

**REPORT TO THE  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, August 4, 2014  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, August 4, 2014 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were; Chairman Leo Chapman; Vice Chairman John Espy; Commissioners Lindy Glode, Sue Jones and John Johnson.

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

**ADDITIONS / CORRECTIONS**

Commissioner Espy moved to add the following to the agenda; Joint Fire Protection District Agreement, reinsurance carrier for the county's health insurance plan under Clerk, magnesium chloride on county roads and Federal Lands Highway Agreement under Road & Bridge. Commissioner Johnson seconded and the motion carried unanimously.

**VOUCHERS**

Commissioner Jones moved to approve the report of expenditures in the amount of \$247,184.92. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Espy moved to approve payment to Rawlins Automotive for \$237.97; Shively Hardware for \$49.34 and True Value of Rawlins for \$1,603.58. Commissioner Jones seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

Vendor	Detail Line Description	Total
ALCO	PAPER	\$17.38
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$252.72
AVFUEL CORPORATION	AVIATION FUEL	\$5,481.81
BESEL, KEN	MILEAGE	\$24.00
BIG BALE COMPANY	SKID STEER REPAIRS	\$244.35
BI-RITE PHARMACY	PRESCRIPTIONS	\$4,183.91
BI-RITE SPORTING GOODS	SUPPLIES	\$99.99
BOB BARKER COMPANY, INC.	SUPPLIES	\$244.83
BROWN, AMANDA	MILEAGE	\$10.00
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$50.51
BURKHART, CINDY	MILEAGE/SUPPLIES	\$51.51
CANDY MOUNTAIN	WATER/EQUIPMENT RENTAL	\$45.00
CARBON COUNTY 4-H	PARADE SUPPLIES	\$93.09
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$306.28

CASPER WINNELSON CO	SUPPLIES	\$280.68
CBM FOOD SERVICE	JAIL MEALS	\$11,875.65
CDW GOVERNMENT, INC.	CARD READER/PRINTER	\$125.72
CENTRAL RESTAURANT PRODUCTS	SUPPLIES	\$92.00
CENTURY LINK	TELEPHONE	\$68.33
CESKO FAMILY MEDICINE, PC	MEDICAL SERVICES	\$80.00
CHARTER COMMUNICATIONS	CABLE SERVICES	\$32.20
CNA SURETY	BONDS	\$250.00
CO CUSTOMWARE USER GROUP INC.	2014 ANNUAL DUES	\$150.00
CRAIG, CATHY	MEALS/SUPPLIES	\$15.23
CULLIGAN WATER CONDITIONING	SALT	\$402.50
CUSTOM CREATIONS	SHERIFF HATS	\$352.00
DAILY TIMES	NEWSPAPER ADS	\$646.80
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$30.75
DIRTY BOYZ SANITATION, INC	GARBAGE SERVICES	\$376.00
DIXON, TOWN OF	WATER/SEWER	\$260.00
DJ'S	AUTO GLASS REPAIR	\$40.00
DOI/BLM - ROCK SPRINGS	CONTRIBUTIONS	\$500.00
EICHENBERGER, MELISSA	MILEAGE	\$1,360.00
ELK MOUNTAIN, TOWN OF	SERVICE AGREEMENT	\$1,000.00
EMERGENCY MEDICAL PRODUCTS, INC.	SUPPLIES	\$174.50
ERICKSON & ROBERTS	LEGAL SERVICES	\$324.98
FARMER BROTHERS COFFEE	COFFEE/SUGAR	\$107.34
FREEMAN, SAM	FUELS MITIGATION	\$663.98
FREMONT MOTORS - RAWLINS	VEHICLE MAINTENANCE	\$1,935.80
FRUDE, CANDICE	MILEAGE	\$59.50
GALLS/QUARTERMASTER	EMBROIDERY	\$146.00
GOLDEN, MARY	MILEAGE	\$38.50
GRAINGER	SUPPLIES	\$484.11
GSA	FIRE SUPPLIES	\$430.40
HAGOOD, VICKI	MILEAGE	\$47.50
HERRING, ROS	LAWN CARE	\$175.00
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$394.85
HILLTOP CONOCO	FUEL	\$75.94
HORIZONS UNLIMITED, LLC	SUPPLIES	\$84.00
INDEPENDENT TABULATION, INC.	SUPPLIES	\$130.53
ISC, INC	EQUIPMENT MTCE/MONITORING	\$20,000.00
J H KASPAR OIL COMPANY	FUEL	\$6,638.45
JACKALOPE PRINTING	PRINTING	\$30.50
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$36.00
KILBURN TIRE COMPANY	VEHICLE MAINTENENCE	\$1,957.10
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$119.58
L & L ELECTRIC	ELECTRICAL REPAIRS	\$600.10
L N CURTIS & SONS	GLOVES	\$83.41

LINCOLN COUNTY DISTRICT COURT	CERTIFICATION & COPY FEES	\$52.75
LOCAL GOVERNMENT LIABILITY POOL	FY 15 CONTRIBUTION	\$500.00
LOPEZ, TOM	FUELS MITIGATION	\$2,100.00
LOVE AND LOGIC INSTITUTE INC., THE	SUPPLIES	\$315.99
MATTHEW BENDER & CO, INC.	WY STATUTES SUPPLEMENT	\$926.16
MERBACK AWARD COMPANY	PLAQUE	\$80.10
MORT'S AUTOMOTIVE	SUPPLIES	\$275.00
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$128.00
MY OFFICE ETC.	SUPPLIES	\$1,366.88
NEWMAN TRAFFIC SIGNS	SIGNS	\$166.94
O'REILLY AUTO PARTS	BUS PARTS	\$195.69
P M P C ENGINEERING	HARSHMAN STREET EXTENSION	\$13,377.81
PERKINS OIL CO	FUEL	\$496.91
PICKETT, CHAD	MILEAGE	\$40.20
PITNEY BOWES	EQUIPMENT RENTAL	\$357.78
PLATTE VALLEY BANK	CITY OF RAWLINS RETAINAGE	\$28,915.83
PLATTE VALLEY MEDICAL CLINIC	MEDICAL SERVICES	\$98.00
POTTER, JORDAN	LAWN CARE	\$30.00
PRIORITY DISPATCH	SUPPLIES	\$110.00
PROFORMA	BADGES	\$563.74
PUBLIC SAFETY CENTER, INC	SUPPLIES	\$682.69
QUESTAR GAS	GAS SERVICE	\$11.00
QUILL CORPORATION	SUPPLIES	\$1,473.81
RAWLINS AUTOMOTIVE	PARTS	\$237.97
RAWLINS EASTSIDE CARWASH	WASH CARDS	\$24.30
RAWLINS EYE CARE	EYE CARE	\$225.00
RAWLINS FIRE EXTINGUISHER	INSPECTIONS	\$59.50
RAWLINS, CITY OF	WATER SERVICES	\$6,107.50
REMICK, SHELIA	POSTAGE/PAPER/MILEAGE	\$236.16
RIVERSIDE GARAGE & CABINS	SUPPLIES	\$43.53
ROCKY MOUNTAIN INFO NETWORK	MEMBERSHIP/SUBSCRIPTION	\$100.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$18,758.09
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE	\$79.97
RYAN PARK V F D	MEALS/MOTEL	\$1,147.20
SARATOGA AUTO GLASS	GLASS REPAIRS	\$175.00
SARATOGA AUTO PARTS, INC.	PARTS	\$151.49
SCHAEFFER MFG CO	OIL	\$1,173.06
SHEPARD CONSTRUCTION INC	UNION WIRELESS BLD REMODEL	\$36,906.20
SHEPARD'S	TIRE REPAIR/FUEL	\$3,553.18
SHIVELY HARDWARE	SUPPLIES	\$49.34
SIMON CONTRACTORS	ENCAMPMENT RIVER BRIDGE REPAIR	\$7,935.00
SKYLINE MOTORS, INC.	VEHICLE MAINTENANCE	\$6.72
SMITH TRANSFER & STORAGE, INC.	MOVE PALLET OF PAPER	\$217.50
SNAKE RIVER PRESS	NEWSPAPER ADS	\$324.00

