

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, February 1, 2011
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, February 1, 2011 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; County Clerk Gwynn Bartlett; and Deputy Clerk Kathy Turner. Vice Chairman Jerry Paxton joined the meeting later.

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

AGENDA AMENDMENT

Clerk Bartlett advised Shorty Ballard would like to be added to the agenda after Memorial Hospital of Carbon County to discuss the formation of Senior Housing Joint Powers Board and Planning & Zoning cancelled and would like to move the Commissioners discussion to 11:45 p.m.

Commissioner Chapman moved to amend the agenda to add Shorty Ballad at 1:15, move the Commissioners discussion to 1:45 pm. and drop Planning & Zoning at 1:30 p.m. Chairman Weickum seconded and the motion carried unanimously.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$110,050.12. Chairman Weickum seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	MATS	\$190.93
AMERIGAS	PROPANE SERVICES	\$3,937.77
AT & T	TELEPHONE SERVICES	\$3.40
BANK OF COMMERCE (ACH)	NOV/DEC ACH FEES	\$60.00
BARKHURST, RAY	MILEAGE	\$34.80
BEST WESTERN COTTONTREE	MOTEL CHARGES	\$462.00
BOB BARKER COMPANY, INC.	SUPPLIES	\$95.36
BRESNAN COMMUNICATIONS	CABLE SERVICES	\$24.92
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$124.77
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$585.39
CBM FOOD SERVICE	JAIL FOOD	\$2,715.92
CDW GOVERNMENT, INC.	IT EQUIPMENT	\$164.04
CENTURY LINK	TELEPHONE SERVICES	\$63.58
COLONIAL FLAG	SUPPLIES	\$250.25
COMPUTER GENERATED SOLUTIONS	IT SOFTWARE MTCE	\$50.00
COMPUTER SOFTWARE ASSOCIATES	IT INTERNET & WEBSITE	\$250.00
COUNTRY STORE	FUEL	\$57.96

COWBOY SUPPLY HOUSE	SUPPLIES	\$106.95
COWDIN, JOHN	MILEAGE	\$32.40
DAHLKE, ARTHUR W.	MILEAGE	\$24.00
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$462.51
DIXON, TOWN OF	WATER SERVICES	\$83.00
EAGLE UNIFORM SUPPLY	SUPPLIES	\$71.14
ELK MOUNTAIN, TOWN OF	WATER SERVICES	\$54.50
EMBLEM ENTERPRISES, INC.	SHERIFF UNIFORMS	\$171.44
ENCAMPMENT, TOWN OF	WATER SERVICES	\$66.00
ENERGY MINERALS COUNTIES COALITION	FY 2011 2ND QUARTER DUES	\$6,250.00
FRANCE, TARA	TRANSCRIPTION	\$735.25
GALLS, AN ARAMARK COMPANY	SUPPLIES	\$918.19
GRAINGER	PARTS	\$256.79
HANNA, TOWN OF	WATER SERVICES	\$78.50
HEROLD IRON WORKS	HEAVY EQUIPMENT PARTS	\$85.82
HIGH DESERT WELDING & MACHINE LLC	PARTS	\$10.14
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$56.44
HORIZON LABORATORY, LLC	DRUG SCREEN TESTS	\$156.00
IKON FINANCIAL SERVICES	IT COPIERS	\$3,129.81
J H KASPAR OIL COMPANY	FUEL	\$4,657.97
JACKALOPE PRINTING	SUPPLIES	\$284.44
JEFFERSON COUNTY SHERIFF	PAPER SERVICE	\$19.65
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$886.53
L & L ELECTRIC	ELECTRICAL MAINTENANCE	\$156.60
LAWSON PRODUCTS INC	HEAVY EQUIPMENT PARTS	\$1,062.01
LONG BUILDING TECHNOLOGIES, INC.	BUILDING REPAIRS	\$629.10
LS COUNSELING & PSYCHOEDUCATIONAL SVC	PROFESSIONAL SERVICES	\$150.00
MACPHERSON, KELLY & THOMPSON, LLC	LEGAL SERVICES	\$324.11
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$28,552.94
MILLER, JIM	MILEAGE	\$31.20
MOELLER, MARIE	CLEANING SERVICES	\$227.50
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$291.53
MURANE & BOSTWICK, LLC.	CONSULTATION SERVICES	\$2,139.99
NATIONAL 4-H COUNCIL-SUPPLY SERVICE	SUPPLIES	\$7.13
NORCO, INC.	SUPPLIES	\$45.84
OFFICE DEPOT	SUPPLIES	\$151.69
PAGE ONE	TELEPHONE SERVICES	\$264.88
PARKWAY PLAZA	MOTEL CHARGES	\$70.00
PERKINS OIL CO	FUEL	\$1,424.90
PERUE PRINTING	CONTRACT FEES	\$670.53
PLAINSMAN PRINTING & SUPPLY	SUPPLIES	\$181.75
QWEST	TELEPHONE SERVICES	\$422.21
RAWLINS AUTOMOTIVE	PARTS	\$229.90
RENDEZVOUS LODGE LLC.	FOOD/FUEL	\$399.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$12,158.38
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE	\$59.43
SAENZ, DIANE	REIMBURSEMENT	\$21.00
SARATOGA AUTO PARTS, INC.	PARTS	\$380.79
SARATOGA SUN	NEWSPAPER ADS	\$675.00

SARATOGA, TOWN OF - WATER	WATER SERVICES	\$21.75
SHEPHERD & SONS, INC.	BUILDING REPAIRS	\$417.98
SHIVELY HARDWARE	SUPPLIES	\$60.97
SNAKE RIVER PRESS	PLANNING SUBSCRIPTION	\$30.00
SOURCE GAS	GAS SERVICES	\$20,287.88
SPRINGSTON, MERLIE	RENTAL CHARGES	\$1,150.00
STAR AWARDS & SIGNS	SUPPLIES	\$51.05
TASER INTERNATIONAL	SUPPLIES	\$592.57
TIGER MART	FUEL	\$96.84
TRADING POST	FUEL	\$149.89
TRUE VALUE OF RAWLINS	SUPPLIES	\$293.18
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$275.07
VALLEY OIL COMPANY	FUEL	\$2,067.31
VAN'S WHOLESALE LLC	SUPPLIES	\$176.09
VERIZON WIRELESS	TELEPHONE SERVICES	\$768.08
WEICKUM, TERRY	MEALS/MILEAGE	\$949.00
WILSON, MARGARET	SHERIFF UNIFORMS	\$18.00
WY DEPT OF ENVIRONMENTAL QUALITY	PERMIT/AUTH FEES	\$100.00
WY MACHINERY COMPANY	HEAVY EQUIPMENT PARTS	\$1,742.49
WY STATIONERY	SUPPLIES	\$567.57
XEROX CORPORATION	IT COPIERS	\$1,838.43
TOTAL		\$110,050.12

CLERK

Minutes

Commissioner Chapman moved to approve the minutes of the January 25, 2011 regular meeting of the Board of Carbon County Commissioners as presented. Chairman Weickum seconded and the motion carried unanimously.

Monthly Receipts

Commissioner Chapman moved to approve the report of Department of Planning and Development receipts for the month of January 2011 in the amount of \$931.00 and the Carbon County Clerk Statement of Fees for the Month of January 2011 in the amount of \$11,943.25. Chairman Weickum seconded and the motion carried unanimously.

Bonds

Commissioner Chapman moved to approve a bond for Stephanie Ann Arnold, Treasurer for the Carbon County Weed and Pest in the amount of \$3,000.00. Chairman Weickum seconded and the motion carried unanimously.

Stop Loss Policy

Clerk Bartlett presented the policy for medical and pharmacy expenses and stated Deputy Attorney Kelly has reviewed and approved the policy. Commissioner Paxton joined the meeting at 9:15 a.m.

Commissioner Chapman moved to authorize Chairman Weickum's signature on the Stop Loss Policy through Connecticut General Life Insurance Company. Commissioner Paxton seconded and the motion carried unanimously.

Carbon County Fair

Clerk Bartlett presented a letter from the Carbon County Fair Association requesting the county donate \$100.00 for the cost of four fair banners for the 2011 Fair.

Commissioner Chapman moved to donate \$100.00 to the Carbon County Fair Association for banners for grand champion beef, lamb, hog, and market goat. Commissioner Paxton seconded and the motion carried unanimously.

Relay For Life

Clerk Bartlett advised she received a request from Lesa Vasquez asking for permission to hold the Relay for Life Event around the Courthouse July 15 from 1:00 p.m. through 8:00 a.m. July 16. Clerk Bartlett reported she discussed numerous provisions that would be applied including production of a certificate of liability insurance, street closures, and cleanup. If approved, Clerk Bartlett stated she will correspond with Ms. Vasquez about these requirements.

Commissioner Chapman moved to grant access to the Relay for Life to be held at the Courthouse pursuant to their written request subject to the provisions as discussed. Commissioner Paxton seconded and the motion carried unanimously.

County Health Officer

Clerk Bartlett presented a letter of resignation from Dr. Raja Chandra as the Carbon County Health Officer effective the end of February 2011.

Commissioner Paxton moved to accept the resignation of Dr. Raja Chandra as the Carbon County Health Officer effective the end of February 2011. Commissioner Chapman seconded and the motion carried unanimously.

Memorial Hospital of Carbon County (MHCC)

Clerk Bartlett advised she has sent a letter to Rick White, Chief Financial Office at MHCC, requesting reimbursement of legal fees the county paid to Brown & Hiser LLC in the amount of \$1,040.00 per the original Memorandum of Understanding with MHCC.

Clerk Bartlett advised the amended agreement with MHCC has been signed and she discussed funding MHCC may ask for today for a grant match.

Hanna Old Bank Building

Clerk Bartlett presented the Agreement for Sale of Real Estate for the Chairman's signature for the sale of the Hanna Old Bank Building to Shepard Construction Inc. in the amount of \$23,000.00. Clerk Bartlett advised she will schedule the closing.

Skyline Acres

Clerk Bartlett reported the county's application to the Voluntary Remediation Program and with Brownfield's Assistance has been approved by the Department of Environmental Quality and the county has been accepted into the program. She advised there currently is no funding in this program but DEQ will be in contact as funding becomes available. She also advised there are advertising and adjacent landowner notification requirements that she will move forward with now.

Bureau of Land Management (BLM)

Clerk Bartlett advised the BOCC has received an invitation to participate in the Upper Muddy Creek Watershed/Grizzly Wildlife Habitat Management Area Plan for the Rawlins BLM Field Office. Deputy Attorney Kelly advised he plans to attend the initial meeting March 8 at 10:00 a.m.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Deputy Attorney Kelly, advised he reviewed the quitclaim deed presented by Bill Nation, Road & Bridge Superintendent, at the last meeting and he did not see any easement or property was granted to Carbon County. He advised he will continue his research and report at a later date.

Chairman Weickum advised he has been trying to set up a meeting with the Federal Aviation Administration (FAA) and he asked Deputy Attorney Kelly to continue to try to setup a meeting regardless of Airport Manager Barry Bryant's attendance. Chairman Weickum did indicate he would like to have a quorum at the meeting. There was further discussion about the airport's future.

Treasurer

County Treasurer, Cindy Baldwin, reported she has dispersed \$124,148.89 in rebates in January and only collected slightly over that in taxes, therefore entities she disperses tax collections to will be minimal this month. Treasurer Baldwin discussed forest reserve and other funds.

Assessor

County Assessor, Sheryl Snider, presented several abatements and rebates for the Chairman's signature. She noted there was an increase in notice of valuations but a negative adjustment of over \$1 million. Assessor Snider provided an update of what is going on in her office.

Buildings Manager

Chairman Weickum stated he received an anonymous complaint letter regarding a dress code at the Courthouse and the condition of the Courthouse floors. Leroy Graham, Buildings Manager, stated he recently had a floor company come in to view the floor condition which is caused by salt used to melt ice outside. He has obtained new chemicals that should neutralize the salt which should help the floors.

Mr. Graham reported he attended LM Olson's pre-bid walkthrough at the hospital for the prime contractors.

Planning

Sid Fox, County Planner, discussed a proposed zone change for a mining claim near the Hog Park Reservoir. He stated the Planning Commission tabled the issue yesterday in addition to tabling wind energy regulations. Mr. Fox stated once Planning & Zoning recommends the wind energy regulations on February 18 it would be certified to the BOCC March 1 and a public hearing wouldn't be scheduled until April 5. He asked if the BOCC wanted to have a special meeting to accomplish this sooner. Mr. Fox also suggested amending the fee schedule only for commercial wind energy facilities. Currently the fee for a special use permit is only \$100.00 and he would make a recommendation at a later date what the new fee should be. Mr. Fox also discussed other county and state fees he will use as comparisons.

Commissioner Paxton discussed House Bill 191 regarding wind energy. He stated that he feels wind energy lobbyists obviously put together the information to best suit them and he argues that the value of property tax is impossible to determine based on the information provided, therefore it is hard for counties to make a case for or against the bill.

Road & Bridge

Bill Nation, Road & Bridge Superintendent, discussed area work. He provided an update on County Road 752, the Savery Creek bridge project and asked Deputy Attorney Kelly to review a proposed contract. He stated he hopes to award the bid mid-March. If the bid is awarded in March, it would be substantially complete in 90 days. He also presented an annual contract for PMPC Engineers for Deputy Attorney Kelly's review. Mr. Nation presented and explained the final bridge plans.

Mr. Nation stated that DKRW and Medicine Bow Fuel and Power LLC will be producing coal slag as a byproduct at their facility and they are trying to find a place to put up to 400 tons per day. Mr. Nation would like to contact DKRW with a letter of support for the production of this product and stated the county could possibly use the product. Mr. Nation stated there would be a

fee for the product and it would be similar to fees for other products, but hauling costs could be saved. The BOCC reviewed and approved Mr. Nation's letter to DKRW.

Mr. Nation discussed a letter from the Wyoming Department of Transportation (WYDOT) regarding the Elk Mountain bridge replacement. WYDOT is asking if the county would like to take ownership of the bridge as a non-vehicular structure. He stated this is a mandatory part of the bridge replacement program the county is utilizing because the bridge is listed as a historic bridge. Mr. Nation recommended the county not take ownership and replace the bridge instead.

Mr. Nation replied to the Clerk's request for a project list to use Homeland Security grant funds. He will be requesting a fence and gate for the Rawlins shop and fences for all other shops in the county. He advised the total request is \$75,000.00. The Homeland Security group will have an informal meeting February 10 lead by Clerk Bartlett.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Dan Jessop, MHCC Chief Executive Officer, Loren Simnett, MHCC Board President, and Melissa Matney, MHCC Comptroller, discussed MHCC's financial information. Mr. Jessop explained an operating balance of \$650,000.00 is the desired balance which will give them approximately one month of funds.

Mr. Jessop stated he is looking into a place to house physicians. He reported the strategic plan for MHCC should be completed near March.

Clerk Bartlett explained she expected a request for funding today however Ms. Matney said MHCC would be providing the grant match discussed earlier today. The BOCC asked MHCC to ensure they could provide the match on their own and confirm that by 1:30 p.m. today.

SENIOR HOUSING JOINT POWERS BOARD (JPB)

Ed "Shorty" Ballard and Veronica Pell discussed the formation of a JPB they would like formed to acquire a building for affordable senior housing. Ms. Pell stated a feasibility study grant has been applied for but no decision will be made on that until March.

The BOCC agreed with the concept however warned that formation of a JPB might be premature and that it takes months to form such a group. Ms. Pell stated that a JPB would not be formed until after word on the feasibility study grant.

AGENDA AMENDMENT

Commissioner Paxton moved to amend the agenda to remove the executive session scheduled for 11:30 a.m. Commissioner Chapman seconded and the motion carried unanimously.

ELK MOUNTAIN BRIDGE

Commissioner Chapman moved to authorize the Chairman to sign a letter to the Wyoming Department of Transportation indicating the county does not desire to take ownership of the

bridge over the Medicine Bow River at Elk Mountain. Commissioner Paxton seconded and the motion carried unanimously.

RECESS

Chairman Weickum recessed for lunch at 12:03 p.m. and reconvened at 1:45 p.m.

COMMISSIONERS DISCUSSION

The BOCC discussed holding a meeting with the Federal Aviation Administration and Airport Development Group as a quorum in Cheyenne the week of February 21 as the BOCC is scheduled to be in Cheyenne for the legislative session.

Clerk Bartlett reported MHCC contacted her and they have secured their match for the grant discussed earlier today and they do not need county funding.

Commissioner Paxton discussed an upcoming meeting of the Resource Advisory Committee where proposals will be reviewed to perform work in the forest.

COUNTY HEALTH OFFICER INTERVIEWS

Archie P. Kirsch, M.D., James Trent, M.D., Wayne Couch, II, M.D. and Charles C. Young, M.D. were interviewed for the County Health Officer position. Bridget Hettgar from Public Health and Paul Zamora, County Coroner were present for the interviews. Commissioner Chapman noted that Dr. Kirsch is on the board of the bank that he currently works for therefore he will abstain from any vote to do with the position.

Chairman Weickum recessed at 2:40 p.m. and reconvened at 2:48 p.m.

The various applicants were discussed.

Commissioner Paxton moved to appoint Archie P. Kirsch, M.D. as the County Health Officer effective March 1, 2011. Chairman Weickum seconded and the motion carried with Commissioner Paxton and Chairman Weickum voting for the motion and Commissioner Chapman abstained.

Clerk Bartlett noted she would prepare a contract for Dr. Kirsch to sign.

PROPERTY PURCHASE CLOSING

Deputy Attorney Kelly noted that closing for the county to purchase property in Hanna has been set for this Thursday morning. Chairman Weickum authorized Commissioner Chapman to sign on behalf of the county at the closing.

BOARD RESIGNATION

Commissioner Paxton moved to accept the resignation from Samantha Wilson from The Valley Community Center Joint Powers Board effective immediately. Commissioner Chapman seconded and the motion carried unanimously.

Clerk Bartlett noted she would begin advertising immediately.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 3:29 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 15th day of February 2011

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman