chairman Weickum called a recess at 11:08 a.m. and reconvened at 11:14 a.m.

Road & Bridge

Road & Bridge Superintendent, Bill Nation, updated the BOCC on the high risk rural road program on County Road #291 stating the project should be done within the week. A subcontractor has been chosen for the second phase of Forest Highway 26, a/k/a Sage Creek Road and the project should be bid early spring. Mr. Nation discussed a sub station / gathering point in the Medicine Bow area near County Road #161 and that he may be proposing upgrades to 10 miles of this road including a new bridge at the expense of the project company. Mr. Nation reported Neighbors Drilling is currently drilling for oil south of Rawlins.

Mr. Nation reported he is working with other counties in Colorado regarding snow removal and road maintenance that will be legally sufficient.

Sheriff 911 Bids

Undersheriff Morris stated the Cowboy Communications bid was not complete as it only deals with the networking portion of it therefore he recommends it not be considered.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Dan Jessop, MHCC Chief Executive Officer, Rick White, MHCC Chief Financial Officer, and Mike Bradford, MHCC Board member, overviewed MHCC's financial information. Mr. Jessop stated 60 days of cash on hand is ideal for a hospital and MHCC has approximately 22 days of cash.

Mr. Jessop reported that MHCC presented estimates of what MHCC would like set aside in their levy account to build up a reserve based on various estimates of the levy noting the goal would be to have the equivalent of one year's depreciation expense or \$1 million.

Mr. Jessop discussed a three year strategic plan MHCC is working on and stated it would be presented upon completion early next year.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 11:49 a.m. with Clerk Bartlett, Sid Fox, Bill Nation, and Deputy Attorney Mike Kelly to discuss potential litigation and other matters considered confidential by law. Commissioner Young seconded and the motion carried unanimously

Sid Fox and Bill Nation left the session at 12:20 p.m.

Commissioner Paxton moved to come out of executive session at 12:31 p.m. and that the minutes of the session be approved as written and sealed and declared that no action was taken during the session. Commissioner Young seconded and the motion carried unanimously.

RECESS

Chairman Weickum recessed for lunch at 12:31 p.m. and reconvened at 1:33 p.m.

PLANNING & ZONING

Public Hearing Z.C. Case File No. 2010-03

Chairman Weickum opened a public hearing at 1:33 p.m. to hear Planning & Zoning Z.C. Case File No. 2010-03. Sid Fox, Planning Director presented Z.C. Case File No. 2010-03 – Jonathan and Carrie Haberkorn’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on Tract 50, Overlook Retreat Subdivision, located on U.S. Forest Service Road 105 approximately one mile north of Turpin Reservoir.

Chairman Weickum called for comments for or against this case. Deputy Attorney Kelly asked Mr. Fox if a density would be required. Mr. Fox stated that the size of the lot would be used to minimize the opportunity for re-subdividing. There being no public comments, Chairman Weickum closed the public hearing at 1:42 p.m.

Commissioner Paxton moved to approve Planning & Zoning Z.C. Case File No. 2010-03, Jonathan and Carrie Haberkorn’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on Tract 50, Overlook Retreat Subdivision, located on U.S. Forest Service Road 105 approximately one mile north of Turpin Reservoir. Commissioner Young seconded and the motion carried unanimously.

Commissioner Young moved to approve Resolution No. 2010-38, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2010-03. Commissioner Paxton seconded and the motion carried unanimously.

Resolution No. 2010 - 38

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

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b) and (c), the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 1, 2010, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

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

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

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, as amended and subsequent amendments 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, December 7, 2010; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan; and the Carbon County Zoning Resolution of 2003, as amended; and

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

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

(1) Z.C. Case File #2010-03 – Jonathan and Carrie Haberkorn (Applicants and Owners):

Zone change request from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on Tract 50 located in the Overlook Retreat Subdivision. The density for the FPSR zoning district being a maximum of one (1) single-family dwelling unit and associated structures permitted on Tract 50. The FPSR Zone allows seasonal recreational and residential activities. Overlook Retreat Subdivision is located on U.S. Forest Service Road #105 about one (1) mile north of Turpin Reservoir.

Legal Description:

Tract 50, Overlook Retreat Subdivision, Section 14, Township 17 North, Range 80 West, 6th P.M., Carbon County, Wyoming. SUBJECT, HOWEVER, to all easements, reservations, restrictions, rights-of-way and other matters of record or apparent upon the ground.

Density:

Pursuant to the recommendations of the Carbon County Planning and Zoning Commission and the Forestry Production and Seasonal Recreation (FPSR) zone district: Density on the subject parcel shall not exceed one (1) single family dwelling unit and associated structures on Tract 50, Overlook Retreat Subdivision.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

1. That the Carbon County Commissioners, hereby adopt these amendment(s) as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on Tract 50, Overlook Retreat Subdivision.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7th day of December, 2010.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Charles C. Young, M.D.

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Certification of Z.C. Case File No. 2010-04

Mr. Fox presented the Certification of Recommended Action for Z.C. Case File No. 2010-04.

Commissioner Paxton moved to schedule a public hearing for January 4, 2011 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming to hear Z.C. Case File No. 2010-04, Robert and Patricia Haigh's request for a Zone Change from Residential (RD) to Rural Residential Agriculture (RRA) on approximately 7.23 acres. Commissioner Young seconded and the motion carried unanimously.

Addressing Update

Thomas Powell reported he has been working on address blocks for the new E911 system and once that is finished he will go back to focusing on rural addressing.

RAWLINS-CARBON COUNTY AIRPORT

Rex Baldwin from the Rawlins-Carbon County Airport Board reported that the Wyoming Department of Transportation, Aeronautics Division is soliciting interest in the 2011 group seal coat and marking program. He stated this work will be scheduled for the summer of 2011 and requested funds be committed for the next fiscal year from the county in the amount of \$6,500.00 and noted that the city will pay this same amount. He advised that requests to participate in this project need to be submitted to WYDOT by December 17. The BOCC agreed to use special projects funds for the match. Mr. Baldwin reported he will meet with the City Council tonight about their portion of the match.

C.C. FIELD ARCHERS

Larry Durkan, C.C. Field Archers, presented an engineering plan for a proposed Seminoe State Park Archery Course. He requested partnership from the county by paying for half of the course with a maximum of \$30,000.00. Commissioner Paxton asked if Mr. Durkan had contacted the Recreation Boards yet and the BOCC suggested he do so as well as contacting the Carbon County Visitor's Council. The BOCC noted that no commitment is being made at this time but encouraged Mr. Durkan to make a budget request during the county's regular budget cycle. Mr. Durkan also stated the group wants to purchase the old skating rink for an indoor shooting range.

COMMISSIONER DISCUSSION

Commissioner Paxton reported he and Leo Chapman recently attended the Wyoming County Commissioners Association meeting and provided an overview of the meeting.

Commissioner Paxton moved to authorize the Chairman's signature on an engagement letter to Standard & Poors. Commissioner Young seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 2:51 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 21st day of December 2010

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman