

**REPORT TO THE  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, December 3, 2013  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 3, 2013 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were; Chairman Leo Chapman; Vice Chairman John Espy; Commissioners Lindy Glode, Sue Jones and John Johnson.

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

**ADDITIONS / CORRECTIONS**

Commissioner Glode asked that the minutes and report be removed from the consent agenda.

Commissioner Jones moved to remove the executive session from the agenda. Commissioner Espy seconded and the motion carried unanimously.

**VOUCHERS**

Commissioner Jones moved to approve the report of expenditures in the amount of \$299,993.55. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Espy moved to approve bills to Rawlins Automotive of \$553.98 and True Value of Rawlins for \$151.79. Commissioner Johnson seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflict.

Vendor	Detail Line Description	Total
AIT LABORATORIES	LAB SERVICES	\$517.00
ALSCO, AMERICAN LINEN DIVISION	TOWELS/SOAP/MATS	\$371.14
APEX TEXTILGRAPHICS	CUSTOM THROWS	\$210.00
BANK OF COMMERCE (ACH)	CCSO VEHICLES	\$8,327.64
BARTLETT, SUE RN	MILEAGE	\$68.50
BOB BARKER COMPANY, INC.	SUPPLIES	\$702.19
BUILD RITE LUMBER SUPPLY	BATTERIES	\$19.96
BURKHART, CINDY	SUPPLIES/MILEAGE	\$52.53
CANDY MOUNTAIN	WATER	\$22.50
CARBON COUNTY SENIOR SERVICES	LOWRANCE MEALS	\$57.00
CARBON COUNTY VETERINARY HOSPITAL	VETERINARY SERVICES	\$140.86
CBM FOOD SERVICE	JAIL MEALS	\$6,725.08
CENTURY LINK	TELEPHONE SERVICES	\$126.43
CENTURYLINK	TELEPHONE SERVICES	\$4,393.70

CHARTER COMMUNICATIONS	CABLE/INTERNET/TELEPHONE	\$123.78
CHEAPER THAN DIRT	AMMUNITION	\$1,284.61
CLYDE, JASON	MILEAGE	\$156.50
CNA SURETY	GARVIN BOND	\$50.00
COLONIAL FLAG	FLAGS	\$437.51
CRAIG, CATHY	MEALS	\$27.86
DALLIN MOTORS INC	OIL CHANGE	\$114.06
DIXON, TOWN OF	WATER SERVICES	\$260.00
EASTMAN, PATRICK	MILEAGE	\$28.80
ERICKSON & ROBERTS	LEGAL SERVICES	\$1,130.77
ESRI	SOFTWARE MAINTENANCE	\$6,400.00
EVANS, JULIE	MILEAGE	\$25.20
FASTENAL	SCREWS/WASHERS	\$39.73
FRUDE, CANDICE	MILEAGE	\$29.00
GALLS/QUARTERMASTER	NAMEPLATE	\$15.99
GLAXOSMITHKLINE PHARMACEUTICALS	VACCINE	\$584.60
GOLDEN, MARY	MILEAGE/MEAL	\$133.72
GRAINGER	SUPPLIES	\$449.58
HANNA, TOWN OF	WATER SERVICES	\$110.22
HERTER, JACQUES P. PHD	PSYCHOLOGICAL EVALUATION	\$585.00
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$445.34
J H KASPAR OIL COMPANY	FUEL	\$3,906.45
JACK, WILLIAM A.	FIRST AID/CPR TRAINING	\$150.00
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$36.00
KINETIC LEASING	LEASE PAYMENTS	\$61,776.00
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$130.89
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$1,300.00
L & L ELECTRIC	ELECTRICAL MAINTENANCE	\$273.00
MARTIN/MARTIN WY CONSULTING ENGINEERS	BRIDGE EVALUATION/DAMAGE ASSESSMENT	\$2,306.21
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$100.50
MENDOZA, TERRI	INTERPRETER SERVICES	\$25.00
MERBACK AWARD COMPANY	PLAQUE	\$119.19
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$710.01
MOSS, BARBARA	MILEAGE	\$54.60
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$240.00
MY OFFICE ETC.	SUPPLIES	\$154.03
NEVE'S UNIFORMS	SHERIFF UNIFORMS	\$74.94
P M P C ENGINEERING	PROJECT SET UP	\$375.00
PATTON, ROBERT L.	MILEAGE	\$24.60
PERKINS OIL CO	FUEL	\$344.12
PHILLIPS 66-CONOCO-76	FUEL	\$120.92
PINNACLE PUBLIC FINANCE, INC	CARBON BUILDING	\$158,740.93

	IMPROVMENTS	
PITNEY BOWES	RENTAL CHARGES	\$271.00
QT TECHNOLOGIES, LLC	SERVICE AGREEMENT	\$995.00
QUESTAR GAS	GAS SERVICES	\$93.07
QUILL CORPORATION	SUPPLIES	\$247.19
RAKNESS, MICHELLE	MEALS	\$25.05
RAWLINS AUTOMOTIVE	IMPACT TOOL/BEAD BREAKER	\$553.98
RAWLINS EASTSIDE CARWASH	WASH CARDS	\$39.60
RAWLINS, CITY OF	EQUIPMENT USAGE	\$2,376.00
REGENTS OF U.C.	LAB SERVICES	\$1,550.00
RICHARDSON, JILL	SUPPLIES/MEALS/MILEAGE	\$95.14
RIETVELD, TONI	MEAL/FINGERPRINTS	\$11.10
ROBIDOUX BROTHERS	VEHICLE MAINTENANCE	\$318.90
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$6,740.13
RYAN ELECTRONICS INC	BATTERIES	\$510.00
SHEPARD'S	FUEL	\$283.89
SHOPKO	90000048370010/WRAP/CARDS	\$7.98
SMITH, MAE	MEAL/MOTEL	\$114.73
SNAKE RIVER PRESS	NOTICE OF VACANCY AD	\$72.00
SOURCE GAS	GAS SERVICES	\$12,899.15
SOUTHWEST M.R.O., LLC	RANDOM DRUG SCREENINGS	\$25.00
STAPLES ADVANTAGE	FLASH DRIVE/STAPLER/CDS	\$99.97
STEPHENSON, LEE ANN	MILEAGE	\$37.20
SWISHER HYGIENE FRANCHISEE TRUST	CLEANING SUPPLIES	\$94.37
TEAM CONSULTING, LLC	IAAO MATH TUTORIAL	\$50.00
TRUE VALUE OF RAWLINS	SUPPLIES	\$151.79
T'S KEYS	REKEY DOOR/DOOR REPAIR	\$100.00
TYLER TECHNOLOGIES, INC	TAX BILL PRINT	\$2,500.00
UPS	POSTAGE	\$28.67
V-1 PROPANE	PROPANE SERVICES	\$500.16
VALLEY OIL COMPANY	FUEL	\$444.05
VAN'S WHOLESALE LLC	SUPPLIES	\$601.56
WARRIOR SERVICES, LLC	PEST CONTROL	\$60.00
WELLS, JACQUELIN	MILEAGE	\$40.00
WEST PAYMENT CENTER	INFORMATION CHARGES	\$454.89
WILLOW CREEK VENTURES LP	SHERIFF UNIFORMS	\$896.15
WILSON, MARGARET	PATCHES	\$20.00
WORLD WASH LLC	KITCHEN EXHAUST SYSTEM CLEANING	\$475.00
WY BRAND INDUSTRIES	SUPPLIES	\$392.16
WY DEPT OF ENVIRONMENTAL QUALITY	2014 TANK FEES	\$50.00
WY LAW ENFORCEMENT ACADEMY	DEPUTY SCHOOLING	\$1,175.00
WY STATE BAR	CHAVEZ REGISTRATION	\$146.25

YOCUM, LEO	MILEAGE	\$24.00
GRAND TOTAL		\$300,699.32

**CONSENT AGENDA**

Commissioner Espy moved to approve the minutes of the November 19, 2013 meeting as presented. Commissioner Johnson seconded and Commissioner Glode moved to amend the minutes to reflect that her no vote on the Christmas Eve closure was because she had recommended closing early rather than declaring a holiday due to the cost of overtime that is not budgeted. Commissioner Johnson seconded and the motion carried unanimously. The original motion carried unanimously.

Commissioner Johnson moved to approve the consent agenda. Commissioner Espy seconded and the motion carried unanimously.

The following items were on the consent agenda. Planning & Zoning receipts for \$1,710.00; Attorney receipts for \$24.10; County Clerk receipts totaling \$17,290.75; \$25,000.00 bond for Mark Kostovny, board member for the Memorial Hospital of Carbon County; \$50,000.00 bond for Stephanie Ann Arnold, Treasurer for the Carbon County Weed & Pest.

**ELECTED OFFICIALS / DEPARTMENT HEADS**

**Clerk**

Clerk Bartlett stated she opened bids for the Carbon County Youth Crisis Center vehicle on November 26, 2013 at 10:00 a.m. The bids were as follows: \$29,576.67 from Fremont Chevrolet Buick GMC in Riverton for a 2014 Chevrolet Traverse; \$42,368.00 from Greiner Motors in Casper for a 2013 GMC Yukon, \$41,300.00 for a 2013 Chevrolet Suburban, \$36,398.00 for a 2013 Ford Expedition, \$33,098.00 for a 2012 Ford Expedition, \$37,298.00 for a 2013 Ford Expedition, \$39,897.00 for a 2013 Ford Expedition, \$21,217.00 for a 2013 Ford E350, \$23,997.00 for a 2013 Ford E350, \$26,217.00 for a 2013 Ford E350, \$23,779.00 for a 2013 Ford E350, \$26,398.00 for a 2013 Ford E350 noting they also bid on other vehicles that did not meet the specifications; \$24,950.00 from Fremont Motors Lander for a 2013 Ford Flex; \$33,688.00 from Fremont Motors Riverton for a 2013 Ford Expedition, \$33,791.35 for a 2014 Ford Expedition XL EL; \$31,163.00 from Greiner Motors for a 2013 Ford Econoline E350; \$40,970.00 from Greiner Motors for a 2013 GMC Yukon; and \$39,910.00 from Spradley Barr Motors for a 2013 Ford Expedition.

Clerk Bartlett stated that Dawnessa Snyder and Sharon Weber recommend the bid for a Ford Flex even though it is not the lowest bid because the long-term fuel cost and insurance costs will be lower for this vehicle and it better suits their needs for the size.

Commissioner Johnson moved to accept the bid of \$24,950.00 from Fremont Motors Lander for a 2013 Ford Flex. Commissioner Glode seconded and the motion carried unanimously.

Clerk Bartlett presented a proposed 2014 Carbon County Commissioners Meeting Schedule. Commissioner Jones noted November 11 would be Veterans Day and suggested another meeting date.

Commissioner Espy moved to approve the 2014 Meeting Schedule changing the November 11 proposed date to November 12. Commissioner Jones seconded and the motion carried unanimously.

Clerk Bartlett reported she met with other departments regarding holidays per Commissioner Jones request at the last meeting. She noted all elected officials and several department heads attended and appreciated the BOCC's decision to close Christmas Eve but that the group recommends leaving the policy as is and make no changes. The BOCC agreed to leave the policy as is.

Clerk Bartlett noted she has another employee in Human Resources leaving and requested her budget be amended in the future to allow her funds to hire a new employee before the current one leaves for training purposes. Commissioners Glode and Johnson stated their concern for the open ended nature of the current employee's resignation and Clerk Bartlett assured the BOCC she would do the responsible thing with the public's funds while still running her office the best way she sees fit.

Clerk Bartlett and Treasurer Baldwin discussed Secure Rural Schools Act funds noting the BOCC must determine how to divide their 2013 allocation.

Commissioner Espy moved to approve the Secure Rural Schools funds in the amount of 80% for public schools and roads, 13% for Title II projects, and 7% for Title III projects. Commissioner Jones seconded and the motion carried unanimously.

### **Treasurer**

Treasurer Baldwin reported fuel sales at the Dixon Airport this year totals \$7,183.06. Tax collections are coming in. She also reported on the increase in fuel tax collections and discussed other account balances and collections as well.

### **Attorney**

Mike Kelly, Deputy County Attorney reported the Bureau of Land Management (BLM) performed its inspection at the Carbon Basin Elk Mountain Mine Site I pit area and the Department of Environmental Quality (DEQ) has determined it will release the bond.

Mr. Kelly received a notice of settlement on an oil spill case and Carbon County will receive \$230,500.00 and each conservation district in the county will receive \$50,000 each and the remaining \$80,500.00 will go to the county fire department, Rawlins division to purchase equipment and supplies needed to respond to and clean up oil spills.

Mr. Kelly reported the BLM has decided to accept the recommendations of Carbon County, Sweetwater County, the Governor's Office and the WY Game & Fish to adopt the preferred routing for a transmission line corridor.

Mr. Kelly asked if the BOCC will comment on the proposed amendment to the DKRW industrial siting permit. Commissioner Jones suggested each commissioner individually comment to Sid Fox who can compile them. Mr. Fox clarified whether he would be combining comments on behalf of each individual member or into one opinion of the board. The BOCC agreed he should combine each individual opinion into one document as they may have differing points of view.

Mr. Kelly stated he contacted the individual wanting to build a hangar at the Dixon Airport directly south of an existing hangar. He noted that the applicant will approach the state Fire Marshall ahead of time and complete a Federal Aviation Administration (FAA) obstruction survey form prior to the board considering the lease. The landowner needs a building permit for the Fire Marshall but can't get one until the lease is completed therefore Mr. Kelly suggested the landowner can complete the building permit application to begin the process.

Chairman Chapman moved to authorize Commissioner Jones to sign the building permit application for Zachery Weber for a hangar at the Dixon Airport. Commissioner Glode seconded and there was discussion of why the county would sign and Mr. Kelly clarified the county is signing as the landowner. There was also question if the Chairman can make a motion. Chairman Chapman withdrew his motion.

Commissioner Espy moved to authorize Commissioner Jones to sign the building permit application for Zachery Weber for a hangar at the Dixon Airport. Commissioner Glode seconded and the motion carried unanimously.

### **Assessor**

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

### **County Planner**

County Planning Director Sid Fox reported Medicine Bow Wind LLC has requested the transfer requests scheduled for public hearing this afternoon be tabled until the next meeting. Mr. Kelly recommended the BOCC open the hearings this afternoon, take any comment, then table the matter.

He noted a landowner in the Ft. Steele area was sent notice to cleanup his property and he is cooperating.

Mr. Fox reported the Planning Commission continued working on the Zoning Resolution amendments yesterday and that Ryan Jacobsen of Power Company of Wyoming updated the board on the Chokecherry and Sierra Madre wind projects.

### **Senior Services**

Senior Services Inc. Director Lisa Engstrom presented a 2012-2013 annual report noting numbers are down from previous years however home service meals increased. Ms. Engstrom also introduced Tara Cliff, the new Rawlins Site Manager.

### **Public Health**

Bridget Hettgar, Public Health Nurse introduced Jason Clyde, the county's new Public Health Response Coordinator.

### **Fire Warden**

County Fire Warden John Rutherford discussed proposed agreements with Hanna and Sweetwater County and the BOCC requested Mr. Rutherford submit Sweetwater County's with a letter signed by the Chair and Chairman Chapman and Commissioner Johnson would personally deliver Hanna's.

Mr. Rutherford stated since Hanna currently has no fire department, he has been asked by the Department of Health to deal with a structure and potentially unsafe environment of a resident in Hanna.

Mr. Rutherford reported he would visit with Rawlins Division Chief Bill Jack on the \$80,000 award to the county discussed by Mr. Kelly earlier today. Commissioner Espy reported that his experience with this oil spill on his land made him realize how few resources are available for a cleanup like this. He encouraged Mr. Rutherford to purchase a spill kit including a trailer. Mr. Jack reported they are more prepared now as they have purchased more absorbent materials and a trailer since this incident.

### **Road & Bridge**

Bill Nation, Road & Bridge Superintendant discussed the executive summary of the bridge assessment from Martin & Martin Associates for the Flying Diamond Bridge on County Road #680. They suggest the county place a new beam underneath the bridge and remove the current one then further analyze the bridge however Mr. Nation feels an additional beam should be placed and leave the existing one in place to alleviate the need for new rivets to be placed by removing the current beam. Mr. Nation reported the Wyoming Department of Transportation (WYDOT) is still reviewing the matter and will make a recommendation in the near future but the final decision is the BOCC's. He explained that WYDOT is charged with the routine and inspection of all bridges in the state.

Mr. Nation discussed the inspection for Mill Creek Bridge on County Road #109. WYDOT recommends posting this at 6, 12 and 14 tons and he will comply.

### **RECESS**

Chairman Chapman called a recess at 11:03 a.m. and reconvened at 11:15 a.m.

## **BOARD INTERVIEWS / APPOINTMENTS**

Commissioner Glode moved to appoint Steve Ricci to the Baggs Solid Waste Disposal District for a three-year term expiring September 2016. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Espy moved to reappoint Robin Blake to the Predator Management District for a three-year term expiring December 2016. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Johnson moved to reappoint Sid Fox to the Urban Systems Committee for a two-year term expiring January 2016. Commissioner Glode seconded and the motion carried unanimously.

Anne Terri Ezell was interviewed for consideration of appointment to the Fair Board. Anna Helm also applied for reappointment but was unavailable today for an interview.

Commissioner Espy moved to reappoint Anna Helm to the Fair Board for a five-year term expiring January 2019. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Jones moved to reappoint Chad Pickett for a three-year terms expiring December 2016. Commissioner Espy seconded and the motion carried unanimously.

Jim States and Jay Grabow were interviewed for consideration of appointment to the Planning & Zoning Commission.

Commissioner Glode moved to appoint Jay Grabow to the Planning & Zoning Commission for a three-year term expiring December 2016. Commissioner Espy seconded and the motion carried with Commissioners Espy, Glode and Chairman Chapman voting for the motion and Commissioners Johnson and Jones voting against the motion.

## **MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC) UPDATE**

David Pike, Chief Financial Officer (CFO) presented a financial statement as of October 2013. He also reported the 2013 audit was completed and more closely reflects the figures that are presented to its own board and to the BOCC. Mr. Pike also discussed the significant increase in self-pay patients varying from a low of 5.6% to a high of 30.6% over a year's span. Dr. Cesko reported they hired a national company to help patients apply for Medicaid which will allow MHCC to bill Medicaid for these uninsured individuals' bills.

Commissioner Jones asked the status of the County's and MHCC's attorney working on a request to the Attorney General for an opinion on self pay patients and Dr. Cesko stated they are working on formulating the request.



Dr. Cesko reported they have interviewed an internal medicine specialist that is interested in coming here. The sleep lab will be up and running soon, the lockdown for the OB floor will be setup soon, several rooms are being remodeled, and ICD10, the new medical coding requirements are being worked on and they will likely need a line of credit loan to be able to have the cash on hand to implement this.

Dr. Cesko requested \$61,000.00 from their levy account for nurse's station, OB and the third floor countertops to make them HIPPA compliant and safer.

Commissioner Glode moved to approve \$61,000.00 from the hospital's mill levy account for countertops in various areas of the hospital. Commissioner Jones seconded and the motion carried unanimously.

There was discussion that MHCC is still searching for a permanent chief financial officer. Hospital board members Mark Kostovny, Henry Hewitt and David Cesko MD were also present along with Ned Hill, Chief Executive Officer.

There was further discussion about self pay patients and problems this causes not only MHCC but even the two largest hospitals in Wyoming. Some patients even providing false address information. Mr. Kostovny suggested he feels the legislature must address this issue at some point.

#### **CITIZEN / COMMISSIONER DISCUSSION**

Commissioner Espy reported he and Commissioner Johnson attended a forest health meeting recently and that the state forester would like a Rawlins BLM position funded by the state to help coordinate the sale of BLM forest products. Commissioner Espy read a proposed resolution supporting the matter drafted by State Representative Jerry Paxton and himself.

Commissioner Glode moved to approve Resolution 2013-41 A Resolution of Support for a Cooperative Agreement Between the State of Wyoming and the BLM Regarding Forest Health. Commissioner Espy seconded and Commissioner Jones asked that this be copied to the US Forest Service. The motion carried unanimously.

Resolution 2013 - 41  
A Resolution of Support for a Cooperative Agreement Between the State of Wyoming  
And The BLM Regarding Forest Health

Whereas the Carbon County Commissioners recognize the economic importance of healthy forests in our county and in our state; and

Whereas the Rawlins District of the Bureau of Land Management has a desire to sell timber from land under their care to reduce the fuel load thereby reducing wildfire danger, improve wildlife habitat, protect recreational opportunities and protect the watershed; and

Whereas the timber available would be suitable for saw logs; and

Whereas the district would like to put this timber up for sale but lacks the resources necessary to prepare the sale; and

Whereas there are two sawmills in Carbon County that would be interested in purchasing timber from this sale; and

Whereas the Wyoming State Forester has expressed an interest in providing assistance to the BLM to accomplish this task; and

Whereas this would necessitate the hiring of additional personnel; and

Whereas this arrangement would require that the state of Wyoming appropriate additional funds;

Now therefore be it resolved that the Board of Carbon County Commissioners support this action and encourage the expenditure of state funds to carry out this cooperative effort; and

Be it further resolved that this action could help reduce the danger of wildfires in our county which would be a cost savings to the county state and federal governments and;

Be it further resolved that the additional timber sales would help stabilize the timber industry in our county, which currently employs more than 100 workers.

PASSED, APPROVED, AND ADOPTED this 3<sup>rd</sup> day of December 2013.

BOARD OF COUNTY COMMISSIONERS OF  
CARBON COUNTY

-s- Leo Chapman, Chairman

Attest:

-s- Gwynn G. Bartlett, County Clerk

Commissioner Johnson moved to authorize the Chairman to sign a letter to be drafted by Commissioner Jones to the Forest Service attaching Resolution 2013-41 encouraging their participation in the matter. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Jones asked Attorney Kelly about board term limits and whether the boards themselves could set these or the BOCC could set limits. Mr. Kelly stated the boards can address the matter in their by-laws however the BOCC may be able to do this also if they were in compliance with statutes and the board's by-laws.

### **RECESS**

Chairman Chapman called a recess at 1:15 p.m. and reconvened at 1:31 p.m.

### **PLANNING & ZONING**

**Public Hearing – Z.C. Case File No. 2013-09**

Chairman Chapman opened a public hearing at 1:31 p.m. to hear Z.C. Case File No. 2013-09, Steven and Jaci Howieson’s request for a Zone Change from RAM to RRA-15. Thomas Powell presented the case. Chairman Chapman called for comments for or against the case. There being none, he closed the hearing at 1:35 p.m.

Commissioner Espy moved to approve Resolution 2013-42, 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. 2013-09, Steven & Jaci Howieson’s request for a Zone Change from RAM to RRA-15 near the CIG plant east of Sinclair. Commissioner Glode seconded and the motion carried unanimously.

**Resolution No. 2013 –42**

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 #2013-09**

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 4, 2013, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, November 4, 2013, 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 4, 2013, 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 3, 2013; 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 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 #2013-09 – Steven and Jaci Howieson (Land Owners & Applicants):**

Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Rural Residential Agriculture (RRA-15) on approximately 15 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses.

**Parcel Number:** 21862520001500

**Rural Address:** 169 Plant Road

**Legal Description taken from Warranty Deed:** A tract of land in the NE1/4 NW1/4 and the NW1/4 NE1/4 of Section 25, Township 21 North, Range 86 West, 6<sup>th</sup> P.M., described as follows: Beginning at a point on the easterly right of way line of Carbon County Road No. 407 (as the same is recorded in Book 424, Page 566 of the Carbon County Records) from which point the North ¼ corner of Section 25 bears the following courses and distances; N. 0°15'E., 1320.0 feet and S. 89°18'E., 1098.9 feet; Thence first course, S. 89°22'E., 1322.4 feet; thence second course, N. 0°15'E., 494.1 feet; thence third course, N. 89°22'W., 1322.4 feet; thence fourth course, S. 0°15'W., 494.1 feet to the point of beginning. EXCEPTING AND EXCLUDING THEREFROM that portion of Section 25, as excepted and reserved to Union Pacific Railroad Company and more particularly described in Deed recorded April 7, 1920, in Book 149, Page 285, Records of Carbon County, Wyoming.

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 adopts 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 Rural Residential Agriculture (RRA-15).

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 3rd day of December, 2013.

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

By: -s- Leo Chapman, Chairman  
John Espy, Vice Chairman  
Lindy Glode, Member  
John Johnson, Member  
Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing – S.U.P Case File No. 94-01 and 99-06**

Chairman Chapman opened a public hearing at 1:37 p.m. to hear S.U.P. Case File No. 94-01 a transfer of permit from Platte River Power Authority to Medicine Bow Wind, LLC and S.U.P. Case File No. 99-06, a transfer of permit from Gamesa Energy USA, LLC to Medicine Bow

Wind, LLC. Mr. Fox reviewed the case files and presented an e-mail exchange from Joe Wilson representing the Platte River Power Authority and an attorney representing Gamesa both requesting the cases be tabled until December 17.

Chairman Chapman called for comments for or against the case. There being none, he closed the hearing at 1:40 p.m.

Commissioner Glode moved to table Carbon County Planning and Zoning Commission regarding S.U.P. Case File No. 94-01 a transfer of permit from Platte River Power Authority to Medicine Bow Wind, LLC and table S.U.P. Case File No. 99-06, a transfer of permit from Gamesa Energy USA, LLC to Medicine Bow Wind, LLC until December 17, 2013 at 11:30 a.m. Commissioner Johnson seconded and the motion carried unanimously.

### **Certifications**

Sid Fox, Planning Director presented the Certification of Recommended Action for Z.C. Case File No. 2013-08 for Matthew Lewis and Sherry Leann Weber.

Commissioner Glode moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for Z.C. Case File No. 2013-08 Matthew Lewis and Sherry Leann Weber's conditional use permit and schedule a public hearing for January 7, 2014 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Johnson seconded and the motion carried unanimously.

### **CITIZEN COMMENT**

Bill Nation reported this evening the Game & Fish will accept public comment regarding next year's hunting seasons. Mr. Nation also discussed a potential movement to limit camping on federal lands from 21 days to 14 days. Commissioner Espy reported the south central sage grouse working group is having a public hearing tonight as well.

### **ADJOURNMENT**

Commissioner Johnson moved to adjourn the meeting at 1:50 p.m. Commissioner Espy seconded and the motion carried unanimously.