

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, December 4, 2012
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 4, 2012 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Vice Chairman Jerry Paxton; Commissioner Leo Chapman; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett. Chairman Weickum was absent at 9:00 a.m. but joined the meeting at 10:23 a.m.

Vice Chairman Paxton called the meeting to order at 9:06 a.m.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$613,218.01
Commissioner Paxton seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
4IMPRINT, INC	SUPPLIES	\$918.38
A & D OILFIELD DOZERS INC.	PICK BRIDGE CONSTRUCTION/RETAINAGE	\$185,588.63
ALBANY COUNTY GIS	ASSESSOR & GIS HOSTING FEE	\$2,000.00
ALL IN ONE	GREASE TRAP MAINTENANCE	\$709.00
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$140.18
AMERIGAS	PROPANE SERVICES	\$1,362.26
BANK OF COMMERCE (ACH)	CCSO VEHICLES	\$8,327.64
BARKHURST COLLISION CENTER	VEHICLE MAINTENANCE	\$3,270.00
BARKHURST, RAY	MILEAGE	\$34.80
BOB BARKER COMPANY, INC.	SUPPLIES	\$290.00
BRESNAN COMMUNICATIONS	CABLE/INTERNET/FIBER LINE	\$5,119.24
BSN SPORTS	SUPPLIES	\$180.25
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$187.97
BUSINESS RADIO LICENSING	RADIO LICENSING	\$110.00
CANDY MOUNTAIN	SUPPLIES	\$15.00
CAPITOL COMMUNICATIONS	MUSEUM PHONE SYSTEM	\$487.50
CARBON COUNTY FUNERAL HOME	CASKET	\$650.00
CARBON COUNTY SENIOR SERVICES	LOWRANCE MEALS	\$51.00
CARBON MERCANTILE CORPORATION	SHERIFF UNIFORMS	\$1,375.57
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$955.61
CBM FOOD SERVICE	JAIL MEALS	\$5,546.94
CDW GOVERNMENT, INC.	SUPPLIES	\$545.77
CENTRAL RESTAURANT PRODUCTS	SUPPLIES	\$377.94
CENTURY LINK	TELEPHONE SERVICES	\$180.26

CENTURYLINK	TELEPHONE SERVICES	\$4,732.21
CENTURYLINK-PHOENIX	TELEPHONE SERVICES	\$879.30
CHAPMAN, LEO	MILEAGE	\$150.00
CMI-TECO	SUPPLIES	\$94.00
CNA SURETY	NOTARY BOND	\$50.00
COLORADO DEPARTMENT OF PUBLIC	OCTOBER 2012 TOXICOLOGY	\$105.00
COUNTRY STORE	FUEL	\$81.39
COWDIN, JOHN	MILEAGE	\$32.40
CRESTLINE SPECIALTIES, INC.	SUPPLIES	\$561.97
CRUZ, PAUL	BUILDING MAINTENANCE	\$100.00
DACO CONSTRUCTION COMPANY, INC.	NAVAIDS CONSTRUCTION/RETAINAGE	\$124,986.00
DAILY TIMES	NEWSPAPER ADS	\$673.10
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$38.39
DELEON, JOHN	LEGAL SERVICES	\$2,010.75
DEVINE, LINDA E.	LEGAL SERVICES	\$5,181.25
DIXON, TOWN OF	WATER SERVICES	\$276.00
DOI/BLM	CEMETERY/MUSEUM LEASE	\$2,474.50
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$519.74
EASTLUND, NANCY	SHERIFF UNIFORMS	\$18.00
ELK MOUNTAIN, TOWN OF	ELK MOUNTAIN S.C./WATER SERVICES	\$554.50
ESRI	SOFTWARE MAINTENANCE	\$6,309.59
FARMER BROTHERS COFFEE	SUPPLIES	\$105.76
FIRST CALL COMMUNICATIONS	MUSEUM PHONE SYSTEM	\$4,633.00
FREMONT MOTORS - RAWLINS	PARTS	\$209.25
GALLS, AN ARAMARK COMPANY	SUPPLIES	\$44.45
GEOXPLORE	FY 2011/FY 2012 CMAQ TESTING	\$6,000.00
GLAXOSMITHKLINE PHARMACEUTICALS	VACCINE	\$661.60
GRAINGER	SUPPLIES	\$1,959.86
HERRING, PAUL	GREASE/OIL	\$1,126.30
HETTGAR, BRIDGET M RN	MEAL/MILEAGE	\$184.74
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$357.91
HILLTOP CONOCO	FUEL	\$74.77
HORIZON LABORATORY, LLC	LABORATORY SERVICES	\$4,871.00
HOWARD SUPPLY COMPANY	SUPPLIES	\$634.56
INTERMOUNTAIN RECORD CENTER, INC.	LAND OFFICE MICROFILMING	\$509.03
J H KASPAR OIL COMPANY	FUEL	\$4,280.10
JACKALOPE PRINTING	SUPPLIES	\$606.35
JACK'S BODY & FENDER REPAIR	TOW CHARGES	\$394.00
JERRY'S DONUTS	SUPPLIES	\$31.47
KAISLER, TODD	MILEAGE	\$54.00
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$34.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$1,032.13

