

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, October 3, 2006
County Courthouse
Rawlins, Wyoming**

The regular meeting of the Carbon County Commissioners commenced Tuesday, October 3, 2006 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Artlin Zeiger; Commissioner Terry Weickum; County Clerk, Linda Ann Smith; Chief Deputy Clerk, Diana Obe, and Deputy Clerk, Kathy Turner.

Chairman Zeiger called the meeting to order at 9:07 a.m.

VOUCHERS

The following vouchers were presented and approved for payment:

ALSCO, AMERICAN LINE	ROAD & BRIDGE	47.58
AMERICAN JAIL ASSOCIATION	JAIL	36.00
AMERIGAS	SENIOR CENTER	408.86
ASD HEALTHCARE	PUBLIC HEALTH	6,292.20
BARTLETT, SUE RN	PUBLIC HEALTH	323.62
BRANHAM PUBLISHING C	TREASURER	52.90
BRESNAN COMMUNICATIO	SHERIFF	67.65
BUSEY, SHARALEE	PUBLIC HEALTH	205.16
CARBON COUNTY SENIOR	SENIOR CENTER	42,500.00
CBM FOOD SERVICE	JAIL	5,543.70
CEDAR STREET SINCLAIR	SHERIFF	87.39
CORPORATE EXPRESS	VARIOUS	447.66
CORRAL WEST RANCHWEAR	SHERIFF	1,416.48
DAILY TIMES	VARIOUS	1,415.77
DALLIN MOTORS INC	SHERIFF	26.95
EAGLE UNIFORM SUPPLY	JAIL	140.61
FARSTER, PAMELA R.	VARIOUS	408.11
FLEET SERVICES	SHERIFF	408.96
FREMONT MOTORS-RAWLINS	VARIOUS	123.83
GAINES, SADIE	GRANTS	60.00
GASES PLUS	ROAD & BRIDGE	547.41
GRAINGER	VARIOUS	325.87
GRAPHIC SPORTS	SHERIFF	17.50
HENSON, RUFUS	BUILDING & GROUNDS	1,360.00
HIGH PLAINS POWER	VARIOUS	411.63
HILLCREST SPRING WATER	ASSESSOR	51.71
HYLAND ENTERPRISES,	ROAD & BRIDGE	292.50
INTERMOUNTAIN RECORD	TREASURER	1,457.80
INTERSTATE ENERGY	ROAD & BRIDGE	663.80
J H KASPAR OIL COMPANY	RROAD & BRIDGE	2,951.00
JACKALOPE PRINTING	SHERIFF	295.99
JERRY'S DONUTS	COMMUNICATIONS	15.98
KAISER PAINTING & LANDSCAPING	SENIOR CENTER	50.00
KAR PRODUCTS	ROAD & BRIDGE	191.25
KILBURN TIRE COMPANY	SHERIFF	557.92
KN ENERGY INC	SENIOR CENTER	777.39
KROGER - KING SOOPER	SHERIFF	272.90
L & L ELECTRIC	COURTHOUSE	2,495.85
LITTLE AMERICA-CHEYENNE	CLERK	281.39
LONG BUILDING TECHNOLOGY	BUILDING & GROUNDS	12,370.39
MARTINEZ, RAY J.	ROAD & BRIDGE	765.00
MARTINEZ, TAMMY	COURTHOUSE	88.00
MEMORIAL HOSPITAL	JAIL	78.00
N A C T F O	TREASURER	60.00
OFFICE DEPOT	CARBON BUILDING	59.88
P S S	GRANTS	1,520.40
PAGE ONE	VARIOUS	250.05

PARKER, SUSAN	COOPERATIVE EXTENSION	20.30
PARKER, VIRGINIA	COOPERATIVE EXTENSION	391.20
PHILLIPS 66	SHERIFF	274.53
PITNEY BOWES INC	JAIL	408.00
PLATTE VALLEY MEDICAL	GRANTS	127.00
PRO-CHEM INDUSTRIAL,	JAIL	81.92
PROJECT PREVENTION	GRANTS	3,272.00
RAWLINS - CARBON COUNTY CHAMBER	SEVERANCE TAX	3,750.00
RAWLINS AUTOMOTIVE	ROAD & BRIDGE	351.32
RAWLINS EYE CARE	GRANTS	195.00
RAWLINS GLASS	JAIL	103.14
RAWLINS URGENT CARE	GRANTS	98.00
REGIONAL JUVENILE DETENTION	JAIL	5,084.00
RELIABLE	SHERIFF	103.51
RICHARDSON, JILL	PUBLIC HEALTH	43.88
ROCKY MOUNTAIN POWER	ROAD & BRIDGE	60.91
ROSS' AUTOMOTIVE SERVICE	SHERIFF	182.75
SARATOGA AUTO PARTS,	ROAD & BRIDGE	1,188.85
SARATOGA SUN	ADMINISTRATION	549.25
SHIVELY HARDWARE	ROAD & BRIDGE	86.82
STROM, CALVIN	COOPERATIVE EXTENSION	59.84
TERMINIX	SENIOR CENTER	35.00
TRIBCSP.COM	ADMINISTRATION	2.00
TRUE VALUE OF RAWLINS	VARIOUS	222.88
U S MARSHALS SERVICE	SHERIFF	677.83
U S POSTMASTER	ROAD & BRIDGE	72.00
UNION TELEPHONE COMPANY	VARIOUS	636.87
USP COMMUNICATIONS	BUILDING & GROUNDS	115.73
VAN'S WHOLESALE	VARIOUS	402.72
VERIZON WIRELESS	VARIOUS	263.78
VISIONARY COMMUNICATIONS	SHERIFF	21.95
WILSON, MARGARET	SHERIFF	52.00
WY DEPARTMENT OF FAMILY	W.I.C.	38.46
WY FINANCIAL INSURANCE	JAIL	50.00
WY LAW ENFORCEMENT AGENCY	SHERIFF	550.00
WY MACHINERY COMPANY	ROAD & BRIDGE	189.16
WY STATIONERY	ASSESSOR	970.50
XEROX CORPORATION	COOPERATIVE EXTENSION	1,805.19
ZEE	CLERK	28.05
	GRAND TOTAL	110,789.38

MINUTES

Commissioner Weickum moved to approve the minutes from the September 26, 2006 meeting as presented. Commissioner Zeiger seconded and the motion carried unanimously.

