

**BOARD OF CARBON COUNTY COMMISSIONERS**  
**REGULAR MEETING**  
**Tuesday, December 7, 2004**  
**County Courthouse**  
**Rawlins, Wyoming**

The regular meeting of the Carbon County Commissioners was held Tuesday, December 7, 2004 at the County Courthouse, Rawlins, WY. Attending the meeting were Chairman Artlin Zeiger; Commissioners Linda Fleming and Lee Meacham; County Clerk, Linda Ann Smith; Chief Deputy Clerk, Alice L. Garvin; and Deputy Clerks Diana Obe, Gwynn Rothenberger, and Jodie Diest Fairhurst.

Chairman Artlin Zeiger called the meeting to order at 9:03 a.m.

**VOUCHERS**

The following vouchers were presented for payment:

AT & T	VARIOUS	62.78
ADAMS, STEVE	PLANNING & ZONING	56.24
ALSCO, AMERICAN LINEN DIVISION	VARIOUS	146.31
AMERI-TECH EQUIPMENT COMPANY	ROAD & BRIDGE	166.00
AMERIGAS	VARIOUS	1,113.18
BANK OF COMMERCE	CLERK OF COURT	59.75
BEST WESTERN COTTONTREE	ADMINISTRATION	65.79
BI-RITE PHARMACY	VARIOUS	986.27
BI-RITE SPORTING GOODS	SHERIFF	79.00
BLAKE HOUSE, THE	PLANNING & ZONING	102.12
BOB BARKER COMPANY	JAIL	29.49
BRESNAN COMMUNICATIONS	VARIOUS	183.86
BROWN, ESTELLA	GRANTS	13.69
BUILD RITE LUMBER SUPPLY	VARIOUS	497.33
CALIFORNIA CONTRACTORS	ROAD & BRIDGE	192.00
CARBON COUNTY MUSEUM	SEVERANCE TAX	500.00
CARBON COUNTY TV & ELECTRONICS	ATTORNEY	93.68
CENTURYTEL	VARIOUS	119.47
CHANDRA, V RAJA MD	ADMINISTRATION	495.00
CHECKER AUTO PARTS	SHERIFF	17.08
CINA, STEPHEN J. MD, PC	ADMINISTRATION	930.00
COAL BED METHANE COALITION	MINERAL RESERVES	10,000.00
COLLAMER, SONJA	PLANNING & ZONING	59.20
COMMUNITY FIRST LEASING SERVICES	BUILDINGS & GROUNDS	88,063.00
COMPLETE CAR CARE	SHERIFF	48.92
COMPUTER SOFTWARE ASSOCIATES	ADMINISTRATION	1,438.00
CONGRESSWOMAN BARBARA CUBIN	SHERIFF	16.30
CONOCOPHILLIPS	SHERIFF	14.38
CORNER STORE	EMERGENCY MANAGEMENT	40.28
CORPORATE EXPRESS	VARIOUS	648.20
CORRECTIONAL HEALTHCARE MANAGEMENT	JAIL	102.06
CRAWFORD, WARREN	CES	454.77
CRESTLINE	SHERIFF	266.49
CSK AUTO, INC.	SHERIFF	3.60
CULLIGAN WATER CONDITIONING	SENIOR SERVICES	30.00
CUSTOM BUILDERS	BUILDINGS & GROUNDS	32,500.00
CYR, NANCY	PUBLIC HEALTH	27.01
D & K SANITATION	VARIOUS	211.00
DAILY TIMES	VARIOUS	838.75
DALLIN MOTORS INC	VARIOUS	215.47
DRIVE TRAIN INDUSTRIES	ROAD & BRIDGE	711.00
DRUMMOND, KENT	BUILDINGS & GROUNDS	261.44
DUBOIS TELEPHONE EXCHANGE	SHERIFF	85.41
E & H PLUMBING & HANDYMAN	CARBON BUILDING	105.00
EAGLE COMPUTER SYSTEMS	CLERK OF COURT	7,670.55
EAGLE UNIFORM SUPPLY	CARBON BUILDING	58.98
ELK MOUNTAIN TOWING	SHERIFF	301.42
ELLIS, WILLIAM	PLANNING & ZONING	44.40
FARMER BROTHERS COFFEE	VARIOUS	133.08
FARSTER, PAMELA R.	GRANTS	1,505.57
FOWLER, ADA	GRANTS	310.80
FOWLER, RICHARD	SHERIFF	134.68
FREMONT MOTORS-RAWLINS	SHERIFF	359.35
GALLS INCORPORATED	VARIOUS	1,777.94
GLAXOSMITHKLINE FINANCIAL, INC.	PUBLIC HEALTH	1,091.25
GOSEVNER, MAXINE	PUBLIC HEALTH	71.04
GRAINGER	ROAD & BRIDGE	747.33
HETTGAR, BRIDGET M RN	PUBLIC HEALTH	84.84
HIGH PLAINS POWER	VARIOUS	166.37
HILLCREST SPRING WATER, INC.	VARIOUS	32.50
HILLTOP LUBE	SHERIFF	40.50
HOKE, JOHN L	ADMINISTRATION	1,040.00
HOMESTEAD GARAGE	SHERIFF	156.00
HONES VETERINARY SERVICE, LLC	SHERIFF	74.98
HYLAND ENTERPRISES	FIRE	105.25
IAAO	ASSESSOR	175.00

ICEA	GRANTS	66.00
INGENIX	PUBLIC HEALTH	199.90
J H KASPAR OIL COMPANY	ASSESSOR	38.03
JACKALOPE PRINTING	VARIOUS	2,000.96
KILBURN TIRE COMPANY	VARIOUS	926.16
KN ENERGY INC	VARIOUS	9,748.80
KROGER - KING SCOOPERS	VARIOUS	37.96
KUM & GO #962	SHERIFF	70.18
LAWSON PRODUCTS INC	ROAD & BRIDGE	153.78
LAWSON SANITATION	EMERGENCY MANAGEMENT	23.00
LEXIS NEXIS MATTHEW BENDER	VARIOUS	108.05
LONG BUILDING TECHNOLOGIES, INC.	BUILDINGS & GROUNDS	3,153.97
MACPHERSON, KELLY & THOMPSON, LLC	ADMINISTRATION	688.80
MATCO TOOLS	ROAD & BRIDGE	544.95
MCILVAINE, ROBERT & BETTY	PUBLIC HEALTH	500.00
MED-TECH RESOURCE, INC.	FIRE	3,737.67
MEDELA INCORPORATED	GRANTS	675.00
MEDIBADGE	PUBLIC HEALTH	39.75
MEDICINE BOW CONSERVATION DISTRICT	MINERAL RESERVES	7,000.00
MEMORIAL HOSPITAL	VARIOUS	87,261.53
MPM CORP / EVERGREEN DISPOSAL	SENIOR SERVICES	85.00
MURRAY'S	CLERK OF COURT	104.90
N A C C H O	PUBLIC HEALTH	55.00
NBI, INC., DBA	PLANNING & ZONING	229.00
PACIFIC POWER & LIGHT CO	VARIOUS	3,024.31
PAGE ONE	VARIOUS	285.00
PAMIDA INC	VARIOUS	256.19
PERKINS OIL CO	ROAD & BRIDGE	836.40
PERUE PRINTING	CLERK OF COURT	265.00
PETERBILT OF WYOMING	ROAD & BRIDGE	307.00
PICKETT, THOMAS Y AND	ASSESSOR	2,500.00
PITNEY BOWES INC	ADMINISTRATION	269.75
PLAINSMAN PRINTING & SUPPLY	CLERK	331.61
PLAN ONE / ARCHITECTS	GRANTS	10,489.97
PLATTE VALLEY RANCH SUPPLY	ROAD & BRIDGE	23.94
PUBLIC SAFETY CENTER, INC	FIRE	126.14
PUBLIC SAFETY WAREHOUSE	SHERIFF	129.50
Q BUSINESS SOURCE	ADMINISTRATION	139.53
QUESTAR GAS	SENIOR SERVICES	154.73
QUILL CORPORATION	VARIOUS	339.09
QWEST	VARIOUS	421.38
RAWLINS AUTOMOTIVE	VARIOUS	339.53
RAWLINS GLASS	JAIL	26.61
RAWLINS, CITY OF	VARIOUS	1,476.55
RELIABLE	VARIOUS	475.91
RENDEZVOUS LODGE LLC.	SHERIFF	159.45
RESERVE ACCOUNT	ADMINISTRATION	10,000.00
RI TEC INDUSTRIAL PRODUCTS	ROAD & BRIDGE	90.00
ROSS' AUTOMOTIVE SERVICES	SHERIFF	146.50
RYAN ELECTRONICS INC	VARIOUS	2,909.58
RYAN, ZOLA	CES	66.86
SAFETY GEAR ONLINE	GRANTS	588.72
SARATOGA AUTO PARTS, INC.	VARIOUS	896.15
SARATOGA SUN	VARIOUS	258.52
SCHNAL, JONATHAN	PLANNING & ZONING	29.60
SHEPARD'S	VARIOUS	1,172.52
SHIVELY HARDWARE	ROAD & BRIDGE	106.26
SMITH, SUSAN	GRANTS	21.80
SNAP-ON TOOLS	ROAD & BRIDGE	89.00
SNOWY RANGE CONSULTING, LLC	ADMINISTRATION	900.00
SOUTHERN POLICE EQUIPMENT	SHERIFF	117.96
SPEER, WILLIAM	PLANNING & ZONING	38.48
SQUARE SHOOTERS EATING HOUSE	ADMINISTRATION	115.29
STATE OF WYOMING	VARIOUS	1,444.67
T'S KEYS	EMERGENCY MANAGEMENT	40.00
TASER INTERNATIONAL	SHERIFF	510.16
TERMINIX	VARIOUS	65.00
TIRE DISTRIBUTION SYSTEMS, INC.	SHERIFF	477.32
TRUE VALUE OF RAWLINS	VARIOUS	311.27
U S POSTMASTER	PUBLIC HEALTH	148.00
UNION TELEPHONE COMPANY	VARIOUS	420.14
USP COMMUNICATIONS	VARIOUS	616.19
VERIZON WIRELESS	VARIOUS	363.72
VIKING OFFICE PRODUCTS	ROAD & BRIDGE	697.91
VISIONARY COMMUNICATIONS, INC.	GRANTS	21.95
VOORHIS ASSOCIATES, INC.	VARIOUS	31,666.80
WAE4-HA	CES	80.00
WASHBOARD, THE	COURTHOUSE	39.30
WEST PAYMENT CENTER	ATTORNEY	450.45
WILSON, MARGARET	SHERIFF	84.00
WORLDWASH	SENIOR SERVICES	385.00
WY DEPARTMENT OF TRANSPORTATION	SC/ROAD & BRIDGE	1,025.25
WY LIVESTOCK ROUNDUP	PLANNING & ZONING	75.00
WY MACHINERY COMPANY	ROAD & BRIDGE	2,963.51
WY PAPER SUPPLY	VARIOUS	389.89
WY SHERIFF'S ASSOCIATION	SHERIFF	100.00

WY TAXPAYERS ASSOCIATION	TREASURER	55.00
WYOMING.COM	FIRE	239.40
XEROX CORPORATION	VARIOUS	560.49
YAMPA VALLEY ELECTRIC	VARIOUS	564.35
ZEE	ROAD & BRIDGE	21.80
ZERO TO THREE BULLETIN	PUBLIC HEALTH	228.00
	GRAND TOTAL	359,048.94

## CLERK

### Minutes

Commissioner Fleming moved to approve the minutes from the October 19, 2004 Commissioner's meeting as presented. Commissioner Meacham seconded and the motion carried unanimously.

### Dixon Airport

Clerk Smith presented a letter from Michael Naud of the FAA requesting the County's assistance in various compliance issues. She stated that her office will help them with compliance.

### Monthly Receipts

Clerk Smith presented monthly receipts from Road & Bridge in the amounts of \$50.00 and \$30.00, and the County Clerk's Office monthly receipts in the amount of \$16,154.75.

Clerk Smith reported Circuit Court forfeitures for October 2004 totaled \$67,730.56.

### Bonds

Commissioner Meacham moved to approve bonds for Robert L. Patton, Carbon County School District No. 2 Treasurer, in the amount of \$50,000.00, and Doreen Allen, Clerk/Treasurer for the Town of Encampment, in the amount of \$5,000.00. Commissioner Fleming seconded and the motion carried unanimously.

### BLM Memorandum of Understanding

Commissioner Fleming moved to approve the Memorandum of Understanding Between Carbon County by and Through the Carbon County Board of County Commissioners and the United States Department of the Interior Bureau of Land Management by and Through the Wyoming BLM State Director Regarding Development of the Environmental Impact Statement for the Rawlins Resource Management Plan. Commissioner Meacham seconded and the motion carried unanimously.

### LM Olson Payment Application

Commissioner Fleming moved to approve LM Olson Payment Application No. 17 in the total amount of \$380,175.90, with \$342,158.31 being paid to LM Olson and \$38,017.59 being paid to LM Olson's escrow account. The Board approved this application to be forwarded to the Carbon County Detention Facility Joint Powers Board for payment. Commissioner Meacham seconded and the motion carried unanimously.

### Board Appointments

Commissioner Fleming moved to re-appoint Alice Garvin and Larry Harris to the Jeffrey Center Board both for terms of five years expiring December 2009. Commissioner Meacham seconded and the motion carried unanimously.

### Local Government Liability Pool

Commissioner Fleming moved to cast the Official Local Government Liability Pool Ballot voting for Alan Linford, Lincoln County Commissioner, and Linda Ann Smith, Carbon County Clerk, both for three-year terms expiring December 2007. Commissioner Meacham seconded and the motion carried unanimously.

### Carbon Building Flooding

Chief Deputy Garvin reported that the Wyoming Association of Risk Management has paid Carbon County \$23,390.00 for water damage at the Carbon Building. The County's \$5,000.00 deductible is already deducted from this sum.

Ms. Garvin recommended that the remaining mold from the flooding be abated next spring. She stated that currently, the mold is contained in the walls, but could pose a problem if it is ever disturbed.

### Telecommunications Project

Chief Deputy Clerk, Alice Garvin, reported that three companies attended the mandatory walk-through meeting and two of those companies have submitted proposals to provide a new telecommunications system for the county.

The committee, consisting of county employees, along with consultant, Kent Drummond, have reviewed both proposals, and checked references for both companies. The Museum, Courthouse, Fair Office, Carbon Building, and Armory are all included in this proposal.

The total cost of Capitol Communication's proposal, including installation, wiring, and five years of maintenance is \$641,725.00.

The second bid received from Southern Wyoming Communications Corporation of Cheyenne is in the amount of \$623,760.34. This bid includes refurbished phones verses Capitol Communications bid of new phones.

The committee recommended Capitol Communications to the Commissioners as the company that submitted the proposal best suited to fill the needs of Carbon County. Capitol Communication's proposal was complete and detailed. Capitol Communications has experience working with governmental entities and are knowledgeable in both small and large telecommunications systems. This committee spent a lot of time in discussion during the evaluation process of the proposals submitted.

Commissioner Meacham moved to approve the telecommunications bid proposal from Capitol Communications of Cheyenne, WY in the total amount of \$641,725.00, including installation, wiring and five years of maintenance. Commissioner Fleming seconded and the motion carried unanimously.

The Board authorized the Clerk's Office to solicit lease options from various local banks, and leasing companies.

#### ELECTED OFFICIALS

County Attorney, David Clark, reported that Mike Quinn, architect for Quinn Richardson Kucera, will meet with him and other Courthouse officials this afternoon regarding the remodeling of the jail in the Courthouse once it is vacant.

Clerk Smith verified with Judge Waldrip that the Circuit Court records will be temporarily stored in the law library. These records are currently stored in the room that will be used for the telecommunications system.

#### HOMELAND SECURITY

Pam Farster and Greg Zabel reported on the progress of Homeland Security grant purchases and funding.

#### MEDICINE BOW SENIOR CENTER

Don Mayfield reported on the construction and the installation of equipment at the Medicine Bow Senior Center.

Commissioner Meacham moved to approve Custom Builder's Change Order No. 2 in the amount of \$2,733.00 to repair wiring at the Medicine Bow Senior Center. Commissioner Fleming seconded and the motion carried unanimously.

Clerk Smith presented a letter from the State Fire Marshall's Office stating that due to the repairs needed to the ansel system at the Medicine Bow Senior Center, the plan has not been approved. Clerk Smith will forward a copy of this notice to Roger Hannum of Rawlins Fire Extinguisher for him to repair.

#### TOBACCO COALITION

Teresa Pacheco and Julie Hahn reported on various statistics of substance abuse among youth.

Ms. Pacheco reported that as of January 1<sup>st</sup>, 2005, the Tobacco Coalition will change it's name to Project Prevention.

#### JAIL COMMITTEE

Randy Shinkle presented the food service contract for the new jail. Mr. Shinkle reported that Tom Thompson has reviewed and approved the contract.

Commissioner Meacham moved to authorize the Chairman to sign the Food Service Contract Between Carbon County and CBM Food Service dated December 1, 2004, to provide food service at the Carbon County Detention Facility. Commissioner Fleming seconded and the motion carried unanimously.

Commissioner Fleming moved to authorize the Chairman to sign the Memorandum of Understanding Between the Carbon County Sheriff's Office and the Towns of Encampment and Riverside, Wyoming to establish the terms and conditions under which certified peace officers of the Town of Encampment may provide law enforcement within the municipal limits of the Town of Riverside. Commissioner Meacham seconded and the motion carried unanimously.

Mr. Shinkle reported on progress of jail administrators moving into the offices at the new facility. Mr. Shinkle stated that they need seventeen computers and ten printers totaling \$35,780.00, including installation

Commissioner Fleming moved to purchase seventeen computers, ten printers to be used at the new jail in the amount of \$35,780.00, including installation, from Computer Software Associates from jail funds. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Fleming moved to authorize the Sheriff's Office to purchase five computers and software not to exceed \$9,000.00, compatible with the new computers and software to be paid from the County's portion of jail funding. Commissioner Meacham seconded and the motion carried unanimously.

The Board authorized the Sheriff's Office to inquire with TLC Commercial Cleaning regarding custodial services at the new facility. Mr. Shinkle will return with a recommendation of how many hours these services will require.

### CARBON COUNTY MUSEUM

Denise Patton reported that they have hired a museum consultant, Charles Stirum, to assist with a future plan for location and preservation of county historical items and archives. Ms. Patton stated that the Museum Board, Mr. Stirum and herself have toured one site and plan on touring others to possibly move the museum. Commissioner Fleming moved to allocate \$500.00 for the Carbon County Museum to form a foundation with 501(c)(3) status. Commissioner Meacham seconded and the motion carried unanimously.

### RECESS

Chairman Zeiger recessed for lunch at 11:55 a.m. and reconvened at 1:45 p.m.

### MINUTES

Commissioner Fleming moved to approve the minutes from the November 16, 2004 Commissioner's meeting as presented. Commissioner Meacham seconded and the motion carried unanimously.

### BONDS

Commissioner Meacham moved to authorize the Chairman to sign \$5,000.00 bonds for Shirley Stoner, Judith Wohl, Carol Havlik, Theresa Archer, and Glen Culver all members of the Medicine Bow Health Care District. Commissioner Fleming seconded and the motion carried unanimously.

### JUVENILE JUSTICE

Ada Fowler and Kristy Hancock updated the Board on statistics of the use of their Juvenile Justice program for the years of 2002-2004. The women also reported on expenditures for 2002-2004.

### PLANNING & ZONING

#### Public Hearing

Chairman Zeiger opened a public hearing at 2:00 p.m. to hear Planning & Zoning Case #04-20, UL Ranch Co.

Jonathan Schnal presented the following case:

**Case #04-20 – UL Ranch Co.:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production & Seasonal Recreation (FPSR-480) on 480 acres. The FPSR Zone allows seasonal recreation and residential activities.

There were no public comments on this case.

Chairman Zeiger closed the public hearing at 2:01 p.m.

Commissioner Meacham moved to approve Case #04-20 – UL Ranch, request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production & Seasonal Recreation (FPSR- 480) on 480 acres with one dwelling unit per 480 acres. Commissioner Fleming seconded and the motion carried unanimously.

Mr. Schnal will present the Resolution for Case File #04-20 later in the meeting.

Mr. Schnal reported that at the November Planning Commission meeting, the Commission approved Case File #04-23, Clipper Windpower's request for a Conditional Use Permit in a Ranching, Agriculture, Mining (RAM) Zone.

Mr. Schnal reported that the Planning & Zoning department is in need of a computer. The Board advised him to talk to Clerk Smith regarding this request.

### ECONOMIC DEVELOPMENT CORPORATION

Jay Grabow, Barney Conway, Richard Chenoweth, and Bill Vasey updated the Board on the status of applying for a new prison to be located in Carbon County.

Mr. Grabow reported on the plans of the EDC, including different annual memberships, and plans for growth. He also presented a reporting of budget plans for the remainder of fiscal year 2004.

Commissioner Meacham moved that the County reimburse the EDC \$5,836.00 for office setup expenditures, and \$10,000.00 for the County's share of the prison site study expenditures, both to be paid from Special Project funding. Commissioner Fleming seconded and the motion carried unanimously.

Commissioner Fleming moved to authorize payment of the EDC's budgeted \$40,000.00 from severance and special project funding. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Fleming discussed offering EDC personnel the County's benefit package as an outside agency, meaning that that department would pay all premiums of their own. Clerk Smith will send the EDC information on approximate amounts required to take part in this benefit package.

## ROAD & BRIDGE

Bill Nation presented his bi-monthly report.

### Memorandum of Agreement

Mr. Nation presented a Memorandum of Agreement between the Carbon Cemetery Association, the BLM, the Wyoming State Historic Preservation, and Carbon County. Tom Thompson commented on the legalities of approving this MOA. Mr. Thompson advised that the governmental immunity language be added to the MOA and that after the BLM approves the agreement, that it be presented again.

### Dixon Airport Memorandum of Understanding

Mr. Nation commented on the proposed Dixon Airport Memorandum of Understanding that would require a \$2,000.00 commitment from the County for a \$6,000.00 grant would be given to crack seal the runway.

Commissioner Fleming moved to approve the Cooperative Agreement Between the Wyoming Department of Transportation and the Carbon County Commission pending the approval of the county's civil attorney, with the county's portion of \$2,000.00 and WYDOT's portion of \$6,000.00 to crack seal the runway at the Dixon Airport. Commissioner Meacham seconded and the motion carried unanimously.

## CARBON COUNTY FIRE DEPARTMENT

Dwight France explained a Memorandum of Understanding dated December 4, 2004 between the City of Rawlins, Carbon County Fire Department and Memorial Hospital of Carbon County defining extrication policies. Mr. France has already signed the agreement on behalf of the Carbon County Fire Department.

The Board requested that the signature page be changed to include the Board of Carbon County Commissioners, and requested Mr. France to present a revised MOU at a future meeting. Clerk Smith requested that Tom Thompson review the MOU before the revised version is presented.

## PLANNING & ZONING

Jonathan Schnal presented the revised Resolution for Case File #04-20 for the Board's consideration.

Commissioner Fleming moved to approve Resolution No. 2004-26, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission, regarding Case File #04-20 allowing only one dwelling unit per each 480 acres, and that prior to issuance of a building permit, the applicant shall provide a copy of a recorded and usable access easement to the property. Commissioner Meacham seconded and the motion carried unanimously.

### Resolution No. 2004 – 26

#### **A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission.**

WHEREAS, pursuant to Wyo. Stat. §18-5-202(b), the Carbon County Planning Commission held a public hearing on November 2, 2004, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on December 7, 2004; and

WHEREAS, at said public hearing, the Carbon County Commissioners provided the opportunity for the public to comment and for the Carbon County Commissioners to consider any comments which were made on the proposed amendments; and

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1998; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003.

**(1) Case File #04-20 – UL Ranch, Co.:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-480) on 480 acres. The FPSR Zone allows seasonal recreational and

residential activities. A parcel of land located in the N1/2 and the N1/2 of the S1/2 of Section 9, T19N, R81W, 6<sup>th</sup> P.M., Carbon County, Wyoming.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commissions: Density on the subject parcel shall not exceed one (1) dwelling unit for each four hundred eighty (480) acres; nor shall any building permit issue for the subject parcel prior to the applicant providing a copy of a recorded and useable access easement serving that property.

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

1. That the Carbon County Board of Commissioners, hereby adopt these amendment(s) as certified to them in writing by the Carbon County Planning Commission.

**PRESENTED, READ, AND ADOPTED** at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7th day of December, 2004.

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

By: -s- Artlin "Art" Zeiger, Chairman  
-s- Linda L. Fleming  
-s- Lee Meacham

Attest:

-s- Linda Ann Smith, Carbon County Clerk

**NORTHERN LIGHTS**

Mitch Roberts and Mickey Bekkela of Northern Lights stated that Council of Governments, the City of Rawlins, the Towns of Saratoga and Encampment have given him letters of support for 150 miles of fiber optics to be laid through Carbon County. He requested a letter from the Board of Carbon County Commissioners as well.

Mr. Roberts requested that the county sponsor a 75% CSBG funding 25% match funding feasibility grant application. The total grant amount is approximately \$32,000.00.

Commissioner Meacham moved that advertisement be placed to set a public hearing for December 21, 2004 at 7:30 p.m. at the Sinclair Town Hall to hear a request for the County sponsor a feasibility study grant application in the amount of \$32,000.00 for the Northern Lights fiber optics project. Commissioner Fleming seconded and the motion carried unanimously.

**EXECUTIVE SESSION**

Commissioner Fleming moved to go into executive session at 4:16 p.m. to discuss possible litigation with Cindy Baldwin, Alice Garvin, Lindy Schmidt, Dave Clark, and Linda Smith. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Meacham moved to come out of executive session at 4:32 p.m. Commissioner Fleming seconded and the motion carried unanimously.

**COALBED METHANE COALITION**

Mickey Steward of the Coalbed Methane Coalition stated that the Rawlins Resource Management Plan is due to be released soon. Ms. Steward will be reviewing this plan and will report any local government issues to the county to assist the Board with its comments on the plan.

Ms. Steward requested a letter from the Board specifically requesting information from the Coalition's review of the plan. The Board agreed to provide such a letter.

**ADJOURNMENT**

There being no further business, Chairman Zeiger adjourned the meeting at 5:00 p.m.

BOARD OF COMMISSIONERS  
CARBON COUNTY, WYOMING

  
Artlin Zeiger, Chairman

**ATTEST:**

  
Linda Ann Smith, County Clerk