SOURCE GAS	GAS SERVICES	\$4,547.10
SPILLMAN TECHNOLOGIES	SERVER MIGRATION	\$20,000.00
STANLEY CONVERGENT SEC SOLUTIONS	MAINTENANCE CHARGES	\$2,411.82
STAPLES ADVANTAGE	SUPPLIES	\$552.12
TERMINIX	PEST CONTROL	\$758.00
THOMSON REUTERS-WEST PYMT CENTER	INFORMATION CHARGES	\$1,355.84
THOS. Y. PICKETT & CO., INC.	2015 VALUATION CONTRACT	\$11,200.00
TREVATHAN, SABRINA RMR	TRANSCRIPTION	\$1,330.80
TRUE VALUE OF RAWLINS	SUPPLIES	\$1,603.58
TS KEYS	LOCK REPAIRS	\$90.00
US BANK	VARIOUS CHARGES	\$1,364.50
VAN'S WHOLESALE LLC	SUPPLIES	\$962.62
WACO	CONFERENCE REGISTRATION	\$695.00
WARRIOR SERVICES, LLC	PEST CONTROL	\$60.00
WELLS, JACQUELIN	MILEAGE	\$6.50
WEX BANK	FUEL	\$196.27
WORLD WASH LLC	CLEAN HOOD SYSTEMS	\$2,950.00
WY DEPT OF ENVIRONMENTAL QUALITY	DEQ OVERSIGHT CHARGES	\$650.00
WY DIESEL SERVICE	SUPPLIES	\$14.80
WY LAW ENFORCEMENT ACADEMY	TRAINING	\$841.50
WY MACHINERY COMPANY	VEHICLE MAINTENANCE	\$903.67
WY PUBLIC HEALTH LABORATORY	LAB SERVICES	\$96.00
WY STATE FORESTRY	FIRE EQUIPMENT	\$2,019.26
WY WASTE SERVICES-RAWLINS	GARBAGE SERVICES	\$909.13
GRAND TOTAL		\$249,075.81

## **CONSENT AGENDA**

Commissioner Johnson moved to approve the consent agenda. Commissioner Espy seconded and the motion carried unanimously.

The following items were on the consent agenda. July 14, 2014 budget hearing minutes and July 15, 2014 regular meeting minutes; a bond for Mary L. Hohnholt, Treasurer for Carbon County School District #2 Recreation Board for \$10,000.00; Road & Bridge receipts for \$50.00; Planning and Development receipts for \$2,890.00; Attorney receipts for \$169.70 and Clerk receipts for \$30,882.50.

## **ELECTED OFFICIALS / DEPARTMENT HEADS**

### **PLANNING**

County Planning Director Sid Fox discussed the invitation from Bureau of Land Management (BLM) to participate as a cooperating agency in the development of an Environmental Impact Statement for the Riley Ridge to Natrona Project. He stated this is the same project the BOCC decided not to participate in another comment period recently. He suggested not becoming a full cooperator however being informed on the matter by remaining on the mailing list.

Commissioner Johnson moved to remain on the mailing list for the Riley Ridge to Natrona Environmental Impact Assistance Statement process with Sid Fox, County Planner at the County Clerk's post office box as the county contact and the Commissioners, his and the attorneys e-mail addresses. Commissioner Glode seconded and the motion carried unanimously.

Mr. Fox discussed the invitation from BLM to become a cooperating agency in the development of the NEPA document for the Rawlins Resource Management Plan amendment that would close approximately 12,345 acres of federal mineral estate in Carbon and Albany counties to oil and gas leasing. This involves protection of the water supply for the majority of Rawlins. Mr. Kelly noted the Governor's Office has contacted him on the matter wanting to know the BOCC's position on the matter, specifically if they would favor a ban on development in the area.

Commissioner Glode moved to become a cooperating agency with the BLM in development of the NEPA document for the Rawlins Resource Management Plan amendments. Commissioner Johnson seconded and the motion carried unanimously.

Mr. Fox noted he would start to flush out scoping comments at the BOCC's meeting in Baggs next week.

Commissioner Espy moved to send a letter in support of the effort by the BLM to remove wild horses from checkerboard land in a part of Carbon County. Commissioner Johnson seconded and the motion carried unanimously.

Mr. Fox agreed to work with Commissioner Espy on a letter.

Mr. Fox discussed the urban boundary changes that the Rawlins Urban System Committee would like to adopt. The urban systems boundary is greater than the City of Rawlins therefore requires the BOCC's signature. The funds that come to the committee from the Wyoming Department of Transportation can only be used on areas designated in the map that would be amended. The changes would include the Interstate 80 entrance and exit ramps east of Rawlins and Cherokee Road west of Rawlins.

Commissioner Glode moved to approve the Urban Boundary, Functional Classification, and Central Business District Boundary Concurrence. Commissioner Espy seconded and the motion carried unanimously.

**IT**

IT Director Matt Webster reported that the one bid received for Contract Services was from ISC in the amount of \$54,400.00 annually. Mr. Webster stated he would review the bid and return later.

### **Assessor**

County Assessor Cheryl Ross presented the FY15 levies. She also presented abates and rebates for the Chairman's signature.

Ms. Ross discussed the Assessor's Office vehicle and the fact it broke down in an area with no cell phone service last week. She noted this has been going on for about three years and she has had it repaired several times but it continues to break down.

Commissioner Johnson moved to waive the procurement policy and allow the Assessor to receive quotes for a new vehicle less trade of the current vehicle and come August 12 in Baggs with the options for purchase or lease/purchase. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Espy moved to adopt the FY15 levies and authorize the Chairman's signature on the form. Commissioner Jones seconded and the motion carried unanimously.

### **IT**

Matt Webster returned with the bid from ISC recommending approval.

Commissioner Glode moved to approve the bid from ISC for Contract Services in the amount of \$54,400.00. Commissioner Jones seconded and the motion carried unanimously.

### **Buildings Manager**

County Buildings Manager Craig Jones presented a Certificate of Substantial Completion for the Window and Door project.

Commissioner Jones moved to approve the Certificate of Substantial Completion for the Window and Door project with LM Olson. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Glode stated her appreciation for Mr. Jones and his staff's hard work on the condition of all buildings and grounds. The BOCC agreed.

Mr. Jones reported that he is unable to trim large trees at the Baggs Senior Center and received a bid totaling \$1,550.00. The BOCC agreed he should accept this.

### **Attorney**

Deputy Attorney Mike Kelly presented a Community Juvenile Services Board Contract.

Commissioner Johnson moved to approve a Contract Between State of Wyoming, Department of Family Services and Carbon County Board of County Commissioners to fund services for the Community Juvenile Services Board through June 30, 2016 in the amount of \$50,000.00. Commissioner Jones seconded and the motion carried unanimously.

Mr. Kelly updated the BOCC that he received a draft contract for architectural services at the Hugus-Ferguson building and hopes to have ready by the August 12 meeting.

#### **Victim/Witness**

Victim/Witness Coordinator Loretta Hansen presented the Fiscal Year 2015 Victim/Witness Contract.

Commissioner Glode moved to approve the Fiscal Year 2015 Contract for Services to Victims of Crime Between the Office of the Attorney General, Division of Victim Services and Carbon County Sheriff's VW. Commissioner Johnson seconded and the motion carried unanimously.

#### **Road & Bridge**

Road & Bridge Superintendent Bill Nation advised he received an agreement with the Federal Highway Administration for the Sage Creek Road project and noted that the local match amount for this work is estimated at \$875,900.00.

Mr. Nation noted the Elk Mountain Bridge costs have changed due to a program with the highway department called ICAP. The original agreement was for the county to pay \$200,900.00 however will now be only \$177,000.00.

#### **CHOKECHERRY AND SIERRA MADRE WIND PROJECT**

Roxane Perruso of Power Company of Wyoming (PCW) discussed their stipulated facts for their hearing this week. Mr. Kelly read from several of the facts listed to be sure the BOCC was aware what it would be signing if approved. Ms. Perruso discussed some of the facts and the basis for those. Commissioner Glode stated her support for the stipulated facts and reported that the items have been addressed and she is comfortable with moving forward.

Commissioner Espy moved to sign the Stipulation of Uncontested Facts from Power Company of Wyoming. Commissioner Jones seconded and Commissioner Johnson asked if the BOCC should wait until after the hearing. Ms. Perruso stated the purpose is to sign before the hearing to show support. He also confirmed that all stipulations have been addressed through some other source and Ms. Perruso stated that the only one that has not been in the Environmental Impact Statement or a county proceeding is the financial capability however they have been above and beyond the legal standard. Ms. Perruso stated that Hanna has signed however they are not sure if other parties have signed because the signed documents go to the Department of Environmental Quality. The motion carried unanimously.

Chairman Chapman discussed the necessity of law enforcement prior to the 2016 start date. He stated that if there is a sheriff deputy expected upon the start date, it must be considered that a deputy must be trained and go through schooling before he/she can begin. Bill Miller of PCW

stated this becomes a question of timing and if the timing and sequence of funding for what the county needs early in the process is not consistent with where it needs to be, he committed to return and find a solution at that time to whatever the issue may be. This may be full, partial or advanced funding and in the end PCW wants to be able to help the county with resources necessary for the county to provide services they need to complete their project.

Commissioner Espy moved to withdraw the request for mitigation of law enforcement in the county's comments to the Industrial Siting Council for Power Company of Wyoming's Chokecherry and Sierra Madre projects. Commissioner Johnson seconded and there was discussion by Attorney Kelly that it would likely be handled in front of ISC that PCW and the county have worked together to come up with an amicable resolution and that this is no longer a concern. The motion carried unanimously.

Commissioner Espy moved to amend the previous motion that rather than formally withdraw the county's potential testimony to request mitigation funds for law enforcement, the witness on behalf of Carbon County will simply address the fact that mitigation funds for law enforcement is no longer necessary. Commissioner Johnson seconded and the motion carried unanimously.

#### **MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)**

Ned Hill, Chief Executive Officer and David Pike, Chief Financial Officer (CFO) for MHCC presented a financial analysis as of June 30, 2014. Also present was board member Henry Hewitt.

There was discussion about ICD-10, Dr. Trent leaving, Chelle Keplinger the new CFO, and the HVAC system.

Clerk Bartlett discussed timelines for State Land and Investment Board grants that may be applied for to fund replacement of MHCC's HVAC. She confirmed MHCC would be willing to apply and that the BOCC would be willing to sponsor.

Mr. Kelly discussed a letter received from MHCC counsel regarding the county's recently adopted Emergency Detention Billing Policy. He noted the County Attorney has responded to the letter and discussed that response. Commissioner Glode suggested she would vote to repeal the policy if MHCC could show there are not a number of outstanding bills. There was discussion that the county and MHCC need better communication. Mr. Hewitt suggested the county should start the process by communicating the individuals it believes should be billed to the county and MHCC can look those up. Mr. Hill stated that these patients account for less than  $\frac{1}{2}$  of one percent of the hospital's revenue and that third party payers, which the county is in these cases, are viewed the same way. It is such a small dollar amount of all accounts that they dedicate resources to larger accounts as necessary. He agreed with Mr. Hewitt's suggestion that the county simply request an update on outstanding cases from the billing office as needed. Mr. Kelly recommended the policy stay in place.

Commissioner Glode would move to repeal the Emergency Detention Policy and have monthly meetings in lieu of a policy. Commissioner Jones seconded and asked if communication is really going to occur. Mr. Hill offered that the money the county budgets could be allocated towards the hospital could be turned over and no more emergency detention bills would be given to the

county. This would solve the problem immediately. Commissioner Espy stated that he would be open to discussing this in the future but for now he feels something is necessary to force the communication. Commissioner Johnson stated he wouldn't mind doing away with the policy but he is worried this would be doing away with the issue. He would like to calendar to revisit in a year. Mr. Hewitt stated that if the only issue is one year then the policy should only reflect that rather than recite statutes and other rules and regulations. The motion carried with Commissioners Glode, Johnson, Jones and Chapman voting for the motion and Commissioner Espy voted against the motion.

Commissioner Espy clarified his nay vote is simply that he would rather see another policy to replace this one rather than to operate without one. Mr. Hewitt stated MHCC's staff can meet the one year requirement.

## **RECESS**

Chairman Chapman called a recess at 12:01 p.m. and reconvened at 1:30 p.m.

## **PLANNING & ZONING**

### **Public Hearing – Z.C. Case File No. 2014-05**

Chairman Chapman opened a public hearing at 1:30 p.m. to hear Planning & Zoning Z.C. Case File No. 2014-05. Planner/GIS Specialist Thomas Powell presented Z.C. Case File No. 2014-05 – Todd Anderson's request for a Zone Change from Neighborhood Commercial (C-1) to Residential (RD) on Lot 1, Block 3, Ryan Park, 2<sup>nd</sup> Addition.

Chairman Chapman called for comments for or against this case. There being no comments, Chairman Chapman closed the hearing at 1:36 p.m.

Commissioner Jones moved to approve Resolution No. 2014-21, 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. 2014-05, Todd Anderson's request for a Zone Change from Neighborhood Commercial (C-1) to Residential (RD) on Lot 1, Block 3, Ryan Park, 2<sup>nd</sup> Addition. Commissioner Glode seconded and the motion carried unanimously.

