

**BOARD OF COMMISSIONERS OF CARBON COUNTY**  
**REGULAR MEETING**  
**Tuesday, March 7, 2006**  
**County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Commissioners of Carbon County was held Tuesday, March 7, 2006, at 9:00 a.m. at the County Courthouse, Rawlins, Wyoming. Attending the meeting were Artlin Zeiger, Chairman; Commissioner Terry Weickum; Linda Ann Smith, Carbon County Clerk; Diana Obe, Chief Deputy County Clerk; and Gwynn Rothenberger, Deputy Clerk. Commissioner Lee Meacham joined the meeting at 10:35 a.m.

Chairman Zeiger called the meeting to order at 9:03 a.m.

**VOUCHERS**

ABRASIVE SALES	ROAD & BRIDGE	288.00
ALPINE OFFICE SUPPLY	JAIL	83.32
ALSCO, AMERICAN LINEN DIVISION	ROAD & BRIDGE	130.86
AMERIGAS	ROAD & BRIDGE	2,165.98
ART'S PLUMBING & HEATING	SENIOR SERVICES	62.25
AVAYA, INC	PUBLIC HEALTH	131.10
BARTLETT, SUE RN	PUBLIC HEALTH	281.62
BI-RITE PHARMACY	VARIOUS	711.30
BLACK HILLS AMMUNITION	SHERIFF	478.00
BOB BARKER COMPANY	JAIL	197.49
BRAKEHIMI, YUNES	ADMINISTRATION	67.10
BRESNAN COMMUNICATIONS	VARIOUS	187.90
BUFFALO CREEK PSYCHOLOGICAL	SHERIFF	900.00
BUILD RITE LUMBER SUPPLY	COURTHOUSE	10.79
BUSEY, SHARALEE	PUBLIC HEALTH	231.25
CARBON COUNTY TV & ELECTRONICS	SHERIFF	39.96
CARBON POWER & LIGHT INC	SENIOR SERVICES	773.24
CBM FOOD SERVICE	JAIL	5,516.87
CENTURYTEL	ROAD & BRIDGE	84.83
CESKO, DAVID MD	VARIOUS	561.00
CHEMSEARCH	COURTHOUSE	209.51
CLERK OF DISTRICT COURT	ATTORNEY	2.14
COMPUTER SOFTWARE ASSOCIATES	ADMINISTRATION	595.00
CORPORATE EXPRESS	VARIOUS	476.52
CORRAL WEST RANCHWEAR	SHERIFF	55.86
CRAFTSMAN ELECTRIC	EMERGENCY MGT	474.85
CULLIGAN WATER CONDITIONING	SENIOR SERVICES	101.60
CURLEY, WILLIAM	ADMINISTRATION	549.00
DAILY TIMES	VARIOUS	355.10
DEEP SWEEP	PUBLIC HEALTH	75.00
DELANCEY, CINDY	ADMINISTRATION	5,263.58
DELEON, JOHN	ADMINISTRATION	2,106.90
EAGLE UNIFORM SUPPLY	VARIOUS	98.86
ENGSTROM, JAMES D. DDS	GRANTS	105.00
ERICKSON & ROBERTS	ADMINISTRATION	3,301.81
FARMER BROTHERS COFFEE	CLERK	141.95
FARSTER, PAMELA R.	GRANTS	88.00
FLOORS 'N' MORE	ASSESSOR	295.77
FREMONT MOTORS-RAWLINS	SHERIFF	375.97
GASES PLUS	VARIOUS	5,576.08
GOLDEN, MARY	PUBLIC HEALTH	18.13
GOSVENOR, MAXINE	PUBLIC HEALTH	24.42
GRAPHIC SPORTS	CLERK	119.95
GREAT NORTH AMERICAN COMPANIES	SHERIFF	613.13
HANNA, TOWN OF	ROAD & BRIDGE	72.97
HAYS, STEPHEN DDS	GRANTS	185.00
HEWLETT-PACKARD COMPANY	ROAD & BRIDGE	1,229.00
HI-TECH AUTO	SHERIFF	49.57
HIGH PLAINS POWER	VARIOUS	360.26
HIGH PLAINS VISION CENTER	GRANTS	1,268.00
HILLCREST SPRING WATER, INC.	VARIOUS	48.65

