

BOARD OF CARBON COUNTY COMMISSIONERS
Regular Meeting
Tuesday, March 5, 2002
Carbon County Courthouse, Rawlins, Wyoming

The regular meeting of the Board of Carbon County Commissioners was held on Tuesday, March 5, 2002, in the Commissioners Meeting Room of the Carbon County Courthouse. Attending the meeting was Chairman Artlin Zeiger and Commissioner Fleming; Linda Ann Smith, County Clerk; Alice Garvin, Chief Deputy Clerk; and Shelley Welsh, Deputy Clerk. Commissioner Meacham was not present.

Chairman Zeiger opened the meeting at 9:00 a.m.

VOUCHERS

AT & T	Various	\$599.79
AT & T Cable Services	Sheriff	\$49.59
A1 Enterprises	Sheriff	\$158.00
Abbott, Charlene	Cooperative Extension	\$29.04
Agricultural Communities	Cooperative Extension	\$40.00
American Linen	R&B / Emergency Mgmt.	\$87.32
Amerigas	Road & Bridge	\$600.91
Bartlett, Sue RN	Public Health	\$157.34
Best Western Hitching Post	Commissioners / Elections	\$608.52
Bi-Rite Sporting Goods	Sheriff	\$42.85
Bob Barker Company	Jail	\$30.36
Brown, Estella	Grants	\$38.28
Build Rite Lumber Supply	Various	\$110.72
Busey, Sharalee	Public Health	\$114.84
Carbon County Peace Officers	Sheriff	\$410.00
Carbon County TV	Sheriff	\$79.99
Cedar Street Sinclair	Sheriff	\$80.09
CenturyTel	Sheriff / Road & Bridge	\$126.45
Childbirth Graphics	Grants	\$73.98
City Market Inc. #12	Various	\$270.35
Compresource	Treasurer	\$168.50
Corporate Express	Various	\$1,215.74
County Clerks' Association	Clerk	\$100.00
Crawford, Susan	Cooperative Extension	\$137.01
Crestline	Road & Bridge	\$460.90
Cruz, Sally	Public Health	\$7.15
D&K Sanitation	Various	\$243.50
Daily Times	Various	\$1,040.82
Day, Dave	Carbon Building	\$3,339.00
Deaton-Kennedy Company	Administration	\$92.80
Deep Sweep	Public Health	\$150.00
Dixon, Town of	Road & Bridge	\$33.50
Eagle Uniform Supply	Carbon Building	\$27.42
Engstrom, James D. DDS	Jail	\$150.00
Evans, Morgan	Jail	\$78.00
Evergreen Construction	Road & Bridge	\$912.50
Evergreen Disposal	Senior Center / R&B	\$105.00
Expanets	Public Health	\$43.70
Farmer Brothers Coffee	Clerk	\$48.95
Fremont Motors-Rawlins	Sheriff / Road & Bridge	\$698.95
Golden, Mary	Public Health	\$24.75
Gosevner, Maxine	Public Health	\$50.49
Graphic Sports	Sheriff	\$179.95
H H C A W	Public Health	\$250.00
Hemocue	Public Health	\$58.14
Hettgar, Bridget M. RN	Public Health	\$19.47
High Plains Power	Senior Center / R&B	\$133.97
Hillcrest Spring Water	Road & Bridge	\$17.25
Historic Trails RC&D	Commissioners	\$100.00
J W Brewer Tire Company	Road & Bridge	\$375.00
Jack's Body and Fender	Sheriff	\$540.00
Jack, Palma	Public Health	\$215.00

Jackalope Printing	Sheriff / Jail	\$72.99
Kilburn Tire Company	Sheriff	\$338.96
Kirsch, A.P. MD	Jail	\$3,600.00
KN Energy Inc.	Various	\$6,995.05
Lariat International	Road & Bridge	\$730.26
Law Enforcement Equipment	Sheriff	\$56.99
Little American-Cheyenne	Attorney	\$286.40
Long Building Technologies	Building & Grounds	\$1,737.28
M S C	Administration	\$1,100.00
MAS Modern Marketing	Sheriff	\$237.76
Massey, Daniel T.	Administration	\$370.66
Medical Arts Press	Public Health	\$13.00
Medicine Bow, Town of	Senior Center	\$45.60
Memorial Hospital	Jail / Administration	\$4,790.00
Merck Human Health	Public Health	\$300.34
Murray's	Clerk of Court	\$356.95
National Association	Clerk of Court	\$75.00
Nutrition Action	Public Health	\$20.00
Pacific Power & Light	Various	\$961.94
Page One West	Attorney / Public Health	\$31.20
Pamida Inc.	Sheriff	\$39.92
Parrie's Electronics	Public Health	\$24.99
Perigon Medical Dist.	Public Health	\$134.64
Perkins Oil Company	Sheriff / Road & Bridge	\$1,377.97
Perue Printing	Clerk of Court	\$262.00
Plainsman Printing	Various	\$3,068.62
Questar Gas	Senior Center	\$175.41
Quill Corporation	Various	\$173.74
Qwest Dex	Carbon Building	\$.29
Rawlins Automotive	Sheriff / Cooperative Ext.	\$391.35
Rawlins Fire Extinguisher	Emergency Management	\$38.00
Rawlins, City of	Various	\$1,144.38
Reliable	Various	\$703.56
Rissler & McMurry Company	SC/Road and Bridge	\$5,006.25
Rite-Style Optical	Road & Bridge	\$96.00
Ross' Automotive Service	Sheriff	\$103.27
Rostad Mortuary	Coroner	\$73.68
Round Tree Construction	Senior Center	\$62.60
Ryan Electronics Inc.	Radio Tech.	\$3,057.83
Saratoga Sun	Public Health	\$21.00
Shepard Construction	Building & Grounds	\$23,895.00
Shepard's	Sheriff	\$285.00
Shively Hardware	R&B / Public Health	\$267.31
Skyline Motors, Inc.	Administration	\$204.02
Smith, Susan	Grants	\$23.76
Smithkline Beecham	Public Health	\$232.50
Snowy Range Propane	Road & Bridge	\$818.56
Square Shooters Eating House	Administration	\$140.74
Star Awards and Signs	Clerk	\$14.50
State of Wyoming	Administration	\$433.12
T&T Plumbing & Service	Courthouse	\$301.25
Terminix	Carbon Bldg. / Senior Ctr.	\$65.00
Tiger Mart	Sheriff	\$33.52
Trib.com	Planning	\$19.95
Truck and Industrial Parts	Road & Bridge	\$173.55
True Value of Rawlins	Various	\$672.70
Union Telephone Company	Various	\$596.38
USI	Sheriff	\$70.44
Valley Oil Company	Sheriff	\$170.16
Verizon Wireless	Planning/ Emergency Mgmt.	\$124.11
Viking Office Products	Clerk / Planning	\$203.12
Voorhis Associates	Building & Grounds	\$4,568.98
West Group Payment Center	Attorney	\$395.72
Williams, Kelly & Thompson	Administration	\$358.50
WY Dept. of Family Services	WIC	89.92
WY Dept. of Transportation	Road & Bridge	\$392.95
WY Law Enforcement Academy	Sheriff	\$107.00

CLERK

Commissioner Fleming moved to approve the minutes of February 5, 2002 and February 19, 2002 as presented.

The Clerk advised the Commissioners that a list of full-time Carbon County employees must be published. The Board signed the publication notice.

BONDS

Bond #69210908 from Western Surety Company for Linda K. James of Saratoga for the Carbon County Visitors Council in the amount of \$20,000 was signed by Chairman Zeiger.

APPOINTMENTS

Commissioner Fleming moved to ratify the re-appointment of Jack Kersting as the Chairman of the High Country Joint Powers Board. Chairman Zeiger seconded. The motion carried unanimously.

Commissioner Fleming moved to appoint Mary Ann Boles to the Carbon County Weed & Pest Board to fill the unexpired term of Gary Vivion who resigned in December of 2001. This term will expire January 2003. Chairman Zeiger seconded. The motion carried unanimously.

PARCO HOTEL

The Clerk advised Lindy Schmidt had asked her about the \$5,000 for the Parco Restoration Project. The Commissioners advised the Clerk to disburse the \$5,000 to the Parco Restoration Project as start-up assistance or "seed money" on a one-time basis and encourage them to seek funding from other sources.

ARMORY

Commissioner Fleming moved to authorize Chairman Zeiger to sign the agreement with the Wyoming State Penitentiary to allow them to use the armory for February and March. Chairman Zeiger seconded. The motion carried unanimously.

CARBON COUNTY ACTION COMMITTEE

The Clerk advised that the Carbon County Action Committee has received a contract from the State of Wyoming - Department of Health for the Community Services Block Grant funding to assist in low and moderate income issues in Carbon County in the amount of \$66,709. A portion of these funds will be disbursed to Carbon County probably sometime early next week once the contract is fully executed.

EXECUTIVE SESSION

Commissioner Fleming moved to enter into executive session at 9:30 a.m. to discuss litigation issues. Chairman Zeiger seconded. The motion carried unanimously.

Commissioner Fleming moved to come out of executive session at 9:56 a.m. Chairman Zeiger seconded. The motion carried unanimously.

ELECTED OFFICIALS

Darrell Stubbs, County Assessor, and Cindy Baldwin, County Treasurer, appeared before the Commissioners. Mr. Stubbs advised there were three rebates.

Cindy Baldwin advised that Colorado Interstate Gas did pay their tax of approximately \$300,000, with some protest.

PUBLIC HEALTH

A public hearing was opened by Chairman Zeiger at 10:00 am on March 5, 2002 for Carbon County Public Health. The hearing was scheduled to invite the public to give input on Carbon County Public Health's request to obtain permission from the Commissioners for voluntary decertification as a Medicare home health provider.

Bridget Hettgar, RN, advised there is one person on the case load right now, and this person will probably be referred back to the hospital for care. Ms. Hettgar advised that it may take several months before the

service is officially gone due to paperwork. Ms. Hettgar advised the main reason for requesting the voluntary decertification was due to the health care guidelines and training they must maintain for this program and that it was not cost effective to continue.

Commissioner Fleming moved to authorize Carbon County Public Health to obtain voluntary decertification for Medicare home health care. Chairman Zeiger seconded. The motion carried unanimously.

BUREAU OF RECLAMATION / SEMINOE DAM ROAD

John Lawson and Ken Randolph with the Bureau of Reclamation, Bill Gentle and Wade Henderson from the Wyoming Department of Parks and Historic Sites appeared before the Commissioners in regard to Seminoe Road 351. This was in regard to the potential transfer of a small area of the Seminoe Dam road from the Bureau of Reclamation to Carbon County.

After extensive discussion, it was agreed that Bill Gentle would investigate the potential of having the state upgrade the road. Mr. Lawson would contact the Bureau of Land Management regarding the existing right-of-way the Bureau of Reclamation has with BLM.

Chairman Zeiger requested that Carbon County obtain something in writing with the Bureau of Reclamation and the Bureau of Land Management stating that Carbon County has the authority to make improvements to this portion of the road before the County expends any funds on road maintenance.

SENIOR SERVICES

Bill Michie appeared before the Board and gave his bi-monthly report.

JAIL COMMITTEE

Sheriff Colson, Lt. Shinkle and Cindy Baldwin appeared before the Board and advised they have previewed the fourth rendition of the schematic design for the jail. They presented a colorized layout print of the new jail facility and explained it to the Commissioners. The site survey has been completed.

EMERGENCY MANAGEMENT

Greg Zabel appeared before the Board to give his monthly report.

Mr. Zabel advised he had spoken with the contractor in regard to the courthouse sidewalks and advised them to complete the work as soon as weather permits.

Mr. Zabel advised that the floor drains in the armory have been backing up. He will investigate the issue and bring the Commissioners more information.

Mr. Zabel advised the Commissioners that he has received the GIS software program, the cost of which is approximately \$1100. They are still advertising for a GIS specialist for the County.

PLANNING AND ZONING

Henry Hewitt and Jay Grabow appeared before the Board. They presented the following case files to the Commissioners:

(1) Case File #02-02, William and Penny Walters: Request for a Subdivision located at S ½, NE ¼, SW ¼, Section 5, T14N, R83W – One mile East of Riverside.

Henry Hewitt advised that the Planning Department has recommended this case file for approval for the preliminary plat and to approve the final plat at the next meeting. They requested the Commissioners approve the preliminary plat.

Public hearing opened by Chairman Zeiger at 2:05 p.m.

Public hearing closed by Chairman Zeiger at 2:06 p.m.

Commissioner Fleming moved to approve the preliminary plat for Case File #02-02, William and Penny Walters, and that the advertising be set for the final plat at the Planning Department's expense. Chairman Zeiger seconded. The motion carried unanimously.

(2) Case File #02-04, Jason S. Maxson: Request for a Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA) located at SW ¼, NW ¼, Section 9, T12N, R89W – 1 mile East of Savery.

Henry Hewitt advised this matter came before the Planning Commission last month. He advised there has been no access permit granted from the Bureau of Land Management to Jason Maxson for this property, and it has been explained to the Maxsons that this must be completed before it can be changed. Mr. Hewitt advised the public hearing had been tabled and no action was taken in this case.

Chairman Zeiger opened the public hearing Case file #02-04, Jason S. Maxson, at 2:10 p.m.
Hearing closed by Chairman Zeiger at 2:12 p.m.

Commissioner Fleming moved to table Case File #02-04, Jason S. Maxson, until such time as the access issue with the Bureau of Land Management has been resolved. Chairman Zeiger seconded. The motion carried unanimously.

(3) Case File #02-05, John C. and Linda Heinrich, Jr.: Request for Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA) located at SE ¼, SW ¼, Section 31, T15N, R83W – 1/8 mile East of Riverside North of Highway 230.

Planning and Zoning is recommending the zone change for approval with a density of 19.75.

The public hearing was opened by Chairman Zeiger at 2:15 p.m.
The public hearing was closed by Chairman Zeiger at 2:17 p.m.

Commissioner Fleming moved to approve the zone change for Case File #02-05, John C. and Linda Heinrich, Jr., with a density of 19.75. Chairman Zeiger seconded. The motion carried unanimously.

Mr. Hewitt requested another letter of support from the Board in regard to the Green Mountain Project. He advised that this area will be open to the public, and that the Economic Development Commission considers this to be their most important project at this time. Commissioner Fleming requested Mr. Grabow and Mr. Hewitt keep them apprised of new developments in regard to this project and to be sure to allow them a sufficient amount of time to view any new documents or information. Mr. Grabow advised there will be two public informational meetings held in Encampment and he will provide these dates and times to the Commissioners.

COOPERATIVE EXTENSION

Judy Smith appeared before the Board to introduce Shannon Lasse as her replacement in the County Extension Office. Ms. Smith's last day will be April 1, 2002.

Mr. Glen Whipple from the University of Wyoming Cooperative Extension Office appeared before the Board with Warren Crawford and Ruth Wilson from Carbon County Cooperative Extension. Mr. Whipple asked if the Board had a response to his letter dated February 28, 2002. Commissioner Fleming advised if Carbon County has only a limited amount of office space, this space would most likely be given to the person assigned to Carbon County. Mr. Whipple advised that an Agricultural and Natural Resources area counselor for Carbon County would probably be hired within the next three to four months. They do not have adequate funding at this time to hire for home economist position.

OFFICE OF FEDERAL LAND POLICY

Julie Hamilton from the Office of Federal Land Policy appeared before the Board. She did advise they are working on the Memorandum of Understanding between the State of Wyoming and Carbon County on the Medicine Bow National Forest Plan. Ms. Hamilton advised they are anxious to provide assistance to Carbon County and work in a cooperating agency status with Carbon County.

ROAD AND BRIDGE

Bill Nation appeared before the board and gave his bi-monthly report.

Mr. Nation was granted approval by the Board to proceed with necessary repairs needed for the Elk Mountain Bridge before spring. Dan R. Dalton, Inc. quoted a price of \$25,800.

The Board did grant Mr. Nation approval to purchase one (1) Miller 251X wire feed welder from Gases Plus for the Encampment shop in the amount of \$1,700.

The Board did grant Mr. Nation approval to purchase one (1) used oil burner/heater Model 200 for the Encampment shop from Dudley Oil Co. in the amount of \$4,945.

COURTHOUSE ELECTRICAL SYSTEM

Harry Lovato from L&L Electric appeared before the Board to give them an update on the electrical status of Carbon County Courthouse.

Mr. Lovato advised that the upgrade that was put in the Courthouse a few years ago should be able to handle all the office functions necessary, but that if air conditioning is installed in the courthouse the County would probably need to add to the existing system. Mr. Lovato advised they have been trying to upgrade areas as needed without overloading the present system. Mr. Lovato advised that the electrical load in both the Courthouse and the Carbon Building were adequate at this time.

CARBON COUNTY SHERIFF'S OFFICE

Sheriff Colson appeared before the board.

Commissioner Fleming moved that the County enter into the Prisoner Transfer Agreement between Uinta County and Carbon County as outlined in the document. Chairman Zeiger seconded. The motion carried unanimously.

Commissioner Fleming moved to authorize Chairman Zeiger to sign the provider agreement between Carbon County and Frontier Correction System (juvenile detention centers located in Casper and Cheyenne) under the juvenile justice grant. The money to house juveniles will be provided by the grant Carbon County received in the amount of \$29,000. Sheriff Colson would like to pre-pay for 90 days' worth of beds at \$89 per day, for a total for \$8,010. If the County does not pre-pay for the days, the cost is \$98 per day. By signing this agreement, this will insure that the County is guaranteed the bed days at this price, and will save the County \$810 in grant funds. The County has not actually received the grant money for this at this time. Chairman Zeiger seconded. The motion carried unanimously.

Commissioner Fleming moved to ratify the Carbon County Juvenile Justice Board members. Chairman Zeiger seconded. The motion carried unanimously.

Sheriff Colson advised the Board that the Sheriff's Office is currently in compliance with the temperature issue and must maintain this during the summer. He advised he has solicited bids from two sheet metal companies in regard to installing one main cooling unit (swamp cooler or air conditioner) for the jail. Sheriff Colson recommended an air conditioning unit, mainly because it was not as heavy as a swamp cooler and would not need a constant source of water.

The following sealed bids were opened:

Sierra Heating and Sheet Metal – Saratoga

Air Conditioner - \$9,226.00
Swamp Cooler - \$5,793.00
Economizer \$770.00

Triangle Heating and Sheet Metal – Rawlins

Air Conditioner - \$6,530.00
Evaporative Cooling unit - \$8,015.00*

*Add approximately \$1,000 for the cost of a stacking washer/dryer unit as the existing washer/dryer would have to be moved to accommodate the unit). This cost is not included in the bid.

Sheriff Colson will review the bids and return later in the meeting to give his recommendation.

Sheriff Colson advised that within 90 days of this agreement being signed that the round sinks in the jail must be replaced or painted. The Sheriff would like to install stainless steel sinks if funds permit. The Board advised Sheriff Colson to proceed with the installation of the stainless steel sinks in the jail.

Sheriff Colson advised that the electronic monitoring bracelets (for low-risk offenders) have been working well for the Sheriff's Office so far. The City is charged \$15 per day to have inmates on the monitors.

Sheriff Colson advised he has written a letter to the Department of Corrections advising that the Carbon County will no longer accept inmates serving split sentences that should be housed at the penitentiary, due to lack of bed space in the jail.

Sheriff Colson reviewed the bids from the sheet metal companies. He advised the Board that there was a \$125 charge for an additional duct to run into the area for the deputies and an additional \$300 charge for an air handler to quiet noise in the office area. This would make the total cost of the bid from Triangle Heating and Sheet Metal \$6,955 for an air conditioning unit.

Commissioner Fleming moved to accept the bid from Triangle Heating and Sheet Metal in the amount of \$6,955 to install an air conditioner in the Carbon County Jail to meet with the ACLU settlement requirements. Chairman Zeiger seconded. The motion carried unanimously.

COUNTY CORONER APPOINTMENT

Harry Lovato appeared as the representative for the Republican Committee for Sandy Pedersen. The names of Norman Newsome, Dr. John Collamer, and Dr. Wayne Couch were presented to the Commissioners to fill the unexpired term of William Ball, Coroner.

Commissioner Fleming moved to appoint Norman Newsome as the Carbon County Coroner. Chairman Zeiger seconded. The motion carried unanimously.

Linda Ann Smith, Carbon County Clerk, administered the oath of office for Norman Newsome as the new coroner for Carbon County.

There being no further business, the meeting was adjourned at 5:04 p.m.

THE BOARD OF COUNTY COMMISSIONERS:


Artlin Zeiger, Chairman

ATTEST:


Linda Ann Smith, County Clerk