CLERK

Bonds

Clerk Smith advised Chief Deputy Clerk Diana Obe discussed the co-Clerk/Treasurers for the Town of Medicine Bow with County Attorney Dave Clark, and he advised it is acceptable to have two Clerk/Treasurers in the Town of Medicine Bow. Commissioner Weickum approved the bonds for co-Clerk/Treasurers for Karen Ruth Health, Town of Medicine Bow, in the amount of \$100,000.00, and Kristine A. Lessard, Town of Medicine Bow, in the amount of \$100,000.00. Chairman Zeiger seconded and the motion carried unanimously.

Board Appointments

Clerk Smith advised an application was received from Zoda Furgason for the Public Library Board. Clerk Smith stated several ads had been placed in the newspapers in the past months to fill vacancies on this Board.

Commissioner Weickum moved to appoint Zoda Furgason to the Public Library Board for a

3-year unexpired term expiring July 2007. Chairman Zeiger seconded and the motion carried unanimously.

Board of County Commissioners Vacant Land by Nursing Home

Deputy Clerk Kathy Turner advised Gary Cornwell has been contacted and will advise her if he will have time do the appraisal. Ms. Turner advised Martin Pedersen at Robert Jack Smith has been given the information on the property to provide a survey.

Pari-Mutuel Agreement

Clerk Smith read her Memo dated October 2, 2006, advising she had forwarded the fax letter from Wyoming Entertainment LLC to Tom Thompson who then asked that it be turned over to County Attorney Dave Clark.

Clerk Smith advised an election was held in August 1968, but the results are not available in the elections file, but she was able to confirm the passage of the question through newspaper reports and Wyoming Pari-Mutuel Commission.

Clerk Smith contacted Frank Lamb with the Wyoming Pari-Mutuel Commission who advised Wyoming Entertainment LLC has received a permit and is in good standing with the Wyoming Pari-Mutuel Commission, and the Pari-Mutuel Commission shows Carbon County did pass the question on the ballot. According to Mr. Lamb, the Board can approve the location of the establishment.

Clerk Smith advised Wyoming Entertainment LLC would be at the meeting later this afternoon.

Jeffrey Center - Flu Shots

Clerk Smith reported flu shots would be available at the Jeffrey Center on Election Day, November 7, 2007, and asked the Board if this would be acceptable to them. Chairman Zeiger and Commissioner Weickum did not have a problem with this.

ELECTED OFFICIALS

Assessor

Chief Deputy Assessor Cheryl Ross presented thirty-eight abatements and two rebates for signature on behalf of the Assessor.

Clerk Smith asked when taxes could be protested. Ms. Ross advised 30 days to protest after the assessment notices go out in April.

SENIOR SERVICES

Terri Archer distributed the Commissioners update from Carbon County Senior Services, Incorporated, dated October 3, 2006. Ms. Archer advised she had received an estimate from Lee's Roofing in the amount of \$4,024.35 to repair the Hanna Senior Center roof, or partial repair in the amount of \$1,923.79. Ms. Archer reported she did have emergency funds to pay for the repairs, and the Board agreed she should get the roof repaired for \$4,024.35.

Commissioner Weickum and Chairman Zeiger advised Ms. Archer to have the County Attorney prepare a lease or Memorandum of Understanding between the Town of Hanna and Carbon County to lease the Hanna Senior Center for \$1.00 per year. The Town of Hanna will provide general maintenance and furnish the utilities.

Ms. Archer advised the Dixon Senior Service Center needs a freezer and provided four estimates. Ms. Archer stated she would like to purchase the 23 cubic foot True upright freezer for \$2,130.00 delivered from Knapp, as she does have the funds in fixed assets. Ms. Archer stated she would order this freezer, and the Board agreed.

MENTAL HEALTH SERVICES AT THE JAIL

Glenn Biggs, Mental Health Examiner provided an update, and advised there have been 312 emergency detentions in two years, approximately 155 per year. Mr. Biggs advised they have sent more patients to the state hospital in the last 6 months than ever before. Mr. Biggs advised visits to the jail per month has increased, and more people in the jail are asking for help.

Mr. Biggs and Sheriff Colson discussed the drug abuse problems in the County.

Mr. Biggs stated he would like to invite Dr. Schilling, Mental Health Examiner from Albany County to give a 4-6 hour training program for law enforcement and medical personnel on Title 25, emergency retention. The Board agreed this training would be good.

STATE LAND INVESTMENT BOARD (SLIB)/HOMELAND SECURITY GRANTS

Pam Farster advised that Carbon County should get a Fire Grant in the amount of \$85,000.00 for repeaters and base stations.

Ms. Farster distributed and discussed the Resolution Form, State Loan and Investment Board, Chapter 21 Mineral Impact Account Grants – Countywide Consensus List Awards, designating funds for infrastructure projects with an alternate list. Ms. Farster stated the Governor and Board would be going back to the legislature to ask for another \$100,000,000.00.

Bill Nation and Ms. Farster discussed the \$750,000.00 for the Dad to Wamsutter Road Project, and the \$750,000.00 to the City of Rawlins. Mr. Nation distributed his letter dated September 28, 2006 requesting \$1,000,000.00 from SLIB and \$1,000,000.00 in private funds, and not accept the proposed \$750,000.00 match from the City of Rawlins as set out on the Resolution.

Commissioner Weickum and Chairman Zeiger asked Ms. Farster to come back this afternoon at 3:00 p.m., as they wanted to review the information that was provided.

Ms. Farster presented three grants from the Office of Homeland Security and advised Tom Thompson has reviewed the contracts, and has no problems, except Greg Zabel's County Plan does need to be in compliance with the National Incident Management System (NIMS).

Commissioner Weickum moved to approve the grants from the Office of Homeland Security as follows: a general equipment grant in the amount of \$110,070.11, Project ID 06-ODP-CAR-SC-HSG6; Community Emergency Response in the amount of \$4,914.19, Project ID 06-ODP-CAR-CC-HCC6 for radios; and Carbon County Sheriff's Department in the amount of \$29,280.00, Project ID 06-ODP-CAR-LS-HLE6. Chairman Zeiger seconded and the motion carried unanimously.

Ms. Farster stated she would return at 3:00 p.m. today.

CARBON BUILDING DRAINAGE SYSTEM

Kandis Fritz advised she had not received any bids for the drainage system. Chairman Zeiger advised Ms. Fritz she would not have to advertise again for bids, and could contact companies and ask them to submit proposals/estimates.

RAWLINS CHAMBER OF COMMERCE

Debbie Weickum and Patrick Gonzales advised they have a cash flow problem, and asked for approval to receive the \$3,750.00 severance tax payment now, one month early. Chairman Zeiger and Commissioner Weickum agreed to release the funds in the amount of \$3,750.00 to the Rawlins Chamber of Commerce.

RECESS

Chairman Zeiger recessed for lunch at 11:47 a.m. and reconvened at 2:00 p.m.

PLANNING & ZONING

Public Hearing Case File #06-07

Chairman Zeiger opened a public hearing at 2:01 p.m. to hear Planning & Zoning Case File #06-07.

Kristy Rowan from Planning & Development and Laurie Foster from Town and Country Real Estate presented the following Case File:

Case File #06-07 – Edward P. and Deanna M. Reisch: Request for a Minor Subdivision in a RD Zone on approximately 6.96 acres. The RD Zone allows residential activities. A minor

subdivision permit provides for an adequate public record of the division, in a less complicated process than a major subdivision. This process shall not be applicable to lots or parcels in platted subdivisions of record. Adjacent to the Barrett Creek Subdivision near Ryan Park. Lots 1 and 2 located in a portion of the NE1/4NE1/4SW1/4SE1/4, SE1/4NE1/4SW1/4SE1/4, SW1/4NW1/4SE1/4SE1/4, and the SE1/4NW1/4SE1/4SE1/4 of Section 28, T16N, R81W, 6th P.M., Carbon County, Wyoming, and more completely described as follows: Beginning at the Northwest corner of said NE1/4NE1/4SW1/4SE1/4; Thence N89°28'18"E, 141.55 ft., more or less, to the centerline of an existing road; Thence following the centerline of said existing road, S2°37'53"W, 241.61 ft. to the beginning of the tangent curve to the left; Thence along said curve an arc distance of 83.93 ft. on a radius of 200 ft. through a central angle of 24°02'38" to a point; Thence S21°24'44"E, 79.19 ft. to the beginning of a tangent curve to the left; Thence along said curve an arc distance of 117.92 ft. on a radius of 100 ft. through a central angle of 67°33'39" to a point; Thence S88°58'23"E, 116.06 ft. to a point; Thence N82°22'29"E, 67.83 ft. to a point; Thence N75°45'10"E, 69.00 ft. to a point; Thence N75°00'31"E, 49.85 ft. to the beginning of a tangent curve to the left; Thence along said curve an arc distance of 80.10 ft. on a radius of 149.88 ft. through a central angle of 30°36'56" to a point of reverse curvature to the right; Thence along said curve an arc distance of 121.07 ft. on a radius of 133.27 ft. through a central angle of 52°02'55" to a point; Thence S83°33'27"E, 234.30 ft. to a point on the East line of the SE1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S0°30'36"E, 291.75 ft. along the East line of said SE1/4NW1/4SE1/4SE1/4 to the Southeast corner of said SE1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S89°32'14"W, 648.28 ft., along the South line of NW1/4SE1/4SE1/4 of said Section 28 to the Southwest corner of said SW1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S89°32'19"W, 325.73 ft., along the South line of the SE1/4NE1/4SW1/4SE1/4 of said Section 28 to the Southwest corner of said SE1/4NE1/4SW1/4SE1/4 of said Section 28; Thence N0°34'11"W, 662.91 ft. to the point of beginning, said tract containing 6.96 acres, more or less.

Ms. Rowan advised the purpose of the minor subdivision permit is to divide the property into two parcels and allow residential use of the property. Staff recommends the approval of the preliminary plat for this minor subdivision with conditions of approval that must be met prior to proceeding with the requirements of the Carbon County Subdivision Regulations for final plat approval.

There being no public comments, Chairman Zeiger closed the hearing at 2:24 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-07, Edward P. Reisch and Deanna Reisch's request for a Zone Change from RD-6.96 to RD-2.63 and RD-4.33 on approximately 6.96 acres. Chairman Zeiger seconded and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2006-35, A Resolution of the Board of Carbon County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Chairman Zeiger seconded and the motion carried unanimously.

Resolution No. 2006 - 35

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.§18-5-306 & 18-5-307, the Carbon County Planning Commission held a public hearing on August 1, 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 Minor Subdivision Regulations for Carbon County, Wyoming; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. §18-5-308 and after receipt of said certified recommendation for approval of this amendment to the Carbon County Minor Subdivision Regulations, advertised by public notice at least forty-five (45) days prior to a public hearing to take public input and comments which said hearing occurred on October 3, 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 Minor Subdivision Regulations.

(1) Case File #06-07 - Edward P. Reisch & Deanna M. Reisch "Reisch Record of Survey": Request for a Minor Subdivision in a RD Zone on approximately 6.96 acres. The RD Zone allows residential activities. A minor subdivision permit provides for an adequate public record of the division, in a less complicated process than a major subdivision. This process shall not be applicable to lots or parcels in platted subdivisions of record. Reisch Record of Survey is adjacent to the Barrett Creek Subdivision near Ryan Park.

Lots 1 and 2 located in a portion of the NE1/4NE1/4SW1/4SE1/4, SE1/4NE1/4SW1/4SE1/4, SW1/4NW1/4SE1/4SE1/4, and the SE1/4NW1/4SE1/4SE1/4 of Section 28, T16N, R81W, 6th P.M., Carbon County, Wyoming, and more completely described as follows:

Beginning at the Northwest corner of said NE1/4NE1/4SW1/4SE1/4; Thence N89°28'18"E, 141.55 ft., more or less, to the centerline of an existing road; Thence following the centerline of said existing road, S2°37'53"W, 241.61 ft. to the beginning of the tangent curve to the left; Thence along said curve an arc distance of 83.93 ft. on a radius of 200 ft. through a central angle of 24°02'38" to a point; Thence S21°24'44"E, 79.19 ft. to the beginning of a tangent curve to the left; Thence along said curve an arc distance of 117.92 ft. on a radius of 100 ft. through a central angle of 67°33'39" to a point; Thence S88°58'23"E, 116.06 ft. to a point; Thence N82°22'29"E, 67.83 ft. to a point; Thence N75°45'10"E, 69.00 ft. to a point; Thence N75°00'31"E, 49.85 ft. to the beginning of a tangent curve to the left; Thence along said curve an arc distance of 80.10 ft. on a radius of 149.88 ft. through a central angle of 30°36'56" to a point of reverse curvature to the right; Thence along said curve an arc distance of 121.07 ft. on a radius of 133.27 ft. through a central angle of 52°02'55" to a point; Thence S83°33'27"E, 234.30 ft. to a point on the East line of the SE1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S0°30'36"E, 291.75 ft. along the East line of said SE1/4NW1/4SE1/4SE1/4 to the Southeast corner of said SE1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S89°32'14"W, 648.28 ft.,

along the South line of NW1/4SE1/4SE1/4 of said Section 28 to the Southwest corner of said SW1/4NW1/4SE1/4SE1/4 of said Section 28; Thence S89°32'19"W, 325.73 ft., along the South line of the SE1/4NE1/4SW1/4SE1/4 of said Section 28 to the Southwest corner of said SE1/4NE1/4SW1/4SE1/4 of said Section 28; Thence N0°34'11"W, 662.91 ft. to the point of beginning, said tract containing 6.96 acres, more or less.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission:

LOT 1: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 2.63 acres (RD-2.63).

LOT 2: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 4.33 acres (RD-4.33).

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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of October, 2006.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By: -s- Artlin "Art" Zeiger, Chairman
-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

Commissioner Weickum moved to rescind his previous motion. Chairman Zeiger seconded and the motion carried unanimously.

Commissioner Weickum moved to approve Planning & Zoning Case #06-07, Edward P. Reisch and Deanna Reisch's request for a Minor Subdivision Permit, in a RD Zone on approximately 6.96 acres. Chairman Zeiger seconded and the motion carried unanimously.

Public Hearing Case File #06-18

Chairman Zeiger opened a public hearing at 2:25 p.m. to hear Planning & Zoning Case File #06-18.

Kristy Rowan from Planning & Development and Laurie Foster from Town and Country Real Estate presented the following Case File:

Case #06-18 – Edward P. and Deanna M. Reisch: Request for a Zone Change from Residential (RD-6.96) to Residential (RD-2.63 & RD-4.33) on approximately 6.96 acres. The RD Zone allows residential activities. Adjacent to the Barrett Creek Subdivision near Ryan Park. Tracts of land located in a portion of Section 28, T16N, R81W, 6th P.M., Carbon County, Wyoming,

and more completely described as follows: SOUTHEAST PARCEL: A portion of the SE1/4NE1/4SW1/4SE1/4, SW1/4NW1/4SE1/4SE1/4; and the SE1/4NW1/4SE1/4SE1/4 of Sec. 28, T16N, R81W, Carbon County, Wyoming, and more completely described as follows: Beginning at a point in the center of an existing road on the South line of the SW1/4NW1/4SE1/4SE1/4 which bears N89°32'14"E, 16.04 ft. from the Southwest corner of said SW1/4NW1/4SE1/4SE1/4; Thence following the centerline of said existing road, N37°49'19"W, 198.88 ft. to a point; Thence N26°47'59"W, 113.88 ft. to a point; Thence N22°55'23"W, 5.88 ft. to the beginning of a non-tangent curve to the left; Thence along said curve an arc distance of 117.92 ft. on a radius of 100 ft. through a central angle of 67°33'39" to a point; Thence S88°58'23"E, 116.06 ft. to a point; Thence N82°22'29"E, 67.83 ft. to a point; Thence N75°45'10"E, 69.00 ft. to a point; Thence N75°00'31"E, 49.85 ft. to the beginning of a curve to the left; Thence along said curve an arc distance of 80.10 ft. on a radius of 149.88 ft. through a central angle of 30°36'56" to a point of reverse curvature to the right; Thence along said curve an arc distance of 121.07 ft. on a radius of 133.27 ft. through a central angle of 52°02'55" to a point; Thence S83°33'27"E, 234.30 ft. to a point on the East line of the SE1/4NW1/4SE1/4SE1/4; Thence S0°30'36"E, 291.75 ft. along the east line of said SE1/4NW1/4SE1/4SE1/4 to the Southeast corner of said SE1/4NW1/4SE1/4SE1/4; Thence S89°32'14"W, 632.24 ft., more or less, along the South line of the NW1/4SE1/4SE1/4, to the point beginning, said tract containing 4.33 acres, more or less. WEST PARCEL: A portion of the NE1/4NE1/4SW1/4SE1/4 and the SE1/4NE1/4SW1/4SE1/4 of Section 28, T16N, R81W, Carbon County, Wyoming, more completely described as follows: Beginning at the Northwest corner of said NE1/4NE1/4SW1/4SE1/4; Thence N89°28'18"E, 141.55 ft., more or less, to the centerline of an existing road; Thence following the centerline of said existing road, S2°37'53"W, 241.61 ft. to the beginning of a curve to the left; Thence along said curve an arc distance of 83.93 ft. on a radius of 200 ft. through a central angle of 24°02'38" to a point; Thence S21°31'00"E, 85.07 ft. to a point; Thence S26°47'59"E, 113.88 ft. to a point; Thence S37°49'19"E, 198.88 ft. to a point on the South line of the SW1/4NW1/4SE1/4SE1/4; Thence S89°32'14"W, 16.04 ft., more or less, to the SW corner of the SW1/4NW1/4SE1/4SE1/4; Thence S89°32'19"W, 325.73 ft., more or less to the Southwest corner of said SE1/4NE1/4SW1/4SE1/4; Thence N0°34'11"W, 662.91 ft. to the point of beginning, said tract containing 2.63 acres, more or less.

Ms. Rowan advised the purpose of the Zone Change is for residential development, and the planning staff recommends approval with the following conditions/restrictions:

- 1) All development must be in conformance with restrictions as stated in Section 4.7 et. al. of the Carbon County Zoning Resolution of 2003 Amended 01/06/04, zoning (building) permits are required;
- 2) Any future development proposals for the subject property may require review and approval of the Carbon County Planning and Development Department and/or Planning Commission;
- 3) Residential development of the property shall be limited to one (1) primary residence and accessory structures on approximately 2.63 acres (RD-2.63);
- 4) Residential development of the property shall be limited to one (1) primary residence and accessory structures on approximately 4.33 acres (RD-4.33);
- 5) Any building construction on the subject property will require an application for building permit (Carbon County Zoning Resolution of 2003 Sections 6.3, 6.4, et. al.);
- 6) All construction should conform to the International Building Code (IBC) or "HUD" code with frost protected foundation and adequate snow load roof construction;
- 7) The applicant must build a new access road by October 18, 2006, per the license agreement;
- 8) Any structures for human use must be served by a water and sewer disposal method approved by the State of Wyoming Department of Environmental Quality and the State Engineer.

There being no public comments, Chairman Zeiger closed the hearing at 2:31 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-18, Edward P. Reisch and Deanna M. Reisch's request for a Zone Change from Residential RD-6.96 to Residential RD-2.63 and RD-4.33, on approximately 6.96 acres. Chairman Zeiger seconded and the motion carried unanimously.

Commission Weickum moved to approve Resolution No. 2006-36, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission, regarding Planning & Zoning Case File #06-18. Chairman Zeiger seconded and the motion carried unanimously.

Resolution No. 2006 - 36

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 August 1, 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 October 3, 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 #06-18 - Edward P. Reisch and Deanna M. Reisch, Trustees of the Edward P. Reisch Trust dated November 15, 2004, and the Deanna M. Reisch Trust dated November 15, 2004: Request for a Zone Change from Residential (RD-6.96) to Residential (RD-2.63 & RD-4.33) on approximately 6.96 acres. The RD Zone allows residential activities. Lots 1 and 2 are adjacent to the Barrett Creek Subdivision near Ryan Park.

Tracts of land located in a portion of Section 28, T16N, R81W, 6th P.M., Carbon County, Wyoming, and more completely described as follows:

SOUTHEAST PARCEL:

A portion of the SE1/4NE1/4SW1/4SE1/4, SW1/4NW1/4SE1/4SE1/4; and the SE1/4NW1/4SE1/4SE1/4 of Sec. 28, T16N, R81W, Carbon County, Wyoming, and more completely described as follows:

Beginning at a point in the center of an existing road on the South line of the

SW1/4NW1/4SE1/4SE1/4 which bears N89°32'14"E, 16.04 ft. from the Southwest corner of said SW1/4NW1/4SE1/4SE1/4; Thence following the centerline of said existing road, N37°49'19"W, 198.88 ft. to a point; Thence N26°47'59"W, 113.88 ft. to a point; Thence N22°55'23"W, 5.88 ft. to the beginning of a non-tangent curve to the left; Thence along said curve an arc distance of 117.92 ft. on a radius of 100 ft. through a central angle of 67°33'39" to a point; Thence S88°58'23"E, 116.06 ft. to a point; Thence N82°22'29"E, 67.83 ft. to a point; Thence N75°45'10"E, 69.00 ft. to a point; Thence N75°00'31"E, 49.85 ft. to the beginning of a curve to the left; Thence along said curve an arc distance of 80.10 ft. on a radius of 149.88 ft. through a central angle of 30°36'56" to a point of reverse curvature to the right; Thence along said curve an arc distance of 121.07 ft. on a radius of 133.27 ft. through a central angle of 52°02'55" to a point; Thence S83°33'27"E, 234.30 ft. to a point on the East line of the SE1/4NW1/4SE1/4SE1/4; Thence S0°30'36"E, 291.75 ft. along the east line of said SE1/4NW1/4SE1/4SE1/4 to the Southeast corner of said SE1/4NW1/4SE1/4SE1/4; Thence S89°32'14"W, 632.24 ft., more or less, along the South line of the NW1/4SE1/4SE1/4, to the point beginning, said tract containing 4.33 acres, more or less.

WEST PARCEL:

A portion of the NE1/4NE1/4SW1/4SE1/4 and the SE1/4NE1/4SW1/4SE1/4 of Section 28, T16N, R81W, Carbon County, Wyoming, more completely described as follows:

Beginning at the Northwest corner of said NE1/4NE1/4SW1/4SE1/4; Thence N89°28'18"E, 141.55 ft., more or less, to the centerline of an existing road; Thence following the centerline of said existing road, S2°37'53"W, 241.61 ft. to the beginning of a curve to the left; Thence along said curve an arc distance of 83.93 ft. on a radius of 200 ft. through a central angle of 24°02'38" to a point; Thence S21°31'00"E, 85.07 ft. to a point; Thence S26°47'59"E, 113.88 ft. to a point; Thence S37°49'19"E, 198.88 ft. to a point on the South line of the SW1/4NW1/4SE1/4SE1/4; Thence S89°32'14"W, 16.04 ft., more or less, to the SW corner of the SW1/4NW1/4SE1/4SE1/4; Thence S89°32'19"W, 325.73 ft., more or less to the Southwest corner of said SE1/4NE1/4SW1/4SE1/4; Thence N0°34'11"W, 662.91 ft. to the point of beginning, said tract containing 2.63 acres, more or less.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission:

LOT 1: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 2.63 acres (RD-2.63).

LOT 2: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 4.33 acres (RD-4.33).

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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of October, 2006.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By: -s- Artlin "Art" Zeiger, Chairman

Lee Meacham

-s-Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

Public Hearing Case File #06-20

Chairman Zeiger opened a public hearing at 2:36 p.m. to hear Planning & Zoning Case File #06-20.

Kristy Rowan from Planning & Development presented the following Case File:

Case #06-20 – Kathryn Carpender: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-1.27) on approximately 1.27 acres. The FPSR Zone allows seasonal recreational and residential activities. The FPSR lot size exemption states: A) A lot created by any legal means prior to the adoption of this Resolution, less than 5 acres in size, meeting the conditions for a zone change to FPSR, may be considered conforming in regard to size; B) Any lot in an approved subdivision. The subject property is located approximately 17 miles south of Elk Mountain, off of U.S. Forest Service Road #105. Tract 84, Overlook Retreat Subdivision, Section 14, T17N, R80W, 6th P.M., Carbon County, Wyoming. SUBJECT, HOWEVER, to all easements, reservations, restrictions and rights-of-way of record or apparent upon the ground.

Ms. Rowan advised the purpose of this Zone Change is to build a seasonal cabin on the subject property and the planning staff recommends approval with the following conditions/restrictions:

- 1) All development must be in conformance with restrictions as stated in Section 4.5 et. al. of the Carbon County Zoning Resolution of 2003 Amended 01/06/04, zoning (building) permits are required;
- 2) Any future development proposals for the subject property may require review and approval of the Carbon County Planning and Development Department and/or Planning Commission;
- 3) Any building construction on the subject property will require an application for building permit (Carbon County Zoning Resolution of 2003 Sections 6.3, 6.4, et. al.);
- 4) All construction should conform to the International Building Code (IBC) or "HUD" code with frost protected foundation and adequate snow load roof construction;
- 5) Residential development of the property shall be limited to one (1) primary residence and associated structures on approximately 1.27 acres (FPSR-1.27);
- 6) The FPSR Zone is intended for remote areas where only seasonal access is available, Carbon County does not and will not provide year round access;
- 7) If any water or waste disposal system is proposed for the subject property then the Wyoming Department of Environmental Quality (WYDEQ) and the State Engineer's Office must approve those systems.

There being no public comments, Chairman Zeiger closed the hearing at 2:44 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-20, Kathryn Carpender's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-1.27) on approximately 1.27 acres. Chairman Zeiger seconded and the motion carried unanimously.

Commission Weickum moved to approve Resolution No. 2006-37, A Resolution of Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission. Chairman Zeiger seconded and the motion carried unanimously.

Resolution No. 2006 - 37

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 September 5, 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 October 3, 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 #06-20 – Kathryn Carpender: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-1.27) on approximately 1.27 acres. The FPSR Zone allows seasonal recreational and residential activities. Tract 84 is located in the Overlook Retreat Subdivision. The Overlook Retreat Subdivision is located approximately 17 miles south of Elk Mountain, off of U.S. Forest Service Road #105.

Tract 84, Overlook Retreat Subdivision, Section 14, T17N, R80W, 6th P.M., Carbon County, Wyoming. SUBJECT, HOWEVER, to all easements, reservations, restrictions and rights-of-way of record or apparent upon the ground.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission: Density on the subject parcel shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 1.27 acres (FPSR-1.27).

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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of October, 2006.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By: -s- Artlin "Art" Zeiger, Chairman

Lee Meacham

-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

Public Hearing Case File #06-21

Chairman Zeiger opened a public hearing at 2:45 p.m. to hear Planning & Zoning Case File #06-21.

Kristy Rowan from Planning & Development presented the following Case File:

Case #06-21 – Charles and Shirley Dickman and Robert and Margaret Riley: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-2.231) on approximately 2.231 acres. The FPSR Zone allows seasonal recreational and residential activities. The FPSR lot size exemption states: A) A lot created by any legal means prior to the adoption of this Resolution, less than 5 acres in size, meeting the conditions for a zone change to FPSR, may be considered conforming in regard to size; B) Any lot in an approved subdivision. The subject property is located approximately 17 miles south of Elk Mountain, off of U.S. Forest Service Road #105. Overlook Retreat Subdivision is located in Section 14, T17N, R80W, 6th P.M., Carbon County, Wyoming. Tract 44 and the S1/2 of Tract 38 of the Overlook Retreat Subdivision, Carbon County, Wyoming, EXCEPTING AND EXCLUDING THEREFROM any portion which may lie within the boundaries of that certain tract of land conveyed to M. P. Ricci and Constance O. Ricci, and more particularly described in Warranty Deed recorded August 28, 1979, in Book 702, Page 660 and re-recorded September 18, 1979, in Book 704, Page 65, Record of Carbon County, Wyoming. A deed conveying this property to Charles A. Dickman and Shirley L. Dickman was recorded in Book 910, Page 883, Record of Carbon County, Wyoming. Hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of the State of Wyoming to this one-half undivided interest.

Ms. Rowan advised the purpose of this Zone Change is to conform to the Carbon County Zoning Resolution of 2003 and the planning staff recommends approval with the following

conditions/restrictions:

1) All development must be in conformance with restrictions as stated in Section 4.5 et. al. of the Carbon County Zoning Resolution of 2003 Amended 01/06/04, zoning (building) permits are required; 2) Any future development proposals for the subject property may require review and approval of the Carbon County Planning and Development Department and/or Planning Commission; 3) Any building construction on the subject property will require an application for building permit (Carbon County Zoning Resolution of 2003 Sections 6.3, 6.4, et. al.); 4) All construction should conform to the International Building Code (IBC) or “HUD” code with frost protected foundation and adequate snow load roof construction; 5) Residential development of the properties shall be limited to one (1) primary residence and associated structures on the S1/2 of Tract 38 and one (1) primary residence and associated structures on Tract 44, encompassing a total of 2.231 acres (FPSR-2.231). The S1/2 of Tract 38 contains 1.226 acres and Tract 44 contains 1.005 acres, encompassing a total of 2.231 acres; 6) The FPSR Zone is intended for remote areas where only seasonal access is available, Carbon County does not and will not provide year round access; 7) If any water or waste disposal system is proposed for the subject property then the Wyoming Department of Environmental Quality (WYDEQ) and the State Engineer’s Office must approve those systems.

There being no public comments, Chairman Zeiger closed the hearing at 2:51 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-21, Charles and Shirley Dickman and Robert and Margaret Riley’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-2.231) on approximately 2.231 acres. Chairman Zeiger seconded and the motion carried unanimously.

Commission Weickum moved to approve Resolution No. 2006-38, A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning Commission, regarding Planning & Zoning Case File #06-21. Chairman Zeiger seconded and the motion carried unanimously.

Resolution No. 2006 - 38

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 September 5, 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 October 3, 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 #06-21 - Charles & Shirley Dickman and Robert & Margaret Riley: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-2.231) on approximately 2.231 acres. The FPSR Zone allows seasonal recreational and residential activities. S1/2 of Tract 38 and Tract 44 are located in the Overlook Retreat Subdivision. The Overlook Retreat Subdivision is located approximately 17 miles south of Elk Mountain, off of U.S. Forest Service Road #105.

Tract 44 and the S1/2 of Tract 38 of the Overlook Retreat Subdivision, Carbon County, Wyoming, EXCEPTING AND EXCLUDING THEREFROM any portion which may lie within the boundaries of that certain tract of land conveyed to M. P. Ricci and Constance O. Ricci, and more particularly described in Warranty Deed recorded August 28, 1979, in Book 702, Page 660 and re-recorded September 18, 1979, in Book 704, Page 65, Record of Carbon County, Wyoming. A deed conveying this property to Charles A. Dickman and Shirley L. Dickman was recorded in Book 910, Page 883, Record of Carbon County, Wyoming.

Hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of the State of Wyoming to this one-half undivided interest.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission:

Density on the subject parcel shall not exceed one (1) single-family dwelling and associated structures are permitted on the S1/2 of Tract 38. The S1/2 of Tract 38 contains 1.226 acres and Tract 44 contains 1.005 acres, encompassing a total of 2.231 acres.

Density on the subject parcel shall not exceed one (1) primary residence and associated structures on Tract 44, encompassing a total of 2.231 acres (FPSR-2.231). The S1/2 of Tract 38 contains 1.226 acres and Tract 44 contains 1.005 acres, encompassing a total of 2.231 acres.

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 scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of October, 2006.

BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING

By: -s- Artlin "Art" Zeiger, Chairman

Lee Meacham

-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

ROAD & BRIDGE

State Land Investment Board (SLIB) Funds

Mr. Nation discussed County Road 701, Dad to Wamsutter Project, with a project cost of \$4,000,000.00. Mr. Nation advised he was pretty confident he could get the \$2,000,000.00 private match by April 2008. Mr. Nation advised this was a two-phase project with each phase costing \$2,000,000.00.

Pam Farster distributed a revised Resolution Form, and advised the \$750,000.00 figure for the City of Rawlins has changed, and the Hanna and Dixon projects were moved to the alternate list. Ms. Farster advised the amount requested for the Dad to Wamsutter Road Project is \$2,000,000.00 with \$2,000,000.00 in private match funds.

Deb Allen from the City of Rawlins advised the City of Rawlins would gain approximately \$400,000.00 by changing the \$750,000.00 amount.

Commissioner Weickum moved to approve Resolution Form 2006-39, State Loan and Investment Board Chapter 21 Mineral Impact Account Grants – Countywide Consensus List Awards. Chairman Zeiger seconded and the motion carried unanimously.

Resolution Form *2006-39*

State Loan and Investment Board

Chapter 21 Mineral Impact Account Grants – Countywide Consensus List Awards

We, the undersigned Artlin Zeiger, Chairman of Board of Carbon County Commissioners, hereby certify that we and at least seventy percent (70%) of the incorporated population within Carbon County have reached agreement on the following project(s) to be funded under Chapter 21.

Project Owner	Project Name	Total Estimated Project Cost	Amount Requested to be funded from Chapter 21	Percentage of total project cost to be funded from Chapter 21	Private Match Percentage of project
Town of Baggs	Water Distribution System	\$2,089,500.00	\$1,462,650.00	70.00%	0.00%
Carbon County	Dad to Wamsutter Road Project	\$4,000,000.00	\$2,000,000.00	50.00%	50.00%
City of Rawlins	West End Water and Sewer Extension	\$4,500,000.00	\$3,304,850.00	73.44%	0.00%
Town of Encampment	Water Treatment Plant Upgrades	\$780,000.00	\$702,000.00	90.00%	0.00%
Town of Medicine Bow	Water line upgrades, new lines, saddles, meters, etc	\$2,600,000.00	\$2,340,000.00	90.00%	0.00%
Plus June Projects	Sinclair, Elk Mountain, Saratoga	\$1,981,000.00	\$990,500.00	50.00%	0.00%
Subtotals		\$15,950,500.00	\$10,800,000.00	67.71%	32.29%
Private Match		(\$4,000,000.00)	(\$2,000,000.00)	50.00%	50.00%
County or town match and percent		\$11,950,500.00	\$8,800,000.00	73.64%	26.37%

Provide in Priority Order other Projects that have been certified and can be substituted in the event that an original project(s) cannot proceed.

Project Owner	Project Name	Total Estimated Project Cost	Amount Requested to be funded from Chapter 21	Percentage of total project cost to be funded from Chapter 21
Town of Hanna	Phase 2 Upgrade of Water Treatment Plant	\$1,800,000.00	\$1,260,000.00	70.00%
Town of Dixon	Sewer System and Lagoon Upgrades	\$40,000.00	\$20,000.00	50.00%
Town of Encampment	Sewer Line Replacement Project	\$685,000.00	\$616,500.00	90.00%
Town of Sinclair	5 th and Madison St, Water and Sewer Replacement	\$1,500,000.00	\$1,050,000.00	70.00%
Carbon County	Hospital Roof, Drainage System and Ambulance	\$1,586,000.00	\$793,000.00	50.00%
Town of Riverside	Sewer Extensions for new building sites	\$60,000.00	\$55,000.00	92.00%

Instructions:

Each eligible county is required to submit a form that does not exceed a cumulative 75% grant from Chapter 21. The Board may waive or reduce the 75% cumulative grant requirement. Counties that request waiver of this requirement must also submit a second resolution detailing the project(s) that would be funded with the reduced match requirement.

Signed Artlin Zeiger (Artlin Zeiger, Chairman of Board of Carbon County Commission)
 Attest Linda Ann Smith (Linda Ann Smith, County Clerk)
 Date Oct 3, 2006

Commissioner Weickum moved to authorize Chairman Zeiger and Mr. Nation to sign the Office of State Loan and Investments – Government Grants and Loans, Project Owner’s Summary Form dated September 28, 2008, Additional Information Provided by the Applicant for Carbon County Road 701 – Dad/Wamsutter. Chairman Zeiger seconded and the motion carried unanimously.

Commissioner Weickum moved to send the letter dated October 3, 2006 to the State Loan Investment Board from the Board of Carbon County Commissioners, dated October 3, 2006 confirming that Carbon County will participate in the \$2,000,000.00 in private match funds grant for the Carbon County Dad to Wamsutter Road Project by the April 2008 deadline.

Road & Bridge Report

Mr. Nation distributed and discussed the Road & Bridge Report dated October 3, 2006. Mr. National advised the Bakers Peak project south of Baggs has been completed and the Elk Mountain project will be completed next spring.

Mr. Nation advised there was an EML planning meeting today in Hanna, and they have budgeted \$27,464,948.00 of reclamation projects over the next few years, of which their number one priority is the drainage on Big Ditch.

WYOMING ENTERTAINMENT LLC

Tom Thompson, County Attorney Dave Clark, and Eric Spector from Wyoming Entertainment LLC discussed an off-track betting facility in Rawlins. Mr. Spector advised Wyoming Entertainment LLC was approved by the Wyoming Pari-Mutuel Commissioner for a license. Mr. Clark advised Rawlins had a pari-mutuel vote in 1968, the August 22, 1968 Daily Times vote for approval was 1162 to 509, and this approval has never changed.

Mr. Spector stated he would like conditional approval from the Board today, he will send documentation that this corporation is properly formed and licensed in the State of Wyoming from the Racing Commission, bonds are posted and Wyoming Entertainment LLC is approved in other counties in the State of Wyoming.

Commissioner Weickum moved to give approval of the corporation of Wyoming Entertainment LLC, conditional upon the proper paperwork being inspected by County Attorney Dave Clark, and if in his opinion it is a substantial corporation, then the Board will concur. Chairman Zeiger seconded and the motion was unanimously.

Mr. Clark advised this meets the requirements of the Wyoming Statutes.

Eric Spector advised he would provide the location of the facility and hours of operation when it has been finalized.

PUBLIC HEALTH

Bridgett Hettgar presented a contract for a grant from the Maternal Child Health Program in the amount of \$44,283.00 and Temporary Assistance to Needy Families (TANF) in the amount of \$35,040.00, for a total of \$79,323.00.

Commissioner Weickum moved to approve the Contract Between the State of Wyoming, Wyoming Department of Health, Community and Rural Health Division's Maternal Family Health (MFH) Section and Carbon County, in the amount of \$79,323.00. Chairman Zeiger seconded and the motion carried unanimously.

ECONOMIC DEVELOPMENT CORPORATION (EDC) - CARBON MERCANTILE

Joan Evans introduced Mark Ducker the new Director of Economic Development. Also appearing were Dave Perry, Tara France and Lindy Schmidt. After a lengthy discussion, Ms. Evans asked for the Commissioners' approval to transfer ownership of the Carbon Mercantile building to the EDC, the EDC would get the lease funds, and be the beneficiary of the proceeds in five years when the building is sold to the Carbon Mercantile.

Commissioner Weickum moved that the Carbon County Commissioners, conditional upon the appraisal coming in at the right number to make the grant viable, if those conditions are met and the grant is viable, then the County will put a lien on the Carbon Mercantile building, give ownership to the EDC to lease as they see fit to the Carbon Mercantile, realizing the Carbon Mercantile will purchase the building in five years. Chairman Zeiger seconded and the motion carried unanimously.

After more discussion, Commissioner Weickum moved to amend the previous motion regarding the lease that it is the EDC's obligation to negotiate the lease purchase agreement with the Carbon Mercantile. Chairman Zeiger seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Weickum moved to go into executive session for personnel at 5:15 p.m. Chairman Zeiger seconded and the motion carried unanimously.

Commissioner Weickum moved to declare executive session over at 5:50 p.m. Chairman Zeiger seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Chairman Zeiger adjourned the meeting at 5:51 p.m.

-s- Linda Ann Smith, Carbon County Clerk

Approved this 7th day of November, 2006.

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman