

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, September 5, 2023 @ 9:00 a.m.
Carbon Building- Courthouse Annex,
215 W. Buffalo Street, Second Floor, Rawlins, WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, September 5, 2023, at 9:00 a.m. at the Carbon Building-Courthouse Annex in Rawlins, WY. Attending the meeting were Chairman, Sue Jones, Vice Chairman Travis Moore, Commissioners John Johnson, John Espy and Byron Barkhurst.

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

ADDITIONS / CORRECTIONS

There were no additions or corrections to the agenda.

VOUCHERS

Commissioner Espy moved to approve payment to Sunrise Sanitation for \$75.00. Commissioner Moore seconded and the motion passed with all voting for the motion except Chairman Jones who abstained due to personal conflicts.

Commissioner Espy moved to approve the report of expenditures in the amount of \$2,629,214.93 for an aggregate total today of \$2,629,289.93. Commissioner Moore seconded and the motion passed unanimously.

Vendor	Detail Line Description	Total
Abels, Duane E.	Medical Services	\$1,633.33
Advanced Network Mgmt., Inc.	Contract Services	\$2,315.00
American Com. Corrections Inst, Inc	CCSO Annual Access to Workbooks	\$2,700.00
APCO International Inc.	Licensing Service Fees	\$1,495.00
Apex Communications	Radio Tech Contract Services	\$8,000.00
Artistic Custom Badges & Coins Llc	Buckles/Badge Die Charge	\$818.70
AT&T Mobility	CCSO MDT Service	\$1,243.09
Axis Forensic Toxicology, Inc.	Drug Panel	\$282.00
B&M Suppliers	Nitrile Gloves	\$539.94
Barco Municipal Products, Inc	Tire Chains-Elk Mtn Blade	\$1,120.00
Beck Total Office Interiors	CH Furniture & Carbon Bldg. Bench	\$15,544.43
Benjamin, Larry	Mileage	\$22.00
Bituminous Paving Inc.	Chip Seal Project Cr 203	\$247,384.93
Black Hills Energy	Gas Services	\$4,662.04

Blue Knight Security LLC	Jail Extractions	\$4,525.00
Bomgaars Supply	Misc. Parts & Supplies	\$672.33
Buchanan, Karen	Mileage	\$148.50
Capital Business Systems Inc.	IT Copiers	\$2,339.56
Carbon County Fair Board	Monthly Outside Agency Payment	\$2,833.33
Carbon County Fire Protection Dist.	Quarter Payment	\$25,000.00
Carbon County Library	Monthly Outside Agency Payment	\$31,170.16
Carbon County Museum	Monthly Outside Agency Payment	\$20,833.33
Carbon County Senior Services	Monthly Outside Agency Payment	\$19,583.33
Carbon County Veterinary Hospital	Canine Zeus Vaccinations	\$17.50
CareRight Technologies, LLC	Monthly Bed Fee	\$144.30
Casada Funeral Home	Coroner Expense Burial	\$1,500.00
Casper Winnelson Co.	Misc. Plumbing Supplies	\$1,733.85
Center for Internet Security, Inc.	IT Cybersecurity	\$16,500.00
Charter Communications	Jail Cable	\$240.26
CIDNET	Jail Data	\$2,550.00
Collins Communications Co.	20 Handheld Radios - JIC	\$18,960.00
Communication Technologies	Radio Installation-Coroner truck	\$220.00
Consolidated Elect. Distributors Inc.	Fuse	\$301.30
Cowboy Chemical	Dish Detergent/Disinfectant	\$364.25
Cowboy Supply House	B&G Cleaning Supplies	\$1,262.23
Culligan Water Conditioning	Salt/Cart. Assembly/Labor-CCSO	\$945.80
Daikin Applied	Volt Monitor-Carbon Bldg.	\$6,902.00
Dallin Motors Inc.	Tire Sensor & Snap Ring	\$57.00
Dixon, Town of	Water Services	\$308.00
Drummond Refrigeration LLC	Add R-22 to AC System-Jail	\$872.00
Dynamic Controls Inc.	Trane Shaft & Library Camera	\$4,780.00
Easi File	Plat File Envelopes	\$234.33
Econo Signs, LLC	Reflective Signs	\$406.81
Elevated Safety Solutions	Firefighter DOT/Physical	\$260.00
Elk Mountain Conoco	Fire Fuel	\$571.65
Elk Mountain, Town of	Propane Services-Elk Mtn Library	\$89.51
Engineering Associates	Chip Seal Project CR 203	\$13,297.05
Fager, Tamilyn	Boards Senior Svc. Mileage	\$62.70
FCI Constructors of WY	Courthouse Renovation	\$1,092,730.25
France, Tara	Court Reporter	\$604.50
Fremont County Coroner's Office	Routine Forensic Autopsy	\$3,850.00
Further	Health Reimb. & Medical FSA	\$3,672.03
Galls/Quartermaster	Deputy Clothing and Supplies	\$3,896.90
Grainger	Misc. Supplies	\$1,281.15
Gulbrandson, Kimberly A.	Mileage	\$6.60

