

**BOARD OF CARBON COUNTY COMMISSIONERS
REGULAR MEETING
TUESDAY, JANUARY 21, 2003
MEDICINE BOW SENIOR CENTER
MEDICINE BOW, WYOMING**

The regular meeting of the Carbon County Commissioners was held at 7 p.m. at the Medicine Bow Senior Center, Medicine Bow, Wyoming. Attending the meeting were Commissioners Linda Fleming, Lee Meacham and Chairman Artlin Zeiger; Linda Smith, Carbon County Clerk; Alice Garvin, Chief Deputy County Clerk; Karen Larsen, Carbon County GIS; Bill Nation, Road & Bridge Superintendent; Tom Thompson, Carbon County Civil Attorney; and Susan J. Vasey, Deputy County Clerk.

The following vouchers were approved and signed for payment:

AT & T	Carbon Building	\$ 15.61
AAA Key & Lock	Emergency Management	\$ 857.50
Alco	Public Health	\$ 55.73
Allen Insurance	Clerk	\$ 50.00
ALSCO	Emergency Mng/Road & Bridge	\$ 145.50
American LaFrance Sales	Fire Protection	\$ 48.18
ATCO International	Road & Bridge	\$ 626.00
AV-Tech Electronics	Administrative	\$ 2,632.55
Avaya, Inc.	Radio Tech	\$ 146.57
Baggs, Town of	Elections	\$ 54.12
Bank of Commerce	Various	\$ 344.15
Behavioral Interventions	Jail	\$ 1,152.55
Beltek, Inc.	Attorney	\$ 765.00
Bi-Rite Pharmacy	Jail	\$ 1,268.18
Bi-Rite Sporting Goods	Sheriff	\$ 54.77
Bob Barker Company	Jail	\$ 265.36
Booher, Patricia	Coop Extension	\$ 73.75
Build Rite Lumber	Various	\$ 89.19
Canon Financial Services, Inc.	Administrative	\$ 475.46
Carbon County Counseling Center	Administrative	\$ 5,000.00
Carbon County Veterinary Hospital	Sheriff	\$ 37.00
Carbon Power & Light	Various	\$ 974.53
Cesko, David MD	Administrative	\$ 1,280.00
Clark, David C.	Administrative	\$ 2,000.00
Computer Software Associates	Administrative	\$14,644.00
Cornwell Real Estate	Grants	\$ 1,575.00
Corporate Express	Various	\$ 872.55
Crawford, Warren	Coop Extension	\$ 49.88
Daily Times	Sheriff/Administrative	\$ 2,409.63
Day, Dave	Carbon Building	\$ 3,339.00
Deep Sweep	Public Health	\$ 150.00
Diebold Election Systems, Inc.	Elections	\$ 5,750.00
Eagle Uniform Supply	Carbon Building	\$ 168.09
Erickson & Roberts	Administrative	\$ 941.01
Expanets	Public Health	\$ 43.70
Farmer Brothers Coffee	Emergency Management	\$ 27.60
Gall Incorporated	Sheriff	\$ 73.48
Gases Plus	Various	\$ 7,112.10
Grainger	Road & Bridge	\$ 112.46
HHCWA	Public Health	\$ 50.00
Hasco Industrial Supply	Road & Bridge	\$ 1,424.12
Hemocue	W.I.C.	\$ 178.50
Herold Iron Works	Road & Bridge	\$ 55.86
Herter, Jacques PHD	Sheriff	\$ 400.00
Hi-Tech Auto	Sheriff	\$ 322.58
Hillcrest Spring Water, Inc.	Various	\$ 38.00
Hilltop Lube	Sheriff	\$ 40.50
Home Health Aide Digest	Public Health	\$ 71.00
Howe, Susan	Elections	\$ 40.00
Hyland Enterprises	Road & Bridge	\$ 288.44
IOS Capital	Administrative	\$ 1,250.56
J & S Contractors Supply	Road & Bridge	\$ 119.16
JH Kaspar Oil Company	Various	\$ 5,296.97

