

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, April 4, 2017
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, April 4, 2017 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were; Chairman John Johnson; Vice Chairman Lindy Glode; Commissioners Leo Chapman, John Espy and Sue Jones.

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

ADDITIONS / CORRECTIONS

Chairman Johnson added Public Health approval of a Temporary Assistance for Needy Families grant agreement.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$216,355.24. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Chapman moved to approve a bill to Rawlins Automotive for \$176.40 and True Value of Rawlins for \$181.78 for an aggregate total of bills paid today of \$216,713.42. Commissioner Espy seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

ALSCO, AMERICAN LINEN DIVISION	\$38.60	SHOP SUPPLIES
ASPEN FAMILY DENTAL	\$550.00	DENTAL SERVICES
AT&T	\$41.38	PHONE SERVICES
BEHRMANN, ELEANOR	\$60.00	MILEAGE
BLACK HILLS ENERGY	\$12,929.38	HEATING FUEL
BLAKEMAN PROPANE	\$645.25	PROPANE
BUILD RITE LUMBER SUPPLY	\$60.76	BUILDING SUPPLIES
CARBON COUNTY 4-H	\$53.60	DOG SLED ED OP SUPPLIES
CARBON COUNTY HIGHER EDUCATION CENTER	\$165.00	BOARD MEMBER TRAINING
CARBON COUNTY LIBRARY	\$33,129.83	OUTLYING LIBRARY PAYROLL
CARBON COUNTY SENIOR SERVICES	\$50,000.00	OPERATING EXPENSES
CARBON COUNTY TREASURER	\$133.86	VARIOUS CASH ITEMS
CBM FOOD SERVICE	\$8,798.91	JAIL MEALS
CDW GOVERNMENT, INC.	\$2,503.35	ANNUAL MAINTENANCE/USB DEVICES

CENTURY LINK	\$160.95	PHONE LINES
CENTURYLINK WA	\$5,395.98	PHONE SERVICES
CENTURYLINK-PHOENIX	\$7.37	E911 LINES
CNA SURETY	\$150.00	NOTARY BONDS
CONTECH ENGINEERED SOLUTIONS, LLC	\$5,640.00	CULVERTS
CRAIG, CATHY	\$25.59	REIMBURSEMENTS
DIRTY BOYZ SANITATION, INC	\$542.00	TRASH SERVICE
DIXON, TOWN OF	\$308.00	WATER/SEWER
E-Z LIFT GARAGE DOORS	\$1,917.00	GARAGE DOOR REPAIRS
FATBEAM LLC	\$5,244.75	IT INTERNET & WEBSITE
GRAINGER	\$213.83	VALVES
HIGH PLAINS POWER	\$356.37	ELECTRIC SERVICE
HI-TECH AUTO	\$180.14	VEHICLE REPAIRS
J H KASPAR OIL COMPANY	\$209.69	FUEL/MOTOR OIL
KENCO SECURITY AND TECHNOLOGY	\$37.00	MONITORING SERVICES
KING SOOPERS CUSTOMER CHARGES	\$599.86	PHARMACY ITEMS
KIRSCH, ARCHIE P	\$1,300.00	MEDICAL SERVICES
KNAPP SUPPLY & EQUIPMENT CO	\$104.71	DETERGENT
MEDICINE BOW HEALTH CENTER	\$12,700.00	OPERATING EXPENSES
MERSEAL LAW, LLC	\$195.00	LEGAL SERVICES
MOORE MEDICAL CORP.	\$156.82	MEDICAL SUPPLIES
OFFICE OF THE ATTORNEY GENERAL	\$75.00	FINGERPRINTS
PERRY, ABBY	\$23.50	MEALS
PLUS ELECTRIC INC.	\$5,208.66	ELECTRICAL WORK
QUILL CORPORATION	\$347.16	OFFICE SUPPLIES
RAWLINS AUTOMOTIVE	\$176.40	AIR FILTERS
RAWLINS CARBON COUNTY AIRPORT	\$7,500.00	FUEL TRUCK
RAWLINS, CITY OF	\$2,264.60	WATER/SEWER
RICOH USA INC	\$239.24	IT COPIERS
RICOH USA, INC	\$4,073.63	IT COPIERS
ROCKY MOUNTAIN POWER	\$11,486.07	ELECTRIC SERVICE
RYAN ELECTRONICS INC	\$167.70	BATTERIES
SARATOGA AUTO PARTS, INC.	\$211.97	ANTI-LOCK MODULE/BULBS
SHEPARD'S	\$18.46	FUEL
SLOW AND STEADY LAW OFFICE, PLLC	\$194.50	LEGAL SERVICES
SOUTH CENTRAL WY EMS	\$12,500.00	QTR 3 FUNDING
STAPLES ADVANTAGE	\$778.30	OFFICE SUPPLIES
STATE OF WY DEPT OF FIRE PREVENTION &	\$444.62	PLAN REVIEW FEES
STATE OF WYOMING A & I	\$4.82	MAINFRAME ACCESS
STODDARD, CURTIS T.	\$531.00	DENTAL SERVICES
THOS. Y. PICKETT & CO., INC.	\$11,815.00	APR INSTALLMENT
TOTH, DANETTE	\$24.00	MILEAGE
TRUE VALUE OF RAWLINS	\$181.78	BUILDING SUPPLIES

TYLER TECHNOLOGIES, INC	\$275.63	IDOC & ITAX HOSTING FEES
UNION TELEPHONE COMPANY	\$1,766.07	CELL PHONES
VAN'S WHOLESALE LLC	\$187.24	JAIL SUPPLIES
VENTURE TECHNOLOGIES	\$6,170.00	ANNUAL MAINTENANCE
VERIZON WIRELESS	\$267.46	CELL PHONES
VOLUNTEER FIREMEN PENSION FUND	\$675.00	VOLUNTEER PENSION
WESTERN STATES FIRE PROTECTION CO	\$487.00	INSPECTIONS
WILSON, MARGARET	\$88.00	PATCH SEWING
WY LAW ENFORCEMENT ACADEMY	\$2,366.00	TRAINING
WY MACHINERY COMPANY	\$350.03	TRANSMISSION ADJUSTMENT
WY SECRETARY OF STATE	\$60.00	NOTARY CERTIFICATES
YOCUM, LEO	\$24.00	MILEAGE
YOUNG, CHARLES MD	\$1,170.00	MEDICAL SERVICES
ZIRMED, INC	\$5.60	CLAIM FILING FEES
Grand Total	\$216,713.42	

CONSENT AGENDA

Commissioner Glode moved to approve the consent agenda. Commissioner Chapman seconded and Clerk Bartlett noted the consent agenda includes the March 21, 2017 regular meeting minutes; Clerk's receipts for \$24,903.75, Planning and Zoning receipts for \$921.50 and Road and Bridge receipts for \$539.65; bond for Lezlee Musgrave, Clerk/Treasurer for the Town of Sinclair in the amount of \$8,000.00; notice of valuation adjustments for BP America Production Company for tax year 2014 for -\$95.00, -\$94.00, -\$21,402.00, -\$211.00, -\$145.00, and -\$8,972.00, for Whiting Oil & Gas Corporation for tax year 2014 for -\$2,355.00 and -\$2.00 and for Anadarko E&P Onshore LLC for tax year 2014 for -\$5,025. The motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Public Health

Amanda Brown, Public Health Nurse presented a Temporary Assistance for Needy Families grant agreement for approval noting it was reduced from \$60,989.00 to \$51,642.00.

Commissioner Espy moved to approve Amendment One to the Memorandum of Understanding Between Wyoming Department of Health, Public Health Division and Carbon County reducing the total Temporary Assistance for Needy Families grant to \$51,642.00. Commissioner Glode seconded and the motion carried unanimously.

IT

Matt Webster, IT Director discussed office hours for the IT department requesting the latitude to set hours earlier in the day. The BOCC agreed that it is his department and he may set hours as he sees fit.

Sheriff

Archie Roybal, Undersheriff requested authorization to bid two vehicles for the Carbon County Sheriff's Office which would be paid for with funds left over from the Carbon Building HVAC project. The BOCC authorized bids.

Planning & Development

County Planning Director Sid Fox discussed the County Fire Department at Ryan Park. There will be a public hearing for the case along with a record of survey for the property that will require action from the board. He noted there were no negative comments against the case at yesterday's planning commission meeting.

Commissioner Espy moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for C.U. Case # 2017-01 Ryan Park Fire Division and schedule a public hearing for May 2, 2017 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Jones seconded and the motion carried unanimously.

Mr. Fox reported approximately one year ago the BOCC authorized a conditional use permit for the Brush Creek Ranch. There were specific conditions in the permit that the planning commission was in charge of overseeing and they met about these yesterday.

Mr. Fox reported on a recent visit to Ryan Park he noticed an abandoned mobile home and after corresponding with the property owner they have indicated it will be removed soon.

Treasurer

Cindy Baldwin, County Treasurer presented Resolution No. 2017-06 where the county commits to budgeting funds for bond payments in case tax collections are insufficient to make the payments. Treasurer Baldwin reported on various account balances.

Commissioner Jones moved to approve Resolution 2017-06, Resolution Authorizing Renewal of That Certain Lease and Agreement, Dated as of December 23, 2010, Between Carbon County, Wyoming and the Carbon County 2009 Specific Purpose Tax Joint Powers Board, Through the Budget and Appropriation of Funds for the Payment of Rental Payments and Additional Rentals Thereunder for Fiscal Year 2017-2018 in the amounts of \$825,400 for series 2010B and \$306,800 for series 2010C. Commissioner Chapman seconded and the motion carried unanimously.

RESOLUTION NO. 2017-08

**RESOLUTION AUTHORIZING RENEWAL OF THAT CERTAIN LEASE
AND AGREEMENT, DATED AS OF DECEMBER 23, 2010, BETWEEN
CARBON COUNTY, WYOMING AND THE CARBON COUNTY 2009
SPECIFIC PURPOSE TAX JOINT POWERS BOARD, THROUGH THE
BUDGET AND APPROPRIATION OF FUNDS FOR THE PAYMENT OF**

**RENTAL PAYMENTS AND ADDITIONAL RENTALS THEREUNDER
FOR FISCAL YEAR 2017-2018.**

WHEREAS, Carbon County, Wyoming (the "County") has entered into that certain annually terminable Lease and Agreement, dated as of December 23, 2010 (the "Lease") with the Carbon County 2009 Specific Purpose Tax Joint Powers Board (the "Board"), whereby the County has subleased the Hospital Site (as defined in the Lease) from the Board and has further leased from the Board certain Improvements (as defined in the Lease) to be constructed on the Hospital Site; and

WHEREAS, Section 4.1 of said Lease provides that the County must annually determine whether or not to terminate said Lease effective June 30 of any Fiscal Year; and

WHEREAS, the County has determined to continue said Lease for the period from July 1, 2017, to and including June 30, 2018, and the Board of County Commissioners of the County (the "Commissioners") has determined and hereby confirms to U.S. Bank National Association, in Denver, Colorado (the "Trustee"), under that certain Indenture of Trust, dated as of January 11, 2010, as amended and supplemented by that certain First Supplement to Indenture of Trust, dated as of December 23, 2010 (collectively, the "Indenture"), between the Board and the Trustee, that there shall be included in the County's Fiscal Year 2017-2018 budget moneys to pay all 2010B Base Rental Payments, 2010C Base Rental Payments and reasonably estimated Additional Rentals for said period (as defined in the Lease), all as further provided in ARTICLE VI of said Lease;

NOW, THEREFORE, BE IT RESOLVED:

1. The County will include in its Fiscal Year 2017-2018 budget all payments required under the Lease for Fiscal Year 2017-2018

2. Pursuant to that certain 2009 Specific Purpose Tax Escrow Account Escrow Agreement, dated as of January 11, 2010, as amended (the "Escrow Agreement") with the Carbon County Treasurer, as escrow agent (the "Escrow Agent"), which established an escrow account (the "Escrow Account") for the collections that result from the imposition of a specific purpose sales and use tax that was imposed in the County effective April 1, 2009 (the "2009 Tax Revenues"), the Commissioners hereby specifically budget and appropriate \$825,400 in said 2009 Tax Revenues for the payment of 2010B Base Rental Payments under the Lease and further direct the Escrow Agent to make payments to the Trustee at the times and in the amounts as are set forth in such Escrow Agreement.

3. The Commissioners hereby further specifically budget and appropriate \$306,800 in County General Fund moneys (as defined in the Indenture) for the payment of 2010C Base Rental Payments under the Lease.

4. Submission of a copy of this resolution, along with a copy of the County's Fiscal Year 2017-2018 budget, to the Trustee, the Board and George K. Baum & Company, after adoption of the County's Fiscal Year 2017-2018 budget, will fully meet the requirements of Section 4.1 of the Lease.

THIS RESOLUTION is made and duly executed this 4th day of April, 2017, in accordance with the authorization by a majority vote of the duly elected Commissioners.

CARBON COUNTY, WYOMING

By: -s- Willing John Johnson
Title: Willing John Johnson, Chairman,
Board of County Commissioners

ATTESTED:

By: -s- Gwynn G. Bartlett
Title: Gwynn G. Bartlett, County Clerk

Road & Bridge

Bill Nation, Road & Bridge Superintendent reported that he graveled and applied mag chloride on approximately one mile of county road in the Baggs area. Mr. Nation started on a project in Saratoga removing gravel from the river.

Buildings & Grounds

Jim Piche, Buildings and Grounds Manager reported that plans for the fairgrounds building should be done this week then plan review will begin. As soon as plans are approved he would like to begin the bidding process. The BOCC authorized Mr. Piche to bid as soon as plans are approved.

The old concession stand facility at the fairgrounds has been demolished and the new one is set to be constructed in May with a public "barn raising". A water issue has recently been discovered at the fairgrounds and he brought the city of Rawlins to look at the leak. He also spoke with the city manager about leaving the fairgrounds on one tap and this has been formally approved. He also reported library lighting replacement projects are being completed.

Attorney

Ashley Mayfield Davis, Deputy County Attorney discussed emergency detention billing and outlined current billing compared to a proposed daily rate and also compared to daily rates from WY Behavioral Institute in Casper and Ivinson Memorial Hospital in Laramie. She asked if the BOCC would like to continue negotiating a daily rate after hearing this information. After discussion the BOCC asked Attorney Davis to continue to negotiate a rate and try to get it lowered.

Ms. Davis discussed the US Forest Service agreement noting she hopes to see a final contract by the next meeting. She also presented lease agreements with the South Central WY Emergency Medical Service for Hanna and Encampment.

Commissioner Chapman moved to approve two Lease Agreements with the South Central Wyoming Emergency Medical Service and the Carbon County Board of Commissioners for use of space at the Encampment Road & Bridge shop and at the County Fire Department in Hanna both in the amount of \$10.00 per year. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Espy moved to approve a Lease Agreement with Carbon County Senior Services for use of county buildings as senior centers in Rawlins, Baggs, Encampment, Hanna, Dixon, Medicine Bow and Saratoga in the amount of \$10.00 per year with an in-kind donation value noted in the lease of \$340,000.00. Commissioner Glode seconded and the motion carried unanimously.

Memorial Hospital of Carbon County (MHCC)

Dana Barnett, Chief Executive Officer and Chelle Keplinger, Chief Financial Officer for MHCC reported on February 2017 financials.

The Classic Air Medical team who will be operating an air ambulance service out of Rawlins was also present.

Commissioner Glode left the meeting at 10:50 a.m. to for WY Public Safety Communications Commission training.

Clerk

Gwynn Bartlett, County Clerk presented board applications from Larry Habel and Dennis Shorma for the Baggs Solid Waste Disposal District. Commissioner Espy recused himself from discussion and vote due to a conflict.

Commissioner Jones moved to appoint Dennis Shorma to the Baggs Solid Waste Disposal District for unexpired plus 3 year term ending August 2020. Commissioner Chapman seconded and the motion carried unanimously with Commissioner Espy abstaining due to conflict.

Commissioners

Commissioner Jones presented the Dixon Airport Beacon and Grading Project Amendment Number 3 for review. She reported each time a new project is performed it must be added in the form of an amendment to the generalized five year engineering contract. This does not change any amounts, simply adds these projects for engineering.

Commissioner Jones moved to authorize the Chairman's signature on Amendment No. 3 to the Five Year Generalized Engineering Agreement Between Carbon County, WY and GDA Engineers for Dixon Airport Beacon and Grading Project at the Dixon Airport. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy reported he attended last week's WY County Commissioner's Association quarterly meeting with the Bureau of Land Management. The BLM is currently backed upon applications to drill and with the current hiring freeze they are exploring alternative processing methods.

Commissioner Jones reported the high water is being monitored in the Platte Valley and that Fire Warden John Rutherford and Emergency Management Coordinator John Zeiger toured some areas last week.

Chairman Johnson reported the WY Public Lands Initiative Committee accepted Jeb Stewards resignation. To replace him, names will be gathered and chosen by the committee with final approval from the BOCC.

Chairman Johnson asked where liability lies on high water events. Attorney Davis stated she will review the questions and respond accordingly.

EXECUTIVE SESSION

Commissioner Chapman moved to go into executive session at 11:20 a.m. with Clerk Bartlett and Ashley Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Chapman moved to come out of executive session at 11:29 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Jones seconded and the motion carried unanimously.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 11:29 a.m. Commissioner Chapman seconded and the motion carried unanimously.

A regular meeting of this Board will be held May 2, 2017 at 9:00 a.m. 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 or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.