

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, November 18, 2014
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, November 18, 2014 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 moved to add corrections of liquor license dispensing room descriptions. Commissioner Johnson seconded and the motion carried unanimously.

VOUCHERS

Commissioner Espy moved to approve the report of expenditures in the amount of \$99,588.18. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Espy moved to pay bills to Shively Hardware for \$4.38 and True Value of Rawlins for \$121.24 for an aggregate total of bills paid today of \$99,713.80. Commissioner Johnson seconded and the motion carried unanimously except Commissioner Glode who abstained due to personal conflicts.

Vendor	Detail Line Description	Total
ALCO	SUPPLIES	\$ 122.16
BAGGS, TOWN OF	WATER SERVICES	\$ 23.20
BANK OF COMMERCE (DEBIT CARD)	VARIOUS CHARGES	\$ 7,633.23
BARKHURST, RAY	MILEAGE	\$ 34.80
BEHAVIORAL INTERVENTIONS	ELECTRONIC MONITORING	\$ 3,370.80
BESEL, KEN	MILEAGE	\$ 24.00
BI-RITE SPORTING GOODS	AMMUNITION	\$ 640.00
BUCHANAN, KAREN	MILEAGE	\$ 48.00
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$ 278.90
BURKHART, CINDY	MILEAGE/POSTAGE	\$ 20.23
CARBON CTY ECONOMIC DEVELOPMENT	SEVERANCE PAYMENT	\$ 3,750.00
CARBON COUNTY SENIOR SERVICES	HEALTH SUBSIDY/MEALS	\$ 1,822.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$ 745.45
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$ 879.24
CBM FOOD SERVICE	JAIL MEALS	\$ 4,055.20

COWDIN, JOHN	MILEAGE	\$ 32.40
DAILY TIMES	NEWSPAPER ADS	\$ 813.48
DOI/BLM - ROCK SPRINGS	CARBON CEMETERY LEASE	\$ 250.00
ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$ 2,500.00
FARMER BROTHERS COFFEE	COFFEE	\$ 99.74
FASTENAL	SUPPLIES	\$ 114.30
FEDEX	POSTAGE	\$ 35.83
HANNA, TOWN OF	WATER SERVICES	\$ 126.79
HILLTOP LUBE & AUTOMOTIVE	OIL CHANGE	\$ 59.00
J H KASPAR OIL COMPANY	FUEL	\$ 163.61
JACKALOPE PRINTING	SUPPLIES	\$ 93.70
JACK'S BODY & FENDER REPAIR	TOW CHARGES	\$ 176.00
KAISLER, TODD	MILEAGE	\$ 54.00
KILBURN TIRE COMPANY	TIRES	\$ 924.40
L & L ELECTRIC	ELECTRICAL REPAIRS	\$ 97.50
LITTLE SNAKE RIVER EVENTS CENTER	SEVERANCE PAYMENT	\$ 2,500.00
LONG BUILDING TECHNOLOGIES, INC.	HVAC REPAIRS	\$ 1,643.68
MATTHEW BENDER & CO, INC.	WY COURT RULES	\$ 81.08
MEDICINE BOW HEALTH CENTER	SEVERANCE PAYMENT	\$ 12,025.00
MEDICINE BOW, TOWN OF	WATER SERVICES	\$ 87.50
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$ 98.95
MILLER, JIM	MILEAGE	\$ 30.60
MOSS, BARBARA	MILEAGE	\$ 40.80
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$ 85.00
MY OFFICE ETC.	SUPPLIES	\$ 161.25
OLD PENITENTIARY JOINT POWERS BOARD	SEVERANCE PAYMENT	\$ 3,750.00
OTOOLE, PATRICK "EAMON"	MILEAGE	\$ 60.00
PERSONNEL EVALUATION, INC.	PERSONNEL EVALUATION PROFILE	\$ 60.00
PICKETT, CHAD	MILEAGE	\$ 40.20
PITNEY BOWES	EQUIPMENT MAINTENANCE	\$ 1,057.71
PLATTE VALLEY COMMUNITY CENTER	ROOM RENTAL	\$ 400.00
QUILL CORPORATION	SUPPLIES	\$ 207.70
RAWLINS CARBON COUNTY AIRPORT BD	SEVERANCE PAYMENT	\$ 10,000.00
RAWLINS, CITY OF	WATER SERVICES	\$ 373.00
RESERVE ACCOUNT	POSTAGE	\$ 10,000.00
ROCK RIVER, TOWN OF	SEVERANCE PAYMENT	\$ 500.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$ 10,440.22
SHIVELY HARDWARE	DUPLICATE KEYS	\$ 4.38
SHOPKO	SUPPLIES	\$ 449.49
SOUTH CENTRAL WY EMS	SEVERANCE PAYMENT	\$ 12,500.00
STAPLES ADVANTAGE	SUPPLIES	\$ 237.81
TANDAN SANITATION SERVICES	GARBAGE SERVICES	\$ 50.00
TERMINIX	PEST CONTROL	\$ 726.00

TRUE VALUE OF RAWLINS	SUPPLIES	\$ 121.24
VAN'S WHOLESALE LLC	CLEANING SUPPLIES	\$ 441.99
WEX BANK	FUEL	\$ 878.87
WY DEPT OF HEALTH	MOTOR VEHICLE BILLING	\$ 127.00
WY LAW ENFORCEMENT ACADEMY	AMMUNITION	\$ 791.07
WY TAXPAYERS ASSOCIATION	2014-2015 MEMBERSHIP	\$ 195.00
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$ 560.30
GRAND TOTAL		\$ 99,713.80

CONSENT AGENDA

Commissioner Johnson moved to approve the consent agenda. Commissioner Jones seconded and Clerk Bartlett noted the consent agenda includes the November 12, 2014 regular meeting minutes and attorney receipts for \$99.00. The motion carried unanimously.

BOARD INTERVIEWS / APPOINTMENTS

Anne-Terri Ezell interviewed in person and Bobbie Herman was interviewed via telephone November 17 for consideration of appointment to the Fair Board.

Commissioner Jones noted she would recuse herself from the conversation on the Fair Board because she is related to Bobbie Herman.

Commissioner Johnson nominated Bobbie Herman. Commissioner Glode nominated Anne-Terri Ezell. Chairman Chapman closed nominations. Commissioner Glode was in favor of Ms. Ezell and Chairman Chapman, Commissioners Espy and Johnson were all in favor of Ms. Herman for the five-year term on the Fair Board expiring January 2020 therefore she was appointed.

Oliver R. Wille was interviewed in person and Ed (Shorty) Ballard submitted an application for consideration of appointment to the Planning & Zoning Commission.

Commissioner Espy nominated Oliver R. Wille for the Planning & Zoning Commission for a three-year term expiring December 2017 and Commissioner Johnson moved that nominations cease and that a unanimous ballot be cast. Commissioner Espy seconded and the motion carried unanimously.

Dan Hodgkiss was interviewed in person and Irene E. Archibald also applied for consideration of appointment to the Platte Valley Community Center Joint Powers Board. Commissioner Glode reported that there will be another position on this board coming up soon because Chuck Larsen is moving.

Commissioner Glode nominated Dan Hodgkiss for the Platte Valley Community Center Joint Powers Board for a three-year unexpired term expiring June 2016. Commissioner Johnson moved that nominations cease and that a unanimous ballot be cast. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Jones moved to appoint Larry Moore to the Museum Board for a three-year unexpired term expiring July 2016. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Espy moved to appoint Donna J. Pipher to the South Central Wyoming Emergency Medical Services Joint Powers Board (SCWEMSJPB) for a current three-year unexpired term expiring July 2015 plus a three-year term expiring July 2018. The motion died due to a lack of a second.

Commissioner Jones asked that the position be re-advertised and only because Ms. Pipher is a member of the hospital board and that SCWEMSJPB is having some difficulty and those board members on each of these boards must be fully dedicated.