### **Resolution No. 2014 –21**

#### **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 #2014-05**

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, June 30, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, June 30, 2014, 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 public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 30, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Monday, August 4, 2014; 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; and

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

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; 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 Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

**Z.C. Case File #2014-05 – Todd Anderson (Land Owner and Applicant):** Request for a Zone Change from Neighborhood Commercial (C-1) to Residential (RD) on Lot 1, Block 3, Ryan Park, 2<sup>nd</sup> Addition. The density for the RD zoning district being a maximum of one (1) single family dwelling unit and customary accessory structures and uses.

**Parcel Number:** 16812830300100

**Location:** Ryan Park is located approximately 24 miles southeast of Saratoga off HWY 130

**Legal Description:** Lot 1, Block 3, Ryan Park 2<sup>nd</sup> Addition, Carbon County, Wyoming.

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

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission to change the zoning from Neighborhood Commercial (C-1) to Residential (RD) for Lot 1, Block 3, Ryan Park 2<sup>nd</sup> Addition.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 4th day of August, 2014.

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

By: -s- Leo Chapman, Chairman  
-s- John Espy, Vice Chairman

-s- Lindy Glode, Member  
-s- John Johnson, Member  
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing – Z.C. Case File No. 2014-06**

Chairman Chapman opened a public hearing at 1:38 p.m. to hear Planning & Zoning Z.C. Case File No. 2014-06. Mr. Powell presented Z.C. Case File No. 2014-06 – Timothy and Heather Madsen's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on approximately 10.33 acres. Mr. Powell noted an adjacent landowner had concerns that the land may be clear cut because it is a forestry production and recreation zone. The property owner was presented and stated there is a huge meadow and there are some dead trees that may need removed but there would be no need to clear cut the lot.

Chairman Chapman called for comments for or against this case. There being no comments, Chairman Chapman closed the hearing at 1:44 p.m.

Commissioner Glode moved to approve Resolution No. 2014-22, 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. 2014-06, Timothy and Heather Madsen's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR) on approximately 10.33 acres. Commissioner Johnson seconded and Chairman Chapman asked what lake is adjacent to the property. The landowner replied there are two, one full of leaches and another with public access that would not be blocked by this owner. The motion carried unanimously.

**Resolution No. 2014 –22**

**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 #2014-06**

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, June 30, 2014, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, June 30, 2014, 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 public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 30, 2014, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5 -202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Monday, August 4, 2014; 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; and

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

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; 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 Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

**Z.C. Case File #2014-06 – Timothy and Heather Madsen (Land Owners and Applicants):**

Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-10.33) on approximately 10.33 acres. 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.

**Parcel Number:** 16801520000800

**Location:** Approximately 34 miles south and east from Saratoga; and approximately 1 mile north of U.S. Forest Service Road #205

**Legal Description taken from Quitclaim Deed:** MAGNOLIA LODE MINING CLAIM, SURVEY NO. 441, MORE SPECIFICALLY DESCRIBED AS FOLLOWS: BEGINNING AT CORNER NO. 1, A BYENITE STONE 28 X 16 X 12 INCHES, MARKED 1-441, WITH MOUND OF STONE, FROM WHICH THE CORNER TO SECTIONS NINE, TEN, FIFTEEN, AND SIXTEEN IN TOWNSHIP SIXTEEN NORTH OF RANGE EIGHTY WEST OF THE SIXTH PRINCIPAL MERIDIAN BEARS NORTH TWENTY-SEVEN DEGREES, TWELVE MINUTES EAST FIVE HUNDRED SEVENTY-ONE AND SIX-TENTHS FEET DISTANT.

THENCE, FIRST COURSE, NORTH EIGHT-TWO DEGREES, TWENTY-FIVE MINUTES EAST ONE THOUSAND FIVE HUNDRED FEET TO CORNER NO. 2, A QUARTZ STONE 26 X 12 X 12 INCHES, MARKED 2-441, WITH MOUND OF STONE; THENCE, SECOND COURSE, SOUTH SEVEN DEGREES, THIRTY-FIVE MINUTES EAST ONE HUNDRED FIFTY FEET TO A POINT FROM WHICH DISCOVERY SHAFT BEARS SOUTH EIGHTY-TWO DEGREES, TWENTY-FIVE MINUTES WEST THREE HUNDRED FEET DISTANT; ONE HUNDRED SEVENTY-FOUR AND TWELVE-HUNDRETHS FEET INTERSECT LINE 3 – 4 OF SURVEY NO. 117, THE IDAHO LODE CLAIM, AT NORTH FIFTY-TWO DEGREES, FIFTY MINUTES EAST TWELVE AND SEVENTY-FIVE HUNDRETHS FEET FROM CORNER FROM CORNER NO. 3; TWO HUNDRED FEET INTERSECT LINE 2 – 3 OF SAID SURVEY NO. 117, AT SOUTH THIRTY-SEVEN DEGREES, TEN MINUTES EAST TWENTY-TWO AND FORTY-SIX-HUNDRETHS FEET FROM CORNER NO. 3; THREE HUNDRED FEET TO CORNER NO. 3; A QUARTZITE STONE 24 X 14 X 12

INCHES, MARKED 3-441, WITH MOUND OF STONE; THENCE, THIRD COURSE, SOUTH EIGHTY-TWO DEGREES, TWENTY-FIVE MINUTES WEST ONE THOUSAND FIVE HUNDRED FEET TO CORNER NO. 4, A QUARTZITE STONE 24 X 12 X 6 INCHES, MARKED 4-441, WITH MOUND OF STONE; THENCE FOURTH COURSE, NORTH SEVEN DEGREES, THIRTY-FIVE MINUTES WEST THREE HUNDRED FEET TO CORNER NO. 1, THE PLACE OF BEGINNING, EXPRESSLY EXCEPTING AND EXCLUDING FROM THESE PRESENTS ALL THAT PORTION OF THE GROUND HEREINBEFORE DESCRIBED, EMBRACED IN SAID MINING CLAIM, OR SURVEY NO. 117. AND ALSO ALL THAT PORTION OF THE MAGNOLIA VEIN OR LODE, AND OF ALL VEINS, LODGES, AND LEDGES, THROUGHOUT THEIR ENTIRE DEPTH, THE TOPS OR APEXES OF WHICH LIE INSIDE OF SUCH EXCLUDED GROUND; SURVEY NO. 441 EXTENDING ONE THOUSAND FIVE HUNDRED FEET IN LENGTH ALONG SAID MAGNOLIA VEIN OR LODE; THE PREMISES HEREIN GRANTED, CONTAINING TEN AND THREE HUNDRED TWENTY-EIGHT-THOUSANDTHS ACRES, MORE OR LESS.

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

That the Carbon County Board of County Commissioners, hereby adopts this amendment 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 Recreational (FPSR-10.33) on approximately 10.33 acres.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 4th day of August, 2014.

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

By: -s- Leo Chapman, Chairman  
-s- John Espy, Vice Chairman  
-s- Lindy Glode, Member  
-s- John Johnson, Member  
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Certifications**

County Planning Director Sid Fox presented the Certifications of Recommended Action for Z.C. Case File No. 2014-07 and MIN SUB Case File No. 2014-01 for Kody and Codey Stocks; Z.C. Case File No. 2014-08 for Robert and Lesley Gentry; Z.C. Case File No. 2014-09 and C.U. Case File No. 2014-02 for Casey Ebner.

Commissioner Espy moved to accept the Certifications of Recommended Action from the Carbon County Planning & Zoning Commission for Z.C. Case File No. 2014-08 – Robert and Lesley Gentry's request for a Zone Change from Ranching, Agriculture, Mining to Forestry Production and Seasonal Recreation; Z.C. Case File No. 2014-09 and C.U. Case File No. 2014-02 – Casey Ebner's request for a Zone Change from Ranching Agriculture, Mining to Highway

Commercial and a Conditional Use Permit to allow residential use; Z.C. Case File No. 2014-07 and MIN SUB Case File No. 2014-01 – Kody and Codey Stock’s request for a Zone Change from Ranching, Agriculture, Mining to Rural Residential Agriculture and Minor Subdivision to create one parcel, Lot 1=20 acres; and schedule a public hearing for September 2, 2014 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Jones relayed a comment from a citizen about the planning staff.

### **ELECTED OFFICIALS / DEPARTMENT HEADS**

#### **County Fire**

County Fire Warden John Rutherford presented a Joint Fire Protection District Agreement between Natrona County and Carbon County. The agreement has been reviewed and recommended for approval by Attorney Kelly. He noted this would be for each to help others respond if they have staff and time.

Commissioner Johnson moved to approve a Joint Fire Protection Agreement with Natrona County Fire District. Commissioner Espy seconded and the motion carried unanimously.

Mr. Rutherford reported he is looking for committee members to market the fire protection district. He is working on a county wide agreement as well. Mr. Kelly noted that if a fire district is implemented the district would have to sign as well. Commissioner Johnson stated he feels there is a need for people to have their fire district questions answered including how it would affect existing departments in the county and municipalities.

#### **Clerk**

Clerk Bartlett discussed the consensus funds and advised she has requested the town / city councils to provide her with a list of projects. She noted the projects will be discussed at the September 17 COG meeting.

Commissioner Espy moved that employees who want to serve as election judges would receive their normal pay and not have to take vacation time. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett discussed the Union Wireless grant project and recommended extending Shepard Construction’s contract through September 30, 2014.

Commissioner Glode moved to approved extending Shepard Construction’s contract through September 30, 2014 with no penalty for the Union Wireless grant project. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett presented a Homeland Security grant and noted that Attorney Kelly recommends approval.

Commissioner Johnson moved to approve a Grant Award for U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency Grant Programs Directorate FY2014 Emergency Management Performance Grant (EMPG), Project ID 14-GPD-CAR-EM-GCF14 for an award amount and match amount of \$30,000.00. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett advised the 2014 Carbon County Fair Jr. Livestock Sale will be at 1 p.m. on Friday, August 8<sup>th</sup> at the Carbon County Multi-Plex and the BOCC has been invited to attend the Buyers Luncheon at 12 p.m.

Clerk Bartlett reported she issued a 24-hour catering permit to the Whistle Pig Saloon for an additional dispensing room for the Bullfest event in Saratoga, Wyoming for August 2-3 and a 24-hour malt beverage permit to the Hotel Wolf for the Saratoga Bullfest for August 2.

Clerk Bartlett provided the BOCC with a list of what has been paid to date on the lease with Pinnacle Public Finance for the Carbon Building HVAC project.

Commissioner Espy moved to accept the reinsurance quote from Reliance with a \$50,000.00 specific deductible, \$125,000.00 aggregating specific deductible and with two lasers as quoted. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett discussed a draft letter she has written to a retiree in response to her letter about health insurance coverage.

### **Commissioners**

Commissioner Jones moved to approve the Agreement Between Owner and Contractor on the Basis of a Stipulated Price between the Board of County Commissioners of Carbon County, Wyoming and American Road Maintenance for the Dixon Airport Seal Coat and Marking Project and approve the Notice to Proceed. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Jones reported that August 7 there is a webex to discuss the Capital Improvement Program project list for the Dixon Airport. She noted the intent is simply to maintain the current airport and not expand. Mr. Kelly recommended moving the fencing project up one year however according to Commissioner Jones, GDA recommends leaving it as-is. Mr. Kelly recommended seeing real projects other than just studies and surveys as these would give more use and be more tangible to the users of the airport. He also stated his concern for the current fencing at the airport. Commissioner Jones stated the matter could be brought up at the webex.

### **CITIZEN / COMMISSIONERS DISCUSSION**

Commissioners Jones and Johnson attended a meeting on the South Central Wyoming Emergency Medical Services and Commissioner Jones reported she hopes to see change from the meeting. She hoped that the BOCC was just present to offer guidance but allow the Joint Powers Board to operate on its own without being micromanaged.

### **EXECUTIVE SESSION**

Commissioner Glode moved to go into executive session at 3:12 p.m. with Clerk Bartlett and Attorney Kelly for personnel and other matters considered confidential by law. Commissioner Johnson seconded and the motion carried unanimously.

Mr. Kelly left the session at 3:30 p.m.

Commissioner Espy moved to come out of executive session at 3:35 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Johnson seconded and the motion carried unanimously.

#### **ADJOURNMENT**

Commissioner Jones moved to adjourn the meeting at 3:36 p.m. Commissioner Johnson seconded and the motion carried unanimously.

A regular meeting of this Board will be held September 2 at 9:00 a.m. and a special meeting will be held September 3 at 8 a.m. to discuss health insurance both at the County Courthouse, 415 W. Pine St., 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 [www.carbonwy.com](http://www.carbonwy.com) or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.