Jack's Body & Fender	Sheriff	\$ 89.00
Jackalope Printing	Various	\$ 902.33
JB's Stop-n-Shop	Fire Protection	\$ 64.70
Kilburn Tire Company	Fire Protection/Sheriff	\$ 663.53
KN Energy Inc.	Various	\$10,472.63
Kone Elevators	Carbon Building/Sr. Center	\$ 885.76
Kroger	Sheriff/Coop Extension	\$ 106.24
L & L Electric	Courthouse	\$ 361.13
Lariat International Trucks	Road & Bridge	\$ 950.40
Leo Community	Elections	\$ 40.00
Long Building Technologies	Building & Grounds	\$ 513.74
Mader, Tschacher, Peterson	Administrative	\$ 3,000.00
Mathey, Richard	Administrative	\$ 189.00
Mcllvaine, Robert/Betty	Public Health	\$ 475.00
Medicine Bow Lodge	Sheriff	\$ 66.00
Memorial Hospital	Administrative	\$ 1,243.13
Mid-Winter Fire School	Fire Protection	\$ 1,200.00
Munimetrix Systems Corporation	Clerk	\$ 480.00
PMPC Engineering	Grants	\$19,485.53
Pacific Power & Light	Various	\$ 3,751.83
Pamida, Inc.	Various	\$ 111.70
Perkins Oil Co.	Road & Bridge	\$ 962.79
Phillips Petroleum Co.	Sheriff	\$ 30.04
Platte County Sheriff's Dept.	Jail	\$ 1,175.29
Quill Corporation	Election/Clerk	\$ 300.98
Qwest	Carbon Building	\$ 32.20
Qwest	Various	\$ 4,445.99
RDJ Specialities, Inc.	Sheriff	\$ 497.18
Rawlins Automotive	Road & Bridge/Fire Protection	\$ 2,400.52
Rawlins Glass	Fire Protection/Road & Bridge	\$ 398.70
Ross' Automotive Services	Sheriff	\$ 59.40
Ryan Electronics, Inc.	Various	\$ 6,338.47
SED Medical Laboratory	Road & Bridge	\$ 169.95
SOS Police & Fire Supply	Sheriff	\$ 80.28
SC Inc., P.C.	Jail/Administrative	\$ 1,260.00
Saratoga Auto Parts, Inc.	Road & Bridge/Fire Protection	\$ 694.17
Saratoga Sun	Administrative	\$ 54.90
Shepard's	Sheriff	\$ 262.29
Sinclair Oil Corporation	Sheriff	\$ 40.88
Skyline Motors, Inc.	Assessor	\$ 237.60
Smith, Susan	Grants	\$ 6.98
Snap-On-Tools	Road & Bridge	\$ 73.95
Southwest Professional	Road & Bridge	\$ 50.00
State of Wyoming	Elections	\$ 34.99
Texaco Credit Card Center	Sheriff	\$ 27.01
Trading Post	Sheriff	\$ 32.51
Trevathan, Sabrina RPR	Administrative	\$ 724.00
Trib.Com	Administrative	\$ 173.70
True Value of Rawlins	Various	\$ 481.52
Trujillo Sporting Goods	Sheriff	\$ 211.91
Turbo & Diesel Service	Road & Bridge	\$ 4.86
US Bank	Sheriff	\$ 905.25
US Postmaster	Public Health	\$ 66.00
US Postmaster	Administrative	\$ 150.00
Union Telephone Company	Various	\$ 188.18
University of Wyoming	Coop Extension	\$ 129.03
V-1 Propane	Fire Protection	\$ 282.25
Valley Oil Company	Road & Bridge/Sheriff	\$ 1,338.04
Valley Waste Management	Sr. Center	\$ 40.00
Van's Wholesale	Carbon Building	\$ 215.98
Visionary Communications, Inc.	Grants	\$ 40.00
Voorhis Associates, Inc.	Grants	\$ 3,232.97
Washboard, The	Courthouse	\$ 46.50
Wear Parts	Road & Bridge	\$ 55.44

Wilson's Self Service	Road & Bridge	\$ 798.79
WY Association of Co. Engineers	Road & Bridge	\$ 150.00
WY Department of Health	Public Health	\$20,799.30
WY Department of Transportation	Road & Bridge	\$ 175.54
WY Financial Insurance, Inc.	Sheriff	\$ 100.00
WY Machinery Company	Road & Bridge	\$ 547.98
WY Paper Supply	Jail/Fire Protection	\$ 427.47
WY State Fire Advisory	Fire Protection	\$ 300.00
WY State Forestry	Fire Protection	\$271.34
Wyoming T2/LTAP Center	Road & Bridge	\$100.00
Xerox Corporation	Sheriff	\$153.00
Yampa Valley Electric	Radio Tech	\$43.62
Young, Charles MD	Administrative	\$45.29
	TOTAL	\$162,174.67

Chairman Zeiger called the meeting to order at 7 p.m.

The floor was opened to public comment. Several attending requested that the Commissioners look into getting more space for the Senior Center in Medicine Bow.

CAPITAL FACILITIES

Todd Bishop gave a brief summary of the county resolution for the one-cent sales tax.

RESOLUTION NO. 2003-03

A RESOLUTION APPROVING THE PROPOSITION FOR IMPOSITION OF A 1% SPECIFIC PURPOSE EXCISE TAX IN CARBON COUNTY, WYOMING, FOR THE EXCLUSIVE PURPOSE OF FUNDING SPECIFIC PURPOSES IN SPECIFIC AMOUNTS, SAID PROPOSITION TO BE PLACED ON THE BALLOT AT A SPECIAL ELECTION TO BE HELD IN CARBON COUNTY ON TUESDAY, MAY 6, 2003.

WHEREAS, pursuant to W.S. ss. 39-15-203(a)(iii), 39-15-204(a)(iii), 39-16-203(a)(ii) and 39-16-204(a)(ii), counties may impose an excise tax not to exceed one percent (1%) upon retail sales of tangible personal property, admissions and services made within the county, for specific purposes and in specific amounts as authorized by the qualified electors of the county (hereinafter the "Tax"); and

WHEREAS, the Board of County Commissioners (the "Commissioners") of Carbon County, Wyoming (the "County" or "Carbon County"), in response to the needs of the County and requests received from the governing bodies of the Towns of Baggs, Wyoming ("Baggs"), Dixon, Wyoming ("Dixon"), Elk Mountain, Wyoming ("Elk Mountain"), Encampment, Wyoming ("Encampment"), Hanna Wyoming ("Hanna"), Medicine Bow, Wyoming ("Medicine Bow"), Riverside, Wyoming ("Riverside"), Saratoga, Wyoming ("Saratoga"), Sinclair, Wyoming ("Sinclair"), and the City of Rawlins, Wyoming ("Rawlins") (hereinafter the County, Baggs, Dixon, Elk Mountain, Encampment, Hanna, Medicine Bow, Riverside, Saratoga, Sinclair and Rawlins being sometimes individually referred to as "Sponsoring Entity" and collectively referred to as "Sponsoring entities"), has determined to make such source of funding available in the following specific amounts for the following specific purposes (the "Projects"):

1. \$7,500,000 to the County for the construction of a new Carbon County Jail and to fund an operation and maintenance account therefore;
2. \$885,000 to Baggs for the construction of water and sewer system improvements;
3. \$200,000 to Dixon for the construction of water and sewer system improvements;
4. \$150,000 to Elk Mountain for fire hall improvements and the purchase of fire equipment;

5. \$760,000 to Encampment for the construction of water and sewer system improvements;
6. \$715,500 to Hanna for the construction of a public works complex;
7. \$390,000 to Medicine Bow for the payment of debt service on outstanding water debt (\$140,000) and for the replacement of water meters and tar paper pits (\$250,000);
8. \$134,000 to Riverside for sewerage lift station and sewerage lagoon improvements;
9. \$1,415,500 to Saratoga for the construction of a community center;
10. \$350,000 to Sinclair for the construction of sanitary and storm sewers, streets, curbs and gutters;
11. \$2,500,000 to Rawlins for construction of street improvements including overpass/underpass improvements;

WHEREAS, the Sponsoring Entities have determined that in order to fund the Projects, and to the extent necessary and allowed by law, pay debt service and/or lease payments relating to the Projects, the Tax should be imposed at the rate of one percent (1%) (the "2003 Tax"); and

WHEREAS, the Sponsoring Entities have determined that it is necessary to approve the proposition for the imposition of the Tax by submitting one (1) ballot question to the qualified registered electors of the County; and

WHEREAS, absentee voting on the proposition is permitted as hereinafter provided in the *Proclamation and Notice of Election*; and

WHEREAS, pursuant to the provisions of W.S. ss. 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A), before any proposition to impose the imposition of the Tax shall be placed before the electors of the County, the County Commissioners and the governing bodies of at least two-thirds (2/3) of the incorporated municipalities within the County shall adopt a resolution approving the proposition, setting forth a procedure for qualification of the ballot question for placement on the ballot and specifying how excess funds shall be expended.

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

Section 1. At a special election to be held in Carbon County, Wyoming, pm Tuesday, May 6, 2003, between the hours of 7:00 A.M. and 7:00 P.M., there will be submitted to the qualified registered electors of the County the proposition of imposing a 1% specific purpose excise tax for the exclusive purpose of funding specific projects, as more particularly set forth in the *Proclamation and Notice of Election*.

Section 2. The election on the proposition shall be held at the Election Districts, Precincts and Polling Places, as more particularly set forth in the *Proclamation and Notice of Election*.

Section 3. Any qualified registered elector in the County shall be entitled to vote on the proposition in person or by absentee ballot, in the precinct in which he or she is registered. A qualified registered elector includes every citizen of the United States who is a bona fide resident of Wyoming and Carbon County, has registered to vote not less than thirty (30) days before the date of the election, or at his or her polling place on election day, or as an absentee voter pursuant to W.S. ss. 22-3-117, and who will be at least eighteen (18) years of age on the date of the election.

Section 4. The votes for and against the proposition, including absentee votes, shall be registered on electronic paper ballots. The ballot shall set forth the following proposition:

"Shall Carbon County, Wyoming, be authorized to adopt and cause to be

imposed a one percent (1%) specific purpose excise tax and collect a total of \$15,000,000, the proceeds from which and the interest earned thereon to be used and applied in the manner determined by the sponsoring Entities for funding the planning, engineering, improving, upgrading, construction or reconstruction, equipment and repairs and, to the extent necessary and allowed by law, the pledge to or payment of debt service and/or lease payments thereon, in the specified principal amounts and for the specified purposes provided below:

1. \$7,500,00 to the County for the construction of a new Carbon County Jail and to fund an operation and maintenance account therefore;
2. \$885,000 to Baggs for the construction of water and sewer system improvements;
3. \$200,000 to Dixon for the construction of water and sewer system improvements;
4. \$150,000 to Elk Mountain for fire hall improvements and the purchase of fire equipment;
5. \$760,000 to Encampment for the construction of water and sewer system improvements;
6. \$715,500 to Hanna for the construction of a public works complex;
7. \$390,000 to Medicine Bow for the payment of debt service on outstanding water debt (\$140,000) and for the replacement of water meters and tar paper pits (\$250,000);
8. \$134,000 to Riverside for sewerage lift station and sewerage lagoon improvements;
9. \$1,415,500 to Saratoga for the construction of a community center;
10. \$350,000 to Sinclair for the construction of sanitary and storm sewers, streets, curbs and gutters;
11. \$2,500,000 to Rawlins for construction of street improvements including overpass/underpass improvements.

The ballot shall be inserted into the electronic voting device. The elector indicates his or her vote on the proposition on the ballot by darkening the oval opposite the words "FOR THE COUNTY SPECIFIC PURPOSE EXCISE TAX" or "AGAINST THE COUNTY SPECIFIC PURPOSE EXCISE TAX" expressing his or her choice.

Section 5. The County Clerk shall cause the *Proclamation and Notice of Election* to be published at least once in the Rawlins Daily Times, in Rawlins, Wyoming, and the Saratoga Sun, in Saratoga, Wyoming, newspapers of general circulation in the County, not less than thirty (30) days nor more than forty (40) days before the date of election. The *Proclamation and Notice of Election* shall specify the name of the County, the date, time and place of election, the proposition to be submitted and the fact that only qualified registered electors of the County will be permitted to vote thereon. In addition, there shall be published a *Notice of Registration*, which shall set forth the last day for registration in the event that a qualified elector is not presently registered. The Notices shall be in substantially the following form:

PROCLAMATION AND NOTICE OF ELECTION
SPECIAL ELECTION - 1% SPECIFIC PURPOSE EXCISE TAX
CARBON COUNTY, WYOMING
TUESDAY, MAY 6, 2003

PUBLIC NOTICE IS HEREBY GIVEN that a special election to be held in Carbon County, Wyoming on Tuesday, May 6, 2003, there shall be submitted to the qualified registered electors of the County the following proposition:

“Shall Carbon County, Wyoming, be authorized to adopt and cause to be imposed a one percent (1%) specific purpose excise tax and collect a total of \$15,000,000, the proceeds from which and the interest earned thereon to be used and applied in the manner determined by the sponsoring Entities for funding the planning, engineering, improving, upgrading, construction or reconstruction, equipment and repairs and, to the extent necessary and allowed by law, the pledge to or payment of debt service and/or lease payments thereon, in the specified principal amounts and for the specified purposes provided below:

1. \$7,500,00 to the County for the construction of a new Carbon County Jail and to fund an operation and maintenance account therefore;
2. \$885,000 to Baggs for the construction of water and sewer system improvements;
3. \$200,000 to Dixon for the construction of water and sewer system improvements;
4. \$150,000 to Elk Mountain for fire hall improvements and the purchase of fire equipment;
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6. \$715,500 to Hanna for the construction of a public works complex;
7. \$390,000 to Medicine Bow for the payment of debt service on outstanding water debt (\$140,000) and for the replacement of water meters and tar paper pits (\$250,000);
8. \$134,000 to Riverside for sewerage lift station and sewerage lagoon improvements;
9. \$1,415,500 to Saratoga for the construction of a community center;
10. \$350,000 to Sinclair for the construction of sanitary and storm sewers, streets, curbs and gutters;
11. \$2,500,000 to Rawlins for construction of street improvements including overpass/underpass improvements.

District	Precinct	Precinct Name	Polling Place
1	1	Rawlins	Pershing School
1	2	Rawlins	Jeffrey Center
2	1	Rawlins	Jeffrey Center
2	2	Rawlins	Jeffrey Center
3	1	Rawlins	Jeffrey Center
3	2	Rawlins	Jeffrey Center
4	1	Muddy Gap	Fire Station
5	1	Sinclair	Sinclair Town Hall
6	1	Leo	Community Hall
7	1	Medicine Bow	Community Hall, also known as Village Square
8	1	Hanna	Town Hall
9	1	Elk Mountain	Town Hall
10	1	McFadden	Fire Station
11	1	Saratoga	Senior Center
11	2	Saratoga	Senior Center
12	1	Encampment	Town Hall
13	1	Riverside	Town Hall
14	1	Dixon	Senior Center
15	1	Baggs	Town Hall

The polls will open at 7:00 A.M. and will close at 7:00 P.M. on the day of the election. Any registered elector of the County shall be entitled to vote on the proposition in person or by absentee ballot in the precinct in which he or she is registered. A qualified registered elector includes every citizen of the United States who is a bona fide resident of Wyoming and Carbon County, registered to vote not less than 30 days before the election, or in accordance with Wyoming Statutes, Section 22-3-104, upon presentation of acceptable identification, may register at his or her proper polling place during the election, and who will be at least eighteen (18) years of age the day of election.

The votes cast, including absentee votes, shall be by electronic voting systems, at least one of which shall be at each polling place. The electronic paper ballots shall contain the same proposition as stated above and a voting device will be provided to permit the elector to indicate his or her vote "FOR **THE COUNTY SPECIFIC PURPOSE EXCISE TAX**" or "AGAINST **THE COUNTY SPECIFIC PURPOSE EXCISE TAX**" expressing his or her choice. Instructions to the elector will be provided to assist the elector in casting his or her vote.

If at such election it shall appear that a majority of the qualified registered voting on the proposition are in favor of adopting the 1% specific purpose excise tax, the tax shall become effective commencing October 1, 2003.

Any qualified registered elector may vote by absentee ballot. Only qualified registered electors may apply for an absentee ballot either in person, in writing, or by telephone (307)328-2650, by furnishing the information required by law; applications should be made by mail addressed to Linda Ann Smith, Carbon County Clerk, Carbon County Courthouse, Post Office Box 6, Rawlins, Wyoming, 82301, or in person at 415 West Pine Street, Rawlins, Wyoming, 82301. Such application should be made not later than the close of business on May 5, 2003.

IN WITNESS WHEREOF, the Board of County Commissioners of Carbon County, Wyoming, has caused this Notice to be given by the County Clerk of Carbon County, as required by law, as of the _____ day of _____, 2003.

(SEAL)

/s/ Linda Ann Smith
County Clerk
Carbon County, Wyoming

Publish in: Rawlins Daily Times
Saratoga Sun

Publish on: _____, _____, 2003

NOTICE OF REGISTRATION

NOTICE IS HEREBY GIVEN that the proposition of imposing a 1% specific purpose excise tax in Carbon County, Wyoming, will be submitted at a special election to be held on Tuesday, May 6, 2003.