Commissioner Espy moved to appoint Marci Conley to the Carbon County Community Juvenile Services Board for a three-year unexpired term expiring June 2016. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett asked if the BOCC would still like to interview via telephone outside meetings because there seemed to be confusion today with one of the applicants. Commissioner Glode would like interviewees to be interviewed in a public meeting only. Clerk Bartlett warned that some individuals are intimidated by a public interview process and some are simply unavailable. Commissioner Espy stated that he is okay with interviews outside a meeting when individuals cannot make a meeting or cannot be interviewed via telephone during a meeting. Commissioner Johnson noted that he would prefer meeting day interviews but did not want to sway individuals away from applying either. Mr. Hodgkiss stated a face to face interview is the only way to go. Commissioner Jones stated she is personally wrestling with the matter and Commissioner Johnson stated he does not feel like the system is broken then it doesn't require fixing.

ELECTED OFFICIALS / DEPARTMENT HEADS

Clerk

Clerk Bartlett discussed the agreement with Blue Cross Blue Shield (BCBS) of Wyoming. Deputy Attorney Mike Kelly noted he has major concerns with the document including that BCBS refuses to add a governmental immunity clause and that the county is required to indemnify them if anyone sues them requiring the county to pay their legal expenses. Mark Pring, Director of LGLP has noted their services would not cover this for the county. BCBS has answered that they require this of every other agency they contract with including Fremont County recently. Mr. Kelly spoke with their attorney who stated she desired the same clauses and that their BOCC acted against her advice and adopted the agreement as-is. He noted if the BOCC accepts the document as written it would be against his advice. Commissioner Johnson asked if there is an insurance group that regulates insurance companies that the county could make a complaint to. Mr. Kelly stated he does not feel this type of issue is regulated by that agency.

Clerk Bartlett discussed the Travel Medical Benefit Program and the potential to add all cancers to the list of those covered and add the University of Texas MD Anderson, Johns Hopkins Kimmel Cancer Center in Maryland and the Taussig Cancer Institute at the Cleveland Clinic in Ohio to the Blue Distinction Centers for cancer treatment that will be covered under this benefit. The BOCC opted to add these centers and make the benefit cover all cancers rather than only covering BCBS's list of rare and complex cancers.

Clerk Bartlett presented corrected retail liquor licenses for Whistle Pig Inc. and Old Baldy Corporation to correct their dispensing room descriptions per an inspection conducted at these establishments on November 4 by the Wyoming Liquor Division.

Commissioner Glode moved to approve the Retail Liquor License for Whistle Pig Inc. dba Whistle Pig Saloon/Beaver Liquor correcting the dispensing room description to not include the drive-up area and Old Baldy Corporation to correct the dispensing room description to not include the entire room. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Jones reported the streaming is not working properly.

Attorney

Deputy Attorney Mike Kelly reported the City of Rawlins signed the agreement to allow the county's architect to have access to the Hugus-Ferguson Building however they do want Ms. Bohanan to be at the facility whenever someone is present and he thanked Commissioner Glode for helping get this approved. Commissioner Glode reported as the firm is providing an assessment Ms. Bohanan will need to be present however after the construction work begins she will not need to be present.

Mr. Kelly reported Legacy Resources has appealed their tax assessment to the State Board of Equalization and that the county likely will not be involved. County Treasurer Cindy Baldwin reported she had a NOVC for a rebate and the company is to sign the rebate order and return it to the Treasurer however they tried to deposit it and never returned a signed copy to her. She thinks that the company feels we are refusing to pay the order however Treasurer Baldwin needs the signed rebate to pay. She feels this may go away if she can get the signed order and pays the company.

Treasurer

Treasurer Baldwin reported since October 1 the county has collected \$22 million in taxes. This leaves approximately half uncollected at this point. She reported that Dixon fuel sales last year were just over \$11,000.00 and July-October the county has already collected over \$6,000.00. Treasurer Baldwin reported on balances of other accounts including the E911 account, the SCRF, the hospital levy account, Museum account and special projects.

Clerk Bartlett noted she and Karran Bedwell at Memorial Hospital of Carbon County are still working on the grant application for the HVAC project however they will not have the information from the architect to apply until mid-January which means they will send an

application for the State Loan and Investment Board's April meeting.

Planning & Development

Sid Fox, County Planner, noted he will ask the BOCC to schedule public hearings for two case files on December 16 rather than waiting until the January meeting to help free up time in January for the Zoning Resolution discussion on transfer stations and he will advertise accordingly.

Mr. Fox reported he has engaged Orion Planning Group to help work on the subdivision regulations and he will continue to work with them on the project.

Road & Bridge

Road & Bridge Superintendent Bill Nation reported his crews continue to prepare equipment and areas for snow removal including mowing along rights-of-way. Mr. Nation reported he has challenged Saratoga landowners to meet about weeds in their area then come to the Commissioners about the matter in the near future. He stated he works with Weed & Pest on weed problems near roads that he blades because this practice can spread weed seeds. He noted he is aware of grazing lands at certain times of the year and the danger of spreading weed seeds but that some ranchers want chemical free grazing lands and irrigated areas.

Mr. Nation will perform a final drive through on the Sage Creek Road project later this week. Next year they have contours to finish, a bridge to insert, shaping, a culvert to install and culvert markings, drainage considerations along sides of roads, seeding and gravel to install. This should complete the project by next fall. Subsequently there will be another phase of the project and finally a large paving project.

Mr. Nation stated next spring before irrigation near Dodd's Lane and Pass Creek road areas he may be able to lift the low spots in the road and widen spots as well. He will develop a price estimate for the project in the near future.

Commissioner Johnson noted a culvert on County Road #3 has a hole in it and he was worried during the spring calf move that a horse could be injured. Mr. Nation stated he would repair this.

Commissioner Glode reported Mountain View Estate's residents have complained to her that some spots in the road are oily and they feel it may be from magnesium chloride and some of those residents do not want any more magnesium chloride on the road. Mr. Nation stated in anticipation of these complaints he has already located gravel moving equipment to the pit by Saratoga and on warm days his crews are hauling bench pit Saratoga gravel and they will flat blade the road and install this gravel hopefully solving the issues.

RECESS

Chairman Chapman called a recess at 10:36 a.m. and reconvened at 10:48 a.m.

CITIZEN / COMMISSIONERS DISCUSSION

Commissioner Jones reported that she and Commissioner Glode attended the Joint Appropriations meeting in Casper yesterday to follow up on the proposal to allow counties and municipalities to participate in the state's health insurance. The committee decided to draft legislation to allow this for the 2015 session. Clerk Bartlett asked that if legislation passes, that the BOCC determine early in the year if they will decide to opt in because this would likely eliminate the need for one employee in her office and she has two likely retiring next year therefore she could simply not replace one. The legislation is expected to be effective in 2016 and allow for groups to participate for at least five years.

Commissioner Johnson suggested everyone lobby for this next year and asked if the Chairman had scheduled a dinner with the county's legislators yet. Chairman Chapman reported he had not scheduled this yet but he will be working on this.

Chairman Chapman asked for the BOCC's and Mr. Nation's comments on the Waters of the West issue. Commissioner Johnson stated this could affect water rights in Wyoming and could potentially bankrupt producers. He feels this is simply a taking of property rights which water rights are property rights in Wyoming. Chairman Chapman asked if the county should or even could share this with the press. Mr. Nation stated their ability to maintain county roads where irrigation and drainages pass underneath applies to this and he feels this is government overreach.

MULTI-HAZARD MITIGATION PLAN

Barb Beck, President of Beck Consulting introduced herself and provided an explanation on the process to update the county's Multi-Hazard Mitigation Plan. Ms. Beck will work with an engineering firm to review the county's risks for earthquakes and flooding. Ms. Beck confirmed the BOCC is comfortable with her reaching out to press for news releases and meeting notices.

ROCKY MOUNTAIN POWER

Leslie Blythe from Rocky Mountain Power introduced the new Rawlins Manager, Shane Sibrel.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 11:47 a.m. Commissioner Johnson seconded and the motion carried unanimously.

A regular meeting of this Board will be held December 16, 2014 at 9:00 a.m. at the County Courthouse, 415 W. Pine St., Rawlins, WY. The public is invited to attend or you can listen online at the website listed below. To get on the agenda, call the Clerk's Office by the Thursday before the meeting. Per Wyo. Stat. §18-3-516(f), access to county information can be obtained at www.carbonwy.com or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.