

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, January 5, 2016
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, January 5, 2016 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 Johnson moved to add John Zeiger on the agenda to discuss purchase of a storage container, add a Certification for Bill Nation to conduct business on behalf of Carbon County Road & Bridge and add an executive session just before lunch. Commissioner Chapman seconded and the motion carried unanimously.

VOUCHERS

Commissioner Jones moved to approve the report of expenditures in the amount of \$285,458.67. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Chapman moved to approve a bill to Rawlins Automotive for \$237.70, Shively Hardware for \$540.97 and True Value of Rawlins for \$767.33 for an aggregate total of bills paid today of \$287,004.67. 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
AIT LABORATORIES	TESTING SERVICES	\$140.00
ALL IN 1 ELECTRICAL & SUPPLY	CONCESSION STAND LIGHT WORK	\$75.00
ALSCO, AMERICAN LINEN DIVISION	SHOP TOWELS/SOAP/RUGS	\$139.50
AMERIGAS	PROPANE	\$1,694.10
ASPEN FAMILY DENTAL	DENTAL SERVICES	\$200.00
BANK OF COMMERCE (DEBIT CARD)	VARIOUS CHARGES	\$6,212.10
BLAKEMAN PROPANE	PROPANE	\$565.36
BOB BARKER COMPANY, INC.	SHAMPOO	\$141.21
BOMGAARS SUPPLY	ATV PLOW REPAIR SUPPLIES	\$94.77
BRUCO, INC	CLEANING SUPPLIES	\$1,430.57
BUILD RITE LUMBER SUPPLY	SHIPPING FEES/LIQUID PLUMBER	\$30.28
CARBON COUNTY SENIOR SERVICES	JANUARY 2016 HEALTH SUBSIDY	\$1,750.00
CARBON CTY VETERINARY HOSPITAL	DOG FOOD/K-9 PAD PROTECTION	\$56.19
CARBON CTY YOUTH CRISIS CENTER	NOV 15 CSBG	\$16,760.10

CATHEDRAL HOME FOR CHILDREN	CRISIS CENTER FUNDING	\$500.00
CBM FOOD SERVICE	JAIL FOOD	\$11,519.48
CDW GOVERNMENT, INC.	WIRELESS USB ADAPTER/PRINTER INK	\$588.66
CEDARS HEALTH	MEDICAL SERVICES	\$80.00
CENTURY LINK	PHONE SERVICES	\$194.52
CENTURYLINK	PHONE SERVICES	\$8,713.66
CHARTER COMMUNICATIONS	INTERNET SERVICE/JAIL CABLE	\$737.19
CHIEF LAW ENFORCEMENT SUPPLY	VEHICLE UNLOCKING TOOL	\$54.59
COWBOY SUPPLY HOUSE	PAPER PRODUCTS/CLEANING SUPPLIES	\$2,060.48
CRESTLINE SPECIALTIES, INC.	PLANNERS	\$555.76
CULLIGAN WATER CONDITIONING	SALT	\$287.50
DAILY TIMES	MEETING NOTICE AD	\$27.80
DIRTY BOYZ SANITATION, INC	TRASH SERVICE	\$270.00
DIXON & DIXON, LLP	PROFESSIONAL SERVICES	\$2,642.93
DIXON, TOWN OF	WATER/SEWER	\$260.00
DJ'S	PLEXI GLASS/WINDSHIELD REPLACEMENT	\$231.46
DUBOIS TELEPHONE EXCHANGE	E911 LINES LSRV/PHONE SERVICE	\$1,428.66
EICHENBERGER, MELISSA	MILEAGE/PROFESSIONAL FEES	\$825.00
EKM&P, INC. DBA VOORHIS ASSOC	CWO-2015-#2	\$14,440.00
ENCAMPMENT, TOWN OF	WATER/SEWER	\$83.00
ERICKSON & ROBERTS	ATTORNEY FEES	\$10.00
FARMER BROTHERS COFFEE	COFFEE	\$165.59
FLEXSHARE BENEFITS	COBRA / DEC 2015 ADMIN FEES	\$196.50
FORSTER LANDSCAPE & CONSTR	FAIR GROUND WINTERIZATION	\$225.00
FRANCE, TARA	TRANSCRIPTION FEES	\$325.00
FREMONT MOTORS – RAWLINS	VEHICLE REPAIRS	\$2,730.43
GALLS/QUARTERMASTER	LONG SLEEVE SHIRTS	\$45.11
GDA ENGINEERS	151283 DWX THREE FORKS PROJECT	\$2,278.00
GERMAN, JENNIFER	MILEAGE	\$180.00
GLOBAL EQUIPMENT COMPANY	FUEL CAN POLYPROYLENE FUNNEL	\$20.90
GRAHAM, LEROY	NOV 19- DEC 18 PAYROLL	\$634.50
GRAINGER	MAINTENANCE SUPPLIES	\$1,173.90
HAGOOD, VICKI	MILEAGE	\$28.50
HERTER, JACQUES P. PHD	EVALUATION	\$550.00
HIGH PLAINS POWER	ELECTRIC SERVICE	\$348.22
HIGH PLAINS VISION CENTER	MEDICAL SERVICES	\$365.00
HILLTOP CONOCO	FUEL	\$20.78
INTERN'L ACADEMICS OF EMERGENCY	QUIZZES	\$45.00
J H KASPAR OIL COMPANY	FUEL	\$40.05
JERRY'S DONUTS	MEETING DONUTS	\$20.98
KENCO SECURITY AND TECHNOLOGY	MONITORING SERVICE	\$36.00
KILBURN TIRE COMPANY	OIL CHANGES/TIRES	\$1,083.04
KINETIC LEASING	CAR4944-108 LEASE PAYMENT	\$350.00
KING SOOPERS CUSTOMER CHARGES	JAIL HEALTH/SUPPLIES	\$96.42

