

**BOARD OF CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, July 20, 2004  
Carbon County Courthouse  
Rawlins, Wyoming**

The regular meeting of the Carbon County Commissioners was held on July 20, 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 Alice Garvin, Chief Deputy Clerk.

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

**VOUCHERS**

The following vouchers were presented for payment:

A T & T	SHERIFF	\$22.16
AED EVERYWHERE	GRANTS	146.65
ALCO	VARIOUS	17.55
ALSCO	VARIOUS	232.41
ART'S PLUMBING & HEATING	SENIOR SERVICES	45.00
ARTHRITIS FOUNDATION	PUBLIC HEALTH	20.00
ATCO INTERNATIONAL	ROAD & BRIDGE	585.60
AVAYA, INC	VARIOUS	567.72
BAGGS, TOWN OF	SHERIFF	300.00
BAJA BOOKS	PUBLIC HEALTH	71.25
BEHAVIORAL INTERVENTIONS	VARIOUS	347.87
BERNAL, MARCHIA	GRANTS	300.00
BI-RITE PHARMACY	VARIOUS	1,614.18
BI-RITE SPORTING GOODS	VARIOUS	66.54
BLAKE HOUSE, THE	VARIOUS	937.32
BOULDEN PUBLISHING	PUBLIC HEALTH	86.63
BRESNAN COMMUNICATIONS	VARIOUS	296.57
BUILD RITE LUMBER SUPPLY	VARIOUS	45.31
CARBON COUNTY COOPERATIVE EXTENSION	COOPERATIVE EXTENSION	33.39
CARBON COUNTY PUBLIC HEALTH	JAIL	75.00
CARBON COUNTY SENIOR SERVICES	SENIOR SERVICES	40,000.00
CARBON COUNTY TREASURER	VARIOUS	689.08
CARBON COUNTY TV & ELECTRONICS	VARIOUS	123.40
CARBON POWER & LIGHT INC	VARIOUS	1,070.87
CEDAR STREET SINCLAIR	SHERIFF	130.15
CENTURYTEL	VARIOUS	128.66
CESKO, DAVID MD	VARIOUS	245.00
CHANDRA, V RAJA MD	VARIOUS	676.00
CHARLES MONTOYA	ROAD & BRIDGE	1,800.00
CHEYENNE FREIGHTLINER	ROAD & BRIDGE	226.24
CHILDRENS CLINIC, THE	GRANTS	50.00
CIRCUIT COURT OF THE 3RD DISTRICT	ATTORNEY	7.00
COMPUTER SOFTWARE ASSOCIATES	ADMINISTRATION	1,006.84
CONOCO	SHERIFF	0.38
CONOCOPHILLIPS	SHERIFF	471.33
COOPERATIVE EXTENSION SERVICE	PUBLIC HEALTH	6.75
CORNER STORE	EMERGENCY MANAGEMENT	179.74
CORPORATE EXPRESS	VARIOUS	490.93
CRAWFORD, WARREN	VARIOUS	185.77
CSK AUTO, INC.	SHERIFF	25.64
CULLIGAN WATER CONDITIONING	SENIOR SERVICES	30.75
CYR, NANCY	PUBLIC HEALTH	89.54
D & K SANITATION	VARIOUS	271.00
DAILY TIMES	VARIOUS	1,393.02
DELEON, JOHN	ADMINISTRATION	786.40
DELL COMPUTERS	GRANTS	599.93
DELL MARKETING L.P.	ROAD & BRIDGE	1,343.34
DEPARTMENT OF ENGINEERING- ROAD	SHERIFF	180.00

DIVISION OF CRIMINAL INVESTIGATI	SHERIFF	70.00
DIXON, TOWN OF	ROAD & BRIDGE	33.50
DUBOIS TELEPHONE EXCHANGE	VARIOUS	108.70
EAGLE UNIFORM SUPPLY	CARBON BUILDING	117.96
ELECTION DATA DIRECT, INC.	ELECTIONS	201.78
ELK MOUNTAIN TOWING	SHERIFF	177.00
ELK MOUNTAIN, TOWN OF	ROAD & BRIDGE	46.00
ENCAMPMENT, TOWN OF	ROAD & BRIDGE	51.00
ENGSTROM, JAMES D. DDS	VARIOUS	1,395.00
ENTENMANN - ROVIN CO	SHERIFF	257.50
ERICKSON & ROBERTS	ADMINISTRATION	3,591.53
EVANS, MORGAN	JAIL	56.00
EVERGREEN DISPOSAL SVC	VARIOUS	105.00
FAR HORIZONS TRAVEL SERVICE	ADMINISTRATION	1,064.70
FARMER BROTHERS COFFEE	VARIOUS	80.44
FLEMING, LINDA L	COMMISSIONERS	530.62
FORSTER LANDSCAPE & CONSTRUCTION	BUILDINGS & GROUNDS	60.00
FREMONT MOTORS-RAWLINS	ROAD & BRIDGE	234.46
G C BUILDING SUPPLY, INC.	ROAD & BRIDGE	275.00
GALLS INCORPORATED	SHERIFF	83.28
GASES PLUS	ROAD & BRIDGE	663.25
GLAXOSMITHKLINE FINANCIAL, INC.	PUBLIC HEALTH	361.60
GLENN D. BIGGS & ASSOCIATION, PC	JAIL	375.00
GOLDEN, MARY	PUBLIC HEALTH	102.12
GOSEVNER, MAXINE	PUBLIC HEALTH	127.28
GRABOW, JAY	PLANNING	168.74
GRAINGER	VARIOUS	382.33
GUILFORD PUBLICATIONS INC.	GRANTS	84.30
HANNA, TOWN OF	ROAD & BRIDGE	46.00
HARD ROCK AGGREGATES, LLC	ROAD & BRIDGE	484.38
HEROLD IRON WORKS	ROAD & BRIDGE	64.80
HETTGAR, BRIDGET M RN	PUBLIC HEALTH	121.36
HEWLETT-PACKARD COMPANY	VARIOUS	2,758.00
HI-TECH AUTO	SHERIFF	2,854.10
HIGH PLAINS POWER	VARIOUS	121.81
HILLCREST SPRING WATER, INC.	VARIOUS	69.50
HILLSIDE LAWN AND YARD	EMERGENCY MANAGEMENT	150.00
HILLTOP CONOCO	GIS/GPS	43.05
HILLTOP LUBE	SHERIFF	162.00
HOME HEALTH AIDE DIGEST	PUBLIC HEALTH	39.00
HOWARD SUPPLY COMPANY	ROAD & BRIDGE	801.52
HYLAND ENTERPRISES	ROAD & BRIDGE	16.56
INBERG-MILLER ENGINEERS	GRANTS	210.00
INTERMOUNTAIN INTERNAL MEDICINE	GRANTS	198.50
INTERMOUNTAIN RECORD CENTER, INC	CLERK	83.00
J H KASPAR OIL COMPANY	VARIOUS	6,626.23
JACKALOPE PRINTING	VARIOUS	1,623.87
JB'S STOP-N-SHOP	SHERIFF	190.00
JENNIFER PINO	COOPERATIVE EXTENSION	184.48
JERRY'S DONUTS	COMMISSIONERS	55.92
JIM MEDINA	SENIOR SERVICES	300.00
KAISER PAINTING & LAWN CARE	SHERIFF	50.00
KAR KRAFT INC	ROAD & BRIDGE	483.34
KAR PRODUCTS	VARIOUS	420.14
KIRSCH, A P MD	JAIL	1,740.00
KN ENERGY INC	VARIOUS	4,925.35
KONE ELEVATORS ESCALATORS	VARIOUS	961.36
KROGER - KING SOOPERS CUSTOMER C	VARIOUS	1,349.05
L & L ELECTRIC	JAIL	58.50
LARSEN, KAREN	GIS/GPS	29.95
LAWSON SANITATION	EMERGENCY MANAGEMENT	20.00
LEXIS NEXIS MATTHEW BENDER	ATTORNEY	719.00
LONG BUILDING TECHNOLOGIES, INC.	BUILDINGS & GROUNDS	3,651.37
M LEE PUBLISHING	ATTORNEY	197.00

MACPHERSON, KELLY & THOMPSON, LL	ADMINISTRATION	3,744.44
MAINLINE TECHNOLOGY INC	GRANTS	55.57
MASSEY, DANIEL T. P.C.	ADMINISTRATION	2,244.21
MATCO TOOLS	ROAD & BRIDGE	128.25
MCILVAINE, ROBERT & BETTY	PUBLIC HEALTH	475.00
MEDIBADGE	PUBLIC HEALTH	163.35
MEDICINE BOW, TOWN OF	ROAD & BRIDGE	48.10
MEMORIAL HOSPITAL	ADMINISTRATION	3,467.61
MERBACK AWARD COMPANY	SHERIFF	114.70
MERCK HUMAN HEALTH	PUBLIC HEALTH	1,772.79
MOFFAT COUNTY SHERIFF'S OFFICE	JAIL	4,675.00
MORIARITY, CATHERINE M.	ATTORNEY	107.25
NEW AVENUE INDUSTRIES INC	WIC	87.39
NORCHEM DRUG TESTING LAB	GRANTS	74.50
NURSING 2004	PUBLIC HEALTH	19.95
P M P C ENGINEERING	SC/ROAD & BRIDGE	4,493.41
PACIFIC POWER & LIGHT CO	VARIOUS	6,888.15
PAGE ONE WEST	VARIOUS	285.00
PAMIDA INC	VARIOUS	246.06
PERKINS OIL CO	VARIOUS	1,292.52
PERSONNEL CONCEPTS LIMITED	PUBLIC HEALTH	86.85
PICKETT, THOMAS Y AND	ASSESSOR	2,500.00
PLAINSMAN PRINTING & SUPPLY	CLERK	312.26
PLAN ONE / ARCHITECTS	GRANTS	13,078.93
PLATTE VALLEY MEDICAL	GRANTS	140.00
PLATTE VALLEY RANCH SUPPLY	ROAD & BRIDGE	57.99
QUESTAR GAS	SENIOR SERVICES	28.20
QUILL CORPORATION	VARIOUS	1,650.50
QWEST	VARIOUS	803.71
RASMUSSEN FURNITURE	EMERGENCY MANAGEMENT	98.99
RAWLINS AUTOMOTIVE	ROAD & BRIDGE	283.21
RAWLINS EYE CARE	GRANTS	74.00
RAWLINS FAMILY MEDICAL, P.C.	GRANTS	1,264.00
RAWLINS FIRE EXTINGUISHER	VARIOUS	391.50
RAWLINS GLASS	ROAD & BRIDGE	67.25
RAWLINS, CITY OF	VARIOUS	2,319.65
REGIONAL JUVENILE DETENTION CENT	JAIL	196.00
RELIABLE	GRANTS	223.52
ROSS' AUTOMOTIVE SERVICES	SHERIFF	1,098.33
RYAN ELECTRONICS INC	EMERGENCY MANAGEMENT	333.00
RYAN, ZOLA	COOPERATIVE EXTENSION	206.07
S & S DISPOSAL	ROAD & BRIDGE	25.50
SARATOGA AUTO PARTS, INC.	ROAD & BRIDGE	688.79
SARATOGA SUN	ATTORNEY	35.00
SARATOGA, TOWN OF	ROAD & BRIDGE	26.75
SCHULZE, KENNETH MD	GRANTS	265.00
SECRETARY OF STATE	CLERK	20.00
SHEPARD'S	SHERIFF	216.39
SHIVELY HARDWARE	ROAD & BRIDGE	271.78
SINCLAIR OIL CORPORATION	SHERIFF	93.42
SMITH, SUSAN	GRANTS	21.09
SPAN PUBLISHING, INC.	ATTORNEY	116.10
SPICER EYE CLINIC	GRANTS	1,478.00
STAN'S QUIK LUBE	SHERIFF	64.39
STATE OF WYOMING	ELECTIONS	34.99
TERMINIX	VARIOUS	65.00
THOMPSON PUBLISHING GROUP	ATTORNEY	788.00
TIRE DISTRIBUTION SYSTEMS, INC.	ROAD & BRIDGE	1,050.00
TLC COMMERCIAL CLEANING	CARBON BUILDING	3,000.00
TRANSCOR AMERICA INC	SHERIFF	1,417.55
TRIANGLE HEATING & SHEET METAL	JAIL	77.50
TRIB.COM	VARIOUS	41.95
TRUE VALUE OF RAWLINS	VARIOUS	219.83
U S BANK	SHERIFF	240.57

U S POSTMASTER	ADMINISTRATION	448.89
UNION TELEPHONE COMPANY	VARIOUS	913.43
UNIVERSITY OF WYOMING	COOPERATIVE EXTENSION	9,381.00
VALLEY FOOD & LIQUOR	PUBLIC HEALTH	12.66
VALLEY OIL COMPANY	VARIOUS	2,153.12
VALLEY WASTE MANAGEMENT	SENIOR SERVICES	45.00
VERIZON WIRELESS	VARIOUS	354.24
VIKING OFFICE PRODUCTS	VARIOUS	964.72
VISIONARY COMMUNICATIONS, INC.	SHERIFF	40.00
VOORHIS ASSOCIATES, INC.	VARIOUS	13,145.19
W A R M PROPERTY INSURANCE POOL	BUILDINGS & GROUNDS	51,678.72
WEST PAYMENT CENTER	ATTORNEY	409.50
WILLE, RON	ROAD & BRIDGE	195.00
WILSON'S SELF SERVICE	ROAD & BRIDGE	1,038.46
WIMPENNY, ROBERT G DDS	GRANTS	582.00
WY CHILDREN'S ACTION ALLIANCE	PUBLIC HEALTH	20.00
WY DEPARTMENT OF FAMILY SERVICE	WIC	75.84
WY DEPARTMENT OF TRANSPORTATION	SHERIFF	28.69
WY MACHINERY COMPANY	ROAD & BRIDGE	514.51
WY PAPER SUPPLY	VARIOUS	554.88
WY STATE PENITENTIARY	JAIL	3,860.00
WY STATIONERY	PUBLIC HEALTH	41.00
WY TAXPAYERS ASSOCIATION	CLERK	55.00
XEROX CORPORATION	VARIOUS	2,193.12
YAMPA VALLEY ELECTRIC	VARIOUS	474.50
YOUNG, CHARLES MD	GRANTS	290.00
ZEE	VARIOUS	144.00
	<b>TOTAL</b>	<b>256,100.42</b>

## **CLERK**

### **Payroll Publication**

Commissioner Fleming moved to approve the July 20, 2004 Payroll Report to be published as presented. Commissioner Meacham seconded and the motion carried unanimously.

### **Budget Resolutions & Appropriations**

The Clerk presented the following resolutions for consideration by the Board:

#### **RESOLUTION TO PROVIDE INCOME NECESSARY TO FINANCE BUDGET NO. 2004-17**

WHEREAS, on the 20th day of July, 2004, this Board adopted a County budget for the 2004-2005 fiscal year ending June 30, 2005, calling for the following appropriations.

General Fund	\$ 6,104,394
Fair Fund	\$ 101,899
Jeffrey Center	\$ 84,542
Hospital Fund	\$ 0
Library Fund	\$ 365,603
Museum	\$ 62,147
Bond Interest Fund	\$
Road and Bridge Sinking Fund	\$ 0
General Welfare and Health	\$ 0

And, WHEREAS, after deducting all other cash and estimated revenue, it is necessary that the following amounts be raised by general taxations, and in order to raise such sums of money, it is necessary that the following levies be made for the 2004-2005 fiscal year ending June 30, 2005, as shown opposite each fund:

	Amount to Be Raised	Mill Levy
General Fund	\$ 6,104,394	10.903
Fair Fund	\$ 101,899	.182
Jeffrey Center	\$ 84,542	.151

Hospital Fund	\$ 0	-0-
Library Fund	\$ 365,603	.653
Museum	\$ 62,147	.111
Bond Interest Fund	\$ 0	-0-
Weed and Pest Control Fund	\$ 0	-0-
General Welfare and Health	\$ 0	-0-

NOW, BE IT RESOLVED by the Board of County Commissioners that the foregoing levies be made for the 2004-2005 fiscal year ending June 30, 2005.

Dated this \_\_20th\_\_ day of July, 2004.

-s- Artlin Zeiger

ATTEST:

-s- Linda Fleming

-s- Linda Ann Smith, County Clerk

-s- Lee Meacham  
Board of Commissioners  
Carbon County, Wyoming

**APPROPRIATIONS RESOLUTION No. 2004-18**

WHEREAS, on the 15th day of May 2004, the budget making authority, prepared and submitted to the Board a county budget for the 2004-2005 fiscal year ending June 30, 2005.

WHEREAS, such a budget was duly entered at large upon the records of this Board and a copy thereof was made available for public inspection at the office of the County Clerk; and

WHEREAS, notice of a public hearing on such budget, together with the summary of said budget, was published in the DAILY TIMES on June 30, 2004, and in the SARATOGA SUN on June 30, 2004, newspapers published and of general circulation in the county; and

WHEREAS, a public hearing was held on such budget at the time and place specified in said notice, at which time all interested parties were given an opportunity to be heard; and

WHEREAS, following such public hearing certain alterations and revisions were made in such proposed budget, all of which more fully appear in the minutes of this Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the county budget, as so revised and altered, be adopted as the official county budget for the 2004-2005 fiscal year ending June 30, 2005.

BE IT FURTHER RESOLVED, that the following appropriations be made for the 2004-2005 fiscal year ending June 30, 2005 and that the expenditures of each officer, department or spending agency be limited to the amount herein appropriated.

<b>GENERAL FUND</b>		
County Commissioners	410	\$ 86,800
County Clerk	420,550	\$ 621,150
County Treasurer	430	\$ 258,080
County Assessor	440	\$ 288,750
County Sheriff	450, 522, 523	\$ 2,471,416
County Attorney	460	\$ 386,752
County Building & Grounds	520, 575, 524	\$ 4,176,599
County Coroner	480	\$ 29,250
Extension Office	490	\$ 102,446
Clerk of District Court	500	\$ 223,055
Planning	580	\$ 94,925
Public Health / WIC/H&W	560, 565, 567	\$ 411,517
Road and Bridge	530, 531, 532	\$ 3,361,693
Fire Protection	581	\$ 217,400
Emergency Mgmt. / GPS	582, 583	\$ 96,350
Severance Tax	584	\$ 137,369
Senior Centers	526	\$ 254,815
Grants	341	\$ 2,417,658
Other General Accts.-Admin	570, 435	\$ 3,303,814
TOTAL		\$ 18,939,839
Provision for Tax Shrinkage		\$ 0
Total General Fund Appropriations		\$ 0
Cash Reserve Fund	595	\$ 820,000
Depreciation Reserve Funds	596	\$ 1,645,000
TOTAL REQUIREMENTS		\$ 21,404,839
County Fair	.182	\$ 101,899
County Museum	.111	\$ 62,147
County Hospital	-0-	\$ 0
County Library	.653	\$ 365,603
Jeffrey Center	.151	\$ 84,542
General Welfare		\$ 0
General Welfare Health		\$ 0
Total Appropriations		\$ 22,019,030

Dated this 20th day of July, 2004

Attest:

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

-s- Linda Ann Smith  
County Clerk

Board of County Commissioners  
Carbon County, Wyoming

Commissioner Meacham moved to authorize the Chairman to sign the Appropriations Resolution of 2004 and the Resolution to Provide Income Necessary To Finance the Budget. Commissioner Fleming seconded the motion and it carried unanimously.

Commissioner Meacham moved to approve the appropriation for the Carbon County Library Board at .653 of a mill, second by Commissioner Fleming. The motion carried unanimously.

Commissioner Fleming moved that the Chairman be authorized to approve appropriations for the Fair Board at .182 of a mill, second by Commissioner Meacham. The motion carried unanimously.

Commissioner Meacham moved that the Chairman be authorized to approve the Jeffrey Memorial Center budget with a mill of .151, seconded by Commissioner Fleming. The motion carried unanimously.

Commissioner Fleming moved that the Chairman be authorized to approve the Museum Board budget with a mill of .111, seconded by Commissioner Meacham. The motion carried unanimously.

Commissioner Meacham moved that the Carbon County Weed & Pest Control District budget be approved. The motion was seconded by Commissioner Fleming and carried unanimously. The full budget is \$7809,101 with mill levy revenue of \$221,442.

Commissioner Fleming moved to approve the budget of \$19,940 for the Baggs Cemetery District. The motion was seconded by Commissioner Meacham and carried unanimously.

Commissioner Fleming moved that the Waggoner Cherokee Irrigation District funding be approved, second by Commissioner Meacham. The motion carried unanimously. The budget is \$29,728.49.

### **Board Appointments**

Commissioner Meacham moved to reappoint Arnold Coffield and Rachel Garner for new terms on the Carbon County Library Board. Commissioner Fleming seconded the motion and it carried unanimously. Both terms expire July 2007.

Commissioner Fleming moved that Maggie Kelly be appointed to the Carbon County Library Board to fill the unexpired term of Richard Nealon, seconded by Commissioner Meacham. The motion carried unanimously. The term expires July 2006.

Commissioner Fleming moved to reappoint Karen Lambertsen to the Carbon County Hospital Board. The motion was seconded by Commissioner Meacham and carried unanimously. The term expired July 2009.

Commissioner Meacham moved to reappoint Holly Hoffman to the Old Pen Joint Powers Board, seconded by Commissioner Fleming. The motion carried unanimously. The term ends May 2007.

Commissioner Fleming moved to ratify the signature of Chairman Zeiger on the \$10,000 Temporary Assistance Needy Families (TANF) Funds grant, second by Commissioner Meacham. The motion carried unanimously.

### **Executive Session**

Commissioner Fleming moved to go into Executive Session for the purpose of discussing personnel. at 9:40 a.m., seconded by Commissioner Meacham and carried unanimously.

Commissioner Meacham moved to come out of Executive Session at 10:30 a.m., seconded by Commissioner Fleming and carried unanimously.

Commissioner Fleming moved to accept the resignation of Jay Grabow, Director of County Planning and Economic Development, second by Commissioner Meacham. The motion carried unanimously. The Clerk was instructed to write a letter to Mr. Grabow accepting his resignation and thanking him for his work and dedication.

Commissioner Fleming moved to begin advertising for a professional certified planner with the hiring process to be facilitated from the county commissioners' office. Commissioner Meacham seconded the motion and it carried unanimously

### **Renewal Of Liquor Licenses**

Chairman Zeiger opened a public hearing at 10:10 a.m. regarding the issuance of Carbon County liquor licenses and permits. There being no public comments, Chairman Zeiger closed the public hearing at 10:11 a.m.

Commissioner Meacham moved to approve the following licenses:

#### **RETAIL LIQUOR LICENSES:**

Cody Resources LP d/b/a A Bar A Ranch  
Flying J Inc. d/b/a Flying J travel Plaza  
Robert F & Janice L Konrath d/b/a 4K Country Club  
Rendezvous Lodge LLC d/b/a Rendezvous Lodge  
Whistle Pig Saloon

#### **SPECIAL MALT BEVERAGE PERMITS:**

Arlington Outpost  
Michael Allen Konrath d/b/a Elk Mountain Conoco  
Leslie D & Vicky L Konrath d/b/a Walcott Service  
Kinta M Blumenthal d/b/a Brush Creek Ranch  
Miracle Mile Ranch  
Cindy Bartlett d/b/a The Place  
3 Forks Muddy Gap Service d/b/a Three forks Muddy Gap  
Seminoe Boat Club Inc. d/b/a Beminoe Boat Club

#### **RESTAURANT LIQUOR LICENSE**

Gilbert E Blumenthal d/b/a Brush Creek Ranch

#### **GOLF CLUB**

Sinclair Golf Club  
Old Baldy Inc. d/b/a Old Baldy Club

### **Executive Session**

Commissioner Meacham moved to go into executive session to discuss a personnel matter, second by Commissioner Fleming and carried unanimously at 10:13 a.m.

Commissioner Meacham moved to come out of executive session at 10:37 a.m., second by Commissioner Fleming and carried unanimously.

### **Substance Abuse Task Force**

Commissioner Meacham moved that the Commissioners support Project Prevention - Carbon County Coalition For Substance Abuse second by

Commissioner Fleming and carried unanimously.

### **Board Of Equalization Hearing**

Chairman Zeiger recessed the meeting at 11:00 a.m. to conduct a Board of Equalization Hearing. The Board reconvened at 1:30 p.m.

### **Executive Session**

Commissioner Meacham moved to go into executive session at 1:38 p.m. to discuss litigation and potential litigation, second by Commissioner Fleming. The motion carried unanimously.

Commissioner Fleming moved to come out of executive session at 2:11 p.m., second by Commissioner Meacham and carried unanimously.

### **WyoLink**

Tom McMahon and Larry Green of the Homeland Security WyoLink Program for the State of Wyoming presented an overview on the WyoLink program. They gave an in depth presentation of the proposed system, funding issues, equipment and importance to first responders across the state.

### **Emergency Management**

Greg Zabel presented the Emergency Management budget. Commissioner Fleming moved to authorize the Chairman to sign the proposed budget for Emergency Management and sign Assurances and Certification, second by Commissioner Meacham. The motion carried unanimously. The budget will be submitted to FEMA Homeland Security at the State of Wyoming.

### **Medicine Bow Senior Services Center**

Commissioner Fleming moved to authorize Custom Builders to proceed within ninety (90) days after the State of Wyoming Fire Marshal approves the remodel plans for the Medicine Bow Senior Services building in amount of \$96,220 with the anticipation that there will be change orders for the additional costs for complete siding and sewer alignment. The motion was seconded by Commissioner Meacham and carried unanimously.

### **QWest**

Commissioner Fleming authorized the Chairman to sign an Agreement with Qwest to extend Carbon County's current Centrex telephone service until April 2005 at the current rate, second by Commissioner Meacham. The motion carried unanimously.

### **ROAD AND BRIDGE**

Bill Nation presented his proposals to remove or replace Savery Creek Bridge (CN 6752). After discussion, the Board directed Superintendent Nation to replace the bridge with the option of using new concrete culverts.

### **Executive Session**

Commissioner Meacham moved to go into executive session for a discussion on personnel at 4:37 p.m., second by Commissioner Fleming. The motion carried unanimously.

Commissioner Fleming moved to come out of executive session at 4:50 p.m., second by Commissioner Meacham. The motion carried unanimously.

Commissioner Meacham moved to go into executive session to discuss property acquisition at 4:51 p.m., second by Commissioner Fleming and carried unanimously.

Commissioner Fleming moved to come out of executive session at 5:30 p.m., seconded by Commissioner Meacham. The motion carried unanimously.

Chairman Zeiger declared a short recess at 5:31 p.m. and called the meeting back to order at 5:38 p.m.

### Lease Purchase - Courthouse Heating and Airconditioning

Commissioner Fleming moved to Adopt the Resolution Authorizing Carbon County, Wyoming to enter into a Site Lease, A Lease Purchase Agreement and An Escrow Agreement Relating to the Removal of the Heating System at the County Courthouse and the Installation of a New Heating/Air Conditioning System (Including Boiler). The motion was seconded by Commissioner Meacham and carried unanimously.

#### **RESOLUTION NO. 2004-19**

##### **A RESOLUTION AUTHORIZING CARBON COUNTY, WYOMING, TO ENTER INTO A SITE LEASE, A LEASE PURCHASE AGREEMENT AND AN ESCROW AGREEMENT RELATING TO THE REMOVAL OF THE HEATING SYSTEM AT THE COUNTY COURTHOUSE AND THE INSTALLATION OF A NEW HEATING AIR CONDITIONING SYSTEM (INCLUDING BOILER)**

Whereas, THE carbon County, Wyoming (the "County") is a body corporate duly organized and existing under the laws of the State of Wyoming, authorized by Wyo Stat. §§ 18-2-101 and 18-2-103 to provide and maintain a suitable courthouse, jail and other necessary county buildings and to own and convey property for the benefit of the County as deemed by the board of county commissioners (the "Commissioners") to be in the best interests of the County and its inhabitants; and

WHEREAS, the Commissioners have heretofore determined that the needs of the County include the removal of the heating system at the County Courthouse (the "Site and Existing "Facility") and the installation of a new heating/air conditioning system (including boiler) (the "Improvements"); and

WHEREAS, pursuant to this resolution (the "Authorizing Resolution"), and in order to provide financing for the Improvements, the County intends to:

- (a) enter into a Site Lease dated as of August 3, 2004 (the "Site Lease"), between the County and Community First Leasing Services, a division of Kinetic Leasing, Inc. in Fargo, North Dakota (the "Tenant"), whereby the county, as Landlord, leases the Site and existing Facility to the tenant; and
- (b) enter into a Master Lease Purchase Agreement No. CAR 1679 dated as of August 3, 2004 (the "Lease Purchase Agreement"), between the county, as Lessee, and the Tenant, as Lessor, to which Lease Purchase Agreement this Authorizing Resolution constitutes EXHIBIT D to the Schedule attached thereto, to provide financing for the payment of the costs of the construction and equipping of the Improvements. Pursuant to the Lease Purchase Agreement, the Tenant will lease the Site and Existing Facility and the Improvements to the Lessee according to the terms and conditions of the Lease Purchase Agreement (the Site and Existing Facility and the Improvements referred to collectively herein and in the Lease Purchase Agreement at the "Leased Property" and described more particularly in APPENDIX A to the Lease Purchase Agreement and EXHIBIT A to the Schedule attached thereto); and
- (c) enter into an Escrow Agreement dated as of August 3, 2004 (the "Escrow Agreement"), between the County, the Tenant and Community First National Bank in Rawlins, Wyoming (the "Escrow Bank"); and

WHEREAS, the Commissioners desire to authorize certain officers of the County and members of the Commissioners to proceed to finalize the forms of the Site Lease, the Lease Purchase Agreement, the Escrow Agreement and all other documents necessary to effect the financing of the Improvements and to negotiate the necessary terms and provisions thereof;

#### **NOW, THEREFORE, BE IT RESOLVED**

**SECTION 1.** All action heretofore taken (not inconsistent with the provisions of this Authorizing Resolution) by the Commissioners or officers of the County and directed toward the Leased Property, are hereby ratified, approved and confirmed.

**SECTION 2.** The Lease Purchase Agreement (including the Schedule and Exhibits thereto), the Site Lease (including the Exhibits thereto) and the Escrow Agreement are hereby approved in substantially the same forms as presented to the Commissioners, with such additions, omissions and changes as may be approved by the County Attorney and persons executing the same, their execution being conclusive evidence of their approval of any such additions, omissions, and changes and the Chairman of the County Commissioners and the County Clerk, where appropriate, are authorized and directed to affix his, her or their signatures and the official corporate seal of the County thereto. The County expects to make payments pursuant to the Lease Purchase Agreement from moneys legally available

therefore.

**SECTION 3.** No provision of this Authorizing Resolution, the Site Lease, the Lease Purchase Agreement, or the Escrow Agreement shall be construed as creating or constituting a general obligation or other indebtedness of the County or a mandatory payment obligation of the County in any ensuing Fiscal Year beyond the current Fiscal Year.

**SECTION 4.** The Commissioners hereby represent that the reasonably anticipated amount of qualified tax-exempt obligations which have been and will be issued by the county, together with subordinate entities, for the 2004 calendar year does not exceed \$10,000,000 and hereby designates the Lease purchase Agreement to be a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

**SECTION 5.** If any section, paragraph, clause or provision of this Authorizing Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Authorizing Resolution.

**SECTION 6.** ALL RESOLUTIONS, OR PARTS THEREOF, INCONSISTENT WITH THIS authorizing Resolution or with any of the documents hereby approved, are hereby repealed only to the extent of such inconsistency. This repealer shall not be construed as reviving any resolution or part thereof.

**SECTION 7.** this Authorizing Resolution shall be in full force and effect upon its passage and adoption.

**ADOPTED AND APPROVED** as of the 20<sup>th</sup> day of July, 2004.

**CARBON COUNTY, WYOMING**

**( S E A L )**

By: /S/ Artlin Zeiger  
Chairman, Board of County Commissioners

**ATTESTED:**

By: Linda Ann Smith  
County Clerk

Commissioner Meacham moved to authorize the Chairman to sign Master Lease Purchase Agreement No. CAR 1679 (with escrow agreement), Notice of Lease of Real Property, Lease of Real Property and Improvements, second by Commissioner Fleming. The motion carried unanimously.

**ADJOURNMENT**

There being no further business, Chairman Zeiger adjourned the meeting at 6:00 p.m.

**BOARD OF COMMISSIONERS  
CARBON COUNTY, WYOMING**

-s- Artlin Zeiger, Chairman

**ATTEST:**

-s- Linda Ann Smith, County Clerk