In order to vote at this election, an elector must be a qualified elector who has registered to vote not less than 30 days before the date of election, or in accordance with Wyoming Statutes, Section 22-3-104, and upon providing acceptable identification in his or her proper polling place during the election. Persons who are otherwise qualified to vote, but who are not presently registered, may register not less than thirty days prior to election day, or at the time of requesting an absentee ballot, or at the time of election by providing an acceptable identification in his or her proper polling place during the election and signing a registration oath in the presence of a registry agent. Persons who are otherwise qualified to vote, but who are not presently registered, may register at the Office of the Carbon County Clerk, Linda Ann Smith, Carbon County Courthouse, in Rawlins, Wyoming, or at the Offices of the Town Clerks or Town Clerk/Treasurers, during their regular business hours, in Baggs, Dixon, Elk Mountain, Encampment, Hanna, Medicine Bow, Riverside, Saratoga, and Sinclair, not later than the close of business on April 4, 2003.

A *Proclamation and Notice of Election* giving more detailed information concerning the election, will be published as required by law, not less than thirty (30)

days nor more than forty (40) days before the election.

IN WITNESS THEREOF, the County Clerk has caused this Notice to be given as of the _____ day of _____, 2003.

(SEAL)

/s/ Linda Ann Smith
County Clerk
Carbon County, Wyoming

Publish in: Rawlins Daily Times
Saratoga Sun

Publish on: _____, _____, 2003.

Section 6. The results disclosed by the canvas of votes shall be certified by the election officials to the County Clerk of Carbon County, Wyoming. If the majority of votes cast on the proposition at the election is in favor of the imposition of the Tax, such proposition shall be approved and the Board of County commissioners, in the manner provided by law, shall then proceed to declare the results of the election, and complete all steps necessary for the imposition of the Tax.

Section 7. The election on the proposition shall be held, conducted and the results canvassed as provided by the Wyoming election Code of 1973, as amended, more particularly the Political Subdivision Bond Election Law (W.S. ss. 22-21-101 to 22-21-112, inclusive).

Section 8. In the event the proposition shall be approved by the qualified registered electors of Carbon County, the 2003 Tax shall commence on October 1, 2003. Upon collection of the authorized 2003 Tax funds (or such lesser amount if the sponsoring Entities have agreed to terminate the 2003 Tax pursuant to the provisions of W.S. ss. 39-15-203(a)(iii)(G) and 39-16-203(a)(ii)(G)), the 2003 Tax funds shall be retained by the Carbon County Treasurer for one (1) year for refund of overpayments. After one (1) year, the excess 2003 Tax funds (less any refunds), plus any interest earned thereon, shall be distributed to each sponsoring Entity based upon the respective ratio which the principal amount of each Project approved bears to the total principal amount of all Projects approved. In addition, any 2003 Tax funds, plus any interest earned thereon, which remain upon payment of debt service and/or lease payments on the Project shall be distributed on the same basis as excess 2003 Tax funds. All 2003 Tax funds, and interest thereon, shall be used for construction, operation, equipment and maintenance of the specified Projects.

Section 9. Before the proposition may be placed before the qualified registered electors of Carbon County, the Commissioners and the governing bodies of at least two-thirds (2/3) of the incorporated municipalities within the County must adopt resolutions as required by W.S. ss. 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A).

Section 10. The passage of this resolution shall constitute written notification to the County Clerk, specifying the date of the election and the proposition, not later than March 1, 2003, pursuant to the provisions of W.S. ss. 22-21-103, and shall further constitute approval as required by W.S. ss. 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A).

Section 11. Should any part or provision of this resolution every be judicially determined to be invalid or unenforceable, such determination shall not affect the remaining parts and provisions hereof, the intention being that each part or provision of this resolution is severable.

ADOPTED AND APPROVED as of the 21 day of January, 2003.

(SEAL)

BOARD OF CARBON COMMISSIONERS
CARBON COUNTY, WYOMING

/s/ Artlin Zeiger
Chair
/s/ Linda Fleming
Commissioner
/s/ Lee Meacham

Commissioner

ATTEST:
/s/ Linda Ann Smith
County Clerk

The motion for the adoption of the foregoing resolution was duly seconded by Commissioner Linda Fleming. The questions being upon the adoption of said resolution, the roll was called with the following results:

Those voting YES:

County Commissioners:	Linda L. Fleming Lee Meacham Art Zeiger
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Those voting NO: _____

A majority of the members elected to the Board of County Commissioners having voted for the passage and approval of the resolution, the Chairman declared the resolution duly passed and adopted. After consideration of other business to come before the Board, the meeting was adjourned.