KIRSCH, ARCHIE P	MEDICAL SERVICES	\$1,300.00
KONE ELEVATORS ESCALATORS	BUILDING CONTRACT FEES/MAINTENANCE	\$4,310.41
MACPHERSON, KELLY & THOMPSON	ATTORNEY FEES	\$22.50
MERSEAL LAW, LLC	ATTORNEY FEES	\$775.00
MILLIKEN, ASHLEY	MILEAGE	\$20.00
MOORE MEDICAL CORP.	GLOVES/ALCOHOL WIPES	\$200.65
MOSS, BARBARA	MILEAGE	\$27.30
MOTOROLA	RADIOS	\$90,652.90
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$336.00
MY OFFICE ETC.	ASSORTED OFFICE SUPPLIES	\$976.52
NORTH PARK PROPANE, LLC	HEATING FUEL	\$238.40
PATTON, SALLY	MILEAGE	\$45.00
PERSONNEL EVALUATION, INC.	EVALUATION PROFILES	\$100.00
PERUE PRINTING	ROLL TICKETS	\$5.95
PLAINSMAN PRINTING & SUPPLY	RECORDING SLIPS	\$233.05
PUBLIC SAFETY CENTER, INC	SWABS	\$87.91
QUALITY LANDSCAPE & NURSERY, INC	WINTERIZATION SERVICE	\$85.00
QUILL CORPORATION	ASSORTED OFFICE SUPPLIES	\$359.18
RAWLINS AUTOMOTIVE	VEHICLE MAINTENANCE SUPPLIES	\$237.70
RAWLINS EASTSIDE CARWASH	CAR WASHES	\$73.80
RAWLINS EYE CARE	MEDICAL SERVICES	\$225.00
RAWLINS FAMILY MEDICAL, P.C.	MEDICAL SERVICES	\$350.00
RAWLINS, CITY OF	WATER SERVICE	\$3,303.50
REMICK, SHELIA	MILEAGE	\$62.00
RICOH USA INC	COPIER USAGE/CONTRACT	\$1,844.67
ROBIDOUX ENTERPRISES	OIL CHANGE	\$55.44
ROCKY MOUNTAIN POWER	ELECTRIC SERVICE	\$10,082.00
ROSS' AUTOMOTIVE SERVICES	OIL FILTER	\$57.09
RYAN ELECTRONICS INC	RADIO TECH MAINT & REPAIR	\$30.00
SARATOGA AUTO PARTS, INC.	VEHICLE MAINTENANCE SUPPLIES	\$248.60
SECURITY TRANSPORT SERVICES, INC.	JAIL EXTRADITIONS	\$1,926.25
SHEPARD'S	FUEL	\$1,828.62
SHIVELY HARDWARE	SHOVEL/PIPE WRAP/BATTERIES/TIRES	\$540.97
SKYLINE MOTORS, INC.	REPAIRS	\$395.40
SNAKE RIVER PRESS	CCP&Z MEETING CANCELLATION AD	\$144.00
SOURCE GAS	HEATING FUEL	\$15,265.28
STAPLES ADVANTAGE	ASSORTED OFFICE SUPPLIES	\$958.45
STATE OF WYOMING A & I	MAINFRAME ACCESS	\$27.81
STEPHENSON, LEE ANN	MILEAGE	\$38.40
STODDARD, CURTIS T.	MEDICAL SERVICES	\$375.00
SWANSON SERVICES CORPORATION	BOOKING KEYS	\$50.00
T.W. ENTERPRISES, INC.	GENERATOR SERVICE	\$1,232.50
TERMINIX	MONTHLY SERVICE	\$726.00
THOMSON REUTERS-WEST PYMT CTR	DUES & SUBSCRIPTIONS	\$1,782.09

TRUE VALUE OF RAWLINS	ASSORTED MAINTENANCE SUPPLIES	\$767.33
TYLER TECHNOLOGIES, INC	SOFTWARE MAINTENANCE	\$39,736.69
UNION TELEPHONE COMPANY	PHONE SERVICE	\$3,565.67
VAN'S WHOLESALE LLC	SUPPLIES	\$276.00
VENTURE TECHNOLOGIES	HARDWARE SUPPORT	\$2,040.00
VERIZON WIRELESS	PHONE SERVICE	\$504.85
VOLUNTEER FIREMEN PENSION FUND	FIRE DEPT RETIREMENT	\$645.00
WALKER, JEANETTE R.	MILEAGE	\$17.00
WELD CO SHERIFF'S OFFICE	BORYCZKO & MATHEWS	\$79.99
WILSON, MARGARET	SHOULDER PATCHES/FLAGS	\$48.00
WY BEHAVIORAL INSTITUTE	SERVICES	\$2,055.00
WY DEPT OF ENVIRON QUALITY	JUL/AUG/SEP 2015	\$350.00
WY MACHINERY COMPANY	140H BLADE SERVICE	\$6,081.56
WY PEACE OFFICERS ASSOC	2016 MEMBERSHIP FEES	\$550.00
WY SECRETARY OF STATE	ROYBAL NOTARY	\$30.00
WY TAXPAYERS ASSOCIATION	2015-2016 MEMBERSHIP	\$195.00
YAMPA VALLEY ELECTRIC	ELECTRIC SERVICE	\$646.56
YOCUM, LEO	MILEAGE	\$24.00
YOUNG, CHARLES MD	MEDICAL SERVICES	\$125.00
ZIRMED, INC	CLAIMS FILED	\$0.35
GRAND TOTAL		\$285,133.13

CONSENT AGENDA

Commissioner Johnson moved to approve the consent agenda. Commissioner Glode seconded and Clerk Bartlett noted the consent agenda includes the December 15, 2015 regular meeting minutes; County Clerk Receipts for \$18,025.25 and Planning & Development Department receipts for \$2,650.00. The motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Emergency Management

John Zeiger, Emergency Management Coordinator requested authorization to purchase a storage container or shed to store unused sandbags totaling \$2,695.00. He stated he formerly stored them in Saratoga at a town building but the town has decided they need that area. He can apply for EMPG grant funds to pay for this but if not it would come from his budget. The BOCC asked him to look for a storage container rather than a shed but noted it would like to wait until the grant request is approved or denied to make a decision. Bill Nation, Road & Bridge Superintendent said he could probably absorb them into his shops around flood zones until a solution can be obtained.

Public Health

Amanda Brown, Interim Nurse Manager for Carbon County requested approval to fill a Public Health nursing position. This position is 65% state and 35% county paid. The BOCC approved the request. Ms. Brown also presented a summary of the work the office has done over the past month.

Treasurer

Commissioner Johnson moved to approve Resolution No. 2016-01, Carbon County Investment Policy. Commissioner Glode seconded and the motion carried unanimously.

**RESOLUTION
NO. 2016-01
CARBON COUNTY
INVESTMENT POLICY**

WHEREAS, W.S. §9-4-831(h) mandates every political subdivision adopts “a statement of investment policy”; and

WHEREAS, CARBON COUNTY desires to adopt an investment policy at least as restrictive with respect to the types of investment as authorized by W.S. §9-4-831(a), a copy of which is affixed hereto and incorporated herein by this reference.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF CARBON COUNTY, WYOMING:

- (a) The CARBON COUNTY financial accounting procedures are divided among the County Commissioners, the County Clerk and the County Treasurer. The County Clerk is designated as budget officer (W.S. §16-4-102(a)(iv)); the County Treasurer is in charge of the county treasury (W.S. § 18-3-804) and 18-3-805. Warrants for payment from the treasury must be authorized by the Board of County Commissioners (W.S. §18-3-504 and 18-3-805);
- (b) It shall be the policy of the Carbon County Treasurer to invest public funds in a manner which will provide the highest investment return with the maximum security, and conforming to all federal, state and local laws and regulations governing the investment of public funds;
 - (1) To the extent possible, the Carbon County Treasurer will attempt to match its investments with anticipated cash flow requirements. Unless matched to a specific cash flow, the Carbon County Treasurer will not directly invest in securities maturing more than two (2) years from the date of purchase.
 - (2) Funds in excess of cash flow requirements may be invested in securities maturing not more than five (5) years from the date of purchase, if the maturity of such investments is made to coincide as nearly as practicable with the expected use of funds.
- (c) Any person affecting an investment transaction on behalf of CARBON COUNTY, or offering investment advice, shall sign a statement indicating he or she has read this policy and agrees to abide by this policy and by applicable federal, state and local laws with respect to the advice given and transactions undertaken on behalf of the County.

(d) The Carbon County Treasurer shall be, and is hereby authorized to make such statutory investments, at his or her discretion, as will conform to this policy which shall be deemed at least as restrictive as the types of investments authorized by W.S. §9-4-831(a).

(1) The County shall diversify its instruments by security type and institution. With the exception of U.S. Treasury securities, certificates of deposits and authorized pool, no more than twenty-five percent (25%) of the County's total investment portfolio will be invested in a single security type.

(2) To provide assurance that the County will be able to continue financial operations without interruption and dependent upon interest rates and satisfaction with services, the County will generally attempt to utilize at least two financial institutions as depositories.

(e) The Treasurer is charged with the responsibility of providing a monthly financial report, to include investment activity and returns, in the County's Financial Report.

(f) This policy shall be effective through the calendar year 2016

WHEREFORE, be it resolved that the Board of County Commissioners adopts the aforementioned policy and this policy shall be reviewed on an annual basis.

ADOPTED this 5th day of January, 2016

BOARD OF COUNTY COMMISSIONERS

-s- Leo Chapman

-s- Lindy Glode

-s- John Espy

-s- Sue Jones

-s- John Johnson

ATTEST:

-s- Gwynn Bartlett, County Clerk

Cindy Baldwin, County Treasurer asked that the local banks be declared depositories.

Commissioner Chapman moved to designate the Rawlins National Bank, Bank of Commerce and the Bank of the West as depositories for the county. Commissioner Jones seconded and the motion carried unanimously.

Treasurer Baldwin reported on fuel sales at the Dixon Airport for the first half of the fiscal year, lease collections from Civeo, various account balances and revenue collections.

Attorney

Ashley Davis, Deputy County Attorney requested approval to refill the office manager position and/or reallocate duties and the salary. She explained the assistant positions and the duties that each has taken on after the office manager left in July 2015. Cal Rerucha, County Attorney reported that half of each attorney's salary is reimbursed by the state. Commissioner Glode stated due to a poor outlook on the next budget her preference of the options presented is to

disperse the funds to the current positions. Commissioner Johnson stated he appreciates their situation and while the current budget is approved he referenced the budget memo that outlined no raises and he would prefer sticking with the status quo but he appreciates the request. Mr. Rerucha stated he appreciates that thought but noted as attorneys they realize they can do whatever they want with his budget. Chairman Espy asked them to keep cognizant of next year's declining budget while making decisions.

Attorney Davis discussed the amendment to the Sierra Madre Programmatic Agreement.

Attorney Davis presented a lease extension with the Wyoming Department of Transportation.

Commissioner Glode moved to approve the Lease Extension with the Wyoming Department of Transportation for space at the Little Snake River Library contingent upon approval from the Library Board. Commissioner Chapman seconded and the motion carried unanimously.

Attorney Davis reported that a roof of one of the units stored at Skyline Acres blew off and Civeo is handling the matter and removing the unit. She noted tonight is a meeting for the DKRW project in Medicine Bow.

Clerk

Gwynn Bartlett, County Clerk presented the proposed 2016 Carbon County Commissioners Meeting Schedule and a resolution changing two meeting dates.

Commissioner Jones moved to approve Resolution 2016-02, Amendment Number 3 (Three) to Resolution 2013-12, A Resolution of the Board of County Commissioners of Carbon County, Wyoming Setting Meeting Schedules moving the July 19 meeting to Monday, July 18, 2016 and August 16 meeting to August 23, 2016. Commissioner Chapman seconded and the motion carried unanimously.

RESOLUTION 2016 - 02

AMENDMENT NUMBER 3 (THREE) TO RESOLUTION 2013-12, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY WYOMING SETTING MEETING SCHEDULES

WHEREAS, pursuant to Wyo. Stat. §18-3-502, the Board of County Commissioners shall meet the first Tuesday of each month or at such other times as may be designated by resolution of the board; and

WHEREAS, the Board of County Commissioners of Carbon County Wyoming will also meet the third Tuesday of each month; and

WHEREAS, the third Tuesday of the month may occasionally fall when other meetings and federal elections are scheduled; and

WHEREAS, this resolution shall constitute the third amendment to Resolution 2013-12, A Resolution of the Board of County Commissioners, Carbon County Wyoming Setting Meeting Schedules.

THEREFORE BE IT RESOLVED because the budget public hearing shall be no later than the 3rd Monday in July and the budget resolutions shall be adopted within 24 hours of the hearing, the Board of Carbon County Commissioners is hereby rescheduled to meet Monday, July 18, 2016 beginning at 9:00 a.m. at the county seat rather than July 19, 2016; and

THEREFORE BE IT FURTHER RESOLVED because the third Tuesday in August is Primary Election Day, the Board of Carbon County Commissioners is hereby rescheduled to meet August 23, 2016 beginning at 9:00 a.m. at the county seat rather than August 16, 2016.

PASSED, APPROVED, AND ADOPTED this 5th day of January 2016.

-s- John Espy, Chairman

Attest:

Gwynn G. Bartlett, County Clerk

Clerk Bartlett presented a resolution authorizing the negotiation, execution, and delivery of a Master Lease-Purchase Agreement for five vehicles.

Commissioner Johnson moved to adopt Resolution No. 2016-03, Master Lease-Purchase Agreement No. CAR4944, A Resolution Authorizing the Negotiation, Execution, and Delivery of a Master Lease-Purchase Agreement in the Principal Amount of \$163,615.76 Between Kinetic Leasing, Inc., as Lessor, and Carbon County, Wyoming, as Lessee, Under Which the Lessee will Lease Certain Equipment; and Prescribing Other Details in Connection Therewith; and to authorize the Chairman's signature on the Master Lease-Purchase Agreement No. 4944 and associated documents with Kinetic Leasing for the lease purchase of two Sheriff vehicles, two Road & Bridge vehicles and one Coroner vehicle. Commissioner Chapman seconded and the motion carried unanimously.

**RESOLUTION NO. 2016-03
MASTER LEASE-PURCHASE AGREEMENT NO. CAR4944**

A RESOLUTION AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF A MASTER LEASE-PURCHASE AGREEMENT IN THE PRINCIPAL AMOUNT OF \$163,615.76 BETWEEN KINETIC LEASING, INC., AS LESSOR, AND CARBON COUNTY, WYOMING, AS LESSEE, UNDER WHICH THE LESSEE WILL LEASE CERTAIN EQUIPMENT; AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, Carbon County, Wyoming (the "County") is a body corporate duly organized and existing pursuant to the constitution and laws of the State of **Wyoming**, and

WHEREAS, the Board of County Commissioners ("the Board") is authorized to acquire, hold, convey, lease, rent, and manage property, real and personal, for the benefit of the County in the name by which the County is designated, either alone or jointly with another public or private agency, institution, person, or corporation; and

WHEREAS, the Board hereby finds and determines that the execution of a Master Lease-Purchase Agreement (the “Equipment Lease”) for the purpose of leasing, with the option to purchase, the equipment designated and set forth in Exhibit A of Schedule No. 108 to the Equipment Lease is appropriate and necessary to the function and operations of the County; and

WHEREAS, Kinetic Leasing, Inc. (the “Lessor”), duly organized, existing, and in good standing under the laws of the State of North Dakota, shall act as Lessor under said Equipment Lease; and

WHEREAS, the obligation of the County to pay Rental Payments (as defined in the Equipment Lease) shall be from year to year only; shall constitute currently budgeted expenditures of the County; shall not constitute a mandatory charge or requirement in any ensuing budget year; and shall not constitute a general obligation or a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of the County within the meaning of any constitutional or statutory limitation or requirement concerning the creation of indebtedness nor a mandatory payment obligation of the County in any ensuing fiscal year beyond any fiscal year during which the Equipment Lease shall be in effect; and

WHEREAS, the Equipment Lease shall not directly or indirectly obligate the County to make any payments beyond those appropriated for any fiscal year during which the Equipment Lease shall be in effect.

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

Section 1. The Chairperson of the Board and County Clerk acting on behalf of the County, are hereby authorized to negotiate, enter into, execute, and deliver the Equipment Lease in substantially the form set forth in the document presently before the Board, which document is available for public inspection at the office of the County’s Clerk. The Chairman of the Board and the County Clerk acting on behalf of the County, are hereby authorized to negotiate, enter into, execute, and deliver such other documents relating to the Equipment Lease, including a related Escrow Agreement as the Chairman of the Board and County Clerk upon advice of counsel, deem necessary and appropriate. The County Clerk and/or County Treasurer is authorized to execute the Receipt Certificates in form as attached to the Equipment Lease and the Payment Request Forms in form as attached to the Escrow Agreement.

Section 2. The Equipment Lease shall be in the principal amount of \$163,615.76, bearing interest as set forth in Exhibit B of the Schedule No. 108 of the Equipment Lease, said Equipment Lease to contain an option to purchase by the County as therein set forth.

Section 3. The obligation of the County to make Rental Payments under the Equipment Lease is subject to annual appropriation by the Board and constitutes an undertaking of the County to make current expenditures. No provision of this resolution or the Equipment Lease shall be construed or interpreted as a delegation of governmental powers or as constituting or giving rise to a general obligation or other indebtedness or a multiple fiscal year direct or indirect debt or other financial obligation of the County within the meaning of any constitutional or statutory debt limitation, nor a mandatory charge or requirement against the County in any ensuing fiscal

year beyond the current fiscal year. The County shall have no obligation to make any payment to the Lessor or its assigns except in connection with the payment of the Rental Payments under the Equipment Lease and certain other payments, for which funds have been specifically appropriated and encumbered by the County for such purpose, under the Equipment Lease, which payments may be terminated by the County in accordance with the provisions of the Equipment Lease.

Section 4. The Board hereby determines and declares that the Rental Payments due under the Equipment Lease constitute the fair rental value for the Equipment and do not exceed a reasonable amount.

