

BOARD OF CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, June 1, 2004
Carbon County Courthouse
Rawlins, Wyoming

The regular meeting of the Carbon County Commissioners was held on June 1, 2004, at the County Courthouse in Rawlins, WY. Attending the meeting were Chairman Artlin Zeiger; Commissioners Linda Fleming and Lee Meacham; Linda Ann Smith, Carbon County Clerk; and Gwynn Rothenberger, Deputy Clerk.

Chairman Artlin Zeiger called the meeting to order at 9:01 a.m.

VOUCHERS

The following vouchers were presented for payment:

AT&T	Various	153.83
Access Data Corporation	Administration	2,996.25
Advanced Hydraulic & Machine	Road & Bridge	187.73
Albany County Sheriff	Jail	31,917.18
Alco	Grants	15.58
Alderete, Max	Building & Grounds	1,485.00
Alpine Office Supply	Assessor	175.92
Alsco	Various	100.66
Anderson Dental PC	Jail	127.00
Baggs, Town of	Sheriff	100.00
Bartlett, Sue RN	Public Health	294.81
Bi-Rite Pharmacy	Public Health	92.04
Black Hills Ammunition	Sheriff	209.50
Blake House, The	Various	395.52
Bob Barker Company	Jail	111.00
Bresnan Communications	Sheriff	57.89
Brown, Estella	Grants	18.42
Buffalo Creek Psychological Clinic	Sheriff	1,600.00
Build Rite Lumber Supply	Carbon Building	305.70
Busey, Sharalee	Public Health	161.32
Carbon County TV & Electronics	Various	210.01
Cascade Fire Equipment	Fire	1,205.29
Casper Star - Tribune	Road & Bridge	251.40
Caterpillar Financial	Various	40,869.52
Centurytel	Various	144.19
Cesko, David MD	Various	642.00
Chandra, V Raja MD	Various	301.00
Christensen, Grant	Grants	110.00
Computer Software Associates	Administration	1,118.00
Corporate Express	Treasurer	489.68
Covered Wagon Motel	Administration	302.37
Crawford, Warren	Cooperative Extension	40.39
Cruz, Sally	Public Health	15.29
Culligan Water Conditioning	Senior Services	25.00
Cyr, Nancy	Grants	552.58
D & K Sanitation	Various	110.00
Daily Times	Various	509.59
Deep Sweep	Public Health	75.00

Dell Computers	Various	5,458.12
Division of Criminal Investigation	Sheriff	6,400.00
Don's Repair Services	Senior Services	56.25
Eagle Uniform Supply	Carbon Building	58.98
Elk Mountain Towing	Sheriff	32.84
Engstrom, James DDS	Various	1,177.00
Erickson, Frank	Fire	29.04
Evans, Morgan	Jail	112.00
Evergreen Disposal Service	Various	105.00
Farmer Brothers Coffee	Clerk	78.15
Farnsworth Asphalt Maintenance	SC/Road & Bridge	60,875.00
Farster, Pamela	Grants	1,632.46
Fox Fire & Rescue	Fire	296.94
Galls Inc	Fire	670.43
Gases Plus	Road & Bridge	2,995.83
Gem City Bone & Joint	Grants	235.00
GlaxoSmithKline Financial	Public Health	242.30
GLB Worldwide	Public Health	41.75
Gosevner, Maxine	Public Health	42.06
Grabow, Jay	Planning	160.36
Grainger	Emergency Management	649.80
Graphic Sports	Various	144.95
Hays, Stephen DDS	Grants	198.00
Heiman Fire Department	Fire	177.76
Heron, Laurie	Grants	155.00
High Plains Power	Various	128.27
Hilltop Lube	Road & Bridge	30.00
Holiday Inn - Cheyenne	Grants	59.95
Howard Supply Company	Road & Bridge	1,126.18
Hyland Enterprises	Road & Bridge	82.55
Ikon Office Solutions	Administration	418.00
Intermountain Record Center	Treasurer	1,932.04
Jack's Body & Fender	Sheriff	218.25
Jackalope Printing	Various	502.83
Kilburn Tire Company	Road & Bridge	870.39
Kimball-Midwest	Road & Bridge	30.98
Kirsch, AP MD	Various	1,853.00
KN Energy	Various	4,395.36
Kroger - King Soopers	Various	1,025.29
L & L Electric	Fire	669.54
LN Curtis & Sons	Fire	453.42
Lally, Brian J	Sheriff	536.00
Laramie Physicians	Grants	70.00
Lariat International	Road & Bridge	49.98
Lasco Chiropractic	Grants	135.00
Lassle, Shannon	Public Health	16.90
Long Building Technologies	Building & Grounds	5,781.07
MacPherson, Kelly & Thompson	Administration	3,771.73
Matco Tools	Road & Bridge	276.10
Med-Tech Resource	Fire	4,095.41
Medical Arts Press	Grants	192.55
Medicine Bow Volunteer Fire Dept	Fire	280.00
Medina, Jim	Senior Services	300.00
Memorial Hospital of Carbon County	Various	12,604.85

Mika Tree Service	Building & Grounds	214.53
Montoya, Joan	Grants	23.33
Morrow, Lavonne	Grants	600.00
Noyes Health Care Center	Building & Grounds	240.00
Pacific Power & Light	Various	3,758.20
Page One West	Public Health	10.10
Palmer's Playhouse	Grants	90.00
Parrie's Electronics	Public Health	14.49
Perkins Oil	Various	1,259.05
Pitney Bowes	Administration	224.96
Power Service Inc	Emergency Management	586.89
Public Agency Training	Sheriff	590.00
Quill Corporation	Various	1,475.59
Qwest - Denver	Carbon Building	30.13
Rasmusson Furniture	Emergency Management	559.64
Rawlins Automotive	Various	315.25
Rawlins Eye Care	Grants	71.00
Regional Juvenile Detention Center	Jail	98.00
Reliable	Various	751.85
Rip Griffins Truck Service	Fire	59.28
Ross' Automotive Inc	Sheriff	316.96
Ryan Electronics	Fire	2,358.00
SED Medical Labs	Road & Bridge	169.95
Saratoga Auto Parts	Road & Bridge	305.18
Saratoga Feed & Grain	Road & Bridge	700.00
Saratoga Sun	Planning	28.00
Shively Hardware	Various	30.28
Smith, Susan	Grants	17.02
Snap-On Tools	Road & Bridge	434.40
Snowy Range Propane	Road & Bridge	699.33
Spicer Eye Clinic	Grants	205.00
Sridharan, PV MD	Jail	2,417.00
Stan's Quik Lube	Sheriff	45.46
State of Wyoming	Elections	72.09
Stevens Publishing	Public Health	77.00
Sweet, Jeffrey DDS	Grants	73.00
T&T Plumbing	Courthouse	197.50
Terminix	Various	65.00
Tire Distribution	Road & Bridge	1,150.00
TLC Commercial Cleaning	Carbon Building	3,000.00
Trib.com	Planning	19.95
True Value of Rawlins	Various	417.48
Union Telephone Company	Various	790.96
V-1 Propane	Road & Bridge	198.15
Valley Fire Extinguisher	Public Health	5.00
Verizon Wireless	Various	342.66
Viking Office Products	Various	456.46
Visionary Communications	Sheriff	20.00
Voorhis Associates	Various	6,334.79
Wimpenny, Robert DDS	Grants	788.00
WY Department of Family Services	Sheriff	50.00
WY Department of Fire Prevention	Severance Tax	900.00
WY Diesel Service	Road & Bridge	151.92
WY Fire Academy	Fire	364.00

WY Law Enforcement Academy	Sheriff	57.00
WY Machinery Company	Road & Bridge	1,369.89
WY Paper Supply	Various	675.88
WY State Forestry	Fire	5,770.49
Xerox Corporation	Various	525.19
Yardscapes	Building & Grounds	718.00
Zee	Jail	38.00
	TOTAL	254,734.60

CLERK

Minutes

Commissioner Fleming moved to approve the minutes from the May 18, 2004 Commissioner's meeting as presented. Commissioner Meacham seconded and the motion carried unanimously.

Title 25 Examiner Bids

Two bids were opened for the mental health counseling Title 25 examinations. Bids were received from Glenn D. Biggs & Associates, PC in the amount of \$100.00 per hour and Daniel A. Pont in the amount of \$32,000.00 per year.

Commissioner Fleming moved that the bids from Glenn D. Biggs & Associates PC and Daniel A. Pont for mental health counseling Title 25 examinations be taken under advisement. Commissioner Meacham seconded and the motion carried unanimously.

Clerk Smith reported that these services are currently being preformed by the Carbon County Counseling Center with no contract in place.

Elk Mountain Ranch Contract

Commissioner Meacham moved to authorize the Chairman to sign the License for non-exclusive use of a right-of-way for access to radio communications equipment atop Elk Mountain and across the private lands of Elk Mountain Ranch, LLC in the amount of \$1,569.12 for a period of one year ending July 18, 2005. Commissioner Fleming seconded and the motion carried unanimously.

Dixon Airport

Commissioner Fleming moved to authorize the Chairman to sign the Notice of Award and the Notice to Proceed, both authorizing Forrest Line Construction to proceed with construction of an equipment storage building at the Dixon Airport. Commissioner Meacham seconded and the motion carried unanimously.

Health and Social Services Grant

Clerk Smith reported that the Clerk's Office received a grant from Wyoming Health and Social Services in the amount of \$5,303.00 to mitigate ADA issues at polling places.

Commissioner Fleming moved to authorize the County Clerk to use \$5,303.00 of grant funding from Wyoming Health and Social Services to mitigate ADA accessible issues at Carbon County election polling places. Commissioner Meacham seconded and the motion carried unanimously.

Wyoming State Parks - TEAL Grant

Chairman Zeiger opened a public hearing at 9:33 a.m. to hear from representatives of Wyoming State Parks & Cultural Resources regarding a TEAL grant.

Todd Thibodeau, Darrel Trembly, Jade Henderson, and Dan Brownell of Wyoming State Parks discussed applying for a TEAL grant from the State of Wyoming in the amount of \$350,000.00. These funds would be used for stabilization and restoration of buildings at the Ft. Steele Historical Site.

The group is requesting that Carbon County sponsor the TEAL grant application and administer the funds. They are also requesting that letters of support be submitted from the Board of County Commissioners and other agencies supporting the project.

The Board expressed its support of this grant application and agreed to submit a letter of support and contact other agencies to request letters of support.

Chairman Zeiger closed the public hearing at 9:59 a.m.

Commissioner Fleming moved to pass Resolution 2004-07, A Resolution Authorizing the Submission of an Application by the Board of County Commissioners, Carbon County, Wyoming to the Department of Transportation, State of Wyoming, for Teal Funds for Enhancements at Ft. Fred Steele Historic Site. Commissioner Meacham seconded and the motion carried unanimously.

Resolution 2004-07

A Resolution Authorizing The Submission Of An Application By The Board of County Commissioners, Carbon County, Wyoming To The Department of Transportation, State Of Wyoming, For Teal Funds For Enhancements At Ft. Fred Steele Historic Site

WHEREAS, THE Board of County Commissioners have reviewed a proposal for a project partnership between the State of Wyoming, State Parks and Historic Sites, and Carbon County, and

WHEREAS, the Board of County Commissioners find that such project is to the benefit of citizens of Carbon County, Wyoming, and

WHEREAS, the Wyoming Department of Transportation has funds available for this type of project, through the Transportation Enhancements Activities - Local program, and

WHEREAS, the County Clerk has agreed to provide fiscal administration of said funds, and

WHEREAS, this resolution will authorize application for funding for such enhancements at Ft. Steele Historic Site for TEAL funds, through the sponsorship of the Carbon County Commissioners.

NOW THEREFORE, BE IT RESOLVED, that the County Clerk, Linda Ann Smith, and the Department of State Parks and Historic Sites, State of Wyoming, be authorized to make application on behalf of the County to the Wyoming Department of Transportation for \$350,000.00, and provide a cash match of \$70,000.00 and a \$10,000 in-kind match from the Carbon County Clerk, for enhancements at Ft. Fred Steele Historic Site.

PASSED, APPROVED AND ADOPTED, this 1st day of June, 2004.

BOARD OF COUNTY COMMISSIONERS

-s- Artlin Zeiger
-s- Linda Fleming
-s- Lee Meacham

ATTEST:

-s- Linda Ann Smith, County Clerk

ELECTED OFFICIALS

County Attorney David Clark presented the emergency detention costs for 2003 and up to date costs for 2004.

Treasurer Cindy Baldwin presented capital facility tax figures.

SENIOR SERVICES

Bill Michie presented his monthly report.

HOMELAND SECURITY

Pam Farster updated the Board on Homeland Security funding.

COMMUNICATIONS SYSTEM

Tom Herdt of Capital Communications in Cheyenne, WY presented the first draft of the request for proposals (RFP) for a new phone system for all county offices.

The Board will have Tom Thompson review the RFP. A committee will also be formed to review the RFP to verify that it represents the county's needs. Alice Garvin and Lee Meacham will be on the committee and Randy Shinkle, Bart Evans, and Lee Bonnett will also be asked to serve on the committee.

The Board authorized the Clerk to continue August 1, 2004 with Qwest as the county's phone service provider on a month-to-month basis until a contract is in place for a new communications system.

CORPORATE BENEFIT SERVICES OF AMERICA (CBSA)

Dale Lyman of CBSA presented the county's CBSA Plan Summary for the period of October 1, 2003 through May 25, 2004. Mr. Lyman overviewed various costs and savings that the county has seen during this period.

RECESS

Chairman Zeiger recessed for lunch at 12:17 p.m. and reconvened at 1:34 p.m.

LONG & ASSOCIATES

Dave Kenik of Long & Associates reported that the original contractor for the Courthouse heating and cooling project, Basin Mechanical, is no longer interested in working on the project. Mr. Kenik reported that the only other bidder for the project was U.S. Mechanical L.L.C.

Brad Bylund of U.S. Mechanical L.L.C. in Pleasant Grove, UT reported that his company is interested in constructing the project.

Clerk Smith presented a letter from Community First National Bank extending its original lease/purchase offer from March 2004 until August 15, 2004.

Commissioner Meacham moved to authorize Long & Associates and US Mechanical to move forward with the Courthouse heating and air conditioning project. Commissioner Fleming seconded. Commissioner Meacham amended the motion to issue a letter to proceed with the Courthouse heating and air conditioning project to US Mechanical in an amount not to exceed \$1,088,946.00. Commissioner Fleming seconded and the motion carried unanimously.

Contracts are to be submitted to the Commissioners from US Mechanical and Long & Associates. The Board agreed that any purchases of equipment or supplies would be made by US Mechanical and invoiced to the County to save sales tax.

Commissioner Fleming moved to authorize Clerk Smith to proceed with the lease/purchase finance proposal from Community First National Bank for the County Courthouse heating cooling project. Commissioner Meacham seconded and the motion carried unanimously.

PLANNING & ZONING

Public Hearing - Case File #04-03

Chairman Zeiger called a public hearing to order at 2:08 p.m. to hear Planning & Zoning Case File #04-03 Old Baldy Corporation.

Jay Grabow presented the following case:

Case File #04-03 -Old Baldy Corporation: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD). The RD Zone allows residential activities. This is a request to rezone the parcel being subdivided by Case File #04-04 (Old Baldy Village, Seventh Addition (Block 11)). A parcel of land located in the SW ¼ of Section 17 and the SE ¼ of Section 18, T17N, R83W, 6th P.M., Carbon county, Wyoming.

There was discussion of the new construction blocking the view of existing homeowners. A representative of Old Baldy stated that Lots 2-8 will not be put on the market for two years allowing the opposite side home owners the opportunity to purchase those lots.

Chairman Zeiger closed the public hearing at 2:15 p.m.

Commissioner Fleming moved to approve Planning & Zoning Case File #04-03, Old Baldy Corporation, a request for a Zone Change from Ranching, Agriculture, mining (RAM) to Residential (RD). Commissioner Fleming amended her motion to approve Planning & Zoning Case File #04-03, Old Baldy Corporation request for a Zone Change from Ranching, Agriculture, mining (RAM) to Residential (RD-1.5). Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Fleming moved to approve Resolution 2004-08, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Commissioner Meacham seconded and the motion carried unanimously.

Resolution No. 2004 - 08

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

WHEREAS, pursuant to Wyo. Stat.§18-5-202(b), the Carbon County

Planning Commission held a public hearing on May 4, 2004, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

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

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

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on June 1, 2004; and

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

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

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003.

(1) Case #04-03 - Old Baldy Corporation: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD 1.5). A parcel of land located in the SW ¼ of Section 17 and the SE ¼ of Section 18, T17N, R83W, 6th P.M., Carbon County, Wyoming.

Any contingency conditions of approval of the above case(s) are listed in the "Notice of Final Action". This is sent to the applicant and on file in the Planning Office.

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

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

PRESENTED, READ, AND ADOPTED at a regularly meeting of the

Board of County Commissioners of Carbon County, Wyoming, this 1st
_____ day of
_____ June _____, 2004.

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

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

Attest:
Linda Ann Smith, Carbon County Clerk

Public Hearing - Case File #04-05

Chairman Zeiger opened a public hearing to hear Planning & Zoning Case File #04-05, Jean E. Short Revocable Trust.

Jay Grabow presented the following case:

Case File #04-05 - Jean E. Short Revocable Trust: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-74.92 acres). The RRA Zone allows residential and agriculture activities. A parcel of land located in the W ½ SW ¼ of Section 10, T12N, 491W (Less strip 25' wide on east side of Section 10 & less 2.9 acres N of H/W 401 to Evans & .67 acres to Shepard) 6th P.M., Carbon County, Wyoming.

There were no public comments on this case. Chairman Zeiger closed the public hearing at 2:25 p.m.

Commissioner Fleming moved to approve Planning & Zoning Case File #04-05 Jean E. Short Revocable Trust, a request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-74.92 acres). Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Fleming moved to approve Resolution 2004-09 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Commissioner Meacham seconded and the motion carried unanimously.

Resolution No. 2004 - 09

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

WHEREAS, pursuant to Wyo. Stat.§18-5-202(b), the Carbon County Planning Commission held a public hearing on May 4, 2004, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

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

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County

Zoning Resolution of 2003 for Carbon County, Wyoming; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on June 1, 2004; and

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

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

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003.

(1) Case #04-05 - Jean E. Short Revocable Trust: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-74.92 acres). A parcel of land located in the W½ SW ¼ of Section 10, T12N, R91W (less strip 25' wide on east side of Section 10 & less 2.9 acres N of H/W 401 to Evans & .67 acres to Shepard) 6th P.M., Carbon County, Wyoming.

Any contingency conditions of approval of the above case(s) are listed in the "Notice of Final Action". This is sent to the applicant and on file in the Planning Office.

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

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

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 1st _____ day of _____ June _____, 2004.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

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

Attest:
Linda Ann Smith, Carbon County Clerk

Public Hearing - Case File #04-07

Chairman Zeiger opened a public hearing at 2:27 p.m. to hear Planning & Zoning Case File #04-07, Willis & Catherine "Lean" Greenwood.

Jay Grabow presented the following case:

Case File #04-07 - Willis & Catherine "Lean" Greenwood: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-20 acres). A parcel of land located in the W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 5, T14N, R83W, 6th P.M., Carbon County, Wyoming.

There were no public comments on this case. Chairman Zeiger closed the public hearing at 2:32 p.m.

Commissioner Meacham moved to table Planning & Zoning Case File #04-07 until a document from the Greenwood's stating their reason for their request. Commissioner Fleming seconded and the motion carried unanimously.

Public Hearing - Case File #04-08

Chairman Zeiger opened a public hearing to hear Planning & Zoning Case File #04-08 William "Ron" & Lesa Lee Wille.

Jay Grabow presented the following case:

Case File #04-08 - William "Ron" & Lesa Lee Wille: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Heavy Industrial (MH). A tract of land in Sections 8 and 9, T12N, R91W, Carbon County, Wyoming.

There were no public comments on this case. Chairman Zeiger closed the public hearing at 2:36 p.m.

Commissioner Fleming moved to approve Planning & Zoning Case File #04-08, William Ronald & Lesa Lee Willa, a request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Heavy Industrial (MH). Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Fleming moved to approve Resolution #2004-10, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Commissioner Meacham seconded and the motion carried unanimously.

Resolution No. 2004 - 10

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

WHEREAS, pursuant to Wyo. Stat.§18-5-202(b), the Carbon County Planning

Commission held a public hearing on May 4, 2004, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

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

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

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on June 1, 2004; and

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

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

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003.

(1) Case #04-08 - William Ronald & Lesa Lee Wille: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Heavy Industrial (MH). A tract of land in Sections 8 and 9, T12N, R91W, Carbon County, Wyoming.

Any contingency conditions of approval of the above case(s) are listed in the "Notice of Final Action". This is sent to the applicant and on file in the Planning Office.

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

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

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this _____1st_____day of _____June_____, 2004.

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

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

Attest:

-s- Linda Ann Smith, Carbon County Clerk

Planning Commission

Jay Grabow presented the Planning & Zoning Commissions certified recommendations on Planning & Zoning Case Files #04-10, #04-11, #04-12, #04-13, and #04-14. Mr. Grabow also requested that public hearing be set to hear these cases.

Commissioner Fleming moved to schedule public hearings for July 6, 2004 at 2:00 p.m. to hear Planning & Zoning Case Files #04-10 Rusena F. Cobb, Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD) for 1.27 acres; Case File #04-11 Orchard Ranches - Robert & Gladine Orchard, Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-10) approximately 21.3 acres; Case File #04-12 William G. & Marilyn K. Woodward, David A. & Mary Ann Woodward, & Robert A. & Lois A. Woodward, Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production & Seasonal Recreation (FPSR-7) on approximately 21 acres; Case File 04-13 William G. & Marilyn K. Woodward, David A. & Mary Ann Woodward, & Robert A. & Lois A. Woodward, Request for a Variance in a Forestry Production & Seasonal Recreation Zoning District (FPSR-7); and Case File #04-14 Larry D. Harrington & Angie K. Casey & Chic Weber, Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD). Commissioner Meacham seconded and the motion carried unanimously.

Jay Grabow presented the final plat for Planning & Zoning Case File #04-04, Old Baldy Corporation and requested a public hearing be scheduled to hear the Case File and review the final plat.

A public hearing was scheduled at the May 4, 2004 regular meeting to hear Planning & Zoning Case File #04-04, Old Baldy Corporations' request for approval of the Old Baldy Village, Seventh Addition (Block 11) Final Plat. The hearing will be held July 6, 2004 at 2:00 p.m.

Kermit Brown, representing Old Baldy Corporation, requested the option for an agreement between the county and Old Baldy to encumber the land and that the land could not be developed until the infrastructure is in place. The agreement would restrict the development of the lots until the improvements are done. The agreement with the County would put the public on notice of the fact that lots are platted. Mr. Brown also stated that no development would take place until utility agreements are approved and the County releases those lots from the agreement.

ROAD & BRIDGE

Bill Nation presented his bi-monthly report. Mr. Nation requested and received authorizations to purchase tires from Kilburn Tire in the amount of \$2,481.36, and to purchase hot-mix from the City of Rawlins in the amount of \$3,840.00.

Commissioner Fleming moved to authorize the Chairman to sign the Agreement of Acceptance with the Wyoming Department of Transportation for a portion of a highway road for CR#347S. Commissioner Meacham seconded and the motion carried unanimously.

Chairman Zeiger declared a recess at 3:24 p.m. and reconvened at 3:36 p.m.

WYOLINK

Joe Moore, director of the Wyoming Emergency Management Agency overviewed the progress of Wyoming's Homeland Security funding. Mr. Moore also discussed the proposed WyoLink program that would allow all first responders to communicate across the State of Wyoming.

TANF FUNDING

Commissioner Fleming moved to ratify the proposal for Temporary Assistance for Needy Families (TANF) Funding grant application for \$10,000 for the Community Resources Center. Commissioner Meacham seconded and the motion carried unanimously.

LAND ACQUISITION - DIXON AIRPORT

Clerk Smith presented an Agreement Between Sponsor and Engineer for Professional Services at the Dixon Airport presented by the Airport Development Group. She stated that Tom Thompson has reviewed this contract and requested the standard immunity language be inserted and that a county contact be designated in the contract.

Commissioner Fleming moved to sign the Agreement Between Sponsor and Engineer for Professional Services between Carbon County, Wyoming and the Airport Development Group, Inc., providing that ADG will issue time and work invoices not to exceed \$20,000.00, and provided that the immunity clause be added to the contract and the Clerk's Office be designated as the County Contact in the contract. Commissioner Meacham seconded and the motion carried unanimously.

CARBON BUILDING WATER CONSERVATION

Clerk Smith presented a letter from Wendy Colschen requesting that water be better conserved at the Carbon Building. The Board will consider Ms. Colschen's suggestions.

ADJOURNMENT

There being no further business, Chairman Zeiger adjourned the meeting at 4:55p.m.

BOARD OF COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman

ATTEST:

-s- Linda Ann Smith, County Clerk