KINETIC LEASING	LEASE PAYMENTS	\$61,776.00
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$53.16
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$1,500.00
KONE ELEVATORS ESCALATORS	ELEVATOR MAINTENANCE	\$475.71
L & L ELECTRIC	SERVER ROOM ELECTRICAL	\$1,236.80
MEDICINE BOW HEALTH CENTER	HEALTH SUBSIDY	\$3,600.00
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$997.00
MILLER, JIM	MILEAGE	\$30.60
MILLER, JULI	MEAL/MILEAGE/SUPPLIES	\$236.02
MODERN MARKETING, INC	SUPPLIES	\$620.51
MOORE MEDICAL CORP.	SUPPLIES	\$49.78
MY OFFICE ETC.	SUPPLIES	\$2,283.09
NATRONA COUNTY SHERIFF'S OFFICE	INMATE HOUSING	\$585.00
NEWMAN TRAFFIC SIGNS	SUPPLIES	\$181.83
NORCO, INC.	WELDING MACHINE/CYLINDER RENTAL	\$4,923.44
OPFAR, CLAUDIA	MILEAGE	\$90.50
OPTIMUM	INTERNET ACCESS	\$74.90
O'REILLY AUTO PARTS	BUILDING MAINTENANCE	\$3.68
OVERHEAD DOOR COMPANY	SUPPLIES	\$135.00
PAGE ONE	SHERIFF PAGERS	\$509.04
PEDERSEN PLANNING CONSULTANTS	FEASIBILITY STUDY	\$18,005.00
PERKINS CONOCO	FUEL	\$163.80
PERKINS OIL CO	FUEL	\$1,385.72
PHILLIPS 66-CONOCO-76	FUEL	\$1,840.17
PHP OF WY, INC	SUBSCRIPTION	\$20.00
PITNEY BOWES	SERVICE AGREEMENT/MACHINE RENTAL	\$1,538.00
POWELL, THOMAS	POSTAGE	\$18.95
PRAIRIE DOG ELECTRIC, LLC	BUILDING MAINTENANCE	\$87.27
QUESTAR GAS	GAS SERVICES	\$112.39
QUILL CORPORATION	SUPPLIES	\$1,127.45
R D J SPECIALTIES INC	SUPPLIES	\$530.87
RAWLINS AUTOMOTIVE	208-PARTS	\$670.28
RAWLINS GLASS	GLASS REPAIRS	\$1,502.84
RAWLINS, CITY OF	BURIAL/MEMBERSHIPS	\$90.00
RICOH USA INC	IT COPIERS	\$3,302.03
RICOH USA, INC	IT COPIERS	\$274.23
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$1,852.54
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE	\$478.23
SARATOGA AUTO PARTS, INC.	SUPPLIES	\$568.40
SCOGGIN, WILLIAM	DENTAL RECORDS ANALYSIS	\$225.00
SHEPARD'S	FUEL	\$18.01
SHIVELY HARDWARE	SUPPLIES	\$43.44

SMITH TRANSFER & STORAGE, INC.	MOVE PAPER	\$187.50
SNAP-ON TOOLS	SUPPLIES	\$86.20
SOURCE GAS	GAS SERVICES	\$9,164.78
SPECIALIZED PATHOLOGY CONSULTANTS	AUTOPSY FEES	\$1,040.00
SPILLMAN TECHNOLOGIES	SPILLMAN SOFTWARE MAINTENANCE	\$29,228.00
SQUARE SHOOTERS EATING HOUSE	MEALS	\$198.30
STAPLES ADVANTAGE	SUPPLIES	\$416.36
STATE OF WYOMING (A&I)	MAINFRAME ACCESS	\$21.09
STRYKER SALES CORPORATION	POWER LOAD/SUPPLIES	\$21,177.00
SWEETWATER COUNTY SHERIFF'S OFFICE	INMATE HOUSING	\$7,770.00
SWISHER HYGIENE FRANCHISEE TRUST	SUPPLIES	\$195.78
TERMINIX	PEST CONTROL	\$849.00
THOS. Y. PICKETT & CO., INC.	VALUATION CONTRACT INSTALLMENT	\$5,250.00
TRADING POST	FUEL	\$77.68
TREVATHAN, SABRINA RPR	TRANSCRIPTION	\$220.40
TRUE VALUE OF RAWLINS	SUPPLIES	\$252.59
T'S KEYS	BUILDING MAINTENANCE	\$40.00
TYLER TECHNOLOGIES, INC	IDOC/ITAX HOSTING/TECH SUPPORT	\$7,285.00
U S POSTMASTER-RAWLINS	ELECTIONS POSTAGE/PO BOX RENT	\$102.25
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$2,073.10
VALLEY OIL COMPANY	FUEL	\$1,942.89
VAN'S WHOLESALE LLC	SUPPLIES	\$629.38
VERIZON WIRELESS	TELEPHONE SERVICES	\$690.43
W C & P A A	2013 DUES	\$600.00
WEST PAYMENT CENTER	MONTHLY INFORMATION CHARGES	\$1,190.83
WILKERSON, JAMES A IV M.D.	AUTOPSY FEES	\$2,080.00
WY BRAND INDUSTRIES	SUPPLIES	\$831.08
WY DEPT OF ENVIRONMENTAL QUALITY	2013 TANK FEES	\$50.00
WY DEPT OF HEALTH	MOTOR VEHICLE BILLING	\$219.50
WY MACHINERY COMPANY	PARTS/VEHICLE MAINTENANCE	\$4,583.74
WY PEACE OFFICERS ASSOC	DUES	\$550.00
WY TAXPAYERS ASSOCIATION	MEMBERSHIP	\$200.00
XEROX CORPORATION-RENT	IT COPIERS	\$4,387.14
YOUNGBERG PLUMBING & HEATING	BUILDING MAINTENANCE	\$355.00
GRAND TOTAL		\$613,218.01

CLERK

Minutes

Commissioner Chapman moved to approve the minutes of the November 20, 2012 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Monthly Receipts

Commissioner Chapman moved to accept the monthly statement of fees collected for November 2012 for the County Clerk in the amount of \$17,019.50, Planning and Development Department receipts for the month of November 2012 in the amount of \$2,145.00 and Carbon County Attorney discovery billing of earnings for November 2012 in the amount of \$45.00. Commissioner Paxton seconded and the motion carried unanimously.

Bridge Inspection

Clerk Bartlett advised that the Third Sand Creek Bridge located approximately 11 miles northeast of the Town of Elk Mountain at milepost 9.60 was found non-compliant with the National Bridge Inspection Standards for posting of load restricted bridges. She advised the Wyoming Department of Transportation has provided the county with two new signs to be posted.

Community Services Block Grant Program Contract

Clerk Bartlett presented a contract to provide activities and supportive services to low-income individuals and families in the amount of \$72,143.00. She noted that Deputy Attorney Mike Kelly has reviewed the contract.

Commissioner Chapman moved to approve the Contract between Wyoming Department of Health, Public Health Division and Carbon County pertaining to the Community Services Block Grant Program in the amount of \$72,143.00. Commissioner Paxton seconded and the motion carried unanimously.

Grants

Clerk Bartlett provided an update of the status of numerous grants.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Deputy Attorney Mike Kelly made the BOCC aware the draft Environmental Impact Statement (EIS) for the Creston Junction Project is in from the Bureau of Land Management (BLM). Mr. Kelly stated the UR Energy Lost Creek Uranium Project is subject to a lawsuit however the BLM has recently denied an appeal for a stay.

Mr. Kelly stated a lawsuit has been filed in the Green Mountain Common Allotment case and while this is in Sweetwater County there are Carbon County residents that graze the area. Mr. Kelly stated the draft EIS for the Transwest Express project still shows four alternative routes including the one the county does not favor. He proposed drafting an objection to one of the routes.

Commissioner Chapman moved to draft a letter to the Bureau of Land Management asking that alternative C be removed from consideration as a proposed route as listed in the draft Environmental Impact Statement for the Transwest Express project. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Kelly reported that he learned yesterday from the BLM that there was a cooperators meeting last week dealing with usage of the Platte River. He noted that the county again was not invited to participate in that meeting and Mr. Kelly has asked the BLM to let us know on any future meetings about this.

Mr. Kelly reported that John Rutherford has solicited bids for snow removal for the County Fire Station at Ryan Park. The bids received were from Homer Beach for \$70.00, Jim Piche \$75.00, and Reggie Forester \$90.00.

Commissioner Chapman moved to allow the County Fire Warden to award a contract for snow removal at the County Fire Station at Ryan Park in the best interest of the county. Commissioner Paxton seconded and the motion carried unanimously.

Sheriff

Sheriff Jerry Colson opened sealed bids for a 2012 or newer 7 passenger minivan to be used as a transport van for inmates. Bids were as follows: Greiner Motors bid \$20,785.00 for a 2013 Dodge Grand Caravan SE and Dallin Motors bid \$21,210.00 for a 2012 passenger minivan. The BOCC asked Sheriff Colson to return later and recommend a bid. Sheriff Colson noted he would be trading an older bid and that each bid includes the trade-in allowance.

Assessor

County Assessor Cheryl Ross presented abates and rebates for the Chairman's signature.

Attorney

County Attorney Cal Rerucha thanked the BOCC for their service over the past years. He noted that the county is, by policy, closed on Christmas Day and New Years Day both fall on a Tuesday however offices would be open on Monday. He requested the Commissioners authorize the county offices to close Christmas Eve. The BOCC stated it would consider the request. Sheriff Colson stated that from a financial standpoint and the impact on his budget, that if the county were to close Christmas Eve, he would have 29 people working that he must pay 232 hours of comp time totaling over \$5,000.00 if paid and otherwise would be used later and paid in time not worked.

Emergency Management Coordinator

John Zeiger, Energy Management Coordinator, presented a proposed program budget form from Homeland Security for grant funds for the Emergency Management Coordinator position.

Commissioner Chapman moved to approve the Wyoming Office of Homeland Security, Wyoming County Proposed Program Budget Fiscal Year 2013 for the Emergency Management Coordinator position in the amount of \$40,375.12. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Zeiger reported that the second Local Emergency Planning Commission (LEPC) meeting was held. It was well attended and he noted the National Guard has offered to conduct trainings locally.

Commissioner Paxton asked what the newly elected Commissioners should be trained in. Mr. Zeiger highly recommended they take Incident Command System (ICS) training, 100, 200 and 700. He also recommended 300 and 400. Commissioner Paxton asked that the information be e-mailed to each of them.

Planning Department

County Planning Director Sid Fox reported that the Governor's Office is working on a statewide energy policy with a meeting this Thursday. He reported the regular Planning & Zoning Commission meeting was held yesterday.

Commissioner Paxton asked Clerk Bartlett to draft a letter of appreciation to Ed "Shorty" Ballard for his service on the board.

Road & Bridge

Road & Bridge Superintendent Bill Nation responded to the earlier request for Christmas Eve off and stated 8 employees will lose vacation time if not used by the end of the year. He stated he will support whatever decision is made by the Commissioners.

Mr. Nation reported that he and crews are working on bridges throughout the county as this is a low water year making this work easier. Mr. Nation reported new signs are in place on County Road 3 per the letter Clerk Bartlett discussed earlier.

Chairman Weickum joined the meeting at 10:23 a.m.

Mr. Nation discussed other work his staff is completing.

RECESS

Chairman Weickum recessed at 10:37 a.m. and reconvened at 11:02 a.m.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Ned Hill, Chief Executive Officer and Brenda Rees, Chief Financial Officer discussed the hospital's financial status as of October 31, 2012. Loren Simnett and Dr. Cesko from the board were also present. Ms. Rees noted that accounts payable is increasing again due to the difficulty collecting cash. She also reported the annual Medicaid match was paid and should be refunded soon.

There was discussion of the issues with low cash on hand

RECESS

Chairman Weickum called a recess at 11:21 a.m. and reconvened at 11:26 a.m.

FAIRGROUNDS

Andy Herring, Fairgrounds Groundskeeper was asked by the BOCC if there is a problem with the windows at his residence at the fairgrounds due to a recent injury by a member of the public. Mr. Herring stated there are 8 windows at \$480.00 each installed. Mr. Herring noted in the meantime he constructed a solution to the windows falling so that it would not injure anyone. The BOCC stated this should be requested in the future budget and demand it be funded.

Chairman Weickum reported that he has seen door issues in the new building. Ray Barkhurst of the board noted they are waiting on the contractor that installed the doors to fix the issues. The BOCC suggested the board meet with Attorney Kelly about it. Chairman Weickum again stressed to the board that the public be aware that the building is available to be rented and used. He also stated he feels the building is in poor condition.

Commissioner Paxton wondered if the BOCC needed to clarify what the maintenance issues of the entire fairgrounds are to better identify what the employee and what needs contracted out. In essence a long-term maintenance plan for the property. Commissioner Chapman stated he and Buildings Manager Leroy Graham would assist Mr. Herring with this. Commissioner Elect Lindy Glode offered to attend as well so she can learn about the facilities.

Commissioner Chapman discussed calls he received from people using the new facility noting it is very dark on the property and suggested outdoor lighting be on in the evening.

BOARD INTERVIEWS / APPOINTMENTS

Larry Kmoch was interviewed for consideration of appointment to the Predator Management District, Richard Wilson was interviewed for consideration of reappointment to the Planning & Zoning Commission, Ray Barkhurst was interviewed for consideration of reappointment to the Fair Board and an application for the Jeffrey Center Board was received late.

Commissioner Chapman moved to appoint Larry Kmoch to the Predator Management District for a three year term expiring December 2015. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to reappoint Richard Wilson to the Planning & Zoning Commissioner for a three year term expiring December 2015. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Paxton asked Mr. Barkhurst if he has had any conflict with his daughter being a county employee at the fairgrounds. He clarified that she is not employed by the Fair Board but by the county. Mr. Barkhurst stated he has not had any conflict and does not foresee any.

Commissioner Chapman moved to reappoint Ray Barkhurst to the Fair Board for a five year term expiring January 2018. Commissioner Paxton seconded and the motion carried unanimously.

SHERIFF BIDS

Sheriff Colson returned and recommended accepting the bid from Dallin Motors as the difference between the two bids is only \$425.00 and Dallin Motors is local and would likely make up the difference in service.

Commissioner Paxton moved to accept the bid from Dallin Motors in the amount of \$21,210.00 for a 2013 Dodge Grand Caravan SE. Commissioner Chapman seconded and the motion carried unanimously.

Sheriff Colson noted he would be installing a security screen in this vehicle with his leftover budgeted funds.

LUNCH

Chairman Weickum called a recess at 12:19 p.m. and reconvened at 1:32 p.m.

PLANNING & ZONING

Public Hearing – Z.C. Case File No. 2012-13

Chairman Weickum opened a public hearing at 1:32 p.m. to hear Planning & Zoning Z.C. Case File No. 2012-13. Sid Fox, County Planning Director presented Z.C. Case File No. 2012-13 – Ragan R. Evans & Alta G. Herndon's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD)) on Lot 17 of Tract "A" located in Ryan Park. Chairman Weickum called for comments for or against this matter. There being no comments Chairman Weickum closed the public hearing at 1:36 p.m.

Commissioner Chapman moved to approve Resolution No. 2012-48 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2012-13. Commissioner Paxton seconded and the motion carried unanimously.

RESOLUTION NO. 2012-48

A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission.

Z.C. Case File #2012-13

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 5, 2012, which said hearing was advertised by public notice at least thirty (30) days prior to hearing; and

WHEREAS, at the Monday, November 5, 2012, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, November 5, 2012, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board

of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment(s) to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment(s), which said hearing occurred on Tuesday, December 4, 2012; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment(s); and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment(s) have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Wyoming Zoning Resolution of 2003, as amended; and **WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment(s) is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2003, as amended; 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 Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment(s) to the Carbon County Official Zoning Map.

Z.C. Case File #2012-13 – Ragan R. Evans and Alta G. Herndon (Applicants) and William and Ruth Westerfield (Land Owners): Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD) on Lot 17 of Tract “A” located in Ryan Park. The density for the RD zoning district being a maximum of one (1) single family dwelling unit and associated structures permitted on Lot 17. The RD Zone allows primarily residential activities.

Legal Description: Lot 17, Tract “A”, Ryan Park, Carbon County, Wyoming.

Parcel Number: 16812830101700

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

1. That the Carbon County Board of County Commissioners, hereby adopt this amendment(s) as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture, Mining (RAM) to Residential (RD) for Lot 17, of Tract “A”, Ryan Park.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 4th day of December, 2012.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Leo Chapman, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – C.U. Case File No. 2012-06

Chairman Weickum opened a public hearing at 1:39 p.m. to hear Planning & Zoning C.U. Case File No. 2012-06. Thomas Powell presented C.U. Case File No. 2012-06 – Nabors Well Services Co. / Nabors Drilling Service Co.’s request for a Conditional Use Permit on approximately 43 acres in a RAM Zone to reduce the capacity of an existing construction camp from 168 individuals to 50 individuals, and add equipment storage for pipe tubs and similar oil and gas field construction equipment. Chairman Weickum called for comments for or against this matter. There being no comments Chairman Weickum closed the public hearing at 1:52 p.m.

Commissioner Chapman moved to approve Resolution No. 2012-49, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding C.U. Case File No. 2012-06. Commissioner Paxton seconded and the motion carried unanimously.

RESOLUTION NO. 2012-49

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming
adopting the recommendation of the Carbon County Planning and Zoning Commission.**

C.U. Case File #2012-06

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2003, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 5, 2012, which said hearing was advertised by public notice at least within thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, November 5, 2012, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of the Monday, November 5, 2012, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners pursuant to the Carbon County Zoning Resolution of 2003, as amended for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2003, as amended and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation; advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on Tuesday, December 4, 2012; and

WHEREAS, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment(s); and

WHEREAS, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended, specifically, Section 5.6, Conditional Use Permits; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed permit is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2003, as amended, 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 Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following Conditional Use Permit application.

C.U. Case #2012-06 – Nabors Well Services, Co. (Applicant) and Nabors Drilling USA, LP (Land Owner): Request for a Conditional Use Permit on approximately 43 acres in the Ranching, Agriculture, Mining (RAM) Zone to reduce the capacity of an existing construction camp from 168 individuals to 50 individuals plus up to 3 separate 1-12 man temporary crew quarters for a total sleeping capacity of 86 persons. Also proposed is equipment storage for pipe tubs and similar oil and gas field construction equipment. This Conditional Use Permit supersedes and replaces the previous approval granted in C.U. Case File #05-25.

Parcel Number: 16920810003000

Legal Description: A tract of land lying East of Wyoming Highway 789 in the SE1/4 of Section 5, T16N, R92W, 6th P.M., Carbon County, Wyoming, more completely described as follows: Beginning at the Southeast corner of said Section 5; Thence N0°00'46"W, 2641.82 feet along the East section line of said Section 5 to the East ¼ corner of said Section 5; Thence S89°56'27"W, 748.79 feet along the centerline of said Section 5 to a point on the Easterly right-of-way of Wyoming Highway #789; Thence S1°13'17"E, 2642.25 feet along said Easterly right-of-way of Wyoming Highway #789 to a point on the South line of said Section 5; Thence N89°56'59"E, 693.05 feet to the point of beginning.

VIOLATION: In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

CONDITIONS OF APPROVAL:

1. All conditions associated with C.U. Case # 05-25 are superseded by this updated permit.
2. That the facility's perimeter fencing be maintained as built.
3. Permitted capacity of up to fifty (50) persons at the construction/man camp and no more than three (3) of the separate one (1) to twelve (12) man crew quarters can be present on the site at any time.
4. Prior to placement of any of the separate one (1) to twelve (12) man crew quarters that the permit holder consult with the State Fire Marshal's Office for compliance with all applicable safety regulations.
5. That the separate one (1) to twelve (12) man crew quarters will require building permits prior to installation (building permits will not be issued until compliance is determined by the State Fire Marshall's Office). The Carbon County Planning and Development Department will also be notified upon removal of these structures.
6. That the placement of the pipe tubs on the site be done in a manner that would not restrict/limit safe access for employees as well as emergency vehicles.
7. Due to the temporary nature of the use approved and the evolving needs of the oil and gas industry, this CUP shall be valid for five (5) years from the date of approval. If the owner and applicant desire that the use be extended beyond five (5) years, a new Conditional Use Permit application shall be submitted.
8. In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

NOW THEREFORE BE IT RESOLVED BY THE

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:

1. That the Carbon County Board of County Commissioners, hereby approve this CUP-Conditional Use Permit as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2012-06) on approximately 43 acres in the Ranching, Agriculture, Mining (RAM) Zone.
2. That any use for which this conditional use permit is granted must be commenced within two (2) years from the date of approval, otherwise this conditional use permit shall become null and void and be of no further effect in the absence of further action on the part of Carbon County.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 4th day of December, 2012.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Leo Chapman, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Certifications

Mr. Fox presented the Certifications of Recommended Action for Z.C. Case File No. 2012-14 and Z.C. Case File No. 2012-15.

Commissioner Chapman moved to schedule a public hearing for January 7, 2013 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming for Zone Change Case File No. 2012-14 submitted by Brad and Kristen Dirck and Zone Change Case File No. 2012-15 submitted by Day Ranch, Inc. Commissioner Paxton seconded and the motion carried unanimously.

COMMISSIONERS DISCUSSION

The earlier request for the county to be closed Christmas Eve was further discussed. Sheriff Colson again explained his earlier comments for the Chairman's benefit.

Commissioner Chapman moved to close county offices and declare December 24, 2012 a holiday. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton thanked the Commissioners Elect and Commissioner Chapman for attending the recent NEPA training. He also discussed he will be attending the Governor's energy policy meeting this Thursday. He will also be traveling to Douglas to talk about the big horn sheep issue in the Medicine Bow forest where domestic sheep may not be allowed to graze.

US FOREST SERVICE

Melanie Fullman, Saratoga's new US Forest Service District Ranger introduced herself.

CLERK

Clerk Bartlett requested authorization for the Chairman to sign a Wyoming Energy Lease program application on behalf of the county for a 0% lease up to \$100,000.00 for the Carbon Building HVAC project.

Commissioner Chapman moved to authorize the Chairman to sign the Wyoming Energy Lease program application for the Carbon Building HVAC project. Commissioner Paxton seconded and the motion carried unanimously.

ADJOURNMENT

Commissioner Paxton moved to adjourn the meeting at 2:27 p.m. Commissioner Chapman seconded and the motion carried unanimously.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 18th day of December 2012

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman