

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, December 5, 2006  
Rawlins, Wyoming**

The regular meeting of the Carbon County Commissioners commenced Tuesday, December 5, 2006 at the Carbon 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, Shelley Welsh.

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

**VOUCHERS**

The following vouchers were presented and approved for payment:

Alco	Jail / WIC	\$149.72
AlSCO	Road & Bridge / Emergency Mgmt.	\$179.83
Amerigas	Fire Protection	\$326.55
Anderson, Linda	Elections	\$210.00
ATCO International	Road & Bridge	\$1,058.00
Avaya, Inc.	Public Health	\$131.10
Bank of the West	Building & Grounds	\$72,354.44
Bartlett, Sue R.N.	Public Health	\$278.86
Bedwell, Karron L.	Elections	\$254.54
Black, Val	Elections	\$294.00
Blakeslee, Albert	Elections	\$153.00
Blakeslee, Marjorie	Elections	\$153.00
Bob Barker Company	Jail	\$573.22
Bresnan Communications	Sheriff	\$70.79
Brody Chemical	Road & Bridge	\$239.40
Brown, Doris	Elections	\$252.80
Broyles, Sandra L.	Elections	\$239.20
Buffalo Creek Psychological	Sheriff	\$2,700.00
Burnett, Lillian M.	Elections	\$220.00
Busey, Sharalee	Public Health	\$357.88
CNA Surety	Administration	\$340.00
Caldon, Shelby M.	Elections	\$234.80
Carbon County TV & Electronics	Sheriff	\$9.56
Carbon Power & Light	Senior Center / Fire Protection	\$906.99
Carson Industries, Inc.	Treasurer	\$249.90
Carson, Myrna J.	Elections	\$189.00
Casper Star Tribune	Assessor	\$10.54
CBM Food Service	Jail	\$2,482.33
CDW Government, Inc.	Grants	\$4,627.95
CenturyTel	Sheriff / Road & Bridge	\$122.72
Cesko, David MD	Grants / Administration	\$690.78
Cheyenne Medical Specialists	Grants	\$91.00
Clark, David C.	Impact Funds	\$999.00
Collamer, Sonja	Elections	\$256.64
Computer Software Associates	Administration	\$58.50
Connell Resources	Grants	\$422,469.18
Consolidated Plastic	Courthouse	\$692.36
CopyEx LLC	Clerk	\$240.00
Corporate Express	Sheriff / Jail	\$740.40
Cowen-Hodges, Judy A.	Elections	\$227.14
Crabtree, Linda Lee	Elections	\$241.56
Cyr, Nancy	Public Health	\$12.42
Daily Times	Elections / Administration	\$1,583.55
Daniels, Wanda	Elections	\$254.40
Davis, Shirley A.	Elections	\$193.50

Deep Sweep	Public Health	\$75.00
Dell Marketing L. P.	Grants	\$2,536.00
Diebold	Elections	\$5,681.28
Discount Grocery	Elections	\$32.91
Dunckley, Annette J.	Elections	\$248.80
Dunmire, Mary Alyce	Elections	\$148.00
Eagle Uniform Supply	Jail / Carbon Building	\$199.84
Elliott, James E. Jr.	Elections	\$239.20
Epp, Cornelia	Elections	\$205.00
Erickson, Roberta M.	Elections	\$244.40
Ezell, Evelyn	Elections	\$193.50
Fagnant, Pamela	Elections	\$180.00
Farmer Brothers Coffee	Clerk / Treasurer / Assessor	\$260.23
Farster, Pamela R.	Administration	\$1,050.00
France, Janet K.	Elections	\$189.00
Furgason, Zoda	Elections	\$312.30
Gallenbeck, Dora	Elections	\$248.60
Galls Incorporated	Sheriff	\$30.79
Gases Plus	Road & Bridge	\$164.33
Geisick, Ella M.	Elections	\$243.70
Genz, Lois J.	Elections	\$189.00
Gomez, Julia R.	Elections	\$180.00
Gosvenor, Maxine	Public Health	\$31.28
Grainger	Road & Bridge	\$162.45
Guio, Susan MSW	Grants	\$120.00
Hall, Lauren	Elections	\$184.50
Hays, Patricia	Elections	\$200.00
Herold Iron Works	Sheriff	\$2,086.80
Hert, Deborah	Elections	\$223.76
High Plains Power	Senior Center / Road & Bridge	\$299.31
Hillcrest Spring Water	Attorney / Road & Bridge	\$22.66
Hilltop Conoco	Emergency Management	\$40.86
Hinman, Cheryl	Elections	\$210.00
Hiser, Nila Rae	Elections	\$238.18
Honnen Equipment Company	Road & Bridge	\$52.19
Howard Supply Company	Road & Bridge	\$1,913.08
Hyland Enterprises, Inc.	Road & Bridge	\$74.92
Jackalope Printing	Elections	\$15.55
Jones, Jimmie J.	Elections	\$157.00
Jones, Larry L.	Elections	\$217.54
Kar Kraft Inc.	Sheriff	\$99.87
Kar Products	Road & Bridge	\$271.21
Kathi's Candles	Grants	\$70.00
Kelley, Margaret A.	Elections	\$261.70
Kenco Enterprises Inc.	Building & Grounds	\$14,172.77
Kennedy, Donna L.	Elections	\$184.00
Kilburn Tire Company	Sheriff	\$43.66
Kinnaman, Angeline	Elections	\$184.50
Kmoch, M. Cecile	Elections	\$189.00
Kmoch-Campbell, Susan	Elections	\$143.50
KN Energy Inc.	Various	\$19,654.55
Knapp Supply & Equipment	Senior Center	\$2,337.65
Koeneke, Donald	Elections	\$217.54
Korkow, Justin W.	Elections	\$220.80
Kortes, Chalsey J.	Elections	\$184.00
Kortes, Kimberly Jo	Elections	\$255.44
L. N. Curtis & Sons	Fire Protection	\$648.00
Lane, Doris J.	Elections	\$238.80
Lein, Sy	Elections	\$232.15
Lippincott	Public Health	\$89.83
Long, Shari	Elections	\$250.40
Lopez, Evangelina	Elections	\$193.50

M S C	Clerk	\$2,500.00
Mader, Tschacher, & Petersen	Administration	\$2,000.00
Martin, Dora	Elections	\$188.50
Martinez, Tammy	Courthouse	\$240.00
May, Carla J.	Elections	\$262.80
MCI Commercial Service	Fire Protection	\$13.24
McMurry Ready Mix	Road & Bridge	\$86,558.90
Medicine Bow, Town of	Senior Center	\$48.10
Memorial Hospital of Carbon Co.	Administration	\$17,989.91
Merck Human Health	Public Health	\$1,613.90
Microconn, Inc.	Administration	\$7,042.00
Moeller, Shirley	Elections	\$180.00
Moore Medical Corporation	Public Health	\$862.78
Morehouse, Doris J.	Elections	\$257.60
Moss, Barbara	Elections	\$253.40
Mountain States Company	Road & Bridge	\$1,721.72
Moyer, Ruth	Elections	\$205.00
Murry, Julia A.	Elections	\$180.00
My Automotive, Inc.	Sheriff	\$243.86
National Association	Sheriff	\$165.00
National Business	Grants	\$267.00
New Avenue Industries	WIC	\$130.63
Noel Griffith, Jr. &	Grants	\$4,652.00
Office Depot	Clerk	\$141.58
Orchard, Carol	Elections	\$276.00
Pacific Association	Sheriff	\$100.00
Page One	Sheriff / Public Health	\$261.27
Painter, Stephanie J.	Elections	\$251.78
Paugh, Betty	Elections	\$257.20
Perkins Oil Company	Road & Bridge	\$1,275.10
Personnel Concepts	Public Health	\$83.85
Peterson, Marie	Elections	\$200.00
Peverly, Margot	Elections	\$171.00
Phillips 66	Sheriff	\$349.55
Pickett, Thomas Y. and Assoc.	Assessor	\$2,700.00
Pierson, Helen	Elections	\$261.60
Pippin, Robert	Jail	\$370.00
Plainsman Printing	Clerk / Elections	\$231.33
Priquet, Mary A.	Elections	\$257.20
Project Prevention	Grants	\$2,440.00
Public Safety Warehouse	Sheriff	\$449.95
Questar Gas	Senior Center	\$182.23
Quill Corporation	Clerk / Public Health	\$438.09
Qwest-Denver	Carbon Building	\$31.02
Rawlins Automotive	Sheriff / Road & Bridge	\$143.82
Rawlins Eye Care	Grants	\$146.00
Rawlins, City of	Senior Center	\$26.00
Raymond, Judy	Elections	\$159.04
Reliable	Sheriff / Public Health	\$290.62
Rocky Mountain Power	Various	\$3,890.10
Ross' Automotive Service	Sheriff	\$103.96
Ryan Electronics Inc.	Road & Bridge	\$430.00
Saratoga Auto Parts, Inc.	Road & Bridge	\$561.48
Schinkel, Lauralee	Elections	\$189.00
Seilaff, Melodie M.	Elections	\$270.48
Seldomridge, Lois	Elections	\$184.50
Shepard's	Road & Bridge	\$23.22
Shepherd, Jean A.	Elections	\$184.00
Sheriff, Norma	Elections	\$231.52
Shively Hardware	Road & Bridge	\$196.99
Sierra Heating & Sheet Metal	Fire Protection	\$280.00
Sims, Pat	Elections	\$243.00

