

November 1, 1983

COMMISSIONER'S PROCEEDINGS

REGULAR MEETING

NOVEMBER 1 and 2, 1983

The Board met at 10:00 A.M. Commissioners Robert Grieve, Emil Lemich and James York were present. Robert Grieve, Chairman.

MINUTES of the meeting of October 18, 1983 were read and approved.

REPORTS of County Officers were audited and placed on file.

The following bills were approved for payment:

Frank Alguire	Severance Tax	\$ 554.27
Allied Carriers Exchange	Road & Bridge	13.75
Assoc. Equip. Distributors R & S Corp.	Road & Bridge	53.50
B & J Electric	Fire Dept.	19.50
Sue Bartlett	Public Health Nurse	141.96
Bel Air Inn	Attorney	33.20
Jim Berger	Planning & Development	20.70
Bi-Rite Drug	Public Health Nurse	26.32
Big R Manufacturing	Road & Bridge	904.00
Brad Ragan	Road & Bridge	381.36
Jodi E. Brayton	Attorney	63.89
Build Rite Lumber	Jail	89.63
Building Specialties	Road & Bridge	270.00
Burkes Conoco	Planning & Development	84.18
Butane Power & Equipment Co.	Road & Bridge	246.99
C & M Ready Mix	Road & Bridge	656.25
Thomas E. Campbell	Attorney	13.62
Capitol Business Machines	Treasurer	5,290.00
Captured Image	Severance Tax	36.18
Captured Image	Sheriff	12.20
Carbon County Treasurer	Various	1,519.16
Consumer Gasoline	Road & Bridge	344.36
Bill Cooper	Planning & Development	27.60
Cooper Chevrolet	Sheriff	898.47
Culverts & Industrial Supply	Road & Bridge	3,407.80
D & L Tire Shop	Road & Bridge	53.00
Derrico's, Inc.	Road & Bridge	60.00
Drifters Inn	Assessor	58.75
Drive Train	Road & Bridge	692.06
Ed's Automotive	Sheriff	605.86
Jean Fleenor-Ward	Attorney	84.85
Paul Fultz	Sheriff	27.39
William D. Garner	District Court	5.00
Theodore Goldfarb	Coroner	750.00
Robert Grieve	Commissioner Expense	113.50
H. Larsen	Courthouse	11.99
Jay Hackley	Sheriff	24.00
Hoke, Hall	Misc. General	225.00
Hanna Automotive	Road & Bridge	295.23
Harrison, Erickson	Misc. General	250.00
Vickie Haynes	Jail	25.00
Herold Iron Works	1% Sales Tax	65.40
Bridget Hettgar	Public Health Nurse	26.41
Henry Hewitt	Severance Tax	16.95
High Plains Heating	Senior Center	92.00
John L. Hoke	District Court	100.00
Horizon	Various	314.79
IBM	Various	1,177.94
IBM	Planning & Development	96.00
IBM	Planning & Development	195.00
Johnson Controls	Courthouse	502.00
Journal of Housing	Planning & Development	24.00
Kelly Oil Company	Road & Bridge	1,380.67
Kilburn Tire Company	Road & Bridge	329.09
A.P. Kirsch	Sheriff	350.00
Robert Konrath	Planning & Development	9.66
Emil Lemich	Commissioner Expense	131.79
Maberry's Glass	Data Processing	78.35
Heidi Meeks	Public Health	15.41
Medicine Bow Post	Planning & Development	33.00
Merback Award Company	Sheriff	3.90
Mills Company	Clerk/Clerk of Court	1,212.16
Mountain Bell	Severance Tax	100.17
National Chemsearch	Road & Bridge	1,177.15
New Horizon	Public Health	41.90
Nick's Cleaning Service	Carbon Building	3,260.33
Noyes Health Care Clinic	In Lieu of Taxes	10,665.22
Noyes Health Care Clinic	Severance Tax	2,500.00
Office Alternatives	Attorney	68.50
C.W. Ogburn	Jail	5,556.00
Madeleine Pellerin	Public Health	109.01
Phillips Petroleum	Sheriff	25.08
Pitney Bowes	Misc. General	160.25

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Rawlins Automotive
 Rawlins Linen
 Rawlins Newspaper
 Rawlins Travel
 River Implement
 Robert Waxman
 Harry Russell III
 Seiloff Oil Company
 Seiloff Oil Company
 Sydney Shavers
 Larry Shriner
 Marc Shriner
 Sinclair Marketing
 Skyline Motors, Inc.
 Snyders Communications
 Southwest Kenworth
 Spartans Industries
 Square Shooters
 Allan Stewart
 Stewart & Stevenson Powers, Inc.
 Teton County Planning
 3M Company
 Tri State Tractor
 Tri State Equipment Co.
 True Value
 Truss Comapny, Inc. Johnson, MacPherson, Noecker
 U.S. Postmaster
 U.S. Welding Supply
 Uniform
 Valley Fuel
 Valley Fuel
 Valley Fuel
 Office of the Weld Co. Sheriff Office
 Western Radio Communication
 Western Radio Communication
 R.E. Wilson
 Wise Agency
 Wise Agency, Inc.
 Worker's Compensation
 Wyoming Peterbilt
 Wyoming Retirement System
 Wyoming Retirement System
 Wyoming Security Systems
 James A. York
 Zep Manufacturing
 Saratoga Inn

Sheriff \$ 16.43
 Courthouse 28.00
 Planning & Development 79.38
 Severance Tax 305.00
 Road & Bridge 31.37
 Jail 672.95
 Planning & Development 40.94
 Sheriff 129.89
 Various 3,228.00
 Data Processing 836.25
 Coroner 600.00
 Coroner 25.00
 Sheriff 15.78
 Road & Bridge 17.50
 Sheriff 93.45
 Road & Bridge 550.95
 Road & Bridge 708.00
 District Court 88.78
 Coroner 300.00
 Road & Bridge 171.67
 Planning & Development 15.00
 Various 6,826.61
 Road & Bridge 93.33
 Road & Bridge 800.45
 Clerk 123.47
 Fire Dept. 1,010.10
 Attorney 45.00
 Road & Bridge 191.88
 Sheriff 454.50
 Road & Bridge 2,348.00
 Road & Bridge 214.00
 Road & Bridge 1,184.59
 District Court 16.02
 Sheriff 184.10
 Emergency Service 31.20
 Public Health 250.00
 Courthouse 167.00
 Various 1,687.00
 Various/September, 1983 2,586.64
 Road & Bridge 2,415.04
 Soc. Sec./October, 1983 14,033.76
 Retirement/October, 1983 11,543.30
 Treasurer 62.50
 Commissioners Expense 109.55
 Jail 114.45
 Planning & Development 142.95

REVENUE SHARING

Energy Basin Clinic/AVK Reddy
 Mountain Bell

Revenue Sharing, Health 1,250.00
 Revenue Sharing, Soc. Ser. 49.55

BONDS

Michael Glode
 Philip Weber
 T. Clyde Chatman
 James A. Chapman

Carbon County School Dist. #2
 Treasurer
 10/18/83 thru 10/18/84 50,000.00
 Baggs Solid Waste Disposal Dist.
 Secretary-Treasurer
 8/15/83 thru 8/15/84 10,000.00
 Carbon County Library Board
 Treasurer
 7/1/83 thru 7/1/84 3,000.00
 Treasurer, Weed & Pest Control
 10/1/83 thru 10/1/84 3,000.00

ABATEMENTS

Kenneth R. Olson
 William & Mary Lou Little
 Betty Love
 Hilja E. Jones
 Dennis Edwin & Cheryl Jean Hyatt
 Walter E. Dobkins
 Diamond International Corp.
 George Morgan Schneider
 Warden & Jolene Patzer
 Elder Equipment Leasing, Inc.
 Getty Pipeline Inc.
 Mike McCarthy
 A & D Oilfield Dozers
 Mary Abeyta
 Carbon County Redi-Mix Inc.
 Arthur Lennis
 Bruce R. &/or Arlene Crawford
 Frank & Jacque Clanton
 Idonna E. Johnson
 Stephen E. Johnston
 Leroy Hansen & Phyllis H. Wakkuri

Erroneous Assessment 76.74
 Erroneous Assessment 38.84
 Erroneous Assessment 77.34
 Erroneous Assessment 45.12
 Erroneous Assessment 231.52
 Erroneous Assessment 130.36
 Erroneous Assessment 27.38
 Erroneous Assessment 221.48
 Erroneous Assessment 22.38
 Erroneous Assessment 40.26
 Erroneous Assessment 305.80
 Erroneous Assessment 284.68
 Erroneous Assessment 1,750.80
 Erroneous Assessment 77.34
 Erroneous Assessment 812.12
 Erroneous Assessment 22.96
 Erroneous Assessment 87.84
 Erroneous Assessment 37.98
 Erroneous Assessment 91.70
 Erroneous Assessment 38.32
 Erroneous Assessment 247.54

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Trenidad Montano	Erroneous Assessment	\$ 21.16
Betty K. Paul	Erroneous Assessment	77.34
George Snider	Erroneous Assessment	54.40
Allan H. Steele	Erroneous Assessment	86.70
Terry Wanger	Erroneous Assessment	25.88
James O. & Sharon E. Young	Erroneous Assessment	77.34
Austin Williams	Erroneous Assessment	23.34
John Tammela	Erroneous Assessment	14.04
Senior Citizens Home % R. A. Hakala	Erroneous Assessment	14.60
Pathfinder Mines	Erroneous Assessment	49,870.38

REBATES

Southland Royalty Co.	Erroneous Assessment	60,496.86
CIG Exploration, Inc.	Erroneous Assessment	405.08
Forrest A. Bromley	Erroneous Assessment	24.66
Frieda Buckendorf	Erroneous Assessment	19.04
Rodney H. & Linda Weber	Erroneous Assessment	77.34

BUREAU OF LAND MANAGEMENT

Maps showing proposed land sales by the BLM were presented to the Commissioners. Maps are on file in the office of the County Clerk.

OIL SPRINGS ROAD

A motion was made by York, seconded by Lemich and unanimously carried to adopt the following resolution:

RESOLUTION 1983 - 9

WHEREAS, the residents and landowners of the Oil Springs area of Carbon County, Wyoming, have petitioned the Carbon County Commissioners to designate as a county road the Oil Springs Road, as more specifically described on the exhibits attached hereto; and

WHEREAS, pursuant to the provisions of Section 24-3-108, the written consent of all the owners of the land to be used for the purpose of the road have been filed in the office of the County Clerk; and

WHEREAS, it has been shown to the satisfaction of the Board of County Commissioners that the road is of sufficient importance to be opened and traveled;

NOW, THEREFORE, in consideration of the premises, BE IT RESOLVED that there is hereby designated as a county road the Oil Springs Road, as it is more fully described on the right of way easement granted to the County by the Heart "B" Ranch Company attached hereto and incorporated herein as Exhibit "A", together with the right of way easement agreement granted to Carbon County by Cronberg Bros., Inc., a copy of which is attached hereto as Exhibit "B", and together with a right of way agreement between Carbon County, Wyoming, and the United States Department of the Interior, Bureau of Land Management, a copy of which is attached hereto as Exhibit "C". This road shall be known as County Road No.(2) 94 .

DATED this 1st day of November, 1983.

-s- Robert Grieve
Robert Grieve, Chairman

-s- Emil T. Lemich
Emil T. Lemich, Commissioner

-s- James A. York
James A. York, Commissioner

ATTEST:

-s- Mary G. Bradford
Mary Bradford, Clerk

A copy of the Exhibits are on file in the office of the County Clerk.

CARBON COUNTY ROAD 2 - PETROTOMIC COMPANY

A motion was made by York, seconded by Lemich and unanimously carried to execute the following Indemnification Agreement:

INDEMNIFICATION AGREEMENT

THIS AGREEMENT, made and entered into this first day of November, 1983, by and between PETROTOMICS COMPANY, a Delaware Corporation, hereinafter referred to as "Petrotomics", and CARBON COUNTY, WYOMING, a body politic and corporate, hereinafter referred to as "Carbon County",

WITNESSETH:

That for and in consideration of the mutual covenants and agreements contained herein, IT IS MUTUALLY AGREED AS FOLLOWS:

1. Carbon County hereby grants permission to Petrotomics to use that portion of Carbon County Road 2 crossing Sand Draw in Section 8, Township 27 North, Range 78 West, as a dam in addition to its use as a County road, provided that in no event shall its use as a dam be allowed to interfere with its usage as a County road.

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2. Petrotomics hereby agrees to indemnify and save Carbon County harmless from any and all liabilities that it may incur as the result of Petrotomics impoundment of water against the above-referenced portion of the County road.

3. This Indemnification Agreement shall continue in force for so long as the above-referenced portion of the County road is used as a dam.

IN WITNESS WHEREOF, Petrotomics has affixed its hand and seal this _____ day of _____, 1983.

IN WITNESS WHEREOF, Carbon County has affixed its hand and seal this 1st day of November, 1983.

PETROTOMICS COMPANY, a
Delaware Corporation

By: _____
President

ATTEST:

Assistant Secretary

CARBON COUNTY, WYOMING, a
body politic and corporate

By: -s- Robert Grieve
Chairman of Board of County
Commissioners

ATTEST: -

-s- Mary G. Bradford
County Clerk

Roll was called with the following results: Grieve, Aye; Lemich, Aye; York, Aye.

CARBON COUNTY ROAD AND BRIDGE

Frank Smith, Road Supervisor and Sam Verplancke, Maintenance Supervisor presented their monthly reports to the Commissioners.

The following bids were received for (3) 1984 Pick-up Trucks to be used by the Road and Bridge Dept. Bids to include trade-in.

McGee-Murphy, Inc.	\$26,580.00
Glenn Ashmore Chev.-Cad., Inc.	27,721.49
Skyline Motors, Inc.	28,338.64

A motion was made by York, seconded by Grieve to accept the low bid of McGee-Murphy, Inc. Roll was called with the following results: York, Aye; Grieve, Aye; Lemich, abstaining.

The following bids were received for (1) 1984 Suburban Type Vehicle to be used by the Dept. of Engineering. Bid to include trade-in.

Glenn Ashmore Chev.-Cad., Inc.	10,221.83
McGee-Murphy, Inc.	10,486.68

A motion was made by York, seconded by Grieve to accept the low bid of Glenn Ashmore Chevrolet-Cadillac, Inc. Roll was called with the following results: Grieve, Aye; York, Aye; Lemich, abstaining.

The following bids were received for (1) 1984 ½ Ton Pick-up Truck to be used by the Building and Grounds Dept.

Skyline Motors, Inc.	9,130.66
Glenn Ashmore Chev.-Cad., Inc.	9,746.69
McGee-Murphy, Inc.	9,778.33

A motion was made by York, seconded by Grieve to approve the low bid of Skyline Motors, Inc. Roll was called with the following results: York, Aye; Grieve, Aye; Lemich, abstaining.

There being no further business, the meeting was adjourned until the following day.

NOVEMBER 2, 1983

The Board met at 10:00 A.M. Commissioners Robert Grieve, Emil Lemich and James York were present. Robert Grieve, Chairman.

CARBON COUNTY SENIOR SERVICES BOARD

The Commissioners accepted the resignation of Carol McGuire from the Senior Services Board.

A motion was made by York, seconded by Lemich and unanimously carried to appoint Gert Milliken, Hanna, WY, to fill the unexpired term of Carol McGuire beginning November 2, 1983 and ending March 4, 1986

November 2, 1983

A motion was made by York, seconded by Lemich and unanimously carried to appoint Clarence Mundschenk, Elk Mountain, Wy, to the Senior Citizens Board for a term beginning November 2, 1983 and ending March 1, 1986.

CARBON COUNTY PLANNING & DEVELOPMENT

Frank Alguire presented to the Commissioners a report about the American Wind Energy Association National Conference that he attended October 16 - 19, 1983 in San Francisco, California.

Case No. 83-28 - Zone Change - Gary Buck, Box 694, Encampment, WY 82325. Zone change from RAM (Ranching, Agriculture, Mining) to RD-10 (Residential Development) on a 20 acre parcel of land legally described as a parcel in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 14 North, Range 83 West, Carbon County, Wyoming.

Roll was called with the following results: Lemich, Aye; York, Aye; Grieve, Nay.

A motion was made by Lemich, seconded by York and unanimously carried to adopt the following resolution:

RESOLUTION 1983 - 10

WHEREAS, certain areas of CARBON COUNTY are subject to periodic flooding, mudslides (i.e., mudflows), or flood-related erosion, causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this BOARD OF COUNTY COMMISSIONERS to require the recognition and evaluation of flood, mudslide (i.e., mudflow), or flood-related hazards in all official actions relating to land use in areas having these hazards; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to W.S. 18-5-201,

NOW, THEREFORE, BE IT RESOLVED, that this BOARD OF COUNTY COMMISSIONERS hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force in those areas having flood, mudslide (i.e., mudflows), or flood-related erosion hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

2. Vests the CARBON COUNTY PLANNING AND DEVELOPMENT OFFICE and PLANNING COMMISSION with the responsibility, authority, and means to a reasonable extent to:

(a) Assist the Federal Emergency Management Agency (FEMA) Administrator, at his request, in his delineation of the limits of the area having special flood, mudslide (i.e., mudflow), or flood-related erosion hazards.

(b) Provide such information as the FEMA Administrator may request concerning present uses and occupancy of the flood plain, mudslide (i.e., mudflow) or flood-related erosion areas.

(c) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map and identify flood plain, mudslide (i.e., mudflow), or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining flood plain, mudslide, (i.e., mudflow) and/or flood-related erosion areas in order to prevent aggravation of existing hazards.

(d) Submit on the anniversary date of the county's initial eligibility an annual report to the Administrator on the progress made during the past year within the county in the development and implementation of flood plain management measures.

(e) Upon occurrence, notify the Administrator in writing whenever the boundaries of the county have been modified by annexation or the county has otherwise assumed or no longer has authority to adopt and enforce flood plain management regulations for a particular area. In order that all Flood Hazard Boundary Maps and Flood Insurance Rate Maps accurately represent the county's boundaries, include within such notification a copy of a map of the county suitable for reproduction, clearly delineating the new corporate limits or new area for which the county has assumed or relinquished flood plain management regulatory authority.

3. Appoints the CARBON COUNTY PLANNING AND DEVELOPMENT OFFICE, in conjunction with the PLANNING COMMISSION, to maintain for public inspection and to furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map or Flood Insurance Rate Map, any certificates of flood-proofing, and information on the elevation (in relation to mean sea level) of the level of the lowest habitable floor (including basement if habitable) of all new or substantially improved structures, and include whether or not such structures contain a basement, and if the structure has been floodproofed the elevation (in relation to mean sea level) to which the structure was floodproofed;

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

Date Passed: November 2, 1983

BOARD OF COUNTY COMMISSIONERS
OF CARBON COUNTY, WYOMING

-s- Robert Grieve
Robert Grieve, Chairman

-s- Emil Lemich
Emil Lemich

November 2, 1983

-s- James A. York
James A. York

ATTEST:

-s- Mary G. Bradford
Mary Bradford, Carbon County Clerk

CERTIFICATION:

Roll was called with the following results: Grieve, Aye; Lemich, Aye; York, Aye.
The Rules and Regulations relating to the Flood Damage Prevention Resolution are on file in the office of the County Clerk.
There being no further business, the meeting was adjourned.


Robert Grieve, Chairman

ATTEST:


Mary G. Bradford, County Clerk