Haver, Emily L.	Meal Reimbursement	\$58.21
Hays, Patricia	Mileage	\$66.00
Hedges Operating, LLC	Bare Ground Treatment - DWX	\$600.00
High Plains Power	Electric Services	\$464.88
Holcomb, Nancy	Mileage	\$6.05
Hughes, Chris	Mileage	\$22.00
Iacovetto, Christopher L.	Search & Rescue Fuel Reimb.	\$20.20
Iacovetto, Karon	Monthly Janitorial Cleaning	\$8,230.00
Iron J Towing	Impound-Vehicle Tow Charges	\$808.00
Jones, Landon	Ammunition for Training Reimb.	\$370.83
K2 Towers III, LLC	Tower Rent	\$4,751.02
Kaluzny, Emily	Personal Phone Usage-July	\$30.00
Kilburn Tire Company	4 Tires-Mount & Balance	\$1,222.24
Knowbe4, Inc.	IT Cybersecurity	\$4,932.80
KTGA/KBDY	Radio Ads & Radio Tech Rent/Lease	\$470.00
L N Curtis & Sons	Fire Supplies	\$926.06
Lifetime Benefit Solutions, Inc.	Cobra Fees	\$50.00
McKesson Medical-Surgical	Jail Meds & Supplies	\$137.29
Merseal Law, LLC	Legal Services	\$5,980.00
Midwest Connect	Labels and Ink	\$282.00
Mike's Lock & Key	Jail Call Out-Unlock Door	\$50.00
Miller, Ken	Mileage	\$66.00
Mobile Concrete, Inc.	Concrete for Cattle Guard Blocks	\$1,429.50
Morse, Kimberley	Mileage	\$324.20
Mountain Alarm	CCYCC - Alarm Monitoring	\$47.90
Mountain West Motors	Bolts/Studs/Nuts	\$110.13
Napa - Saratoga	Misc. Auto Parts and Supplies	\$958.29
Nation, Leslie H.	Mileage	\$66.00
Norco, Inc.	Welding Supplies & Cylinder Rent	\$1,029.83
North Ridge Fire, LLC	50-Jaw Clips/Helmet Straps	\$7,913.00
Offender Watch	Sex Offender Notifications	\$93.06
Old Penitentiary Joint Powers Board	Quarterly Outside Agency Payment	\$8,750.00
Orde, Curtiss J.	Travel Costs-Arkansas Loop Fire	\$2,135.36
O'Reilly Auto Parts	Misc. Parts and Supplies	\$107.15
Parker, Elizabeth	Mileage	\$11.00
Perkins Oil Co.	Fuel	\$81.12
Perue Printing	Signature Stamp	\$24.95
Plus, Electric Inc.	4" Rigid Conduit-Elk Mtn Site	\$801.08
Pocket Press Inc.	Wyo Criminal/Traffic Law Books	\$249.75
R.P. Lumber Company, Inc.	Misc. Parts	\$188.95
Rapid Fire Protection, Inc.	5 Year Insp. - Senior Center & Jail	\$3,270.00

Rasmussen Furniture	Courthouse-Filter	\$46.95
Rawlins Automotive	Misc. Auto Parts and Supplies	\$2,583.21
Rawlins Elementary School	Gift Cards - Mustang Pack Program	\$1,498.42
Rawlins Hardware - 5405	Misc. Supplies	\$60.51
Rawlins, City of	Wood & Pallet Materials to Landfill	\$13.30
Ready Livestock Co.	Snow Plowing Dixon Senior Center	\$1,500.00
Saltus Technologies	Digi Ticket Software	\$5,480.00
Saratoga Sun	Misc. Ads	\$5,877.38
Shirts & More	Decals for Vehicles	\$137.00
Shively Hardware	Groomer Parts & Tire Repair	\$297.83
Slow and Steady Law Office, PLLC	Legal Services	\$12,930.00
South Central WY EMS	Quarterly Outside Agency Payment	\$11,432.50
Spaulding, Dawnnette	Mileage	\$90.39
Staples Advantage	Misc. Office Supplies	\$458.75
Stinker Stores Inc.	Diesel Fuel	\$9,705.37
Strode Forensics, PLLC	Routine Autopsy	\$1,122.00
Summit Food Service	Jail Meals	\$17,582.85
Sunrise Sanitation Service, LLC.	Trash Services	\$75.00
Super Vacuum Mfg. Co. Inc.	Vehicle Decals	\$483.61
Swanson Services Corporation	Jail Commissary	\$1,792.23
T.O.G.	Carbon Bldg. & CH Window Clean	\$1,920.00
Terminix	Pest Control-Muddy Gap B&G & Jail	\$237.00
The Cowboy Couture	Embroidery-Sheriff's Office	\$225.00
The Masters Touch, LLC	Postage	\$7,955.80
Thos. Y. Pickett & Co., Inc.	2nd Instl. 2024 Valuation Contract	\$9,000.00
Tyler Technologies, Inc.	Software Support	\$4,434.27
United States Postal Service	Admin Postage	\$10,000.00
UPRSWDD	Trash Services	\$190.00
Weiland, Helen	Mileage	\$82.50
Wilson, Karon	Mileage	\$24.20
WLC Engineering	Retracement of CR 451- ROW	\$4,517.83
WLEA-ADVTRNG	Sheriff Deputy Schooling	\$1,678.00
World Wash LLC	Kitchen Exhaust Cleaning	\$1,400.00
Wrigley, Janelle	Travel Costs-Spring Creek Fire	\$604.64
WY Dept of Health	Grants & Nurse Salaries	\$37,578.04
WY Dept of Transportation	Plate Transfer & CR 203	\$1,540.60
WY Machinery Company	Tylers Machine Warranty Work	\$371,973.62
WY Secretary of State	Notary Application Fee	\$120.00
Wyoming Cleaning & Solutions LLC	Monthly Janitorial Services	\$7,083.33
Zetron	Critical Communication System	\$440,757.00
Zumbrennen Electric Inc.	Network Ports Configuration	\$102.78

CONSENT AGENDA

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. Clerk Bartlett noted the consent agenda includes the August 15, 2023, regular meeting minutes; monthly receipts from the Planning and Development Department in the amount of \$23,790.97; Tax Roll Correction in the amount (\$3,513.80) and Notice of Valuation Changes in the amount of (\$1,112,440.00). Commissioner Moore seconded and the motion passed unanimously.

Employee Recognition

Gwynn Bartlett, County Clerk overviewed employees having reached years of service milestones in September.

SOUTH CENTRAL WYOMING EMERGENCY MEDICAL SERVICES (SCWEMS)

Irene Archibald presented an update on SCWEMS including an update on the expansion to the Saratoga shop, additional EMTs in Encampment, board representation and discussed potential amendments to the Joint Powers Board Agreement. The document has yet to be approved by the SCWEMS's Board as they are waiting for consensus by each entity involved therefore, they are also not asking for the county's approval today but rather providing an overview today.

The changes include an ex-officio non-voting member, clarify attendance requirements, reflect current address information, delete redundant information, expand the budgeting process, amend/specify instances when each participating agency must be involved in approval for grants and loans, address the process for when a participating agency fails to timely pay its contribution and clarify requirements upon termination, dissolution, and distribution of assets. There was additional discussion about Section 9.03 of the current bylaws as Ms. Archibald asked why the county was excluded from any distribution of assets upon dissolution. Deputy Attorney Ashley Davis stated it was her understanding that originally the entities who put up the assets were to obtain assets upon dissolution in a proportionate share and the county did not have any assets at the time the board was formed. The BOCC will have Attorney Davis review the document for any other changes and suggestions to 9.03 specifically.

Public Health

Public Health Nurse Amanda Brown reported that they tentatively have drive-through flu shot clinics coming up in Rawlins and Saratoga. They are trying the idea out and may try to use the fairgrounds and she will schedule this with Jeff Askins. They may do the clinics again if and when a new COVID vaccine comes out. She has also received a grant for rebranding Public Health and all the services they offer including a new website which would include a resource directory.

Dr. Abels reported COVID cases are rising in Carbon County and while the death rate is rising nationally that is not necessarily the case in Carbon County yet. He encouraged everyone to obtain a flu and COVID vaccine when available.

CARBON COUNTY FIRE PROTECTION DISTRICT

Jim Piche, Vice President of the Carbon County Fire Protection District reported that the meetings will be moved back to Thursdays starting this week. Because of this they prefer to provide an update for the second meeting of each month. Mr. Piche reported the District Directors would prefer a MOU with the Sheriff to utilize the garage at the Interim Justice Center and impound yard at the county's fire station in Rawlins rather than an amendment to the lease for the IJC.

ELECTED OFFICIALS & DEPARTMENT HEADS

Fire

John Rutherford, Carbon County Fire Warden requested to ratify the Chairman's signature on the Right of Way/Temporary Use Permits for Elk Mountain that was signed on September 3, 2023. These applications were sent in approximately one year ago for a concrete form to set the county's communications Comshel on. Ultimately the BLM said a study didn't need to be done, however there was no permit issued as the person that issued those permits was no longer employed there. Attorney Davis reported there are very specific specifications triggered at the site and Mr. Rutherford is aware of those and will work with the BLM on those.

Commissioner Johnson moved to ratify the Chairman's signature on the US Department of Interior Right of Way Grant/Temporary Use Permits for Elk Mountain East Radio Communications Site and Access Road that was signed by the Chairman on September 3, 2023. Commissioner Moore seconded and the motion passed unanimously.

Mr. Rutherford reported they have a pumper that has been down approximately 7 months and it needs a new computer. This may be a significant amount of money for a 21-year-old truck and he wanted the BOCC to be aware of this.

Assessor

Renee Snider, Carbon County Assessor requested and received approval to fill a vacant position. This approval will get her back to being fully staffed.

Sheriff

Alex Bakken, Carbon County Sheriff, requested approval to purchase one year of "Stay Free Forever" youth programming for both school districts and school resources officers. Expenditure would be reimbursed by the Department of Family Services by the end of September. Stay Free Forever offers preventative programming for topics such as bullying prevention, vaping awareness, nicotine cessation, substance abuse prevention, and a myriad of other common issues. Attorney Davis reported this was already submitted by the Juvenile Services Board as a grant request and approved by the BOCC earlier today.

Sheriff Bakken also provided an update on the Sheriff's Department to include that HFSinclair has graciously offered to donate \$25,000 to the office for the purchase of a UTV for off-road patrols,

search and rescues, and emergency response in hard-to-access areas. The Sheriff's Office is also exploring contract options with the Wyoming Department of Corrections for small-scale female inmate housing, like less than 10. Contract stipulations could and likely would include things like the state paying vendors directly for medical costs, reimbursing for transport costs, and other financial considerations for the county while not interrupting the county's current staffing levels.

Road and Bridge

Kandis Fritz, Carbon County Road and Bridge Coordinator, presented a sign that will be placed at the Road and Bridge shop in Encampment for Dave Accord who has 44 years of service with the Road and Bridge Department. She would like to have a small ceremony this Friday at 11 a.m.

Ms. Fritz also stated that the County was successful in obtaining money for County Road 401 for mag chloride including blading, water, and the mag chloride in the amount of \$155,326.00 from the Greater Rocky Mountain RAC Secure Rural School Project. This will occur in spring 2024.

Ms. Fritz received a request to blade an area outside a normal county road from the county fire department and wanted to decline as they are short an operator and are tight on schedule plus she is trying to stay only on county roads. The BOCC agreed.

Ms. Fritz reported on cattleguard block costs noting 6.5 yards concrete will complete 8 blocks at a cost of \$1,429.50 or \$178.69 per block vs. ordering a 24' guard \$6,300.00 just in blocks. She likes to have at least 3 but preferably 4 people to do the blocks themselves.

Attorney Davis reported Transwest Express asked for a Road Use Agreement for the transmission line then thought they would want a second one for the substation project. Recently they decided they would like to restate the original one instead of including a higher bond. She did propose one change to their proposed agreement and presented it for approval today.

Commissioner Johnson moved to approve the Chairman's signature on the Amended and Restated Road Use Agreement for Transwest Express LLC. Commissioner Moore seconded and the motion passed unanimously.

Buildings & Grounds

Jeff Askins, Interim Buildings & Grounds Manager presented a proposal that he received from Dynamic Controls Inc. for Jeffrey Center HVAC upgrades. This proposal includes DX cooling. To add air conditioning to the Jeffrey Center it would increase the original proposal by \$176,629.00 in which the original proposal was only for Schneider Electric Temperature Control System and Pneumatic Controls on the existing heating system in the amount of \$115,939.00. The BOCC agreed to continue with the \$115,939.00 with Dynamic Controls without adding air conditioning at this time.

Treasurer

County Treasurer, Lindsey West reported 2023 tax statements will be mailed September 21. New license plates will be delivered any time and issued in 2024.

IT

Matt Webster, IT Director reminded the BOCC the new web content filter will be implemented after today's meeting and noted there will be issues but he will make it as seamless as possible.

Clerk

Gwynn Bartlett, Carbon County Clerk, requested the BOCC make the following changes to the County's Health Plan. The changes would apply to the copays for specialist visits, generic and specialty prescriptions and would put the county's plan more in line with other employers in the area.

Commissioner Espy moved to approve the changes to the County's Health Plan copays for Specialist visits from \$25 to \$50; Generic Prescriptions from \$15 down to \$5 copay; and Specialty Prescriptions from \$50 to \$100 copay effective January 1, 2024. Commissioner Johnson seconded and the motion passed unanimously.

Clerk Bartlett noted she is advertising for the Building Manager and County Planner positions both locally, in Wyoming and nationwide for the Planner. She presented different options for rural addressing due to Sarah Brugger leaving. Greenwood Mapping currently provides mapping for the Assessor and updates the map on her webpage and submitted a proposal as did Y2 consultants. Y2's proposal also includes interim planning services. Other options include ESRP/ArcGIS, Dewberry, Max Masters-Geographic Innovations (South Dakota) and Ardurra, Inc (Cody) noting these are companies used in other counties. Clerk Bartlett proposes we use Planning funds budgeted for the GIS position since that position likely won't be hired until the new planner is on board. Kristy Rowan recommended Mr. Greenwood as he is familiar with the county and she felt the transition would be seamless.

Attorney

Ashley Davis, Carbon County Civil Attorney, presented amendment #1 to the Road Use Agreement for Last Mile Transmission for board approval and Chairman's signature. There was a previous amendment to remove County Road 121 however now they would like to use 0.15 miles of this road so this amendment would be to add this section back in. The previous amendment was never signed off on so she is proposing it be modified again and approved today.

Commissioner Johnson moved to approve Amendment #1 to the Road Use Agreement for Last Mile Transmission which amends the amount of County Road 121 to be utilized. Commissioner Moore seconded and the motion passed unanimously.

Commissioners

Chairman Sue Jones requested that her signature be ratified on the FAA grant for the Rawlins-Carbon County Airport.

Commissioner Espy moved to ratify the Chairman's signature on the Grant Offer for Airport Improvement Program (AIP) Project No. 3-56-0023-024-2023 at Rawlins Municipal/Harvey Field Airport in the amount of \$573,379.00 and for the purpose of constructing a general aviation terminal building (phase 1). Commissioner Moore seconded and the motion passed unanimously.

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 10:17 a.m. with Clerk Bartlett and Ashley Mayfield Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Moore seconded and the motion passed unanimously.

Kandis left at 10:40 a.m. and Matt Webster joined.

Commissioner Espy moved to come out of executive session at 11:10 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Moore seconded and the motion passed unanimously.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Rex Walk, Interim Chief Executive Officer and Wayne Colson, Interim Chief Financial Officer discussed the hospital's financials for June 2023, a proposed FY2024 budget, a request to release \$75,000 of the \$150,000 funds from the county's allocation for hospital maintenance to be used for snow removal equipment. They plan to purchase a plow truck, small tractor, boss v-plow and dump trailer. Commissioner Espy asked if the tractor could be used for anything else and suggested they purchase a skid steer instead. Chairman Jones mentioned the statute discusses these funds are for maintenance of the hospital and she didn't interpret that to be snow removal equipment however she wasn't completely opposed to the idea either. There was further discussion of the pros and cons of contracting versus doing it on their own.

The BOCC authorized \$75,000 towards the purchase of snow removal equipment while some of the board preferred a skid steer over the tractor the hospital may expend how they see fit. The hospital would submit receipts after expense to the Clerk for reimbursement.

PLANNING & ZONING

Public Hearing - Z.C. Case File No. 2023-06 - Laryn and Julie Jackson

Chairman Jones opened a public hearing at 12:02 p.m. to hear Planning & Zoning Z.C. Case File No. 2023-06, Laryn and Julie Jackson's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-43.72) on approximately 43.72 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses intermingled and is located

approximately 24 miles south of Creston Junction off WY HWY 789 on the east side. Kristy Rowan, Office Manager presented the case file.

Chairman Jones called for comments for or against the case. There being no comments, Chairman Jones closed the hearing at 12:07 p.m.

Commissioner Moore moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2023-28, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2023-06, Laryn and Julie Jackson's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-43.72) on approximately 43.72 acres and located approximately 24 miles south of Creston Junction off WY HWY 789 on the east side. Commissioner Espy seconded and the motion passed unanimously.

Resolution No. 2023 – 28

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

Z.C. Case File #2023-06

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2023, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2023, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, July 31, 2023, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the zone change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2023; and

WHEREAS, at said public hearing on September 5, 2023, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land

Use Plan, as amended, and that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2023-06: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-43.72) on approximately 43.72 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled.

Petitioners: Laryn and Julie Jackson (Applicants and Land Owners)

Parcel Identification Number: 16920540002900

Rural Address: 2411 Wyoming Highway 789

General Site Location: Approximately 24 miles south of Creston Junction off WY HWY 789 on the east side.

Legal Description (taken from Warranty Deed, Book 1398, Page 158):

A tract of land lying east of Wyoming Highway 789 in the SE1/4 of Section 5, T16N, R92W, 6th P.M., Carbon County, Wyoming, more completely described as follows: Beginning at the Southeast corner of said Section 5; Thence N0°00'46"W, 2641.82 feet along the East Section line of said Section 5 to the East 1/4 corner of said section 5; Thence S89°56'27"W, 748.79 feet along the centerline of said Section 5 to a point on the Easterly right-of-way of Wyoming Highway #789; Thence S1°13'17"E, 2642.25 feet along said Easterly right-of-way of Wyoming Highway #789 to a point on the South line of said Section 5; Thence N89°56'59"E, 693.05 feet to the point of beginning.

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

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-43.72) on approximately 43.72 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on the 5th of September 2023.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

By: -s- Sue Jones, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing - Z.C. Case File No. 2023-07 - Garrett Pantle

Chairman Jones opened a public hearing at 12:09 p.m. to hear Planning & Zoning Z.C. Case File No. 2023-07, Garrett Pantle's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40.47) on approximately 40.47 acres. The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses and is located

approximately 6 miles southwest of HWY 230. Kristy Rowan, Office Manager presented the case file.

Chairman Jones called for comments for or against the case. There being no comments, Chairman Jones closed the hearing at 12:11 p.m.

Commissioner Espy moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2023-29, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2023-07, Garrett Pantle's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40.47) on approximately 40.47 acres and located approximately 6 miles southwest of HWY 230. Commissioner Johnson seconded and the motion passed unanimously.

Resolution No. 2023 – 29

A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.

Z.C. Case File #2023-07

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2023, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2023, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, July 31, 2023, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the zone change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2023; and

WHEREAS, at said public hearing on September 5, 2023, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2023-07: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40.47) on approximately 40.47 acres. The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses.

Petitioners: Garrett Pantle (Applicant) and Kevin Pantle, Garrett Pantle, Gaven Pantle, and Carman Williams (Land Owners)

Parcel Identification Number: 13831030000900

General Site Location: Approximately 6 miles southwest of HWY 230.

Legal Description (taken from Warranty Deed, Book 1399, Page 106):

Township 13 North, Range 83 West, 6th P.M., Carbon County, Wyoming

Aetna #1 lode mining claim and Aetna #4 lode mining claim, being a portion of the real property designated by the Surveyor General as Lot #330 embracing a portion of sections 9, 10, and 15, in Township 13 North of Range 83 West, Sixth Principal Meridian in the Upper Platte Mining District, in the County of Carbon, State of Wyoming, in the District of Lands subject to sale at Cheyenne, as bounded and described in Book 87, Page 28 in the Office of the County Clerk and Ex-Officio Register of Deeds in Carbon County, Wyoming; as set forth in that certain Warranty Deed dated December 3, 2021 and recorded in the real estate records of the Carbon County, Wyoming County Clerk on December 20, 2021 at Book 1382, Page 198.

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

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40.47) on approximately 40.47 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on the 5th of September 2023.

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

By: -s- Sue Jones, Chairman

On behalf of the Carbon County
Board of County Commissioners

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 12:14 with Clerk Bartlett and Ashley Mayfield Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Moore seconded and the motion passed unanimously.

Kristy joined at 12:28 p.m.

Commissioner Espy moved to come out of executive session at 12:53 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Moore seconded and the motion passed unanimously.

ADJOURNMENT

Commissioner Johnson moved to adjourn the meeting at 12:54 p.m. Commissioner Moore seconded and the motion passed unanimously.

A regular meeting of this Board will be held Tuesday, October 3, 2023, at 9:00 a.m. at the Carbon Building-Courthouse Annex, located at 215 W. Buffalo St. Suite 240C, 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.