

BOARD OF CARBON COUNTY COMMISSIONERS
Regular Meeting
Tuesday, February 18, 2003
Dixon, Wyoming

The regular meeting of the Carbon County Commissioners was held at 7:00 p.m. in the Senior Center in Dixon, Wyoming. Attending the meeting were Chairman Artlin Zeiger and Commissioner Linda Fleming; Linda Ann Smith, Clerk, Alice Garvin, Chief Deputy Clerk; Bill Nation, Road and Bridge Superintendent; and Shelley Welsh, Deputy Clerk. Lee Meacham was absent.

Chairman Zeiger called the meeting to order at 7:12 p.m.

VOUCHERS

The following vouchers were submitted for payment:

3-Forks Muddy Gap Service	Fire Protection	\$23.30
AT&T	Carbon Building	\$35.63
AAA Key & Lock	Emergency Management	\$35.00
Accurate Manufacturing, Inc.	Grants	\$171.00
Ag Revolving 4-20146	Cooperative Extension	\$5,541.25
Alco	Sheriff / Assessor	\$38.98
Alsco	Emergency Mgmt. / R&B	\$122.27
Amerigas	Senior Center	\$265.39
Av-Tech Electronics	Administration	\$1,231.78
Bank of Commerce	Various	\$2,587.76
Behavioral Interventions	Jail	\$932.70
Bernal, Marchia	Grants	\$300.00
Best Western Hitching Post	Commissioners	\$524.76
Bi-Rite Pharmacy	Public Health / Jail	\$1,430.62
Bi-Rite Sporting Goods	Sheriff	\$87.04
Boulder County Sheriff's Ofc.	Administration	\$62.36
Brody Chemical	Road & Bridge	\$292.59
Build Rite Lumber Supply	Fire Protection / Carbon Building	\$24.67
Canon Financial Services, Inc.	Administration	\$475.46
Carbon County Concrete	Road and Bridge	\$244.00
Carbon County Strike Team	Fire Protection	\$32.24
Carbon County TV & Light	Attorney / Administration	\$105.85
Carbon Power & Light Inc.	Various	\$1,715.01
Casper Star-Tribune	Attorney	\$274.00
Cedar Street Sinclair	Sheriff	\$276.72
Central WY Skin Clinic	Jail	\$62.00
Cesko, David MD	Jail / Grants	\$428.00
Childress Electric Inc.	Fire Protection	\$32.95
Collamer, Sonja	Planning	\$26.40
Cop Shop Etc.	Sheriff	\$665.84
Corporate Express	Various	\$1,133.75
Crawford, Warren	Cooperative Extension	\$30.00
Custom Creations	Sheriff	\$191.00
D&K Sanitation	Senior Center / R&B	\$110.00
Daily Times	Grants / Administration	\$516.49
Day, Dave	Carbon Building	\$3,339.00
Deep Sweep	Public Health	\$75.00
Denver Sheriff's Dept.	Administration	\$40.00
Dixon, Town of	Road & Bridge	\$33.50
Dubois Telephone Exchange	Road & Bridge	\$41.26
Eagle Computer Systems	Clerk of Court	\$235.00
Eagle Uniform Supply	Carbon Building	\$56.03
Elk Mountain, Town of	Road & Bridge	\$89.97
Ellis, William	Planning	\$99.31
Encampment, Town of	Road & Bridge	\$45.00

Energy Construction	Grants	\$13,602.70
Engstrom, James D. DDS	Grants	\$90.00
Erickson & Roberts	Administration	\$756.98
Erickson, Frank	Fire Protection	\$527.24
Evans, Morgan	Jail	\$111.00
Expanets	Public Health	\$43.70
Farmer Brothers Coffee	Clerk / Assessor	\$102.19
Fat Boys	Road & Bridge	\$128.43
Floors 'N' More	Carbon Building	\$4,100.00
Ken Forney	Sheriff	\$349.80
Galls Incorporated	Various	\$954.84
Gases Plus	Fire Protection / R&B	\$1,813.72
Golden, Mary	Public Health	\$17.82
Gosevner, Maxine	Public Health	\$28.38
Grainger	Road & Bridge	\$627.36
Graphic Sports	Clerk	\$41.95
Hanna, Town of	Road & Bridge	\$46.00
Hasco Industrial Supply	Road & Bridge	\$842.00
Health Education & Consulting	Public Health	\$90.00
Hemocue	Public Health	\$110.00
Hettgar, Bridget M. RN	Public Health	\$4.95
Hillcrest Spring Water, Inc.	Various	\$61.50
Hilltop Lube	Sheriff	\$47.50
Hyland Enterprises	Road and Bridge	\$179.27
Ikon Office Solutions	Public Health / Admin	\$286.04
Ivinson Memorial Hospital	Jail	\$150.00
J&S Contractors Supply Co.	Road & Bridge	\$86.91
JH Kaspar Oil Company	Various	\$5,770.76
Jackalope Printing	Various	\$159.84
JBs Stop-N-Shop	Sheriff / Fire Protection	\$189.16
Jerry's Donuts	Commissioners / Sheriff	\$23.96
Kilburn Tire Company	Road & Bridge	\$1,353.50
Kirsch, AP MD	Grants / Jail	\$210.00
Kirsch, AP MD	Jail	\$1,500.00
KN Energy Inc.	Various	\$5,413.16
KONE Elevators	Various	\$1,853.68
Kroger	Sheriff	\$48.35
L&L Electric	Courthouse	\$90.50
Laramie Physicians	Grants	\$124.00
Lawson Sanitation	Emergency Management	\$20.00
Life Print Program	Sheriff	\$300.00
Long Building Technologies	Building & Grounds	\$319.00
Matco Tools	Road & Bridge	\$75.00
McIlvaine, Robert & Betty	Public Health	\$475.00
Medicine Bow, Town of	Various	\$984.00
Memorial Hospital	Jail / Administration	\$1,455.67
Merback Award Company	Sheriff	\$69.34
Michie, Bernard Jr.	Senior Center	\$70.00
Midwest Medical Supply	Public Health	\$215.65
Minolta Business Solutions	Cooperative Extension	\$101.16
My Automotive, Inc.	Fire Protection	\$113.61
National Flood Insurance	Building & Grounds	\$946.00
Pacific Power & Light Co.	Various	\$2,831.49
Pamida Inc.	Various	\$967.99
Parrie's Electronics	Senior Center / Public Health	\$107.89
Perkins Oil Company	Sheriff / R&B	\$520.63
Perue Printing	Various	\$724.60
Petersen's Service Yard	Road & Bridge	\$24.00
Pitney Bowes Inc.	Administration	\$163.10
Plainsman Printing	Clerk of Court	\$147.19
Platte County Sheriff's Dept.	Jail	\$6,027.73
Platte Valley Medical	Grants	\$160.00

Polk Company, The	Clerk	\$56.00
QWest	Carbon Building	\$36.65
QWest	Various	\$802.08
Rawlins Automotive	Various	\$1,468.47
Rawlins Chamber of Commerce	Clerk	\$54.12
Rawlins Eye Care	Grants	\$839.00
Rawlins Fire Department	Grants	\$17,958.67
Rawlins Fire Extinguisher	Fire Protection	\$1,558.00
Rawlins, City of	Various	\$1,091.36
Reliable	Sheriff	\$294.08
Rite-Style Optical	Road & Bridge	\$157.00
Roscoe Steel & Culvert Co.	Road & Bridge	\$12,956.84
Ross' Automotive Services	Sheriff	\$68.30
Ryan Electronics	Various	\$3,266.65
S&S Disposal	Road & Bridge	\$20.00
Saratoga Auto Parts, Inc.	R&B / Fire Protection	\$1,241.32
Saratoga Sun	Various	\$1,358.43
Shepard's	Sheriff	\$326.53
Shively Hardware	Road & Bridge / Sheriff	\$429.12
Smith, Susan	Grants	\$11.22
Speer, William	Planning	\$68.64
Spicer, Edward OD	Grants	\$889.00
Square Shooters Eating House	Administration	\$99.77
Stan's Quik Lube	Cooperative Extension	\$68.39
Star Awards & Signs	Commissioners	\$94.32
Su Casa Café	Sheriff	\$318.23
Summit Trucking	Grants	\$3,018.23
T&M Service	Sheriff	\$99.95
T&T Plumbing	Courthouse	\$135.00
Terry's Towing Service	Sheriff	\$337.00
Trading Post	Sheriff	\$29.50
Trib.com	Administration	\$19.95
True Value of Rawlins	Various	\$479.41
Union Pacific Railroad Co.	SC/Road & Bridge	\$152,037.23
Union Telephone Company	Road & Bridge	\$250.45
Valley Food & Liquor	Public Health	\$6.81
Valley Oil Company	Sheriff / Road & Bridge	\$587.13
Valley Pharmacy	Public Health	\$10.76
Van's Wholesale	Carbon Building	\$324.49
Viking Office Products	Clerk of Court / R&B	\$445.11
Voorhis Associates, Inc.	Building & Grounds	\$8,481.49
WACO	Commissioners	\$250.00
Washboard, The	Courthouse	\$60.75
Wilson's Self-Service	Road & Bridge	\$815.03
Wimpenny, Robert G. DDS	Grants	\$237.00
WY Dept. of Employment	WIC	\$76.14
WY Financial Insurance, Inc.	Building & Grounds	\$2,438.00
WY Machinery Company	Road & Bridge	\$870.32
WY Paper Supply	Various	\$496.70
WY State Forestry	Fire Protection	\$450.67
Wyoming Section Awhonn	Grants	\$200.00
Wyoming State Parks	Grants	\$2,263.54
Xerox Corporation	Clerk of Court	\$378.02
Yampa Valley Electric	Various	\$1,036.93
Young, Charles MD	Administration / Grants	\$135.00
TOTAL		\$304,602.92

PUBLIC COMMENT

Chairman Zeiger opened the floor for public comment.

CLERK

The Clerk advised that there are ten (10) resolutions requesting that the Commissioners put the capital facilities tax issue on the ballot on May 6, 2003.

Linda Fleming moved that Carbon County adopt Resolution 2003-07, a Resolution confirming the compliance with the provisions of the statute as listed herein respect to a one-percent (1%) specific tax selection and ask the Clerk to place it on the ballot on May 6, 2003. Chairman Zeiger seconded. The motion carried unanimously.

RESOLUTION NO. 2003-07

A Resolution Confirming Compliance with the Provisions of W.S. §§ 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A) in Respect of a 1% Specific Purpose Tax Election.

WHEREAS, the Board of Commissioners of Carbon County (the "Commissioners") have by Resolution No. 2003-3, dated January 21, 2003, adopted May 6, 2003, as the date of a special election to submit to the registered voters of Carbon County (the "County") the proposition of imposing a 1% specific purpose tax for the exclusive purpose of funding projects enumerated in Resolution 2003-3; and

WHEREAS, W.S. §§ 39-15-203 (a)(iii)(A) and 39-16-203(a)(ii)(A) provide that before any proposition to impose the tax or incur the debt shall be placed before the electors, the governing bodies of at least two-thirds (2/3) of the incorporated municipalities within the County shall adopt a resolution approving the proposition; and

WHEREAS, the Town of Baggs, Dixon, Elk Mountain, Encampment, Hanna, Medicine Bow, Riverside, Saratoga, Sinclair and the City of Rawlins being all of the incorporated municipalities in Carbon County, Wyoming, have affirmatively adopted a resolution to submit to the registered electors the proposition to impose the tax or incur the debt as set forth in Carbon County Resolution 2003-3.

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

1. The requirements of W.S. §§ 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A) have been fully met; and
2. The matter of conducting the special election is hereby referred to the Carbon County Clerk to be done in conformance with the terms of Resolution 2003-3 and all applicable law.

ADOPTED AND APPROVED as of the 18th day of February, 2003.

(SEAL)

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman
-s- Linda Fleming, Commissioner

Attest:

-s- Linda Ann Smith, County Clerk

PUBLIC HEARING

Abandoned Mine Land Funds Grant Application

The Board of Carbon County Commissioners convened on Tuesday, February 18, 2003, at 7:00 p.m. at the Senior Center in Dixon, Wyoming. A public hearing

was conducted in regard to the Abandoned Mine Land Funds grant application on Tuesday, February 18, 2003, at 7:30 p.m. at the Dixon Senior Center in Dixon, Wyoming.

Present at the meeting were Artlin Zeiger, Chairman; Linda Fleming, Commissioner; Linda Ann Smith, County Clerk; Alice Garvin, Deputy County Clerk, Bill Nation, Road and Bridge Superintendent; and Shelley Welsh, Deputy County Clerk. Present on behalf of the proposed clinic in Hanna were Calvin Garrison, Physician's Assistant; Patsy Carter, CEO of Memorial Hospital of Carbon County; Bill Coffman, Hanna council member and spokesman for the project; and Zoda Furgason, Mayor, Town of Hanna.

Chairman Zeiger opened the public hearing at 7:30 p.m.

Mr. Garrison presented a total of 59 letters received from Hanna residents in regard to proposed new clinic in Hanna. Fifty-six (56) of the letters were in support of the proposed clinic, and three (3) were opposed.

Mr. Garrison advised that the Town of Hanna would donate the property on which the clinic will be located, along with the dirt work, concrete work, pavement, and landscaping costs, for a total of \$37,000. He estimated the total cost of the project to be \$210,615 (not including equipment).

Patsy Carter estimated the cost to furnish the necessary equipment in the clinic at approximately \$20,000.

Mr. Garrison advised the current cost of utilities at the clinic is approximately \$2200.

Chairman Zeiger closed the public hearing at 7:44 p.m.

Linda Fleming moved that Carbon County sponsor Resolution 2003-08 authorizing submission of an Abandoned Mine Lands Public Facility Grant Application to the State Land and Investment Board for the purpose of construction of the Hanna Basin Clinic. Chairman Zeiger seconded. The motion carried unanimously.

RESOLUTION NO. 2003-08

A Resolution Authorizing Submission of an Abandoned Mine Lands Public Facility Grant Application to the State Loan and Investment Board on Behalf of the Governing Body for the Board of County Commissioners, Carbon County, for the Purpose of Construction of the Hanna Basin Clinic.

WITNESSETH

WHEREAS, the Governing Body for the County of Carbon desires to participate in the Abandoned Mine Lands Public Facility Grant program to assist in financing this project; and

WHEREAS, the Governing Body of the County of Carbon recognized the need for the project; and

WHEREAS, the Abandoned Mine Lands Public Facility Grant program requires that certain criteria be met, as described in Rules and Regulations governing the AML program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the Governing Body of the County of Carbon plans to match the requested Abandoned Mine Lands Public Facility Grant from the following source(s):

- (a) Contribution from the Town of Hanna, In-Kind Land, Utilities, Paving, Landscaping valued at \$37,000;
- (b) Board of Commissioners, Carbon County, \$68,450 from the General Fund, for a Total Match of 50 percent; and

WHEREAS, the Governing Body of the County of Carbon recognizes that Abandoned Mine Lands Public Facility Grant Funds are subject to federal requirements under the Historic Preservation Act, the Migratory Bird Treaty Act, and the Bald Eagle Protection Act, and that any project site disturbance which occurs prior to obtaining clearances required under these acts may result in ineligibility for federal funds from any source, including the Abandoned Mine Lands Program; and

WHEREAS, the Governing Body of the County of Carbon recognized that project costs incurred prior to public facility award, Governor Certification and Office of Surface Mining approval are ineligible for reimbursement from AML grant funds.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE COUNTY OF CARBON that a grant application in the amount of \$210,615 be submitted to the State Loan and Investment Board for consideration at the July 2003 meeting to assist in funding the construction of the Hanna Basin Clinic.

BE IT FURTHER RESOLVED, that Bill Coffman, Councilperson, Town of Hanna, and Linda Ann Smith, Carbon County Clerk, are hereby designated as the authorized representatives of the Hanna Basin Clinic to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED this 18th day of February, 2003.

-s- Artlin Zeiger, Chairman
-s- Linda Fleming, Commissioner
-s- (Absent)

Attest:
-s- Linda Ann Smith,
Carbon County Clerk

RYAN ELECTRONICS

Greg Ryan of Ryan Electronics came before the Commissioners to express his interest in relocating the Sheriff's repeater located on Nine Mile Ridge (9 miles north of Rawlins). Mr. Ryan purchased a site at this location and would like to provide the service for this repeater and move it into his building. He advised there would be no charge to move the repeater and just asked that the County let him provide the service and pay for the cost of electricity, approximately \$40 to \$45 per month.

Linda Fleming moved that Carbon County move into Double R Communications' site on Nine Mile Ridge for repeater service for that area. Artlin Zeiger seconded. The motion carried unanimously.

PLANNING AND ZONING

Jay Grabow presented the final version of Resolution 2003-09 in regard to Carbon County addressing the Draft Revised Land and Resource Management Plan and DEIS for the Medicine Bow National Forest to the Commissioners.

Linda Fleming moved that Carbon County adopt Resolution 2003-09, a

Resolution of the Board of County Commissioners of Carbon County, Wyoming addressing the Draft Revised Land and Resource Management Plan and DEIS for the Medicine Bow National Forest. Artlin Zeiger seconded. The motion carried unanimously.

RESOLUTION 2003-09

A Resolution of the Board of County Commissioners of Carbon County, Wyoming addressing the Draft Revised Land and Resource Management Plan and DEIS for the Medicine Bow National Forest

WHEREAS, the Carbon County Board of Commissioners does provide for the physical development of the unincorporated territory within the county by zoning and land use regulations in the unincorporated territory.

WHEREAS, the Carbon County Board of Commissioners has officially adopted a comprehensive land use plan pursuant to W. S. 18-5-202(b) and desires to participate in efforts to coordinate the plan with federal, regional forest as provided in the Federal Land Policy and Management Act of 1976 and federal regulations adopted pursuant to that act, including, but not limited to, Title 36, of the Code of Federal Regulations, part 219.7 and Title 43, of the Code of Federal Regulations, part 1610.3.

WHEREAS, the plan proposes:

- The addition of 6% of 60,834 acres of forest to wilderness area status.
- Reducing recreation-snowmobile use from 81% to 65%.
- Reducing motorized summer travel from 87% to 73%.
- Reduce “allowable sale quantity” of timber from 24.1 million board feet to 17.7 million board feet.

WHEREAS, the Medicine Bow Draft Plan does not adequately support the reasoning nor justification for the above reductions in usage or resource harvest.

WHEREAS, that Carbon County Land Use Plan and the Carbon County Comprehensive Economic Development Strategy Plan designate a recreational corridor be developed between Encampment and the Colorado border serviced by Forest Service Road #550. The Forest Service Plan does not provide for this envisioned usage.

WHEREAS, the public, health, safety, and future economic well-being of Carbon County residents would be best served by maintaining or increasing the recreational usage and resource harvest of the forest in Carbon County.

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

1. That the Carbon County Board of Commissioners does not support the United States Forest Service Medicine Bow Draft Plan, Alternative “D”.
2. That the Carbon County Board of Commissioners request the Forest Service readdress the negative economic impacts, on the local economy, created by the above reductions.

DATED this 18th day of February, 2003.

-s- Artlin Zeiger, Chairman
-s- Linda Fleming, Commissioner

Attested by:
-s- Linda Ann Smith, County Clerk

Planning and Zoning Workshop

Mr. Grabow advised there would be a workshop meeting on Tuesday, February 25, 2003 at 1:00 p.m. in the Carbon Building in regard to addressing zoning

resolution issues and developing possible solutions.

JAIL COMMITTEE

Sheriff Colson and Lt. Shinkle of the Carbon County Sheriff's Office came before the Commissioners to present their recommendations for the Construction Manager at Risk (CMAR) position for the new County jail. They received four (4) proposals and would like to interview three (3) of these contractors.

The Jail Committee recommended, in no particular order, the following:

1. L.M. Olson of Rawlins, Wyoming
2. Contractors Northwest Inc. of Coeur d' Alene, Idaho
3. Groathouse Construction of Laramie, Wyoming

Linda Fleming moved that Carbon County interview L.M. Olson, Groathouse Construction and Contractors Northwest Inc. for the Construction Manager at Risk position. Artlin Zeiger seconded. The motion carried unanimously.

The interviews will be conducted at 3:00 p.m. on Tuesday, March 4, 2003.

CLERK

911 Surcharge Resolution

Clerk recommended that the County keep the 911 resolution be tabled until House Bill 207 goes through the legislature, would raise the amount from 50 cents to 75 cents.

Bonds

Western Surety Company Bond #69463203 was approved for Callay Danford of Baggs in the amount of \$5,000 as the Secretary / Treasurer for the Little Snake River Conservation District.

Board Resignation

The Clerk advised the Commissioners that Bill Michie had advised her that Bernie Caracena submitted his resignation from the Senior Services Board due to business commitments.

Commissioners Scholarships

The Clerk advised that advertisements for the Commissioners' Scholarships would begin in the near future. Scholarship requests are due April 25, 2003.

Armory

The Clerk presented a lease agreement to the Commissioners from the Junior Babe Ruth Club for usage of the Armory building during February, March and April of 2003. During discussion, it was noted that there is a clause included in the agreement which states that any Carbon County property that is damaged shall be replaced by the Second Party. Chairman Zeiger signed the lease agreement.

Noyes Clinic

The Clerk received a letter from the State Lands & Investments Board advising that Carbon County did receive a loan for the Noyes Medical Clinic. The loan amount was \$162,500 on a 30-year note at a 6% interest rate. Annual payments on this amount would be \$11,805. The Clerk will contact local banks to check their rates.

Web Page Design

The Clerk advised the Commissioners that the Carbon County Action Committee (Tripartite Board) had issued a Request for Proposals to contract with someone to design a web page for the project. A company named White Buffalo of Saratoga had been chosen by the Carbon County Action Committee (Tripartite Board) to design a web page linking all available resources in Carbon County. The project's focus is to assist low and moderate income families with finding available resources.

The project could include a Carbon County web page, but it was decided by the Commissioners not to participate.

ROAD AND BRIDGE

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

There being no further business, Chairman Zeiger adjourned the meeting at 9:35 p.m.

BOARD OF COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman

ATTEST:

-s- Linda Ann Smith, County Clerk