

**BOARD OF CARBON COUNTY COMMISSIONERS**  
**REGULAR MEETING**  
**Tuesday, April 5, 2005**  
**County Courthouse**  
**Rawlins, Wyoming**

The regular meeting of the Carbon County Commissioners was held Tuesday, April 5, 2005 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Artlin Zeiger; Commissioners Lee Meacham and Terry Weickum; County Clerk, Linda Ann Smith; Chief Deputy Clerk, Diana Obe; and Deputy Clerk, Gwynn Rothenberger.

Chairman Artlin Zeiger called the meeting to order at 9:06 a.m.

**VOUCHERS**

The following vouchers were presented and approved for payment:

A & D OILFIELD DOZERS INC.	BUILDING & GROUNDS	538.22
A T & T	VARIOUS	96.19
A TO Z COPIER SERVICE INC.	CLERK OF COURT	457.43
ACE INDUSTRIAL SUPPLY	ROAD & BRIDGE	138.00
ACTION	SENIOR SERVICES	624.00
ALPINE OFFICE SUPPLY	VARIOUS	976.21
ALSCO, AMERICAN LINEN DIVISION	VARIOUS	162.55
AMERICAN CORRECTIONAL ASSOCIATION	SHERIFF	35.00
AMERIGAS	VARIOUS	1,724.44
ATCO INTERNATIONAL	ROAD & BRIDGE	310.00
BARTLETT, SUE RN	GRANTS	437.34
BEHAVIORAL INTERVENTIONS	JAIL	203.15
BI-RITE PHARMACY	JAIL	56.82
BLAKE HOUSE, THE	PLANNING	94.20
BOB BARKER COMPANY	JAIL	2,646.98
BOULDER COUNTY SHERIFF'S OFFICE	ADMINISTRATION	21.76
BRESNAN COMMUNICATIONS	VARIOUS	250.72
BUILD RITE LUMBER SUPPLY	VARIOUS	64.98
C & B SAND & GRAVEL	SC/ROAD MAINTENANCE	1,821.60
C N A SURETY	SHERIFF	50.00
CADDO SOLUTIONS	BIULDING & GROUNDS	1,857.60
CARBON COUNTY SENIOR SERVICES	SENIOR SERVICES	40,000.00
CARBON COUNTY TREASURER	VARIOUS	538.47
CARBON COUNTY TV & ELECTRONICS	ATTORNEY	23.94
CEDAR STREET SINCLAIR	SHERIFF	60.18
CENTURYTEL	VARIOUS	126.98
CESKO, DAVID MD	GRANTS	45.00
CHEMDRY OF SNOWY RANGE	SENIOR SERVICES	178.60
CHEYENNE ORAL & MAXILLOFACIAL SURGERY	GRANTS	300.00
CHILDRESS ELECTRIC INC	CLERK OF COURT	905.52
COMMUNICATIONS SOURCE INC	GRANTS	2,268.00
COMPUTER SOFTWARE ASSOCIATES	ADMINISTRATION	330.00
CORNER STORE	EMERGENCY MGT	34.46
CORPORATE EXPRESS	VARIOUS	4,870.69
CORRAL WEST RANCHWEAR	SHERIFF	100.61
CSK AUTO, INC.	SHERIFF	5.28
CULLIGAN WATER CONDITIONING	SENIOR SERVICES	84.00
CURLEY, WILLIAM	ADMINISTRATION	2,952.00
CYR, NANCY	PUBLIC HEALTH	18.87
DAILY TIMES	VARIOUS	381.50
DAVID, MICHAEL	ADMINISTRATION	307.74
DELANCEY, CINDY	ADMINISTRATION	3,617.11
DELEON, JOHN	ADMINISTRATION	1,228.00
DOCUSOURCE PRINT MANAGEMENT	JAIL	173.77
DRIVE TRAIN INDUSTRIES	ROAD & BRIDGE	1,330.41

DRUMMOND, KENT	BUILDING & GROUNDS	900.66
EAGLE COMPUTER SYSTEMS	CLERK OF COURT	6,499.00
EAGLE UNIFORM SUPPLY	VARIOUS	228.20
EATON METAL PRODUCTS CO.	ROAD & BRIDGE	30.63
ELSEVIER	PUBLIC HEALTH	49.90
ENERGY CONSTRUCTION	BUILDING & GROUNDS	15,519.00
EVANS, MORGAN	JAIL	112.00
FAR HORIZONS TRAVEL SERVICE	ADMINISTRATION	1,677.40
FARMER BROTHERS COFFEE	VARIOUS	210.69
FARSTER, PAMELA R.	GRANTS	1,350.00
FLYING W CAR WASH	SHERIFF	25.00
FREMONT MOTORS-RAWLINS	VARIOUS	355.48
GALLS INCORPORATED	SHERIFF	100.96
GASES PLUS	JAIL	54.00
GOLDEN, MARY	PUBLIC HEALTH	21.83
GOSEVNER, MAXINE	PUBLIC HEALTH	23.68
GRAPHIC SPORTS	VARIOUS	1,100.45
HANCOCK, KRISTI	GRANTS	14.70
HANNA, TOWN OF	ROAD & BRIDGE	50.60
HEIMAN FIRE DEPARTMENT	FIRE	80.20
HEROLD IRON WORKS	FIRE	358.16
HI-TECH AUTO	SHERIFF	499.11
HIGH PLAINS POWER	VARIOUS	403.05
HILLCREST SPRING WATER, INC.	CLERK OF COURT	71.50
HILLTOP CONOCO	EMERGENCY MGT	35.16
HILLTOP LUBE	SHERIFF	25.00
HOME DEPOT	BUILDING & GROUNDS	2,913.28
HOWARD SUPPLY COMPANY	ROAD & BRIDGE	2,364.00
HYLAND ENTERPRISES	VARIOUS	1,740.96
IKON FINANCIAL SERVICES	ADMINISTRATION	595.90
INTERMOUNTAIN RECORD CENTER, INC.	CLERK	168.60
JACKALOPE PRINTING	VARIOUS	111.28
JERRY'S DONUTS	SHERIFF	6.99
KAR KRAFT INC	SHERIFF	769.60
KAR PRODUCTS	ROAD & BRIDGE	1,062.34
KILBURN TIRE COMPANY	SHERIFF	447.71
KIRSCH, A P MD	ADMINISTRATION	1,200.00
KN ENERGY INC	VARIOUS	11,343.94
KNAPP SUPPLY & EQUIPMENT CO	SENIOR SERVICES	326.60
KROGER - KING SOOPERS	GRANTS	658.66
L N CURTIS & SONS	FIRE	732.99
LAWSON PRODUCTS INC	ROAD & BRIDGE	183.08
LINCARE	JAIL	55.70
LONG BUILDING TECHNOLOGIES, INC.	BUILDING & GROUNDS	1,390.00
LUDINGTON, DENNIS	ADMINISTRATION	71.92
MACPHERSON, KELLY & THOMPSON, LLC	ADMINISTRATION	572.75
MARSHALL & SWIFT	ASSESSOR	521.90
MARTINEZ, TAMMY	COURTHOUSE	240.00
MEDICINE BOW, TOWN OF	SENIOR SERVICES	59.02
MEMORIAL HOSPITAL	ADMINISTRATION	10,017.72
MIS COMPUTER CORPORATION	GRA	2,778.00
MOFFAT COUNTY SHERIFF'S OFFICE	JAIL	4,215.00
MPM CORP / EVERGREEN DISPOSAL	VARIOUS	105.00
NATIONAL FLOOD INSURANCE	BUILDING & GROUNDS	933.00
NEUTRON INDUSTRIES, INC	CARBON BUILDING	277.49
NEW DAWN TECHNOLOGIES	ATTORNEY	785.00
NIBBLES & BYTES	VARIOUS	1,278.00
OUTLAW	SHERIFF	5.00
P J TECH SERVICES	ATTORNEY	1,667.17
PACIFIC POWER & LIGHT CO	VARIOUS	4,327.98
PAGE ONE	VARIOUS	275.00
PAMIDA INC	VARIOUS	33.73
PETERBILT OF WYOMING	ROAD & BRIDGE	197.79

PHILLIPS 66	SHERIFF	385.57
PITNEY BOWES INC	JAIL	408.00
PLAINSMAN PRINTING & SUPPLY	VARIOUS	501.77
PLAN ONE / ARCHITECTS	GRANTS	7,987.93
PUBLIC SAFETY WAREHOUSE	SHERIFF	133.75
QUESTAR GAS	SENIOR SERVICES	154.18
QUILL CORPORATION	VARIOUS	798.19
QWEST	VARIOUS	430.06
RASMUSSEN FURNITURE	CARBON BUILDING	898.00
RAWLINS AUTOMOTIVE	VARIOUS	2,335.56
RAWLINS EYE CARE	GRANTS	360.00
RAWLINS FIRE EXTINGUISHER	SENIOR SERVICES	345.00
RAWLINS, CITY OF	VARIOUS	1,551.96
RITE-STYLE OPTICAL	ROAD & BRIDGE	112.50
ROSCOE STEEL & CULVERT CO	ROAD & BRIDGE	10,000.00
ROSS' AUTOMOTIVE SERVICES	SHERIFF	304.79
RYAN PARK V F D	FIRE	2,000.00
SARATOGA AUTO PARTS, INC.	ROAD & BRIDGE	809.20
SARATOGA FEED & GRAIN	ROAD & BRIDGE	244.40
SCOGGIN, WILLIAM E	GRANTS	104.00
SHEPARD'S	VARIOUS	568.17
SHIVELY HARDWARE	ROAD & BRIDGE	209.64
SKYLINE MOTORS, INC.	CES	175.11
SMITH, SUSAN	GRANTS	18.13
SNAP-ON TOOLS	ROAD & BRIDGE	39.95
SNOWY RANGE PROPANE-RENTAL	ROAD & BRIDGE	1,393.86
SOUTHWEST PROFESSIONAL	ROAD & BRIDGE	50.00
SPICER EYE CLINIC	GRANTS	198.00
SQUARE SHOOTERS EATING HOUSE	ADMINISTRATION	331.88
STAGE STOP GENERAL STORE	SHERIFF	8.28
STATE OF WYOMING	VARIOUS	5,082.49
SWEET, JEFFREY C DDS PC	GRANTS	300.00
TERMINIX	VARIOUS	95.00
TERRY'S TOWING SERVICE	SHERIFF	200.00
TIRE DISTRIBUTION SYSTEMS, INC.	ROAD & BRIDGE	835.46
TRADING POST	SHERIFF	46.20
TRENDWAY CORPORATION	BUILDING & GROUNDS	18,055.78
TRUE VALUE OF RAWLINS	VARIOUS	474.49
UNION TELEPHONE COMPANY	VARIOUS	559.24
VERIZON WIRELESS	VARIOUS	408.04
VIDEO HITS & GAMES	JAIL	14.72
VIKING OFFICE PRODUCTS	VARIOUS	872.89
VISIONARY COMMUNICATIONS, INC.	GRANTS	21.95
VOORHIS ASSOCIATES, INC.	BUILDING & GROUNDS	5,394.16
WARM SPRINGS CAFE	SHERIFF	29.65
WASHBOARD, THE	COURTHOUSE	43.60
WATTS, JAN	GRANTS	7.50
WEST PAYMENT CENTER	ATTORNEY	450.45
WILSON, MARGARET	SHERIFF	18.00
WIMPENNY, ROBERT G DDS	GRANTS	278.00
WOODWARD TRACTOR & RENTAL, INC.	BUILDING & GROUNDS	4,860.40
WY ASSOCIATION OF COUNTY ENGINEERS	ROAD & BRIDGE	50.00
WY COUNTY CLERKS' ASSOCIATION	CLERK	100.00
WY DEPARTMENT OF FAMILY SERVICE	WIC	100.74
WY DIESEL SERVICE	ROAD & BRIDGE	152.42
WY ENVIRONMENTAL SYSTEMS	ROAD & BRIDGE	60.00
WY FINANCIAL INSURANCE, INC.	CLERK	170.00
WY FIRE ACADEMY	FIRE	225.00
WY LAW ENFORCEMENT ACADEMY	CORONER	360.00
WY MACHINERY COMPANY	ROAD & BRIDGE	870.86
WY PAPER SUPPLY	VARIOUS	1,031.79
WY STATE BAR	CLERK OF COURT	95.00
XEROX CORPORATION	VARIOUS	601.78

YAMPA VALLEY ELECTRIC	SENIOR SERVICES	567.56
	GRAND TOTAL	231,968.83

**CLERK**

**Minutes**

Commissioner Meacham moved to approve the minutes from the March 15, 2005 Commissioners meeting as presented. Commissioner Weickum seconded and the motion carried unanimously.

**Monthly Receipts**

Commissioner Weickum moved to accept Road & Bridge monthly receipts in the amounts of \$30.00, \$50.00, and \$50.00. Commissioner Meacham seconded and the motion carried unanimously.

**Courthouse Heating/Cooling Project**

Commissioner Weickum moved to forward Long Building Technology's Payment Application No. 5 in the amount of \$26,991.85 to the Bank of the West to be paid from the lease/purchase funds in reference to the Courthouse heating and cooling project. Commissioner Meacham seconded and the motion carried unanimously.

**Monthly Receipts**

Commissioner Meacham moved to accept Clerk's Office monthly receipts in the amount of \$16,971.50. Commissioner Weickum seconded and the motion carried unanimously.

**Bonds**

Commissioner Weickum moved to approve and authorize the Chairman to sign bonds for Linda Ann Smith, Carbon County Clerk in the amount of \$20,000.00; Janice Ward, Treasurer/Clerk for the Town of Dixon in the amount of \$25,000.00; Susan Munson, Treasurer for the Town of Encampment in the amount of \$25,000.00; Doreen Allen, Court Clerk for the Town of Encampment, the amount of \$25,000.00. Commissioner Meacham seconded and the motion carried unanimously.

**Medicine Bow Health Center**

Clerk Smith presented bids for carpeting the Medicine Bow Health Center from Floors N' More in the amount of \$4,500.00, Carpet One in the amount of \$5,460.76, and Fortman's Paint & Glass in the amount of \$3,422.00. Ms. Smith stated that all bids were for similar carpet.

Commissioner Weickum moved to accept the low bid from Fortman's Paint and Glass in the amount of \$3,422.00 to carpet the Medicine Bow Health Center. Commissioner Meacham seconded and the motion carried unanimously.

**Medicine Bow Senior Center**

Clerk Smith presented a Letter of Compliance from the Department of Fire Prevention & Electrical Safety for the Medicine Bow Senior Center, referencing Plan Review #04133RM, stating the final inspection was performed and was accepted.

**Community Development Block Grant**

Tom Thompson commented on the Wyoming Business Council's (WBC) Community Development Block Grant contract to study the feasibility of a proposed fiberoptics project. Mr. Thompson noted there are various federal laws the County must comply with if it decides to accept the contract. Mr. Thompson recommended the addition of a mutual indemnification clause or removal of the existing clause that only references WBC. The Board agreed to remove the existing clause and present the revised contract to WBC. Mr. Thompson will send the revised contract to the Commissioners.

## **Telecommunication Project**

Telecommunications consultant, Kent Drummond, and former Chief Deputy Clerk, Alice Garvin, were present to discuss the status of the telecommunications project. Clerk Smith stated that Capitol Communications is requesting a payment of \$603,932.40 from the \$641,725.00 contract price. Ms. Smith also presented an Installation of Equipment and Commencement of Lease documents for the Board's review from Avaya (CIT Financial Services) for a split commencement with CIT. Mr. Drummond stated that the payment to Capitol Communications would be made from Avaya Leasing from the County's lease funding after the County authorized the release of funding.

Mr. Drummond acknowledged that a number of individuals originally requested cordless phones, but added that cordless phones that were previously available were no longer available at the time the county's telecommunications equipment were ordered. Because of this, regular phones were installed rather than cordless phones. Mr. Drummond gave a detailed report of the status of this project. Mr. Drummond reported that Capitol Communications has found a cordless phone that will work and he believes individuals that want cordless phones would be able to trade the existing phone for a new cordless phone at no charge. Treasurer, Cindy Baldwin, and Clerk of Court, Lindy Schmidt, told the Board that the phones were not completed in their departments. Mr. Drummond indicated that not all of the cable is done in the Courthouse or the Carbon Building but that the total project is 95% complete.

After discussion, Commissioner Meacham moved to authorize the Chairman to resign the Installation of Equipment and Commencement of Lease both dated March 1, 2005 authorizing Avaya Leasing to release payment from lease funding to Capitol Communications in an amount authorized by Carbon County. The motion failed for lack of a second.

Tom Thompson stated that the Commencement of Lease document states the Board acknowledges that all equipment is on-site and installed and due to complaints by various departments that the work is not completed, he advised not signing the document.

The Board requested Ms. Garvin, Mr. Drummond, Tom Thompson, Linda Smith, and Capitol Communications to meet and return with a solution later today.

## **ELECTED OFFICIALS**

### **Assessor**

Assessor, Darrell Stubbs presented three abates for approval.

### **Treasurer**

Treasurer, Cindy Baldwin presented an Application for Deposit of Public Funds for the Bank of the West. Ms. Baldwin stated this is necessary because Community First National Bank recently changed its name to Bank of the West.

Commissioner Weickum moved to approve the Application for Deposit of Public Funds for the Year 2005 with Bank of the West. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Weickum moved to authorize the Chairman to sign the Investment Policy for the Bank of the West. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2005-09, A Resolution of the Board of County Commissioners, Carbon County, Wyoming, Adopting a Statement of Investment Policy. Commissioner Meacham seconded and the motion carried unanimously.

## **RESOLUTION NO. 2005-09**

### **A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY, WYOMING, ADOPTING A STATEMENT OF INVESTMENT POLICY**

**WHREAS**, the Carbon county Commissioners want to safely earn the highest prudent investment income possible; and

**WHEREAS**, Wyo. Stat. Section 9-4-831(h) requires every political subdivision of the State of Wyoming to adopt a **Statement of Investment Policy**.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY, WYOMING**, that it does hereby adopt the **Statement of Investment Polity**, attached as Exhibit A and incorporated herein by this reference, and does declare it in effect on 5<sup>th</sup> day of April, 2005.

Passed this 5<sup>th</sup> day of April, 2005.

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

By: -s- Artlin Zeiger, Chairman

ATTEST:

-s- Linda Ann Smith, County Clerk

**Clerk of Court**

Lindy Schmidt, District Court Clerk, stated that her server is running out of memory and she is requesting authorization to purchase a new one in the amount of \$13,982.00. Ms. Schmidt stated that she was planning this request at budget time but was advised by her computer support personnel that she would need one before that time.

Commissioner Meacham moved to authorize the District Clerk of Court office to purchase a server in the amount of \$13,982.00. Commissioner Weickum seconded and the motion carried unanimously.

The Board instructed Ms. Schmidt to discuss the funding with Clerk Smith.

**Sheriff**

Sheriff Colson reported that the 2005 Dodge pickup was delivered April 4, 2005. Mr. Colson stated that he was authorized \$50,000.00 to purchase two new vehicles and has done that but only spent approximately \$41,000.00. Mr. Colson previously requested and received authorization to purchase one new light bar from the remaining amount. He is now requesting authorization to purchase one additional light bar. The Board advised him to return with a quote stating the exact amount.

**SENIOR SERVICES**

Theresa Archer and Don Mayfield reported on the status of construction at the Medicine Bow Senior Center. Mr. Mayfield stated that the Center is being occupied and the seniors of the area are satisfied.

**JUVENILE JUSTICE**

Ada Fowler and Jerry Colson reported they expect to receive additional grant funding for the Juvenile Justice program. Mr. Colson stated that the county will likely have to contribute more funding towards the program if they would like it to continue as the grant funding is declining. Mr. Colson added that he expects his budget request will include adding a county-employed juvenile justice person.

**JAIL COMMITTEE**

Randy Shinkle reported that Tom Thompson has reviewed the addendum to the contract with Technology Consultants for data conversion adding \$13,000.00 making the total contract price

\$30,000.00. Mr. Shinkle stated Mr. Thompson had no concerns.

Commissioner Meacham moved to authorize the Chairman to sign the Conversion Services Agreement Addendum with Technology Consultants, Inc. modifying the original agreement dated November 4, 2004, adding an additional \$13,000.00 to the original contract price to convert data for the Sheriff's Office. Commissioner Weickum seconded and the motion carried unanimously.

Mr. Shinkle also reported on the status of construction at the new jail.

## **HOMELAND SECURITY**

Pam Farster reported on the status of Homeland Security funding. Ms. Farster reported she has sent four grant contracts to Tom Thompson for review and she will present them at a later date.

Ms. Farster stated that to date, Carbon County and the towns in the county have received approximately \$1.5 million in Homeland Security funding.

## **LUNCH**

Chairman Zeiger declared a recess for lunch at 11:50 a.m. and reconvened at 2:00 p.m.

## **PLANNING & ZONING**

### **Public Hearing**

Chairman Zeiger opened a public hearing at 2:00 p.m. to hear Planning & Zoning Case File #05-01, Philip A. & Ray Deane Card.

Jonathan Schnal presented the following Case File:

Planning & Zoning Case File #05-01, Philip A. & Ray Deane Card, a Petition to amend Carbon County Zoning Resolution and Record to rezone a parcel of land approximately 160 acres in size from Ranching Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-160).

Mr. and Ms. Card were present and stated they would like to build a residence on the property. There were no other public comments on this case. Chairman Zeiger closed the public hearing at 2:16 p.m.

Commissioner Meacham moved to approve Planning & Zoning Case File #05-01, Philip A. & Ray Deane Card, a Petition to amend Carbon County Zoning Resolution and Record to rezone a parcel of land approximately 160 acres in size from Ranching Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-160). Commissioner Weickum seconded and the motion carried unanimously.

Commissioner Meacham moved to approve Resolution No. 2005-10, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Commissioner Weickum seconded and the motion carried unanimously.

### **Resolution No. 2005 - 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 March 1, 2005, 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 April 5, 2005; 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 File #05-01 – Philip A. & Ray Deane Card:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-160) on 160 acres. The RRA Zone allows residential and agriculture activities.

**Legal Description:** A parcel of land located in the S1/2SW1/4; SW1/4SE1/4 of Section 10 and the NW1/4NE1/4 of Section 15, T12N, R90W, 6<sup>th</sup> P.M., Carbon County, Wyoming.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission: Density on the subject parcel shall not exceed one (1) dwelling unit and associated accessory structures on approximately 160 acres (RRA-160).

**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 \_\_\_\_\_5<sup>th</sup>\_\_\_\_\_day of April, 2005.

BOARD OF COUNTY COMMISSIONERS OF  
CARBON COUNTY, WYOMING

By: -s- Artlin “Art” Zeiger, Chairman  
-s- Lee Meacham  
-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

Commissioner Meacham moved to accept Planning & Zoning Case Files #05-03, Kevin Pantle and Marvin K. Pantle's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-20) on approximately 20 acres of a 60 acre parcel for the conveyance to an immediate family member; #05-04, Reginald and Laurie Forster's Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-20.66) on 20.66 acres; and #05-05, J. Robert & Karen W. Miller's Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-40) on 40 acres; and set a Public hearing for Tuesday, May 3, 2005 at 2:00 p.m. at the County Courthouse, Rawlins, Wyoming. Commissioner Weickum seconded and the motion carried unanimously.

### **ECONOMIC DEVELOPMENT CORPORATION**

Harry Lovato, Jay Grabow, Bill Vasey, and Elizabeth Wood presented a Plan Defining the Proposed Restructuring of the Carbon County Economic Development Corporation and updated the Board on the reorganization of the EDC.

The EDC members questioned the future financial support of the Commissioners. Mr. Grabow stated there are several programs that may need to be wrapped up soon if the EDC will not receive future support. The group is requesting a commitment of \$140,000.00 per year for three years from the County. The board asked the group to make this request during the budget hearing on April 19<sup>th</sup>.

The Board directed the EDC to visit with Entegra Pipeline regarding sales tax for the pipeline that will run through the county and to visit current businesses in the county and survey their perceived needs and ideas for economic development.

### **ROAD & BRIDGE**

Bill Nation presented a bi-monthly report. Mr. Nation updated the Board on the Clipper Windpower Liberty 1 project and reported it should be operating today.

Mr. Nation requested and received authorization to pay \$149,478.39 to Cat Equipment for the first lease/purchase payment for a 420 backhoe, 322 CL excavator, 140H motor-grader, and a 62G loader.

### **CARBON BUILDING**

#### **Carpet Bids**

Kandis Fritz, Carbon Building Manager, presented one bid from Floors N' More in the amount of \$7,200.00 to carpet the Road & Bridge and WIC Offices at the Carbon Building.

Commissioner Meacham moved to accept the bid from Floors N' More in the amount of \$7,200.00 to carpet the Road & Bridge and WIC Offices in the Carbon Building. Commissioner Weickum seconded and the motion carried unanimously.

#### **Air Conditioning**

Ms. Fritz reported that two air conditioner units must be replaced at the Carbon Building. She requested the Chairman sign the proposal for these units.

Commissioner Weickum moved to authorize the Chairman to sign the Proposal from Long Technologies in the amount of \$15,364.00 to install two cooling units including warranties at the Carbon Building. Commissioner Meacham seconded and the motion carried unanimously.

#### **Project Prevention**

Ms. Fritz stated she has received several complaints from tenants and the public that individuals are smoking inside the Carbon Building. Theresa Pacheco proposed posting signs at entrances stating the building is tobacco free and smoke free. The Board authorized Ms. Fritz to hang the signs at entrances to the building.

### **PROJECT PREVENTION**

Theresa Pacheco and Cecelia Mikesell discussed Project Prevention and reported that the Fiscal-year 2005 grant funding sponsored by the Board of Carbon County Commissioners, awarded by the Wyoming Department of Health is in the amount of \$6,000.00. The women reported they plan to apply for Fiscal-year 2006 funding as well and requested the Board sponsor their application.

Commissioner Meacham moved to sponsor a grant application for Fiscal-Year 2006 for Project Prevention of Carbon County. Commissioner Weickum seconded and the motion carried unanimously.

### **BOARD APPOINTMENTS**

The Board interviewed Lucy Medina for consideration of appointment to the Senior Services Board representing the Rawlins Area.

Commissioner Meacham moved to appoint Lucy Medina to the Senior Services Board representing the Rawlins Area for a three-year term ending April 2008. Commissioner Weickum seconded and the motion carried unanimously.

### **TELECOMMUNICATIONS PROJECT - CONTINUED**

Tom Thompson reported he has reviewed the lease agreement with Avaya Leasing. He stated per a letter from Avaya of February 24, 2005, that once the Board executes the Commencement of Lease document, the Board is stating it accepts the equipment under the lease and is satisfied with such equipment. He stated that Installation of Equipment document does allow a partial payment to be released by Avaya Leasing to Capitol Communications. Mr. Thompson also presented an addendum to the original contract between Carbon County and Capitol Communications regarding the exchange of cordless phones.

Mr. Thompson advised executing the addendum he prepared to the contract with Capitol Communications regarding cordless phones, executing the Installation of Equipment document with Avaya indicating the percentage to pay to Capitol Communications, and returning the unexecuted Commencement of Lease document to Avaya. Mr. Thompson recommended sending a cover letter with the documents to Avaya stating the amount the Board authorizes payment of to Capitol Communications, noting the Commencement of Lease document is not executed because the work is not completed.

Mr. Drummond requested the Board execute both documents stating that he feels Avaya will not pay anything to Capitol Communications without both executed documents.

Commissioner Weickum moved to authorize the Chairman to execute the Addendum to the Agreement Between Owner and Contractor dated April 5, 2005, amending the original contract between Capitol Communications and Carbon County dated December 31, 2004 and forward the document to Capitol Communications for its consideration. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Weickum moved to authorize the Chairman to sign the Installation of Equipment Certificate with CIT Communications Finance Corporation dated March 1, 2005, authorizing 75% of the contract amount be paid to Capitol Communications totaling \$481,293.75 for the work completed on the telecommunications project. Commissioner Meacham seconded. Discussion ensued. Mr. Drummond requested a larger amount be paid as he feels 95% of the work has been completed. Ms. Smith discussed other payment options such as finding other financing or using county funds to pay Capitol Communications. The motion and second were withdrawn by both Commissioners Weickum and Meacham.

Commissioner Meacham moved to authorize the Chairman to sign the Installation of Equipment Certificate with CIT Communications Finance Corporation dated March 1, 2005 and authorized Tom Thompson, Kent Drummond, and Linda Smith to work with Avaya to determine if payment

could be made to Capitol Communications without an executed Commencement of Lease document for a partial percentage payment, and that if such payment cannot be made without the executed Lease document, the county drop the Avaya lease and the county will directly pay Capitol Communications 75% of the total contract, or \$481,293.75. Commissioner Weickum

seconded and the motion carried unanimously.

### **BOARD APPOINTMENTS**

Commissioner Weickum moved to reappoint Robert Lauman to the Senior Services Board representing the Saratoga Area for a three-year term ending April 2008. Commissioner Meacham seconded and the motion carried unanimously.

### **SURPLUS EQUIPMENT**

Clerk Smith reported that after advertising twice in two local papers, no further bids have been received for surplus computer equipment. The Board authorized Clerk Smith to dispose of all extra equipment.

### **COUNTY TREASURER**

County Treasurer, Cindy Baldwin, discussed with the Commissioners, county treasurer's concerns on the CAMA conversion, which affects tax billing, collection, and receipting, and its potential affect upon the budget.

### **ADJOURNMENT**

There being no further business, Commissioner Meacham adjourned the meeting at 5:22 p.m.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman

ATTEST

-s- Linda Ann Smith, County Clerk