(SEAL)

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

/s/ Artlin Zeiger
Chair

ATTEST:
/s/ Linda Ann Smith
County Clerk

A motion was made by Lee Meacham and seconded by Linda Fleming to accept A Resolution Approving The Proposition For Imposition Of A 1% Specific Purpose Excise Tax In Carbon County, Wyoming, For The Exclusive Purpose Of Funding Specific Purposes In Specific Amounts, Said Proposition To Be Placed On The Ballot At A Special Election To Be Held In Carbon County On Tuesday, May 6, 2003, #2003-03. The motion carried unanimously.

MINUTES

A motion was made by Linda Fleming and seconded by Lee Meacham to approve the minutes for the public hearing held November 22, 2002. The motion carried unanimously.

PLANNING & ZONING

Each Commissioner, in turn, addressed the audience regarding the land use plan, the comments received, and the seriousness of the situation. Art Zeiger also read the definition of a subdivision and the statute governing such.

RESOLUTION NO. 2003-4**A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the Carbon County Zoning Resolution of 2003.**

WHEREAS, as a result of the Carbon County Land Use Plan of 1998 the Carbon County Planning Commission undertook the task of drafting amendments to the Carbon County Zoning Resolution of 1972, which said amendments were collectively referred to as the "Proposed Zoning Resolution of 2003 for Carbon County, Wyoming" and were in conformity with the Carbon County Land Use Plan of 1998; and

WHEREAS, pursuant to Wyo. Stat. ss.18-5-202(b), the Carbon County Planning Commission held a public hearing on December 10, 2002, 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 listened to public comments and considered the same, which said comments were provided both in the form of public comments made at the public hearing as well as written comments received prior to said public 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 certain amendments to the Carbon County Zoning Resolution of 1972 which said amendments were collectively known as the proposed Zoning Resolution of 2003 for Carbon County, Wyoming; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. ss. 18-5-203(c), and after receipt of said certified recommendation for approval of these amendments to the Carbon County Zoning Resolution of 1972, advertised by public notice a public hearing to take public input and comments which said hearing occurred on January 8, 2003; and

WHEREAS, at said public hearing, the Carbon County Commissioners listened to public comments and reviewed written comments on the proposed amendments; and

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

WHEREAS, the Carbon County Commissioners have determined that the proposed amendments are in conformity with the Carbon County Land Use Plan of 1998 and promote 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 amendments to the Carbon County Zoning Resolution of 1972 as certified to the Carbon County Commissioners by the Carbon County Planning Commission.

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

1. That the Carbon County Board of Commissioners, on January 21, 2003, hereby adopts those amendments as certified to them in writing by the Carbon County Planning Commission, which said amendments are collectively known as the Carbon County Zoning Resolution of 2003.
2. The Carbon County Zoning Resolution of 2003 shall be effective immediately and all prior zoning resolutions in conflict therewith are hereby

repealed.

PRESENTED, READ, AND ADOPTED at a regular meeting of the Board of County Commissioners of Carbon County, Wyoming, this 21st day of January, 2003.

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

By: Linda L. Fleming, Commissioner
Lee Meacham, Commissioner

Attest: /s/ Linda Ann Smith
Carbon County Clerk

A motion was made by Linda Fleming and seconded by Lee Meacham to adopt Zoning Resolution #2003-04 as presented. Linda Fleming and Lee Meacham voted yes, Artlin Zeiger voted no. The motion carried.

RESOLUTION NO. 2003-05

A Resolution of the Board of County Commissioners of Carbon County, Wyoming lifting a moratorium on all actions concerning planning and zoning within and for Carbon County, Wyoming.

WHEREAS, by Resolution No. 2002-12, the Board of County Commissioners of Carbon County imposed an emergency moratorium on all actions concerning planning and zoning within the unincorporated areas of Carbon County, Wyoming, until such time as a public hearing could be held to take public comment and determine whether or not said moratorium should continue; and

WHEREAS, said public hearing took place in front of the Board of Commissioners for Carbon County on November 22, 2002; and

WHEREAS, at the conclusion of said public hearing by Resolution No. 2002-13 the Board of Commissioners for Carbon County decided to extend said moratorium until a zoning resolution could be properly adopted with proper public notice and an opportunity for public input, involvement and comment in accordance with Wyoming law; and

WHEREAS, it was resolved that said Resolution was to be in effect for a period of ninety (90) days, or was to be terminated upon adoption of a zoning resolution by the Board of County Commissioners, whichever may occur first; and

WHEREAS, the Board of County Commissioners have adopted the Carbon County Zoning Resolution of 2003 on the 21st day of January, 2003; and

WHEREAS, it is in the best interests of the citizens of Carbon County that said moratorium be lifted at this time and be of no further force or effect;

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

1. That the moratorium upon all actions concerning planning and zoning within the unincorporated lands of Carbon County, Wyoming, imposed by Resolution No.'s 2002-12 and 2002-13 is hereby terminated, and shall be of no further force or effect.
2. The Carbon County Zoning Resolution of 2003 has now been properly adopted and shall govern those acts concerning planning and zoning in the unincorporated lands of Carbon County, Wyoming.

PRESENTED, READ, AND ADOPTED at a regular meeting before the Board of County Commissioners of Carbon County, Wyoming on the 21st day of January, 2003.

BOARD OF COUNTY COMMISSIONERS OF

CARBON COUNTY, WYOMING

By: /s/ Artlin "Art" Zeiger, Chairman

Attest:

/s/ Linda Ann Smith
Carbon County Clerk

A motion was made by Linda Fleming and seconded by Lee Meacham to adopt resolution #2003-05 to lift the moratorium imposed on planning and zoning changes effective January 21, 2003. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to ratify the adoption of all action approved or disapproved by Carbon County Planning & Zoning and the Carbon County Commissioners since the 2000 Zoning Resolution. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to, by resolution to the Planning Commission and public, acknowledge the desire to make amendments following a complete county wide informational gathering process to the Zoning Resolution by the end of the calendar year. Possible amendments may include the following uses that were brought forth in the recent public hearings: lot sizes, seasonal/recreational uses, definitions, horses/people special restrictions, subdivision and planned unit developments and subdivision issues as amended by 2002 State Legislature. Therefore, the Planning Commission should prepare a schedule to take to the four general regions of the county (Medicine Bow/Hanna/Elk Mountain/Leo area, Platte Valley, Snake River Valley and Rawlins areas) the newly adopted 2003 Zoning Resolution with the meetings to be completed by April 30, 2003. The County Planner, members of the Planning Board and Commissioners should explain the Resolution at the area meetings, then submit the 2003 Zoning Resolution to the appropriate federal and state agencies, and the three conservation districts in the county for their review on appropriateness of the zones as adopted. They would also be given the opportunity to provide comment that should be reviewed for proposed amendments. The Planning Commission will then use the concerns from the community public meetings and public sector on 2003 Zoning Regulations and correlate with the public comments made before the adoption of the 2003 Zoning Resolution. The proposed amendments will then be presented back to the communities for informational meetings. After the proposed amendments have been made and presented in community meetings, and by August 31, 2003, the legal advertising requirements to adopt amendments for the 2003 Planning Resolutions will commence with an anticipated completion date of December 31, 2003. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to acknowledge the dedication of the Carbon County Planning Commission, Planning Director and Staff, the Carbon County Clerk and Staff, and the Carbon County Attorney and Deputies for providing services and advise as the County worked through this difficult issue. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to formally thank the public for bringing issues forward that affect the culture and customs that they want for Carbon County. The motion carried unanimously.

ROAD AND BRIDGE

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

A motion was made by Linda Fleming and seconded by Lee Meacham to authorize Bill Nation to sign agreements on behalf of Carbon County for all Road and Bridge department matters. The motion carried unanimously.

Mr. Nation will continue to bring all agreements to the Commissioners at their next regular meeting for review.

COUNTY CLERK

The Commissioners authorized Artlin Zeiger to sign bonds for Carol D. Cook, Treasurer, Medicine Bow; Dan Runner, Treasurer, Saratoga-Rawlins-Encampment

Conservation District; and Cindy L. Baldwin, Treasurer, Carbon County.

A motion was made by Linda Fleming and seconded by Lee Meacham to enter into a lease with WYDOT for drivers licensing space at the Little Snake River Library building. The motion carried unanimously.

A motion was made by Linda Fleming and seconded by Lee Meacham to submit a grant application for state airport aid for the Dixon airport. The motion carried unanimously.

A motion was made by Lee Meacham and seconded by Linda Fleming that the Commissioners sign a letter allowing the Wyoming Department of Transportation to enter county property on the South Sage Creek Road for survey purposes. The motion carried unanimously.

Being there no further business, the meeting was adjourned at 9:27 p.m.

-s- Artlin Zeiger, Chairman

ATTEST:

-s- Linda Ann Smith, County Clerk