

**REPORT TO THE  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, February 3, 2015  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, February 3, 2015 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were; Chairman John Espy; Vice Chairman John Johnson; Commissioners Lindy Glode Leo Chapman and Sue Jones.

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

**ADDITIONS / CORRECTIONS**

Commissioner Jones moved to add a second executive session right after the first one this morning. Commissioner Johnson seconded and the motion carried unanimously.

**VOUCHERS**

Commissioner Jones moved to approve the report of expenditures in the amount of \$246,294.90. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Chapman moved to pay bills to Rawlins Automotive for \$1,447.27, Shively Hardware for \$84.24 and True Value of Rawlins for \$899.40 for an aggregate total of bills paid today of \$248,725.81. Commissioner Johnson seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	TOWELS/SOAP/MATS	\$ 262.60
AMERIGAS	PROPANE SERVICES	\$ 1,738.87
ARGUELLES-CALZADA, CHRYSTAL	INTERPRETER SERVICES	\$ 25.00
BANK OF COMMERCE (DEBIT CARD)	VARIOUS CHARGES	\$ 153.74
BARGREEN ELLINGSON	OVEN REPAIRS	\$ 188.95
BECK CONSULTING	FEMA MITIGATION PLAN	\$ 2,286.00
BI-RITE SPORTING GOODS	AMMUNITION	\$ 1,140.00
BLAKEMAN PROPANE	PROPANE SERVICES	\$ 227.88
BOB BARKER COMPANY, INC.	SUPPLIES	\$ 397.41
BROWN'S TOWING & RECOVERY	TOWING CHARGES	\$ 125.00
BUILD RITE LUMBER SUPPLY	SUPPLIES/SHIPPING CHARGES	\$ 111.81
CANDY MOUNTAIN	EQUIPMENT RENTAL	\$ 15.00
CARBON COUNTY SCHOOL DIST #2	2015 MED BOW LIBRARY LEASE	\$ 10.00
CARBON COUNTY SENIOR SERVICES	JAN HEALTH SUBSIDY	\$ 1,750.00

CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$ 874.58
CARBON MERCANTILE CORPORATION	SHERIFF UNIFORMS	\$ 127.96
CASH-WA DISTRIBUTING	SUPPLIES	\$ 40.20
CBM FOOD SERVICE	JAIL MEALS	\$ 3,752.70
CDW GOVERNMENT, INC.	BATTERY BACKUPS	\$ 967.60
CEDARS HEALTH	MEDICAL SERVICES	\$ 85.00
CENTURY LINK	TELEPHONE SERVICES	\$ 189.69
CENTURYLINK	TELEPHONE SERVICES	\$ 12,492.09
CENTURYLINK-PHOENIX	TELEPHONE SERVICES	\$ 264.88
CESKO FAMILY MEDICINE, PC	MEDICAL SERVICES	\$ 280.00
CMI-TECO	PARTS	\$ 104.19
CNA SURETY	BONDS	\$ 600.00
COOKS CORRECTIONAL	SUPPLIES	\$ 194.43
DAILY TIMES	NEWSPAPER ADS	\$ 48.00
DAVIDSON FAMILY DENTAL	DENTAL SERVICES	\$ 296.00
DELEON, JOHN	LEGAL SERVICES	\$ 1,241.25
DFPES	REGISTRATION	\$ 75.00
DIRTY BOYZ SANITATION, INC	GARBAGE SERVICES	\$ 490.00
DIXON, TOWN OF	WATER SERVICES	\$ 260.00
EASTMAN, PATRICK	MILEAGE	\$ 27.90
FARMER BROTHERS COFFEE	SUPPLIES	\$ 162.36
FAY ENGINEERING CORP.	PROFESSIONAL SERVICES	\$ 225.00
FRUDE, CANDICE	MILEAGE	\$ 51.00
GALLS/QUARTERMASTER	UNIFORMS	\$ 391.70
GLAXOSMITHKLINE PHARMACEUTICALS	PH HEALTH VACCINE	\$ 915.67
GOLDEN, MARY	MILEAGE	\$ 89.50
GRAINGER	SUPPLIES	\$ 522.00
GRAPHIC SPORTS	LETTERHEAD	\$ 200.00
HABEL, DUSTIN	SNOW REMOVAL	\$ 15.00
HANNA, TOWN OF	WATER SERVICES	\$ 222.38
HEIMAN FIRE DEPARTMENT	SETTLEMENT VEHICLE	\$ 281.45
HENKE	PARTS	\$ 2,546.81
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$ 387.63
HIGH PLAINS VISION CENTER	VISION SERVICES	\$ 693.00
INTERNAT'L ACADEMICS OF EMERGENCY	MAIL IN QUIZ	\$ 5.00
J H KASPAR OIL COMPANY	FUEL	\$ 1,301.28
JEFFERSON COUNTY SHERIFF	PAPER SERVICE	\$ 22.00
KALUZNY, EMILY	MEAL/MILEAGE	\$ 193.50
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$ 36.00
KILBURN TIRE COMPANY	OIL CHANGE	\$ 63.96
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$ 1,300.00
L N CURTIS & SONS	FLASHLIGHTS	\$ 190.58
MOORE MEDICAL CORP.	SUPPLIES	\$ 124.36

MOSS, BARBARA	MILEAGE	\$ 54.60
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$ 15.00
MT HOOD SOLUTIONS	CLEANING SUPPLIES	\$ 590.93
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$ 432.00
MY OFFICE ETC.	OFFICE SUPPLIES	\$ 1,065.46
PAHL ARCHITECTURE	MUSEUM DESIGN	\$ 107,473.24
PATTON, ROBERT L.	MILEAGE	\$ 25.80
PLATTE VALLEY MEDICAL CLINIC	MEDICAL SERVICES	\$ 369.00
POWELL, THOMAS	EDUCATIONAL MATERIALS	\$ 199.88
QUILL CORPORATION	SUPPLIES	\$ 131.11
RAWLINS AUTOMOTIVE	PARTS	\$ 1,272.74
RAWLINS EYE CARE	VISION SERVICES	\$ 225.00
RAWLINS FIRE EXTINGUISHER	FIRE EXT/HOOD INSPECTIONS	\$ 1,076.00
RAWLINS, CITY OF	WATER SERVICES	\$ 2,519.51
RESERVE ACCOUNT	POSTAGE	\$ 10,000.00
REYNOLDS, DEZIREE	MILEAGE	\$ 108.50
RICOH USA, INC	IT COPIERS	\$ 9,250.99
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$ 17,354.41
ROSS' AUTOMOTIVE SERVICES	OIL CHANGE	\$ 57.03
RYAN ELECTRONICS INC	PAGER REPAIRS	\$ 196.00
SARATOGA AUTO PARTS, INC.	PARTS	\$ 201.56
SARATOGA, TOWN OF	WATER SERVICES	\$ 17.00
SEARLE, RYAN	INTERPRETER SERVICES	\$ 25.00
SHIVELY HARDWARE	SUPPLIES	\$ 84.24
SNAKE RIVER PRESS	NEWSPAPER ADS	\$ 72.00
SOURCE GAS	GAS SERVICES	\$ 22,780.09
STAPLES ADVANTAGE	SUPPLIES	\$ 567.26
STATE OF WYOMING A & I	MAINFRAME ACCESS	\$ 17.93
STODDARD, CURTIS T.	DENTAL SERVICES	\$ 1,010.00
TASER INTERNATIONAL	TASERS/EQUIPMENT	\$ 6,487.10
TERMINIX	PEST CONTROL	\$ 688.00
THOMSON REUTERS-WEST PAYMENT CTR	INFORMATION CHARGES	\$ 2,391.87
TREVATHAN, SABRINA RMR	TRANSCRIPTION	\$ 219.10
TRUE VALUE OF RAWLINS	SUPPLIES	\$ 899.40
TYLER TECHNOLOGIES, INC	IDOC/ITAX WEB HOSTING	\$ 275.63
U S POSTMASTER-RAWLINS	PO BOX RENT	\$ 48.00
U W C E S	2ND QTR SALARY	\$ 5,271.00
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$ 2,803.64
V-1 PROPANE	PROPANE SERVICES	\$ 5,156.54
VALLEY OIL COMPANY	FUEL	\$ 1,229.43
VAN'S WHOLESALE LLC	SUPPLIES	\$ 749.63
WARRIOR SERVICES, LLC	PEST CONTROL	\$ 60.00
WELLS, JACQUELIN	MILEAGE	\$ 14.00

WY BRAND INDUSTRIES	SUPPLIES	\$ 210.75
WY DEPT OF TRANSPORTATION	CRACK SEAL PROJECT	\$ 3,522.81
WY FIRE CHIEF'S ASSOCIATION	2015 DUES	\$ 100.00
WY LAW ENFORCEMENT ACADEMY	SCHOOLING/UNIFORMS	\$ 545.00
WY MACHINERY COMPANY	LAMPS	\$ 47.77
YOCUM, LEO	MILEAGE	\$ 24.00
ZIRMED, INC	PROFESSIONAL CLAIMS	\$ 5.95
GRAND TOTAL		\$ 248,725.81

**CONSENT AGENDA**

Commissioner Johnson moved to approve the consent agenda. Commissioner Glode seconded and Clerk Bartlett noted the consent agenda includes the January 20, 2015 regular meeting minutes; a bond for Joseph Gaspari, Treasurer for Carbon County School District #2 in the amount of \$50,000.00; bond for Jim D. Copeland, Superintendent for Carbon County School District #2 in the amount of \$50,000.00; bonds for Eileen Keller, Patricia Bentsen, Di Li, Diane Morris, Christine Rutherford and Sadie Martinez, Deputy Treasurers for Carbon County all in the amount of \$10,000.00; bond for Randy Arnold, Treasurer for the Saratoga, Encampment, Rawlins Conservation District in the amount of \$100,000.00; County Clerk receipts for \$20,582.50; Planning and Development Department receipts for \$1,025.00 and Road & Bridge Department receipts for \$232.90. The motion carried unanimously.

**EXECUTIVE SESSION**

Commissioner Johnson moved to go into executive session at 9:05 a.m. with Clerk Bartlett, Attorney Mike Kelly and Craig Jones to discuss personnel and potential litigation and other matters considered confidential by law. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Glode moved to come out of executive session at 9:17 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

**EXECUTIVE SESSION**

Commissioner Chapman moved to go into executive session at 9:18 a.m. with Clerk Bartlett, Sherry Massey, Cal Rerucha and Ashley Mayfield to discuss personnel and potential litigation and other matters considered confidential by law. Commissioner Glode seconded and Commissioner Jones noted she does not feel the session is necessary as she feels this is a budget amendment not a personnel matter. Attorney Rerucha noted that there are issues that cannot be discussed in public session and requested the session and noted this is proper under executive session. The motion carried with all voting for the motion except Commissioner Jones who voted against.

Commissioner Johnson moved to come out of executive session at 9:51 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

## **ELECTED OFFICIALS / DEPARTMENT HEADS**

### **Attorney**

Chairman Espy asked how the remodel in the Attorney's Office was going and Sherry Massey addressed some concerns but noted it is getting better.

### **Recess**

Chairman Espy called a recess at 9:53 a.m. and reconvened at 10:00 a.m.

### **Attorney**

Cal Rerucha, County Attorney and Sherry Massey of the County Attorney's Office reported they are looking for a budget amendment to hire an additional employee. Sherry Massey reported the immediate need for a salary change beginning this month and a new position.

Commissioner Johnson asked for the exact number of the amendment needed for the remainder of this fiscal year and how it would be broken out. Commissioner Glode stated at budget time they will be reviewing salaries of all offices as some are lower than others and lower than they should be.

### **Clerk**

Gwynn Bartlett, County Clerk presented an agreement with the contractor hired by the Carbon County Community Action Committee to provide monitoring services for their Community Services Block Grant which runs through the county.

Commissioner Glode moved to authorize the Chairman's signature on the Contractor Agreement with Sheela Schermetzler through September 30, 2015 for services related to the Community Services Block Grant in an amount not to exceed \$11,555.00. Commissioner Chapman seconded and the motion carried unanimously.

### **Treasurer**

Cindy Baldwin, County Treasurer presented rebates for the Chairman's signature on behalf of the Assessor.

Ms. Baldwin explained a new calculation of the Secure Rural Schools Act funding noting it will be reduced from approximately \$4 million to just over \$1 million. There will no longer be Resource Advisory Councils for this funding.

Ms. Baldwin reported that the Wyoming Department of Transportation notified her that Treasurer's offices throughout the state have been prorating trailer plates however they should have been charging the full amount and many companies will now likely register these trailers elsewhere due to this.

Ms. Baldwin reported on various account balances. As of the end of January, revenue collections compared to anticipated are at 65% collected.

### **Museum**

Kelly Bohanan, Museum Director reported she received an \$85,000.00 grant from the School District Recreation Board for the new building remodel. Mike Kelly, Deputy County Attorney presented a proposed Memorandum of Understanding with the City of Rawlins for access to the Hugus Ferguson building. This would allow the Museum and contractors, including subcontractors to enter the building.

Commissioner Johnson moved to enter into a Memorandum of Understanding with the City of Rawlins regarding access to the Hugus Ferguson building. Commissioner Glode seconded and Mr. Kelly noted the city has been extremely cooperative on this matter. The motion carried unanimously.

### **Public Health Nurse**

Jacquelin Wells, Public Health Nurse reported on visits and services her office has provided in the past month.

### **Road & Bridge**

Bill Nation, Road & Bridge Superintendent, thanked the Clerk's Office for their help researching a survey for County Road 402 recorded in the 70's. The state wanted the county to perform a survey however with the recording there was no need for a new survey.

Mr. Nation reported the Sanger Bridge construction continues. A BROS system repair requires a 10% match from the county and Wyoming Department of Transportation administers the project with input from Mr. Nation. They are on schedule for an October bid letting for the Elk Mountain Bridge, the county's current BROS project. He outlined the responsibilities of all the parties for a bridge replacement project. There have been additional costs for requests from an adjacent landowner and other changes. To date the final projected cost is approximately \$2.5 million.

Commissioner Glode thanked Mr. Nation for recycling concrete from local schools.

### **Emergency Management**

John Zeiger, Emergency Management Coordinator discussed the pre-flood planning meeting he attended and provided an update. He discussed the declaration process for this. He

recommended pre-signing a declaration made with no date if it looks like flooding will take place. One semi-trailer purchased by Homeland Security will be placed in Saratoga and he may need a vehicle from Road & Bridge should it need to be moved.

Mr. Zeiger noted he also attended a meeting with the Integrated Warning Team with the National Weather Service and provided an update.

Mr. Zeiger discussed the need for a Facebook page for emergency management to distribute information to the public.

### **Planning and Development**

Sid Fox, County Planner reported GDA Engineers is working on the Dixon Airport West Apron Expansion Plan and has requested a building permit for the project. He noted the fee should be waived as this is county property and a county project.

Commissioner Glode moved to approve the Chairman's signature on the building permit application for the Dixon Airport and waive the application fee. Commissioner Jones seconded and the motion carried unanimously.

Mr. Fox discussed the 2014 Annual Report of the Carbon County Planning & Zoning Commission. The county's Zoning Resolution requires this annual report and it was approved by the Planning & Zoning Commission yesterday. The report summarizes applications the planning staff prepares and includes a briefing of the economic activity and land uses in Carbon County over the year.

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

Dana Barnett, Chief Executive Officer and Chelle Keplinger, Chief Financial Officer for MHCC presented a financial analysis as of December 31, 2014. Also present was board member David Cesko, M.D.

Chairman Chapman reported he has read there may be another push to delay ICD10 one more year. Mr. Barnett and Ms. Keplinger discussed this and do not believe it will be delayed as they are planning on it happening in October.

Chairman Chapman asked about a fund for reimbursement of critical care hospitals if Medicaid expansion should not occur. Mr. Barnett stated there may also be a fund that may support hospitals with charity care.

Mr. Barnett stated his major goal is to provide a community assessment and develop a strategic plan for the future. By May's board meeting he anticipates the plan to be finalized.

Mr. Barnett reported that demolition of the emergency detention rooms has begun. He also reported that the agreement with the engineer for the HVAC system has been signed.

## **RECESS**

Chairman Espy called a recess at 11:19 a.m. and reconvened at 11:24 a.m.

## **Attorney**

Mr. Kelly reported the Rock Springs Resource Management Plan process has been restarted and the county is a cooperator in this process. He will keep the BOCC informed as the process continues. He reported that the Energy Gateway South Transmission project was recently held and the only major change is they are proposing a new type of tower, the same that the Transwest project is using. The record of decision for the Environmental Impact Statement is anticipated to be published in December 2015.

Mr. Kelly reported the Chokecherry and Sierra Madre Programmatic Agreement finalization was slated for late February. There have been four areas in the Phase 1 project area that have been discovered and may be prehistoric camps. He hopes to have more information later.

Commissioner Glode moved to authorize the Chairman to sign the Volunteers of America Northern Rockies (VOA)/Office of Juvenile Justice and Delinquency Prevention (OJJDP) 2012/2013 Nonparticipating State Award Subgrant Quarterly Report which also requests reimbursement of \$16,475.02 noting this was used for the Youth Crisis Center director's salary. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Kelly presented a Memorandum of Understanding with Natrona County Attorney's Office for emergency detention (ED) patient process. He anticipates this would only be used during the construction period of the ED rooms at MHCC.

Commissioner Johnson moved to authorize the Chairman to sign the Memorandum of Understanding with Natrona County Carbon County and County Attorney's Office for emergency detentions. Commissioner Jones seconded and the motion carried unanimously.

## **YOUTH CRISIS CENTER**

Megan Hendrickson, CCYCC Coordinator provided an end of year report noting the center has now been open for one year.

## **COMMISSIONERS**

Commissioner Chapman moved to approve the request from the Saratoga Lions Club to conduct a Calcutta during the Wyoming State Championship Chariot Races in Saratoga March 6-8. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Jones moved to authorize the Chairman to sign the Disadvantaged Business Enterprise Plan for the Dixon Airport West Apron Expansion project only. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Jones reported Attorney Kelly had questions about the project cost for the West Apron Expansion project at the Dixon Airport. The requested grant funds are approximately \$89,000.00 more than the project estimate. The project will be bid in two schedules to ensure the project is within the budget. The county's share would be \$20,000.00.

Commissioner Jones moved to approve the Request for State Airport Aid, Federal Grant and Categorical Exclusion Applications for the West Apron Expansion project at the Dixon Airport, estimated funding is federal share of \$450,000.00, state share of \$30,000.00 and sponsor share of \$20,000.00. Commissioner Glode seconded and Clerk Bartlett reported this is not budgeted for. Commissioner Jones reported the county's share would come from the county's next fiscal year budget. The motion carried unanimously.

### **RECESS**

Chairman Espy called a recess at 11:53 a.m. and reconvened at 1:15 p.m.

### **US FOREST SERVICE**

Melanie Fullman, US Forest Service District Ranger was contacted via telephone and discussed the proposed action on the West Snowy Range Travel Management Plan that will be released in the next 1-2 weeks. Seasonal hiring will be taking place soon. She reported that snowpack is around 75% and there has been no grooming of trails until new snow falls.

Commissioner Chapman reported he heard the Encampment Sawmill will be closed as there is increased difficulty obtaining timber sales. Ms. Fullman reported there have recently been timber sales with no bid.

Commissioner Johnson reported the Governor's healthy forest initiative success and suggested forest service lands being incorporated into this to make sales more lucrative and long-term. He asked if she could work with other agencies on this. Ms. Fullman stated they can support a higher timber program but they cannot produce much more with the funding they receive. She added there have been discussions however she has not been too involved in those.

### **PLANNING & ZONING**

#### **Public Hearing – C.U. Case File No. 2015-01**

Chairman Espy opened a public hearing at 1:31 p.m. to hear Planning & Zoning C.U. Case File No. 2015-01. Thomas Powell, Planner/GIS Specialist presented C.U. Case File No. 2015-01 – Union Telephone Company's request for a Conditional Use Permit for a telecommunications tower, approximately 150 feet in height, on a self-supporting lattice tower and related facilities. Sid Fox, Planning Director was also present.

Chairman Espy called for comments for or against this case. There being no comments, Chairman Espy closed the hearing at 1:39 p.m.

Commissioner Glode moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2015-04, 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. 2015-01, Union Telephone Company's request for a Conditional Use Permit for a telecommunications tower, approximately 150 feet in height, on a self-supporting lattice tower and related facilities with condition that any modifications to the structure that increase its surface footprint or add to the tower height will require a new conditional use permit. Commissioner Johnson seconded and confirmed it was capable of co-locating on the same structure. Mr. Powell explained the idea of the condition. The motion carried unanimously.

**Resolution No. 2015 – 04**

**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 #2015-01 – “Boot Ranch Communications Site”**

**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, January 5, 2015, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, January 5, 2015, 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 the Monday, January 5, 2015, 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, February 3, 2015; 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 application; 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 File #2015-01:**

Request for a Conditional Use Permit in the Ranching, Agriculture, Mining (RAM) Zone. The request is to permit a telecommunications tower, approximately 150 feet in height, on a self-supporting lattice tower and related facilities.

**General Site Location:**

Approximately 17.9 miles south of State Highway 220 on Carbon County Road #497 (Buzzard/Willow Road).

**Legal Description:**

A 150' x 150' parcel of property, containing 0.51 acres, located in the NW1/4 NW1/4 of Section 14, Township 27 North, Range 86 West of the 6<sup>th</sup> Principal Meridian, Carbon County, Wyoming.

**Subdivision Exemption:**

This parcel is exempt from subdivision requirements pursuant to Wyo. Stat. Ann. §18-5-303(a)(xi), Exemptions from provisions, which provides that “[a] division of land creating a parcel five (5) acres or less for the purpose of establishing unmanned communication facilities, compressor stations, metering stations, fiber optic booster stations or similar unmanned facilities”.

**Transfer of Permit:**

This conditional use permit shall not be transferred without the prior approval of the Board of County Commissioners, for good cause shown.

**Expiration of Permit:**

Any use for which a conditional use permit is granted must be commenced within two (2) years from the date of approval, otherwise the conditional use permit shall become null and void and be of no further effect and any uses approved in accordance with the permit shall not be permitted without any action on the part of Carbon County. If any such use cannot be commenced until construction of structures, buildings and other physical assets associated with the use are completed, then construction of such structures, buildings and other physical assets must be commenced not later than two years from the date of approval of the conditional use permit. If such construction is not commenced and completed as required, then the conditional use permit shall become null and void and be of no further effect and any uses approved in accordance with the permit shall not be permitted without any action on the part of Carbon County.

**CONDITIONS OF APPROVAL:**

1. That any modifications to the structure that increase its surface footprint or add to the tower height will require a new Conditional Use Permit.

**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.

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

That the Carbon County Board of County Commissioners, hereby approves this Conditional Use Permit (CUP) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2015-01 – “Boot Ranch Communications Site”) on approximately 0.51 acres in the Ranching, Agriculture, Mining (RAM) Zone.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of February, 2015.

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

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

Attest:  
Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing – C.U. Case File No. 2015-02**

Chairman Espy opened a public hearing at 1:44 p.m. to hear Planning & Zoning C.U. Case File No. 2015-02. Mr. Powell presented C.U. Case File No. 2015-02 – Union Telephone Company’s request for a Conditional Use Permit for a telecommunications tower, approximately 65 feet in height, on a high wood laminate pole structure and related facilities.

Chairman Espy called for comments for or against this case. There being no comments, Chairman Espy closed the hearing at 1:50 p.m.

Commissioner Jones moved that based on the recommendation of the Planning and Zoning Commission and staff to approve Resolution No. 2015-05, 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. 2015-02, Union Telephone Company’s request for a Conditional Use Permit for a telecommunications tower, approximately 65 feet in height, on a high wood laminate pole structure and related facilities with condition that any modifications to the structure that increase its surface footprint or add to the tower height will require a new conditional use permit. Commissioner Chapman seconded and the motion carried unanimously.

**Resolution No. 2015 – 05**

**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 #2015-02 – “Wagonhound Communications Site”**

**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, January 5, 2015, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, January 5, 2015, 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 the Monday, January 5, 2015, 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, February 3, 2015; 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 application; 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 File #2015-02:**

Request for a Conditional Use Permit in the Ranching, Agriculture, Mining (RAM) Zone. The request is to permit a telecommunications tower, approximately 65 feet in height, on a high wood laminate pole structure and related facilities.

**General Site Location:**

Approximately 1.2 miles east on Wagonhound Road from I-80 and Exit 267.

**Legal Description:**

A parcel of land eighty (80') feet by eighty (80') feet located in the NE1/4SE1/4 of Section 9, Township 19 North, Range 79 West of the 6<sup>th</sup> Principal Meridian, Carbon County, Wyoming. Said parcel contains 0.146 acres.

**Subdivision Exemption:**

This parcel is exempt from subdivision requirements pursuant to Wyo. Stat. Ann. §18-5-303(a)(xi), Exemptions from provisions, which provides that “[a] division of land creating a parcel five (5) acres or less for the purpose of establishing unmanned communication facilities, compressor stations, metering stations, fiber optic booster stations or similar unmanned facilities”.

**Transfer of Permit:**

This conditional use permit shall not be transferred without the prior approval of the Board of County Commissioners, for good cause shown.

**Expiration of Permit:**

Any use for which a conditional use permit is granted must be commenced within two (2) years from the date of approval, otherwise the conditional use permit shall become null and void and be of no further effect and any uses approved in accordance with the permit shall not be permitted without any action on the part of Carbon County. If any such use cannot be commenced until construction of structures, buildings and other physical assets associated with the use are completed, then construction of such structures, buildings and other physical assets must be commenced not later than two years from the date of approval of the conditional use permit. If such construction is not commenced and completed as required, then the conditional use permit shall become null and void and be of no further effect and any uses approved in accordance with the permit shall not be permitted without any action on the part of Carbon County.

**CONDITIONS OF APPROVAL:**

1. That any modifications to the structure that increase its surface footprint or add to the tower height will require a new conditional use permit.

**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.

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

That the Carbon County Board of County Commissioners, hereby approves this Conditional Use Permit (CUP) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2015-02 – “Wagonhound Communications Site”) on approximately 6,400 sq.ft. in the Ranching, Agriculture, Mining (RAM) Zone.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 3rd day of February, 2015.

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

- s- John Espy, Chairman
- s- John Johnson, Vice Chairman
- s- Leo Chapman, Member
- s- Lindy Glode, Member

-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

### **SHARING IT RESOURCES WITH CITY OF RAWLINS**

Matt Webster, County IT Director along with Scott Hannum, Interim Rawlins City Manager and Rick Hooper, Rawlins Police Lieutenant were present.

Mr. Webster discussed the potential savings that could be realized by combining IT resources for the county and City of Rawlins. He noted that currently the county has his position, an IT Specialist and a contract with an outside company. The city also has a contract for an outside company and if services are combined, one outside contract would be combined. Commissioner Glode stated she feels the county and city should work better to share resources but there has to be an out for either side to part ways in case it did not work. Mr. Hannum stated that Clerk Bartlett and Mr. Webster met last year and determined it would be important to have an out.

Commissioner Johnson asked how soon this could be achieved and Mr. Webster stated an agreement could be worked on now with the agreement done before the city's and county's budget processes with combining services by the end of the fiscal year.

Commissioner Jones stated she feels this is a good idea and she encouraged the group to pursue the idea and form an agreement.

Commissioner Chapman asked if this would cause other entities to want the same services and mentioned this should be considered. Commissioner Chapman noted this would likely double Mr. Webster's work.

Commissioner Jones asked if the group should prepare a MOU or if it should be a contract for services and Mr. Kelly replied a MOU might be best.

Commissioner Espy stated his pleasure for them coming together and encouraged them to move forward.

Clerk Bartlett stated while she supports the idea, she encouraged the group to ensure the agreement is very thorough and addresses all the issues that could arise in the future. This would include who would hire and fire, what if one entity didn't have money in a year's budget, who decides raises, how much say each entity has in all these things, how each entity could end the agreement, etc... Mr. Hannum agreed with these concerns and stated that he is planning to have an IT audit so that the city's issues are fixed before handing the service over to the county's department. He will be discussing the matter with the Rawlins Council this evening.

### **HEALTH INSURANCE UPDATE**

Devin Hilton, Dianna Madvig and Rod Henderson of Cobecon provided an update on the county's health insurance.

Mr. Hilton reported the county is four months in with Blue Cross Blue Shield (BCBS) as the Third Party Administrator (TPA) and while there were issues, their team and the Clerk's Office have been working through them. Chairman Espy addressed the concern that BCBS will not directly pay out of network providers.

Commissioner Jones reported she talked with the Cancer Treatment Center of America (CTCA) group who claim they have tried for years to get into the BCBS network. Mr. Henderson reported that providers access discounts from the state where the provider is. Since the particular CTCA the county is currently using is in Arizona, that state's BCBS network determines if this is in or out of network. He understands there have been negotiations between Arizona BCBS and CTCA but they have been unsuccessful to date.

Ms. Madvig reported that the county has realized a 30% discount with BCBS so far this plan year. This compares to 25% over an entire year with Cigna. She also presented a comparison of 14 months of claims.

#### **CITIZEN/COMMISSIONERS DISCUSSION**

Chairman Espy discussed a proposed Heartland Resolution. The Governor is initiating a task force to have large industrial developments somewhere in Wyoming and the southwestern corner of Wyoming is really investigating this seriously. Commissioner Jones requested Sid Fox and Cindy Wallace of Economic Development Corporation work together. Commissioner Johnson stated it was suggested to him that someone from Carbon County be presented to the Governor to be on the task force. Commissioner Espy agreed to find out how someone from Carbon County could be appointed and encouraged the BOCC to have an individual in mind. There was further discussion of combining forces with neighboring counties. Chairman Espy hopes to have a draft form at the next meeting.

Commissioner Jones discussed Wyoming Statute 18-3-101 regarding formation of district attorneys. She suggested the county pursue this along with adjacent counties and asked Mr. Kelly to assist with the process of this. She would like to make contact with Albany County to determine their interest and begin following through with the investigation stage. The BOCC agreed and encouraged her to proceed. Commissioner Chapman reported that likely the district attorney would be from Albany County as they would have more votes. Mr. Kelly agreed to look into what the next step would be.

Commissioner Johnson reported they were all copied on an e-mail regarding Senior Services and he requested that their director be invited to the next meeting to ask for her thoughts on what the correspondence said. Mr. Kelly reported he has been contacted from these same individuals and he has looked at this in length and he feels it is permissible for the county to fund the entity.

Commissioner Glode reported as the Library Board liaison and she will try to stay more involved. She has had several calls about the various libraries and she will investigate further.

She encouraged the BOCC to read library related statutes and by-laws before the next budget season. She added her personal goals for this year will be to assist Craig Jones, Buildings Manager to obtain some type of software so he can track the county's buildings better.

Chairman Espy reported the BOCC just met with their association and had dinner with the county's legislators last week in Cheyenne. He thanked the county's legislators for attending this dinner.

Commissioner Glode moved to allow employees vacation time that was deducted at the end of 2014 to be deposited into a sick leave bank for use under the county's current sick leave donation policy. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett reported she believes the Attorney's budget amendment request would likely total around \$25,000.00. She suggested that the BOCC could schedule the public hearing and it can approve or deny any portion or all of this at the public hearing.

### **ADJOURNMENT**

Commissioner Johnson moved to adjourn the meeting at 3:28 p.m. Commissioner Jones seconded and the motion carried unanimously.

A regular meeting of this Board will be held March 3, 2015 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](http://www.carbonwy.com) or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812