Smith, Mable	Elections	\$261.88
Smith, Susan	Grants	\$26.22
Sneddon, Alyson	Elections	\$231.12
Snider, Elizabeth	Elections	\$236.14
State of Wyoming A & I	Elections	\$15.43
Stocks, Agnes	Elections	\$166.00
Stoner, Shirley J.	Elections	\$220.00
Teixiera, Mary	Elections	\$189.00
Terminix	Senior Center	\$35.00
Thompson, Wanda	Elections	\$184.50
Tiger Mart	Sheriff	\$93.01
True Value of Rawlins	Carbon Building	\$22.74
Union Telephone Company	Various	\$405.05
USA Parts & Service	Road & Bridge	\$401.65
V-1 Propane	Fire Protection	\$331.05
Van's Wholesale	Jail	\$114.92
Verizon Wireless	Grants	\$63.23
Visionary Communications	GIS / GPS	\$71.70
WAE4-HA	Cooperative Extension Service	\$85.00
Wagoner, Janet S.	Elections	\$254.40
Webster, June	Elections	\$241.56
Wells, Donna	Elections	\$175.00
Welton, Alberta	Elections	\$216.30
Wessel, Dauna	Elections	\$223.00
Wickard, Edith M.	Elections	\$215.90
Wilson, Margaret	Sheriff	\$48.00
Wimpenny, Benjamin	Elections	\$220.80
WY Department of Health	Public Health	\$31,529.54
WY Law Enforcement Academy	Sheriff	\$50.00
WY Machinery Company	Road & Bridge	\$987.97
WY Peace Officers Association	Sheriff	\$610.00
WY Stationery	Various	\$3,106.23
WY Taxpayers Association	Treasurer	\$100.00
Yampa Valley Electric	Senior Center	\$518.73
<b>GRAND TOTAL</b>		<b>\$764,875.87</b>

**MINUTES**

Commissioner Weickum moved to approve the minutes from the November 21, 2006 as presented. Chairman Zeiger seconded and the motion carried unanimously.

**CLERK**

**Public Health Contract**

Clerk Smith presented a Contract Between the Wyoming Department of Health and Carbon County for Public Health Emergency Preparedness, maximum amount payable of \$49,136.29.

Commissioner Weickum moved to approve the Contract Between the Wyoming Department of Health, Division of Community and Rural Health, Public Health Nursing Section, and Carbon County for Public Health Emergency Preparedness, maximum amount payable of \$49,136.29. Chairman Zeiger seconded and the motion carried unanimously.

**Homeland Security Emergency Planning Grant**

Commissioner Weickum moved to approve the emergency planning grant for \$1,485.00. Chairman Zeiger seconded, and the motion carried unanimously.

**Public Health Vehicle Bid**

1. Dallin Motors – 2005 Dodge Neon 4-door, \$8,590. Warranties included \$9,760.

2. Quality Motors – 2005 Pontiac Sunfire 2-door, \$9,015. Warranties included \$10,185.

After discussion with Bridget Hettgar, Carbon County Public Health Director, she advised that the 2005 Dodge Neon 4-door would best suit their needs.

Commissioner Weickum moved that Carbon County purchase the 2005 Dodge Neon 4-door for the price of \$9,760, which includes an added warranty. Chairman Zeiger seconded, and the motion carried unanimously.

### **Bank of Commerce**

Barney Conway advised the Commissioners that the Bank of Commerce is presently working on the contracts for the fire engines and the two water tenders. Mr. Conway advised that Tom Thompson suggested some changes, and these changes will be completed. Mr. Conway will bring the contracts to the Commissioners meeting on December 19, 2006 in Sinclair.

### **CLERK**

Linda Smith gave the Commissioners a status report of the projects managed by her.

### **Status of Projects for the Record**

1. The telecommunications lease with Bank of the West grant book has been missing since July 2006. The Clerk has requested a full accounting from Bank of the West as to payables and receipts.
2. The first part of our audit has been completed and the auditors will complete the audit in December, before Clerk Smith leaves office.
3. The Sheriff's Office dark room is not completed at this time. Energy Construction has bid on the work, but won't complete the work until the roof issue is resolved. The roof issue is with Tom Thompson, after numerous attempts to have B&M Roofing respond on repairs. Meanwhile, the roof is still leaking.
4. The Circuit Courtroom issues have been resolved, with the assistance from W.A.R.M. The leaks through the wall adjoining the roof on the outside of the building have been caulked and the inside wall has been repainted. There are no more chemical leakages.
5. The Carbon County Jail payouts are done, except for retainage. L.M. Olson has asked for the retainage fee. Treasurer Cindy Baldwin will continue repayment from the Capital Facilities Tax on the bonded indebtedness. The Commissioners will need to appoint another person to the Carbon County Jail Joint Powers Board to fill Linda's position on the board.
6. Long Technologies has been paid in full on the contract for the Courthouse heating. Long will forward another contract with an increase to cover the jail and added buildings on the Maintenance and Preventive Contract.
7. The Tripartite Board County Assessments Plan is not yet finished, but is being drafted by Pam Farster.
8. Jail Detention Board – There are three openings for board members. The Commissioners will need to fill Linda's position.
9. Lease purchase payments are paid for the first part of the year, the other one to be paid in June.
10. Impact funds are completed and submitted to State Land and Investment Board, so there is no need to resubmit the second layer of the impact grant applications.
11. Dixon Airport Status – Received \$423,000.00 from the State of Wyoming and these funds are being deposited, and the payment to Connell is in this week's payables.
12. The Hospital Board has requested the first payment on the Hanna Clinic. This

payment will be a set amount twice per year. A voucher is being prepared to reimburse the hospital.

13. The new sound/recording system has been successfully installed and is paid in full.
14. With regard to the Clerk's office, forty years of land records have been scanned and are now ready for the system. There are approximately 90,000 instruments being indexed, and when that is completed, the records can go on line.
15. The GASB portion of the new assets program has been initiated and completed.
16. The computer system has been successfully restored after the crash in July, and a duplicate back-up system is in place to prevent long-term down time.
17. The lease purchase on the Hanna Medical Center is ongoing.
18. An engineering company looked at the Courthouse one year ago and recommended a French drain trenching system. The steam tunnels are constantly wet and creating mold issues. The Commissioners need to take a look at this issue.
19. Linda Smith will continue to remain on the Local Government Liability Pool Board, as she was elected at large.

### **Broadband Feasibility Study Project**

Clerk Smith advised that a copy of the Broadband Feasibility Study has been forwarded to Economic Development. This is a \$13 million dollar project, and the EDC should take the project from here.

### **ELECTED OFFICIALS**

#### **Assessor**

County Assessor Sheryl Snider, Carbon County Assessor, presented several rebates and abates for signatures.

Assessor Snider requested to purchase a new vehicle for the office, possibly a sport utility vehicle with four-wheel drive and room for equipment. The Commissioners requested that Assessor Snider meet with them again with vehicle pricing and information for review.

#### **Treasurer**

County Treasurer Cindy Baldwin, advised she had written a letter to Dan Noble at the State of Wyoming Excise Tax Division requesting to stop the Specific Purpose Tax as of April 1, 2007. This should give the State of Wyoming enough time to notify vendors.

Treasurer Baldwin advised the next payment due on the jail is in January 2007 for approximately \$713,000.00.

Treasurer Baldwin advised that she would like to take the \$250,000.00 set aside for the Carbon County Museum from Special Projects and put it directly in an account strictly for the Museum, thereby allowing interest to accrue to the Museum fund.

Treasurer Baldwin advised that she has been gradually increasing the County's investments over a period of time. The funds are being placed in a variety of short-time farm home loan banks with better interest rates.

### **LIQUOR LICENSE TRANSFER**

Chairman Zeiger opened the public hearing for a liquor license transfer at 10:01 a.m.

Clerk Smith stated that Three Forks Lodge has made application for a transfer from Robert F. and Janice L. Konrath, and that the proper notice has been published.

John McPherson and Jay Linderman presented blueprints of the new lodge for the

Commissioners' perusal.

Chairman Zeiger closed the public hearing at 10:06 a.m.

Commissioner Weickum moved to approve transfer of the liquor license from Robert F. and Janice L. Konrath (4K Country Club) to the Three Forks Lodge. Chairman Zeiger seconded and the motion carried unanimously.

Mr. McPherson asked that the minutes reflect his gratitude to Carbon County and particularly the Commissioners for their assistance with this project.

### **SENIOR SERVICES**

Terri Archer presented her monthly report to the Commissioners. Ms. Archer advised that she would go out for bids on a freezer for the Saratoga Senior Center. Ms. Archer further advised that the floor in the Saratoga Senior Center is in need of repairs.

### **ECONOMIC DEVELOPMENT INFORMATION**

Jerry Paxton advised that he attended a meeting in Encampment on December 1, 2006. Mr. Paxton advised there is a gentleman named Rob Davis who has expressed interest in starting up a pellet mill, and he runs a pellet mill in Arizona. Mr. Paxton advised that there seems to be a strong interest in the community in opening the mill.

### **EMERGENCY MANAGEMENT**

Greg Zabel presented a long-term special use lease agreement to the Commissioners.

Commissioner Weickum moved to approve the long-term special use agreement from Reliable 4-H Club (Peter Norris, representative) and Carbon County. Chairman Zeiger seconded, and the motion carried unanimously.

### **HOMELAND SECURITY GRANT STATUS**

Pam Farster presented her monthly status on the Homeland Security grants. Ms. Farster advised that things are right on schedule and all funds will be expended by December 31, 2006.

Ms. Farster asked the Commissioners if they wish to retain her services as a grant consultant even though she is relocating to Cheyenne. Ms. Farster advised that she could continue to work on the grants long-distance if they wish. The Commissioners agreed that Ms. Farster has done a great job as a grant consultant for the County, and they will continue to have her provide her services for Carbon County.

### **EXECUTIVE SESSION**

Commissioner Weickum moved to go into executive session for possible litigation and personnel issues at 10:48 a.m. with Tom Thompson. Chairman Zeiger seconded, and the motion carried unanimously.

Commissioner Weickum moved to come out of executive session at 11:16 a.m. Chairman Zeiger seconded, and the motion carried unanimously.

### **RECESS**

Chairman Zeiger recessed at 11:18 a.m. and reconvened at 11:28 a.m.

### **EXECUTIVE SESSION**

Commissioner Weickum moved to go into executive session for personnel and litigation at 11:28 a.m. with Tom Thompson. Chairman Zeiger seconded, and the motion carried unanimously.

Commissioner Weickum moved to come out of executive session at 11:56 a.m. Chairman Zeiger seconded and the motion carried unanimously. No action was taken.

**LUNCH**

Chairman Zeiger recessed for lunch at 12:00 p.m., and reconvened at 1:45 p.m.

**COOPERATIVE EXTENSION SERVICE**

Susan Parker and Sarah Francis came before the Commissioners to discuss the purchase of a newer utility vehicle for the Extension Office. Ms. Parker submitted information on various vehicles to the Commissioners.

Commissioner Weickum moved that Carbon County purchase the 2005 Chevrolet Suburban from Quality Motors for \$22,500.00. Chairman Zeiger seconded, and the motion carried unanimously.

Ms. Parker requested funds allowing them to purchase a smaller car as well as a utility vehicle for their needs. The Commissioners requested that she provide them with some information on vehicles and discuss it in January.

**PLANNING AND ZONING**

**Public Hearing Case File #06-12**

Chairman Zeiger opened a public hearing at 2:00 p.m. to hear Planning & Zoning Case File #06-12.

Kristi Rowan and Will Speer presented the following Case File:

**Case File #06-12 – Robert E. Smith, Jr. & Mable A. Smith:** Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agricultural (RRA-35.15) on approximately 35.15 acres. The RRA Zone allows residential and agricultural activities. The subject property is located 1-1/2 miles east of Rawlins off of the old Sinclair Highway. All that portion of the SW1/4NW1/4, Section 24, T21N, R87W, Carbon County, Wyoming, and containing 35.15 acres, more or less.

Per the Planning Commission, there is available access to a city water line.

There being no public comments, Chairman Zeiger closed the hearing at 2:05 p.m.

Commission Weickum moved to approve Planning & Zoning Case File #06-12, Robert E. Smith, Jr. and Mable A. Smith’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agricultural (RRA-35.15) on approximately 35.15 acres. Chairman Zeiger seconded, and the motion carried unanimously.

Commissioner Weickum moved to approve Resolution No. 2006-40, 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 #06-12. Chairman Zeiger seconded and the motion carried unanimously.

**Resolution No. 2006 - 40**

**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 November 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 December 5, 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 #06-12 – Robert E. Smith, Jr. & Mable A. Smith:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-35.15) on approximately 35.15 acres. The RRA Zone allows residential and agricultural activities. The subject property is located 1-1/2 miles east of Rawlins off the Old Sinclair Highway.

All that portion of the SW1/4NW1/4, Section 24, T21N, R87W, Carbon County, Wyoming, and containing 35.15 acres, more or less.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission: Density on the subject parcel shall not exceed one (1) single-family dwelling unit and associated structures on approximately 35 acres (RRA-35.15).

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

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

**PRESENTED, READ, AND ADOPTED** at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this \_\_\_\_\_5th\_\_\_\_\_ day of \_\_\_\_\_December\_\_\_\_\_, 2006.

**BOARD OF COUNTY COMMISSIONERS  
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 #06-24**

Chairman Zeiger opened a public hearing at 2:08 p.m. to hear Planning & Zoning Case File #06-24.

Kristi Rowan and Will Speer presented the following Case File:

**Case File #06-24 – Randall K. Boykin:** Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-481) on approximately 481 acres. The RRA Zone allows residential and agricultural activities. The subject property is located approximately 1-1/2 – 2 miles north of Encampment – off Carbon County Road #648. A tract of land located in Sections 31 & 32, T15N, R83W, 6<sup>th</sup> P.M., Carbon County, Wyoming. Lots two (2), three (3), and four (4), Southeast Quarter of the Northwest Quarter (SE1/4NW1/4), Northeast Quarter of the Southwest Quarter (NE1/4SW1/4), Northwest Quarter of the Northeast Quarter (NW1/4NE1/4), South Half of the Northeast Quarter (S1/2NE1/4), and the following five (5) acres in the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4): Beginning at a point 1320 feet more or less East of the Southwest corner of Section Thirty-One (31), running in an Easterly direction 366 feet to a point; thence in a Northerly direction 700 feet to a point; thence in a Westerly direction 366 feet to a point; thence in a Southerly direction 700 feet to the point of beginning, all in Section Thirty-One (31); The Northwest Quarter (NW1/4) of Section Thirty-Two (32), Township Fifteen (15) North, Range Eighty-Three (83), containing 481 acres.

Mr. Boykin informed the Commissioners that he plans to keep this property in agriculture, but is asking for the zone change to have other options.

There being no public comments, Chairman Zeiger closed the hearing at 2:11 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-24, Randall K. Boykin’s request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-481) on 481 acres. Chairman Zeiger seconded, and the motion carried unanimously.

Commissioner Weickum moved to approved Resolution No. 2006-41, 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 #06-24. Chairman Zeiger seconded and the motion carried unanimously.

**Resolution No. 2006 - 41**

**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 November 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 December 5, 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 #06-24 – Randall K. Boykin:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-481) on approximately 481 acres. The RRA Zone allows residential and agricultural activities. The subject property is located approximately 1-1/2 – 2 miles north of Encampment and Riverside – off Carbon County Road #648.

A tract of land located in Sections 31 & 32, T15N, R83W, 6<sup>th</sup> P.M., Carbon County, Wyoming. Lots two (2), three (3), and four (4), Southeast Quarter of the Northwest Quarter (SE1/4NW1/4), Northeast Quarter of the Southwest Quarter (NE1/4SW1/4), Northwest Quarter of the Northeast Quarter (NW1/4NE1/4), South Half of the Northeast Quarter (S1/2NE1/4), and the following five (5) acres in the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4): Beginning at a point 1320 feet more or less East of the Southwest corner of Section Thirty-One (31), running in an Easterly direction 366 feet to a point; thence in a Northerly direction 700 feet to a point; thence in

a Westerly direction 366 feet to a point; thence in a Southerly direction 700 feet to the point of beginning, all in Section Thirty-One (31); The Northwest Quarter (NW1/4) of Section Thirty-Two (32), Township Fifteen (15) North, Range Eighty-Three (83), containing 481 acres.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission: Density on the subject parcel shall not exceed one (1) single-family dwelling unit and associated structures on approximately 481 acres (RRA-481).

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

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

**PRESENTED, READ, AND ADOPTED** at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 5th day of December, 2006.

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

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

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Lee Meacham

-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

**Public Hearing Case File #06-25**

Chairman Zeiger opened a public hearing at 2:15 p.m. to hear Planning & Zoning Case File #06-25.

Kristi Rowan and Will Speer presented the following Case File:

**Case File #06-25 – Samuel R. Archuleta & Michelle A. Archuleta:** Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD-1.00) on approximately 1.00 acre. The RD Zone allows residential activities. The subject property is located approximately 2 miles south of Rawlins – off of Hwy. 71. A tract of land located in the SW1/4NE1/4 of Section 30, T21N, R87W, Carbon County, Wyoming. Beginning at a point that bears S5°45'27"W, 504.38 ft. from the Northeast 1/16 corner of said Sec 30; Thence S13°45'49"W, 208.71 ft. to a point; Thence N76°14'11"W, 208.71 ft. to a point; Thence N13°45'49"E, 208.71 ft. to a point; Thence S76°14'11"E, 208.71 ft. to the point of beginning, said tract containing 1.00 acres, more or less.

There being no public comments, Chairman Zeiger closed the public hearing at 2:17 p.m.

Commissioner Weickum moved to approve Planning & Zoning Case File #06-25, Samuel R. and Michelle A. Archuleta's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD-1.00) on approximately 1.00 acre. Chairman Zeiger seconded, and the motion carried unanimously.

Commissioner Weickum moved to approved Resolution No. 2006-42, 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 #06-25. Chairman Zeiger seconded and the motion carried unanimously.

**Resolution No. 2006 - 42**

**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 November 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 December 5, 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 #06-25 – Samuel R. Archuleta & Michelle A. Archuleta:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD-1.00) on

approximately 1.00 acre. The RD Zone principally allows residential activities. The subject property is located approximately 2 miles south of Rawlins – off HWY 71.

A tract of land in the SW1/4NE1/4 of Sec. 30., T21N, R87W, Carbon County, Wyoming, more completely described as follows: Beginning at a point that bears S5°45'27"W, 504.38 ft. from the Northeast 1/16 corner of said Sec 30; Thence S13°45'49"W, 208.71 ft. to a point; Thence N76°14'11"W, 208.71 ft. to a point; Thence N13°45'49"E, 208.71 ft. to a point; Thence S76°14'11"E, 208.71 ft. to the point of beginning, said tract containing 1.00 acres, more or less.

Pursuant to the recommendations of the Carbon County Planning & Zoning Commission: Density on the subject parcel shall not exceed one (1) single-family dwelling unit and associated structures on approximately 1.00 acre (RD-1.00).

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

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

**PRESENTED, READ, AND ADOPTED** at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 5th day of December, 2006.

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

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

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Lee Meacham

-s- Terry Weickum

Attest:

-s- Linda Ann Smith, Carbon County Clerk

**Case File #06-26 – Mario Orlando & Beth Anne Arguello:** Ms. Rowan presented the Certification of Recommended Action for approval of a Zone Change. Commissioner Weickum moved to schedule a public hearing on Case File #06-26 from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-10) on approximately 10 acres, a tract of land located in the SE1/4 of Tract 1, Mountain View Estates No. 2, also known as the SE1/4 NW1/4 NE1/4, Section 31, T18N, R83W, 6<sup>th</sup> P.M., located approximately 1-1/2 miles north of Saratoga and 2 miles east of Hwy. 230, near the intersection of the Fish Hatchery Road. The public hearing is scheduled for January 2, 2007 at 2:00 p.m. Chairman Zeiger seconded and the motion carried unanimously.

**Case File #06-27 – David R. & Linda I. Hammer:** Ms. Rowan presented the Certification of Recommended Action for approval of a Zone Change. Commissioner Weickum moved to schedule a public hearing on Case File #06-27 from Ranching, Agriculture, Mining (RAM) to Forestry Production and Seasonal Recreation (FPSR-56) on approximately 56 acres. The

Western Slope Lode Claim, Eureka Lode Claim, and Paragon Lode Claim, designated as Lot No. 160, is embracing a portion of Section 30, T14N, R84W, 6<sup>th</sup> P.M., in the Upper Platte Mining District, located approximately 8 miles south of Encampment and southeast of Hog Park Road, turn north on U.S. Forest Service Road #550-2.D, turn east on U.S. Forest Service Road #405-3.D. The public hearing is scheduled for January 2, 2007 at 2:00 p.m. Chairman Zeiger seconded, and the motion carried unanimously.

**Case File #06-28 – Joel D. & Lea A. Finch:** Ms. Rowan presented the Certification of Recommended Action for approval of a Zone Change. Commissioner Weickum moved to schedule a public hearing on Case File #06-28 from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-40) on approximately 40 acres, Tract 1, Mountain View Estates #4, platted over a portion of Section 33, T18N, R83W, 6<sup>th</sup> P.M., located approximately 3 miles north on Carbon County Road #205 and approximately 2 miles north of Saratoga. The public hearing is scheduled for January 2, 2007 at 2:00 p.m. Chairman Zeiger seconded and the motion carried unanimously.

**Case File #06-29 – Wesley & Kelly Kudera:** Ms. Rowan presented the Certification of Recommended Action for approval of a Zone Change. Commissioner Weickum moved to schedule a public hearing on Case File #06-29 from Ranching, Agriculture, Mining (RAM) to Residential (RD-1.68) on approximately 1.68 acres, a portion of the NE1/4 of Section 9, T12N, R91W, 6<sup>th</sup> P.M., the Rochelle-Bates Tracts, Tract #1, is located 1 mile east of Baggs off WY Hwy. 70 (Baggs-Dixon Highway). The public hearing is scheduled for January 2, 2007 at 2:00 p.m. Chairman Zeiger seconded and the motion carried unanimously.

#### **ROAD AND BRIDGE**

Bill Nation distributed and discussed the Road & Bridge Report dated December 5, 2006.

Mr. Nation opened bids for the 701 Dad/Wamsutter Road Project as follows: McMurry Brothers Ready Mix in the amount of \$1,589,477.00, Hyland Enterprises in the amount of \$1,218,643.75, and A&D Oilfield Dozers in the amount of \$1,550,330.00.

Commissioner Weickum moved to accept the bid from Hyland Enterprises in the amount of \$1,218,643.75 for the 701 Dad / Wamsutter Road Project.

#### **Proposed BROS Project**

Commissioner Weickum moved that Carbon County sign the letter of interest and apply to Jay Gould from Wyoming Department of Transportation for the proposed BROS Project, to include three (3) bridges – one at Elk Mountain, Battle Creek, and Savery Creek. Chairman Zeiger seconded, and the motion carried unanimously.

#### **JEFFREY CENTER DRAINAGE / SPRUCE STREET PROJECT**

Alice Garvin, Ara Erickson, Mike Smith, and Bob Woodhouse from the Jeffrey Center Board came before the Commissioners. Jake Lonn from the Wyoming Highway Department was also present.

Ms. Garvin advised the Commissioners that the Jeffrey Center is in need of French drain around the east side of the building to help protect the foundation. The anticipated cost for this drain system is \$240,000.00 to \$300,000.00.

Mr. Lonn advised that there will be a total reconstruction of Spruce Street in June of 2007, and they plan to start on 3<sup>rd</sup> Street from Cedar Street to Spruce Street. Mr. Lonn estimated this would take approximately six weeks to complete.

Mr. Lonn requested that the Commissioners give him a contact person and he would be happy to meet with them and discuss ideas. The Commissioners advised him to contact Bruce Taylor at the Jeffrey Center.

The Commissioners advised that this type of problem might also affect the Carbon Building and the courthouse.

## **CORONER'S OFFICE AND VEHICLE**

Paul Zamora came before the Commissioners to discuss his new position as County Coroner. The Commissioners advised Mr. Zamora that Sheriff Jerry Colson has an office for him, as well as a garage and storage area.

Mr. Zamora requested a pick-up with a topper on it for his use as County Coroner. The Clerk advised that there is approximately \$30,000 set aside for a vehicle.

## **SPECIAL HEALTH CARE DISTRICT ELECTION**

Linda Fleming advised the Commissioners that the Special Health Care District did pass with a 96 percent approval rating. Ms. Fleming advised that the Board of Directors would be sworn in at the Noyes Clinic on Friday, December 8, 2006.

The following individuals were selected to be on the Board of Directors: Robert L. Stocks, Ron Iversen, Linda Fleming, Charlotte Corson, and John Mixon.

## **BOARD APPOINTMENTS**

### **Jeffrey Center Board**

Bob Woodhouse was interviewed for consideration of reappointment to the Jeffrey Center Board. There is one 5-year term on the board expiring December 2011. Mr. Woodhouse advised that he has been a board member since 1993 and would like to remain on the board.

Commissioner Weickum moved to reappoint Bob Woodhouse to the Jeffrey Center Board for a 5-year term expiring December 2011. Chairman Zeiger seconded and the motion carried unanimously.

### **Planning & Zoning Commission**

Sonja Collamer applied for consideration of reappointment, and Ed "Shorty" Ballard, Wayne Platt, Kenneth Casner, Richard Wilson, Debra Allen, Greg Cooksey, and Larry Hicks applied for consideration of appointment to the Planning & Zoning Commission. There are two 3-year terms on the commission expiring December 2009. Commissioner Weickum moved to appoint Ed "Shorty" Ballard and Richard Wilson to the Planning & Zoning Commission each for a 3-year term expiring December 2009. Chairman Zeiger seconded and the motion carried unanimously.

### **Upper Platte River Solid Waste Disposal District**

Jean Stolns and Alyson Sneddon applied for consideration of appointment to the Upper Platte River Solid Waste Disposal District. There is one 3-year term on the board expiring September 2009. Commissioner Weickum moved to appoint Alyson Sneddon to the Upper Platte River Solid Waste Disposal District for a 3-year term expiring September 2009. Chairman Zeiger seconded and the motion carried unanimously.

### **Museum Board**

Mark Ducker applied for consideration of appointment to the Museum Board. There is one 3-year unexpired term on the board expiring July 2007. Commissioner Weickum moved to appoint Mark Ducker to the Museum Board for an unexpired 3-year term expiring July 2007. Chairman Zeiger seconded and the motion carried unanimously.

### **Economic Development Corp.**

Greg Cooksey, John O'Grady, Tobi Wickum, David Nightingale, and Kenneth Casner applied for consideration of appointment to the Economic Development Corp. There are two 3-year terms on the board expiring December 2009. These individuals will be interviewed on Thursday, December 7, 2006.

## **ADJOURNMENT**

There being no further business, Chairman Zeiger adjourned the meeting at 4:45 p.m.

-s- Linda Ann Smith, Carbon County Clerk

Approved this 19th day of December, 2006.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Artlin Zeiger, Chairman