HILLTOP CONOCO	EMERGENCY MGT	36.76
HOKE, JOHN L	ADMINISTRATION	1,147.50
HSBC BUSINESS SOLUTIONS	ROAD & BRIDGE	407.00
HYLAND ENTERPRISES	ROAD & BRIDGE	6.18
INTERMOUNTAIN APPLIANCES	SENIOR SERVICES	32.95
JACK, PALMA	PUBLIC HEALTH	325.00
JACKALOPE PRINTING	VARIOUS	388.25
JERRY'S DONUTS	SHERIFF	15.98
KAR PRODUCTS	ROAD & BRIDGE	374.73
KARL'S AUTO REPAIR	SHERIFF	15.00
KILBURN TIRE COMPANY	VARIOUS	1,295.48
KN ENERGY INC	VARIOUS	26,839.63
KROGER - KING SOOPERS	GRANTS	593.05
LIPPINCOTT WILLIAMS & WILKINS	PUBLIC HEALTH	51.00
LONG BUILDING TECHNOLOGIES, INC.	VARIOUS	6,677.80
MACPHERSON, KELLY & THOMPSON	ADMINISTRATION	1,296.25
MASSEY, DANIEL T. P.C.	ADMINISTRATION	512.50
MATCO TOOLS	ROAD & BRIDGE	29.65
MCMURRY READY MIX	SC/ROAD & BRIDGE	65,694.37
MEDCO SUPPLY COMPANY	ROAD & BRIDGE	289.85
MEDICINE BOW, TOWN OF	SENIOR SERVICES	48.10
MEMORIAL HOSPITAL	ADMINISTRATION	1,343.16
MORROW, LAVONNE	GRANTS	300.00
MPM CORP / EVERGREEN DISPOSAL	SENIOR SERVICES	85.00
OVERHEAD DOOR COMPANY	ROAD & BRIDGE	344.73
PACIFIC POWER & LIGHT CO	VARIOUS	144.19
PAGE ONE	VARIOUS	265.00
PAMIDA INC	COURTHOUSE	108.82
PARKER, SUSAN	CES	329.38
PITNEY BOWES	ADMINISTRATION	742.47
PLAINSMAN PRINTING & SUPPLY	CLERK O FCOURT	623.42
PLATTE VALLEY MEDICAL	GRANTS	395.00
PROJECT PREVENTION	GRANTS	3,406.16
PUBLIC SAFETY WAREHOUSE	SHERIFF	1,328.20
QUESTAR GAS	SENIOR SERVICES	319.91
QUILL CORPORATION	VARIOUS	364.41
QWEST	VARIOUS	463.61
RASMUSSEN FURNITURE	COURTHOUSE	20.25
RAWLINS AUTOMOTIVE	ROAD & BRIDGE	35.88
RAWLINS EYE CARE	GRANTS	145.80
RAWLINS FIRE EXTINGUISHER	SENIOR SERVICES	355.00
RAWLINS, CITY OF	VARIOUS	1,232.85
REGIONAL JUVENILE DETENTION	JAIL	1,612.00
REIS ENVIRONMENTAL INC.	GRANTS	89.76
RICHARD RIDEOUT, P.C.	ADMINISTRATION	1,242.70
RITE-STYLE OPTICAL	ROAD & BRIDGE	68.00
ROSCOE STEEL & CULVERT CO	CASH RESERVES	5,185.73
S & S DISPOSAL	ROAD & BRIDGE	25.00
SARATOGA AUTO PARTS, INC.	ROAD & BRIDGE	319.29
SARATOGA FEED & GRAIN	ROAD & BRIDGE	43.20
SARATOGA SUN	VARIOUS	1,135.63
SHIVELY HARDWARE	VARIOUS	237.06
SIRCHIE	SHERIFF	89.30
SMITH, SUSAN	GRANTS	56.61
SNAP-ON TOOLS	ROAD & BRIDGE	122.45
SNOWY RANGE PROPANE-RENTAL	ROAD & BRIDGE	619.83
STATE OF WYOMING	ELECTIONS	18.72
SWEET, JEFFREY C DDS PC	GRANTS	84.00
T & T PLUMBING & SERVICE	COURTHOUSE	75.00
TERMINIX	SENIOR SERVICES	35.00
TIRE DISTRIBUTION SYSTEMS, INC.	ROAD & BRIDGE	1,312.80
TRIPLE XXX CONTRACTING, INC.	SENIOR SERVICES	45.00
TRUE VALUE OF RAWLINS	VARIOUS	268.69
U S MARSHALS SERVICE	SHERIFF	1,178.00
UNION TELEPHONE COMPANY	VARIOUS	779.43
VALLEY PHARMACY	GRANTS	52.60

VAN'S WHOLESALE	COURTHOUSE	168.10
VERIZON WIRELESS	VARIOUS	332.41
VIKING OFFICE PRODUCTS	VARIOUS	367.58
WASHBOARD, THE	COURTHOUSE	80.00
WILSON, MARGARET	SHERIFF	24.00
WIMPENNY, ROBERT G DDS	GRANTS	1,344.00
WIND RIVER ENT	GRANTS	80.00
WRS GROUP, LTD	GRANTS	817.78
WY DIESEL SERVICE	ROAD & BRIDGE	123.10
WY ENVIRONMENTAL SYSTEMS	SENIOR SERVICES	143.00
WY LAW ENFORCEMENT ACADEMY	CORONER	415.00
WY MACHINERY COMPANY	ROAD & BRIDGE	3.66
WY PAPER SUPPLY	VARIOUS	1,829.21
WY STEEL & RECYCLING IRON	ROAD & BRIDGE	642.50
XEROX CORPORATION	VARIOUS	692.80
YAMPA VALLEY ELECTRIC	VARIOUS	807.60
YOUNGS	COURTHOUSE	61.89
ZEE	ROAD & BRIDGE	39.40
	<b>GRAND TOTAL</b>	<b>178,238.54</b>

## **CLERK**

### **Minutes**

Commissioner Weickum moved to approve the minutes of the February 21, 2006 Commissioners meeting as presented. Chairman Zeiger seconded and the motion carried unanimously.

### **Bonds**

Commissioner Weickum moved to approve a bond for Marla K. Brown, City of Rawlins Clerk, in the amount of \$50,000.00. Chairman Zeiger seconded and the motion carried unanimously.

### **Monthly Receipts**

Monthly receipts were presented and approved for Planning & Zoning in the amount of \$810.00 and for the Clerk's Office in the amount of \$12,930.25.

### **Meeting Notice**

Clerk Smith reported that the Economic Development Corporation will hold a planning meeting March 28, 2006 at 8:00 a.m. at the Saratoga Inn.

### **Baggs Fire & Rescue**

Clerk Smith presented a funding request from Baggs Fire and Rescue in the amount of \$26,715.00. These funds would be used to match a grant to purchase a rescue truck. Clerk Smith stated a representative from the Baggs Fire Department will be in later today to further explain the request.

### **Law Enforcement Agreement**

Clerk Smith presented an updated Cooperative Law Enforcement Agreement and an e-mail from Civil Attorney, Tom Thompson, acknowledging having reviewed the agreement.

Commissioner Weickum moved to authorize the Chairman to sign the Cooperative Law Enforcement Agreement between the Carbon County Sheriff's Office and the U.S. Department of Agriculture, Forest Service, Medicine Bow-Routt National Forest for the period of October 1, 2005 through September 30, 2006. Chairman Zeiger seconded and the motion carried unanimously.

### **Fiber Optics Project**

Clerk Smith updated the Board on the progress of the fiber optics project. An outline of the report was submitted to the Fiber Optics Committee and the report is expected before budget

time.

### **Courthouse Ceiling Project**

Clerk Smith presented letters from Energy Construction and LM Olson declining to bid on the Courthouse ceiling project. Ms. Smith again presented the only bid for the ceiling portion, including electrical, from Shepard Construction in total amount of \$78,200.00.

Ms. Smith stated there is \$49,000.00 budgeted for the ceiling project plus \$20,000.00 for the electrical portion and the overage could be taken from another project.

Commissioner Weickum moved to accept the bid from Shepard Construction dated February 17, 2006 in the total amount of \$78,200 for drop ceilings and the electrical portion. Chairman Zeiger seconded and the motion carried unanimously.

### **ELECTED OFFICIALS**

#### **Assessor**

County Assessor, Sheryl Snider, presented several abatements and one rebates for the Board's approval.

#### **Clerk of District Court**

Clerk of District Court, Lindy Schmidt, updated the Board on the progress of construction at her office. Ms. Schmidt stated the project should be completed sometime next week.

#### **Homeland Security**

Pam Farster discussed two Emergency Management grant agreements stating that the Emergency Management Preparedness Grant is effective October 1, 2005 through September 30, 2007 and is in the amount of \$13,638.00. The Local Emergency Planning Committee (LEPC) agreement is in the amount of \$1,485.69 with a county match of \$165.09.

Commissioner Weickum moved to authorize the Chairman to sign the Grant Award for U.S. Department of Homeland Security (DHS), Office of State and Local Government Coordination and Preparedness (SLGCP), FY2006 Office for Domestic Preparedness (ODP), Emergency Management Performance Grant (EMPG) in the amount of \$13,638.00, Project ID 06-ODP-CAR-EM-GCF6; and the Grant Award Agreement for the U.S. Department of Transportation, Hazardous Materials Emergency Planning Grant (HMEP) fiscal Year 2006 in the amount of \$1,485.69 with a match of \$165.09, Project ID 06-DOT-Carbon County-HM-1104-HMP6. Chairman Zeiger seconded and the motion carried unanimously.

### **SENIOR SERVICES**

Teresa Archer requested and received authorization to begin repairs on the steps and railing at the Rawlins Senior Center. She reported the bids were in the amounts of \$7,480.00 and \$1,840.00.

Ms. Archer also requested authorization to purchase two new dishwashers and to either use a partially worn booster heater for a dishwasher or purchase a new one. The total cost of these items is \$18,000.00.

Commissioner Weickum moved to authorize Senior Services to purchase one new dishwasher for the Dixon Senior Center, one new dishwasher for the Hanna Senior Center and purchase a booster heater for the Rawlins Senior Center and to recycle a used booster for the Hanna Senior Center. Chairman Zeiger seconded and the motion carried unanimously.

### **SHERIFF VEHICLE BID OPENING**

Sheriff Jerry Colson opened the only received bid for two new pickups. The bid received is from Fremont Motor Company in Rawlins for two 2006 Ford F150 pickups in the amount of

\$21,465.80 each minus \$800.00 trade for a Ford Explorer and minus \$3,000.00 for a Ford F150 making the total cost for both trucks \$39,171.20. Sheriff Colson indicated the bid proposal was sent to local dealers, and was distributed widely.

The Board asked Sheriff Colson to review the bid to verify it meets all specifications and return with his recommendation.

### **PROJECT PREVENTION**

Theresa Pacheco of Project Prevention and Karen Lebeda of COVE reported on an upcoming methamphetamine conference. The women requested funding assistance from the Board to assist with the conference.

The Board, by consensus, authorized \$1,500.00 from the Commissioner's budget to assist with the conference.

### **CARBON COUNTY HIGHER EDUCATION CENTER – PLANNING GRANT**

Chairman Zeiger opened a public hearing at 10:25 a.m. to hear a request from the Carbon County Higher Education Center (CCHEC) for the Board of County Commissioners to sponsor a \$25,000.00 Wyoming Business Council Planning Grant Application.

Joan Evans, CCHEC Director, requested the Board of Carbon County Commissioners sponsor a \$25,000.00 Wyoming Business Council Planning Grant Application. Ms. Evans stated the 25% match required would be completely paid by CCHEC or other donors and would be of no expense to the county. The grant would explore the possibility of higher education possibilities in Baggs and in Rawlins.

Chairman Zeiger requested comments from the floor. Karen Lebeda stated that COVE and other agencies have already obtained a planning grant for similar purposes including social services. She questioned the potential of a partnership between her group and the CCHEC. Ms. Evans replied that she would be interested in exploring a partnership but still felt her grant application should be submitted, as the purposes are somewhat different.

Bill Nation rose to support COVE's position and stated he felt the application may be a duplicated effort.

There were no other public comments. Chairman Zeiger closed the public hearing at 10:30 a.m.

Commissioner Weickum moved to sponsor the Carbon County Higher Education Center's Wyoming Business Council Planning Grant Application in the amount of \$25,000.00 with the match being met by the Carbon County Higher Education Center. Chairman Zegier seconded and the motion carried unanimously.

### **CARBON COUNTY SHERIFF BID**

Mike Morris, Undersheiff, reported he and Sheriff Colson reviewed the bid for two new pickups and recommend its approval.

Commissioner Weickum moved to accept the bid from Fremont Motors in the total amount of \$39,171.20 for the purchase of two new 2006 Ford F150 pickups trading in a Ford Explorer and a Ford F150 pickup. Chairman Zeiger seconded and the motion carried unanimously.

Commissioner Meacham joined the meeting at 10:35 a.m.

### **CARBON MERCANTILE**

Steve Olson of the Carbon Mercantile, requested the Board of Carbon County Commissioners sponsor a Community Development Block Grant Application. The grant would be administered through Economic Development and would be used to help purchase property to house a community owned clothing store, the Carbon Mercantile. The funds would also be used for

renovations to the building to enhance the economic development possibilities.

Joan Evans stated the Rawlins City Council felt there is a conflict of interest with the Council sponsoring the application because some of the members have invested personal funds with the mercantile.

Commissioner Weickum and Meacham stated they have personal funds invested as well but stated they would obtain a legal opinion from counsel to determine if there is a conflict of interest.

Tom Johnston of the Wyoming Business Council stated the possible conflict could also be resolved with the majority of the Board either signing over their stock to someone else and the remainder of the Board abstaining from a vote on the matter.

Commissioner Weickum stated he has subscribed to the stock but it has not yet been issued to him and that he would be willing to sign over his stock to any necessary individual to see the project move forward. Commissioner Meacham stated he would recuse himself from voting.

Commissioner Weickum moved to sponsor a Community Development Block Grant Application in the amount of \$300,000.00 providing that counsel determines there are no conflicts of interest with respect to stock ownership. Chairman Zeiger seconded and the motion carried with Commissioner Weickum and Chairman Zeiger voting yes. Commissioner Meacham recused himself from voting.

The Board will pursue the conflict issue with counsel.

### **PUBLIC HEALTH AGREEMENT**

Commissioner Weickum moved to authorize the Chairman to sign the Contract Between the Wyoming Department of Health, Aging Division and Carbon County Public Health Nursing for a term of July 1, 2006 through June 30, 2008. Chairman Zeiger seconded and the motion carried unanimously.

### **GIS / GPS**

Karen Larsen asked for direction on the purchase of a new vehicle. Commissioner Weickum called Quality Motors regarding a van the Board considered purchasing. Art Canaday, owner of Quality Motors, gave a verbal quote via telephone for a 2005 Chevrolet Astro Van with 17,760 miles for \$15,600.00 including four new all-terrain tires.

Commissioner Weickum moved to authorize the purchase of a 2005 Chevrolet Astro Van from Quality Motors in the total amount of \$15,600.00. Commissioner Meacham seconded and the motion carried unanimously.

Chairman Zeiger directed Ms. Larsen to send a rural address to Irene Archibald of the Silver Spur Ranch as soon as possible. Ms. Larsen stated she will do so immediately and will be sending all assigned addresses out at the end of March and beginning of April.

### **BOARD APPOINTMENTS**

#### **Fair Board Interviews**

Dave Delancey and Sharon Watson were interviewed for consideration of appointment to the Carbon County Fair Board. Patty Waldron applied for reappointment to this Board but was unavailable for an interview today.

#### **Dixon Airport Board Appointment**

Commissioner Weickum moved to reappoint Jerry Wilson to the Dixon Airport Board for a five-year term expiring January 2011. Commissioner Meacham seconded and the motion carried unanimously.

#### **Senior Services Board Interview**

Barbara Moss was interviewed for consideration of reappointment to the Carbon County Senior Services Board representing the Dixon/Savery Area. This appointment will be made at a later date after interviewing any other possible applicants, as the appointments are to be made in April.

### **Fair Board Appointment**

Commissioner Weickum stated that all three candidates were extremely good choices.

Commissioner Meacham moved to reappoint Patty Waldron to the Carbon County Fair Board for a term of five years expiring February 2011. Commissioner Weickum seconded and the motion carried unanimously.

### **RECESS**

Chairman Zeiger adjourned for lunch at 12:03 p.m. and reconvened at 2:00 p.m.

### **PLANNING & DEVELOPMENT**

Kristy Rowan and Will Speer appeared on behalf of the Planning & Zoning Commission.

#### **Public Hearing – Case File #05-26**

Chairman Zeiger opened a public hearing at 2:02 p.m. to hear Planning & Zoning Case File #05-26.

Kristy Rowan and William Speer presented the following Case File:

**Case File #05-26 – Douglas R. Tuttle:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-116.907).

There were no public comments on this case. Chairman Zeiger closed the public hearing at 2:05 p.m.

Commissioner Meacham moved to approve Planning & Zoning Case File #05-26, Douglas R. Tuttle's request for a Zone Change from Ranching, Agriculture, Mining to Rural Residential Agriculture (RRA-116.907). Commissioner Weickum seconded and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2006-07, A Resolution of the Board of County Commissioners, Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission in reference to Planning & Zoning Case File No. 05-26. Commissioner Meacham seconded and the motion carried unanimously.

#### **Resolution No. 2006 -07**

##### **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 February 7, 2006, 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 March 7, 2006; 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 #05-26 – Douglas R. Tuttle:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-116.907) on approximately 116.907 acres. The RRA Zone allows residential and agricultural activities. All that portion of Section 23, T21N, R86W, 6<sup>th</sup> P.M., Carbon County, Wyoming, lying South of the South right of way of U.S. Interstate Highway I-80, as described in the records of Carbon County, Wyoming, in Book 577 at Page 376, under Reception No. 514735, containing 116.907 acres more or less, together with all buildings and improvements thereon situate and appurtenances thereunto belonging. That portion lying south of the right of way of the Union Pacific Railroad Company except that portion of the S1/2 conveyed to the State Highway Commission of Wyoming in Correction Warranty Deed recorded August 11, 1973, in Book 577, Page 376.

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 structures on approximately 116.907 acres (RRA-116.907).

**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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this \_\_\_\_\_7th\_\_\_\_ day of \_\_\_\_\_March\_\_\_\_\_, 2006.

**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

**Public Hearing – Minor Subdivision Regulations**

Chairman Zeiger opened a public hearing at 2:07 p.m. to hear the Proposed Amendments to the Subdivision Regulations of Carbon County, Minor Subdivision Regulations.

Kristy Rowan and Will Speer presented amendments to the existing Minor Subdivision Regulations of Carbon County, stating the amendments would allow an entity or individual to form a subdivision up to 5 parcels with parcels no smaller than 5 acres and with less expense.

There were no public comments. Chairman Zeiger closed the public hearing at 2:19 p.m.

Commissioner Meacham moved to approve the Proposed Amendments to the Subdivision Regulations of Carbon County, Minor Subdivision Regulations. Commissioner Weickum seconded and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2006-08, A Resolution of the Board of County Commissioners, Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission in reference to the Proposed Amendments to the Minor Subdivision Regulations of Carbon County. Commissioner Meacham seconded and the motion carried unanimously.

**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.§16-3-103(a), the Carbon County Planning Commission held a public hearing on January 3, 2006, which said hearing was advertised by public notice at least forty-five (45) 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 Subdivision Regulations for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Commissioners, pursuant to Wyo. Stat.§16-3-103(a) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Subdivision Regulations, advertised by public notice at least 45 days prior to a public hearing to take public input and comments which said hearing occurred on March 7, 2006; 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 amendments have also reviewed and considered the Carbon County Land Use Plan of 1998; and

**WHEREAS**, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Wyo. Stat.§18-5-306 and 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 Subdivision Regulations.

**(1) Minor Subdivision Regulations:** Hold a public hearing and take action regarding proposed changes and amendments to the Carbon County Subdivision Regulations.

**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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7<sup>th</sup> day of March, 2006.

**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

**Public Hearing – Carbon County Subdivision Regulations**

Chairman Zeiger opened a public hearing at 2:24 p.m. to hear the Proposed Amendments to the Amended Provisions of the Carbon County Subdivision Regulations, Sections 1.18.03 and 1.18.04.

Kristy Rowan and Will Speer presented the Proposed Amendments to the Amended Provisions of the Carbon County Subdivision Regulations. Mr. Speer stated this amendment will make these regulations consistent and compliant with Wyoming State Statutes Administrative Procedures Act. This amendment would change the advertising period from 30 to 45 days.

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

Commissioner Weickum moved to approve the Proposed Amendments to the Amended Provisions of the Carbon County Subdivision. Commissioner Meacham seconded and the motion carried unanimously.

Commissioner Meacham briefly left the meeting.

Commissioner Weickum moved to approve Resolution No. 2006-09, A Resolution of the Board of County Commissioners, Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission in reference to the Proposed Amendments to the Minor Subdivision Regulations of Carbon County. Chairman Zeiger seconded and the motion carried unanimously.

### **Resolution No. 2006 - 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.§16-3-103(a), the Carbon County Planning Commission held a public hearing on January 3, 2006, which said hearing was advertised by public notice at least forty-five (45) 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 Subdivision Regulations for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Commissioners, pursuant to Wyo. Stat.§16-3-103(a) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Subdivision Regulations, advertised by public notice at least 45 days prior to a public hearing to take public input and comments which said hearing occurred on March 7, 2006; 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 amendments have also reviewed and considered the Carbon County Land Use Plan of 1998; and

**WHEREAS**, the Carbon County Commissioners have determined that the proposed 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 Subdivision Regulations.

**(1) Carbon County Subdivision Regulations:** Hold a public hearing and take action regarding proposed changes and amendments to the Carbon County Subdivision Regulations (Sections 1.18.03 & 1.18.04).

#### **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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this \_\_\_\_\_7th\_\_\_\_\_ day of \_\_\_\_\_March\_\_\_\_\_, 2006.

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

By: Artlin "Art" Zeiger, Chairman  
Terry Weickum

Attest:

-s- Linda Ann Smith, County Clerk

Commissioner Meacham returned to the meeting.

### **Future Hearings**

Commissioner Meacham moved to accept Planning & Zoning Case File #06-01, Homer D. & Judy B. Morris, a petition to rezone a parcel of land comprising of approximately 1.125 acres from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-1.125) and set a public hearing on April 4, 2006 at 2:00 p.m. at the County Courthouse, Rawlins, Wyoming. Commissioner Weickum seconded and the motion carried unanimously.

### **Cassidy River Re-Plat**

Will Speer presented the final re-plat for the Cassidy River subdivision.

Commissioner Meacham moved to accept and to authorize the Chairman to sign the Cassidy River Subdivision Re-plat. Commissioner Weickum seconded and the motion carried unanimously.

Chairman Zeiger and County Clerk Smith affixed their signature and county seal to the re-plat.

### **RECESS**

Chairman Zeiger declared a recess at 2:30 p.m. and reconvened at 2:55 p.m.

### **ROAD & BRIDGE**

#### **Encampment Shop Additions**

Bill Nation reported he has reviewed the bid from Custom Builders for the Encampment Road & Bridge shop additions. Mr. Nation stated he feels the bid meets all specifications and recommends its approval.

Commissioner Meacham moved to approve a bid from Custom Builders for the Encampment Road & Bridge shop additions in the amount of \$170,380.00. Commissioner Weickum seconded and the motion carried unanimously.

Mr. Nation stated he expects the additions to be completed by the end of this fiscal year.

#### **Area Work**

Mr. Nation reported he continues to prepare for the City of Rawlins road project. Employees in the Baggs area continue to blade the Dad / Wamsutter Road. The Saratoga, Encampment, Elk Mountain and Medicine Bow employees continue to build snow fence and gravel screens. These employees will also be attending an OSHA training class this week. Mr. Nation also reported that roads throughout the county continue to be bladed as needed.

### **BAGGS VOLUNTEER FIRE DEPARTMENT**

The Baggs Fire Department obtained two grants. One State Land and Investment Board (SLIB) grant for \$60,000.00 for a rescue truck and one Federal Emergency Management Association (FEMA) grant for \$133,000.00 for a water tender. The bids came in higher than the grants and matching funds available.

Ryan Kudera requested the county match SLIB funds in the amount of \$26,715.00 for the purchase of a rescue truck to be used by the Baggs Volunteer Fire Department. Mr. Kudera also requested the county match FEMA funds in the amount of \$22,822.00. Mr. Kudera stated that of

the \$22,822.00, \$7,000.00 would be needed from the current fiscal year.

Mr. Kudera stated he previously obtained matching funds for the FEMA grant but that has since fell through and now before he can award a bid for the truck, he must secure a source for those funds.

The Board's consensus is to allot \$7,000.00 of matching funds from the current fiscal year budget to match FEMA funding and to commit the remaining \$39,537.00 balance from next fiscal years budget for the other matches.

The Board requested Mr. Kudera or a representative from Baggs Fire & Rescue submit a budget request and attend its April budget hearing regarding the remaining \$39,537.00 balance.

## **CARBON COUNTY FIRE DEPARTMENT**

### **North Golf Course Road**

Dwight France, County Fire Warden, stated that the City of Rawlins would like to extend Murray Street through part of the County Fire Barn's lot. Mr. France anticipates needing this space for a future storage building and also pointed out they use this space for fire training.

He expressed concerns that the grade of the land would be raised causing possible water drainage problems, too much of the lot would be used, and the possibility of changing the access to the county's lot.

Paul McCarthy and John Anderson of PMPC Engineers stated they were approached by the City of Rawlins regarding access to various properties located near the Rochelle Ranch Golf Course. The City asked the men to determine the most feasible route to these properties. The men stated they feel the most feasible solution is to connect access directly to Murray Street and run through the county's lot and across Dr. McFarland's property. The estimated acreage for the extension was .9 acres.

The Board expressed its concerns regarding fire training on the county's lot and requested the men try to move the road further to the north side of the county's lot. If this portion of the road were moved, nearby landowners would need to approve moving the road on their land as well. Mr. McCarthy and Mr. Anderson will consider alternatives and approach the Board with those at a later date.

### **Encampment Water Tender**

Mr. France recommended one of his water tenders be declared surplus and be donated to the Town of Encampment.

Commissioner Meacham moved to declare a 1982 Ford water tender, VIN 1FDPF82K0CVA40348 as surplus property and donate it to the Town of Encampment. Commissioner Weickum seconded and the motion carried unanimously.

## **HANNA MEDICAL CLINIC LEASE / PURCHASE**

Barney Conway, of the Bank of Commerce (BOC), and Civil Attorney, Tom Thompson, met with the Board regarding the Hanna Medical Clinic lease/purchase. Mr. Conway reported some changes have been made to the Lease / Purchase Agreement between the county and the Bank of Commerce for the purchase of the Hanna Medical Clinic, but there were some changes requested by the county that the BOC could not make.

The Clinic would be owned by the county and operated by the Memorial Hospital of Carbon County (MHCC). Tom reviewed the changes to the agreement with the Board.

After lengthy discussion, Clerk Smith explained the issues delaying approval of the lease including liability insurance and that LGLP follows the "employee", and there will be no county employees at the clinic. Mr. Thompson stated his concern for the county to cover the liability insurance as the county will not have any employees at the building nor will the county own the building during the lease period with BOC.

Clerk Smith stated MHCC could cover the liability insurance but she recommends delaying the approval of the lease / purchase agreement with the Bank of Commerce until a lease agreement between the County and MHCC is approved.

After further discussion, Mr. Thompson suggested the Bank of Commerce enter into a lease agreement with MHCC rather than the county, and the county could make the payments for MHCC. This would alleviate possible liability issues. The Board requested Mr. Thompson contact MHCC's counsel to discuss this possibility.

Mr. Thompson stated he would do so then if there is a valid reason a lease could not be approved between MHCC and the Bank of Commerce, he will meet with Mr. Conway and his counsel to further discuss the lease / purchase between the county and the Bank of Commerce.

### **CARBON MERCANTILE GRANT APPLICATION**

Commissioner Weickum asked the opinion of Tom Thompson regarding stock purchase in the Carbon Mercantile. Commissioner Weickum asked Mr. Thompson if the county was to sponsor a grant application for the Mercantile, if he or Commissioner Meacham would have a conflict of interest as they have personally purchased stock.

Mr. Thompson advised that one of the Commissioners should divest himself of the stock and could assign his stock to someone other than an immediate family member. He further stated the other Commissioner could recuse himself from voting on the sponsorship of the grant application. This would leave the majority of the Board to vote on the sponsorship of the application.

Commissioner Weickum stated he will explore the possibility of having his stock issued in other individuals names.

### **ADJOURNMENT**

There being no further business, Chairman Zeiger adjourned the meeting at 4:56 p.m.

-s- Linda Ann Smith, Carbon County Clerk

Approved this \_21st\_\_\_ day of \_\_March\_\_\_\_, 2006.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman