

CARBON COUNTY COMMISSIONERS PROCEEDINGS
REGULAR MEETING
TUESDAY, NOVEMBER 2, 1999

The regular meeting of the Carbon County Board of Commissioners was held on Tuesday, November 2, 1999 at the Commissioners Meeting Room of the Carbon County Courthouse, Rawlins, Wyoming. Attending the meeting were Commissioners Artlin Zeiger, Chairman, Lee Meacham and Linda Fleming; Linda Ann Smith, Carbon County Clerk; Alice Garvin, Chief Deputy County Clerk; and Susan Vasey-Haynes, Deputy County Clerk.

The meeting was called to order by Chairman Zeiger at 9 a.m.

APPROVAL OF MINUTES

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the minutes of the October 19, 1999 Commissioners meeting showing the change to Page 5, PETITION FOR COUNTY ROAD, from "private" road to "county" road. The motion carried unanimously.

ACCOUNTS PAYABLE

The following payables were presented for approval and signatures:

AT & T	Carbon Bldg/Road & Bridge	\$ 22.14
AT & T Cable Service	Sheriff	\$ 29.39
Aele Jail Bulletin	Sheriff	\$ 1,094.00
American Assoc. of Diabetes	Grants	\$ 10.00
Amerigas	Road & Bridge	\$ 165.82
Bartlett, Sue RN	Public Health	\$ 256.28
Branham Publishing	Treasurer	\$ 42.80
Build Rite Lumber	Carbon Building	\$ 399.98
Busey	Public Health	\$ 216.98
Butane Power & Equipment	Road & Bridge	\$ 118.00
Carbon County Chamber	Cooperative	\$ 50.00
Carbon County Clinic	Jail/Administrative	\$ 125.00
Carbon County TV	Jail	\$ 19.99
Carbon County Weed & Herb	SC/Road & Bridge	\$ 1,267.45
Carbon Industries	Treasurer	\$ 249.90
Casper Star-Tribune	Assessor	\$ 195.00
Centurytel	Sheriff/Road & Bridge	\$ 177.69
Cesko, David MD	Administrative	\$ 340.00
Chandra, V Raja MD	Administrative	\$ 475.00
City Market	Grants	\$ 6.61
Consolidated Plastic	Courthouse	\$ 127.92
Corporate Express	Various	\$ 800.75
Cruz, Sally	Public Health	\$ 14.90
D&K Sanitation	Various	\$ 232.50
Daily Times	Administrative/Planning	\$ 443.04
Deep Sweep	Public Health	\$ 64.00
Eagle Uniform Supply	Carbon Bldg/Road & Bridge	\$ 56.23
Elk Mountain Texaco	Sheriff	\$ 49.43
Evergreen Disposal	Sr. Center/Road & Bridge	\$ 105.00
Farmer Brothers, Co.	Clerk	\$ 126.87
Fedex	Road & Bridge	\$ 19.25
Fleming, Linda L.	Commissioners	\$ 78.40
Ford, Nell	Public Health	\$ 14.00
Fremont County	Coroner	\$ 80.00
Gosevner, Maxine	Public Health	\$ 67.20
Grainger	Carbon Building	\$ 40.95
Hettgar, Bridget	Public Health	\$ 31.08
High Plains Power	Sr. Center/Road & Bridge	\$ 121.19
Hoke, John L.	Administrative	\$ 780.00
Intermountain Microfilm	Treasurer	\$ 832.70
IOS Capital	Administrative	\$ 2,411.43
Jack's Body & Fender	Sheriff	\$ 1,521.15
Jackalope Printing	Emergency Management	\$ 2.52
Johns Hopkins University	Grants	\$ 8.00
KN Energy Inc.	Various	\$ 972.17
Lexis Law Publishing	Administrative	\$ 51.88
Maggie's Cleaning	Cooperative	\$ 12.00
McGee-Murphy, Inc.	Cooperative	\$ 771.45
Meacham, Lee	Commissiners	\$ 22.96
Memorial Hospital of Carbon Co.	Administrative	\$ 3,261.75
Montgomery Kone Inc.	Courthouse	\$ 1,617.72

Moriarity, Catherine	Administrative	\$ 60.75
MY Automotive, Inc.	Sheriff	\$ 134.44
National District	Attorney	\$ 90.00
Neve's Uniforms	Sheriff	\$ 77.30
North Park Transportation	Road & Bridge	\$ 104.69
Pacific Power & Light	Various	\$ 1,121.38
Pantry, The	Planning	\$ 33.86
Park Dietz & Associates	Administrative	\$ 4,035.00
Perigon Medical Distributors	Public Health	\$ 32.40
Perkins Oil Co.	Road & Bridge	\$ 925.88
PHNS County Share	Public Health	\$20,977.71
Pickett, ThomasY	Assessor	\$ 2,500.00
Pioneer Printing	Treasurer	\$ 136.99
Pitney Bowes, Inc.	Administrative	\$ 46.94
Questar Gas	Sr. Center	\$ 58.93
Quill Corporation	Public Health/Planning	\$ 610.45
Rawlins Automotive	Sheriff/Road & Bridge	\$ 65.18
Rawlins, City of	Various	\$ 797.28
River Street Motors	Sheriff	\$ 413.74
Robidoux Brothers	Road & Bridge	\$ 54.00
Rockmount Research	Road & Bridge	\$ 53.82
Ross' Automotive	Sheriff	\$ 34.75
Ryan Electronics, Inc.	Emergency	\$ 2,487.24
Saratoga Auto Glass	Sheriff	\$ 40.00
Saratoga Auto Parts	Road & Bridge	\$ 461.76
Saratoga Sun	Public Health/Planning	\$ 74.75
Schnal, Jonathan C.	Planning	\$ 157.58
Seton	Courthouse	\$ 55.55
Shively Hardware	SC/Road & Bridge	\$ 7.90
Skyline Motors, Inc.	Sheriff	\$ 662.90
Smith, Susan	Grants/Public Health	\$ 31.10
Smithkline Beecham	Public Health	\$ 697.50
Snook, Thomas	Administrative	\$ 114.74
Square Shooters Eating House	Administrative	\$ 27.20
State of Wyoming	Public Health	\$ 20.00
T & M Service	Sheriff	\$ 31.77
T & T Plumbing	Road & Bridge	\$ 61.00
Travel Emporium	Administrative	\$ 1,135.00
Trib.Com	Various	\$ 97.35
True Value of Rawlins	Courthouse/Carbon Bldg.	\$ 63.27
U S West Communications	Sheriff/Radio Tech	\$ 311.49
Union Telephone Company	Various	\$ 636.04
Valley Fire Extinguisher	SC/Road & Bridge	\$ 87.75
Valley View Rehab	Public Health	\$ 585.00
Visible Computer Supply	Clerk	\$ 159.59
West Group Payment	Attorney	\$ 228.00
Williams, Kelly & Waldrip	Administrative	\$ 95.42
Winchester Business	Public Health	\$ 69.08
Western Wyoming Family Plan.	Grants	\$ 1,560.00
WY County & Prosecute	Attorney	\$ 100.00
WY Diesel Services	Road & Bridge	\$ 212.84
WY Paper Supply	Jail/Road & Bridge	\$ 126.03
Wyeth-Ayerst Labs	Public Health	\$ 600.00
Wyoming Machinery Co.	Road & Bridge	\$ 267.48
Yampa Valley Electric	Radio Tech	\$ 86.52

CLERK

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the contract between Carbon County and Global Election Systems, Inc., for the Accu-Vote system. The motion carried unanimously.

**BOARD OF COUNTY COMMISSIONERS
COUNTY OF CARBON
RESOLUTION NO. 99-08**

WHEREAS, the Board has determined that the following items of equipment are needed by the county to carry out its lawful functions:

AccuVote Voting System, complete with all accessories and attachments ("Equipment")

WHEREAS, the board deems it to be in the best interest of the County and of its inhabitants to lease the Equipment, which Equipment Bankers' Bank of the West Leasing Company, Inc., a Colorado corporation, has agreed to purchase and to lease to the County of Carbon, all upon the terms and conditions of a certain Lease/Purchase Agreement and Exhibits and Certificates attached thereto in the form presented to this meeting; and

WHEREAS, the Board has determined, and has taken such action and made such investigations as are necessary, in its judgment, to support its determination, that the proposed rental for the Equipment is fair and reasonable; and

WHEREAS, in the opinion of the County Attorney for the County of Carbon, Wyoming, the County has full power and authority to make and enter such Lease/Purchase Agreement with Bankers' Bank of the West Leasing company, Inc. for the purpose and upon the terms and conditions set forth in such proposed Lease/Purchase Agreement and attached Exhibits and Certificates without incurring an indebtedness or other obligation on the part of the County of Carbon, which might be deemed a general obligation debt as provided in the Constitution and Statutes of the State of Wyoming; and

WHEREAS, the Board has designated that the Lease/Purchase Agreement, Exhibits and Certificates attached thereto is a "Qualified Tax-exempt Obligation" under Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986.

NOW THEREFORE BE IT RESOLVED that the Lease/Purchase Agreement, Exhibits and Certificates attached hereto in the form submitted to this meeting, a copy of which is hereby directed to be attached to this Resolution and made a part of the Minutes of this meeting, providing for the leasing of the equipment by the County of Carbon from Bankers' Bank of the West Leasing company, Inc. for a period of four (4) years, at the rentals and upon the terms and conditions therein provided for, are hereby authorized approved and confirmed.

FURTHER RESOLVED, that the appropriate officials of the County of Carbon by and they hereby are authorized, empowered and directed in the name of the County of Carbon, and on behalf of the Board, to make, execute and deliver any and all documents, certifications and other instruments necessary, required, or desirable in the opinion of the County Attorney of the County of Carbon to effectuate the leasing of the Equipment upon the terms and conditions present to this Board and set forth in the documents referenced herein.

BOARD OF CARBON COUNTY COMMISSIONERS

-s- Artlin Zeiger, Chairman

CERTIFICATION

The undersigned, the fully elected, qualified and acting county Clerk of the County of Carbon, Wyoming, does hereby state and certify that at a meeting of the Board of County Commissioners of the County of Carbon, Wyoming duly called and held at Rawlins, Wyoming on the 2nd day of November, 1999, at which a quorum was present and acting throughout, the foregoing Resolution was unanimously adopted, that said Resolution is in the Minutes of said meeting, and the same have not been amended, rescinded or revoked.

DATED this 2nd day of November, 1999

-s- Linda Ann Smith
Carbon County Clerk
County of Carbon, Wyoming

Linda Smith reported on the proposal for Cathy Gardens/HUD funds management, the new Fire Strike Team Policy and the elevator in the Courthouse.

Mike Baker, custodian at the Courthouse, reported on several pending problems throughout the Courthouse building.

A motion was made by Linda Fleming and seconded by Lee Meacham to declare the System 36 computer equipment as surplus property to be transferred to the Wyoming State Penitentiary Vocation Education Program. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Artlin Zeiger that the Carbon County Commissioners move forward and request that the National Guard Armory be donated to the County. The motion carried with Commissioners Meacham and Zeiger voting aye, and Commissioner Fleming voting nay.

ELECTED OFFICIALS

Reports were received from Treasurer Cindy Baldwin and Assessor Darrell Stubbs.

SENIOR CENTER

Bill Michie, Senior Center Director, presented his bi-monthly report to the Commissioners.

HANNA AMBULANCE

Richard Gregory of the Hanna Volunteer Ambulance Service requested the \$45,000 remaining on the Rawlins National Bank-Hanna loan for their new ambulance. The Commissioners agreed to have a warrant to Mr. Gregory by the end of December to purchase new ambulance.

RAWLINS RECREATION CENTER

Kevin Skates, director of the Rawlins Recreation Center, presented a proposal to the Commissioners in which the Center would use a portion of the Carbon Park for frisbee golf. The Center agreed to provide a hold harmless agreement for the County, and will take over mowing at the Park.

PLANNING & ZONING

A Public Hearing for Case File 99-24 was opened at 2 p.m.

Legal Description: NW 1/4, NW 1/4, Section 20, T26N, R82W

Change: RAM to RD-160

Landowner: Steve L. Steinle

The Public Hearing for Case File 99-24 was closed at 2:08 p.m.

A motion was made by Lee Meacham and seconded by Linda Fleming to accept the zone change for Case File #99-24 from RAM to RD 160. The motion carried unanimously.

A Public Hearing for Case File # 99-20 was opened at 2:11.

Legal Description: Portions of Sections 29 and 30, T14N, R85W

Change: RAM to RD

Landowners: Ron Hamilton and Harvie Lee Johnson

The Public Hearing for Case File #99-20 was closed at 2:17 p.m.

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the zone change for Case File 99-20 from RAM to RD. The motion carried unanimously.

EXECUTIVE SESSION

A motion was made by Linda Fleming and seconded by Lee Meacham to enter into Executive Session at 2:21 at the request of Wade Waldrip and Tom Campbell for the purpose of discussing pending litigation. The motion carried unanimously. A motion was made by Linda Fleming and seconded by Lee Meacham to move out of Executive Session at 2:37 p.m. The motion carried unanimously.

PUBLIC HEALTH

A motion was made by Lee Meacham and seconded by Linda Fleming allow Art Zeiger to sign the grant application for Family Preservations Funds, Department of Family Services for \$15,000.00. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the contract between Carbon County Public Health and Lynn Wheat. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the contract between Carbon County Public Health and Estella Brown. The motion carried unanimously.

EXECUTIVE SESSION

A motion was made by Lee Meacham and seconded by Linda Fleming to move into executive session at 3:29 p.m. with Tom Campbell, Wade Waldrip and Jonathan Schnal for the purpose of discussing pending litigation. The motion carried unanimously. A motion was made by Lee Meacham and seconded by Linda Fleming to come out of Executive Session at 4:32 p.m. The motion carried unanimously.

COUNTY FIRE DEPARTMENT

The policy for Fire Strike Team Funds was reviewed for approval. There were some questions that needed to be addressed and the policy will be presented at the next Commissioners meeting.

ROAD & BRIDGE

Bill Nation, Carbon County Road and Bridge Department, presented his bi-monthly report to the Commissioners.

NATIONAL GUARD ARMORY

Greg Zabel discussed a letter he wrote to the Adjutant General for proposed uses by the County for the National Guard Armory located in Rawlins. The Commissioners requested that Mr. Zabel prepare a packet of information for the next regular meeting on November 19, 1999 in Encampment.

TREASURER

Cindy Baldwin reported on issues in the Treasurer's Office.

SENIOR SERVICES

Jerry Michie introduced Bill Michie, new Senior Services Director, to the Board of Commissioners.

CLERK

Gail Bush is asking the Commissioners to act as a pass-through agency for a HUD grant for mechanical repairs that are needed at Cathy Gardens, a senior housing facility in Rawlins. The Commissioners requested that Ms. Bush meet with the Attorney's Office and Linda Smith to gather the details concerning the grant administration.

SUBSTANCE ABUSE TASK FORCE

Linda Torres, Director of the Substance Abuse Task Force, approached the Commissioners for their consideration in granting emergency funds to replace funds that were not granted through the State of Wyoming.

A motion was made by Lee Meacham and seconded by Linda Fleming to table the request of the Substance Abuse Task Force for emergency funding. The motion was carried unanimously.

EXECUTIVE SESSION

A motion was made by Lee Meacham and seconded by Linda Fleming to go into Executive Session at the request of Tom Campbell for the purpose of discussing property. The motion carried unanimously and the Executive Session began at 11:40 a.m. A motion was made by Linda Fleming and seconded by Lee Meacham to come out Executive Session at 11:53. The motion was unanimously.

RECESS

A motion was made by Lee Meacham and seconded by Linda Fleming to recess the meeting at 11:53 a.m. for lunch. The motion carried unanimously.

The meeting re-convened at 2:05 p.m.

MINUTES

A motion was made by Linda Fleming and seconded by Lee Meacham to accept the minutes of the last regular meeting on September 14, 1999. The motion carried unanimously.

PLANNING & ZONING

A motion was made by Lee Meacham and seconded by Linda Fleming to allow the Chairman to sign the final plat for the Cooper Subdivision. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to allow the Chairman to sign the final plat for Antelope Hills Planned Unit Development. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Linda Fleming to move into Executive Session with Tom Campbell and Jonathan Schnal for the purpose of discussing property. The motion carried and the Executive Session began at 2:21 p.m. A motion was made by Linda Fleming and seconded by Lee Meacham to come out of Executive Session at 2:25 p.m. The motion carried unanimously.

UPPER PLATTE RIVER VALLEY SOLID WASTE DISPOSAL DISTRICT

A motion was made by Linda Fleming and seconded by Lee Meacham accept and sign the letter of support as sent by Joe Megeath, Upper Platte River Valley Solid Waste Disposal District, proposal for a used-oil collection system. The motion carried unanimously.

ROAD & BRIDGE DEPARTMENT

A motion was made by Lee Meacham and seconded by Linda Fleming to move into Executive Session at the request of Bill Nation for the purpose of discussing personnel. The motion carried unanimously and the Executive Session began at 3:27 p.m. A motion was made by Linda Fleming and seconded by Lee Meacham to move out of Executive Session at 3:35 p.m. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Linda Fleming to accept the agreement between PMPC and the County for Phase III of the Seminoe Dam Road Project in the amount of \$400,792.00. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Linda Fleming to authorize the Chairman to sign the State Land and Investment Board Grant Reimbursement Request No. 2. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to approve the Location and Survey Plan for the North Hanna Access Project. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Linda Fleming to accept the payroll changes for Rick Wildeberger, Lonnie Hedges, Macklin Miller and Kurt Braun. The motion carried unanimously.

Bill Nation presented his bi-monthly report to the Commissioners.

PERSONNEL MANUAL

A motion was made by Lee Meacham and seconded by Linda Fleming to go into Executive Session at 4:13 p.m. for the purpose of discussing personnel. The motion carried unanimously. A motion was made by Lee Meacham and seconded by Linda Fleming to come out of Executive Session at 6:10 p.m. The motion carried unanimously.

APPOINTMENT

A motion was made by Lee Meacham and seconded by Art Zeiger to appoint Karen Lambertsen to the Memorial Hospital of Carbon Board of Trustees. The motion carried unanimously.

SUBSTANCE ABUSE TASK FORCE

A motion was made by Linda Fleming and seconded by Lee Meacham to authorize the County Clerk to draft a letter to Linda Torres and Barb France of the Task Force regretfully declining their request for additional funding. The motion carried unanimously.

ADJOURNMENT

Being there no further business or discussion, the meeting was adjourned at 6:25 p.m.

Board of County Commissioners



Artlin Zeiger, Chairman



Linda Ann Smith, County Clerk