Section 5. All other related contracts and agreements, including the Escrow Agreement, necessary and incidental to the Equipment Lease are hereby authorized.

Section 6. The County reasonably anticipates to issue not more than \$30,000,000 of tax-exempt obligations (other than “private activity bonds” which are not “qualified 501(c)(3) bonds”) during the period from January 1, 2016 to December 31, 2016 and hereby designates the Equipment Lease as a qualified tax-exempt obligation for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Section 7. This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 5th day of January, 2016.

(SEAL)

LESSEE: CARBON COUNTY, WYOMING

By: -s- John Espy

Name/Title: John Espy / Chairperson

Date: January 5, 2016

ATTEST:

By: -s- Gwynn G. Bartlett

Name/Title: Gwynn G. Bartlett, Carbon County Clerk

Clerk Bartlett noted that financial disclosures were on file in the Treasurer’s Office as of today for all Commissioners, Cindy Baldwin, Sadie Martinez, Lisa Smith and herself.

Road & Bridge

Bill Nation, Road & Bridge Superintendent requested the BOCC to sign a letter that authorizes Mr. Nation to conduct business on behalf of Carbon County.

Commissioner Glode moved to sign the letter granting Bill Nation, Road & Bridge Superintendent the right to sign agreements for Road & Bridge projects. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Nation reported some of his equipment broke down during the recent snow event and all but one are fixed. Mr. Nation reported he will be budgeting for radios next year to be reprogrammed to include WyoLink compatibility.

Planning & Development

Sid Fox, County Planning Director discussed a potential zone change for the county's property at Skyline Acres. He advised the Planning & Zoning Commission has proceeded with a zone change application. Mr. Fox advised that the Planning Commission has agreed to be the applicant. He advised he prepared a cover letter which provides background information and justification for the zone change in context of the Land Use Plan and Zone Resolution and requested Chairman Espy's signature on the letter. He noted he has talked to Fred Allison with Civeo and he is working on the Conditional Use Permit application subject to the zone change. There was discussion on the limited industrial zone and zoning implementation and the intent of the Wyoming Business Council grant.

Mr. Fox provided an update on Brush Creek Ranch and noted they have submitted a new Conditional Use Permit to bring the TZ Ranch into their operations and will be on the docket later this spring or early summer.

Commissioners

The BOCC discussed the proposed Franchise Agreement from Union Telephone Company allowing them the right to construct along Carbon County's holdings the ability to place fiber optic lines, systems wires and fixtures in order to better serve the residents of the county. Mr. Nation stated that rights of way through county roads are for the transportation of goods and services for the benefit of the county. Mr. Nation discussed rights of way easements and that this may be the only option after negotiations with the private landowner. Commissioner Johnson noted he would like to see a case by case basis and not a blanket agreement. Commissioner Chapman noted he would like other entities to be able to benefit from this.

Commissioner Glode discussed IT Director Matt Webster's suggestion that the county may be able to trade services for the right of way. She thought the county should hear from the gentleman. Mr. Webster stated that after suggesting this he found out about another case that may be going to litigation where there was such an exchange therefore he suggested an amount equivalent may be more appropriate. The BOCC asked Mr. Webster to find out the value of the right of way.

SKYLINE ACRES

Christy Austin and Shane Sibrel from Rocky Mountain Power discussed electrical service plans at Skyline Acres. Because there is no way of knowing what type of service may be needed in the future Mr. Sibrel proposed 3 options. First was a cost of \$425,000.00 to install the underground primary backbone with cabinets and shared lot lines. Second and recommended was \$155,000.00 to install the underground primary backbone consisting of vaults at shared lot lines and

finally \$145,000.00 to install an overhead primary backbone with 3-phase poles at selected lot lines. He reported the estimate is valid for approximately 180 days but can be revisited or changed at any time.

Mr. Fox explained that the first step for Skyline will be to change the zoning from heavy industrial to light industrial and that the Planning Commission will hear this matter February 1 then go to the county if approved. This will be a better fit zoning wise as there are residential properties adjacent to the county owned portions. Then a Conditional Use Permit may be considered for temporary living facilities within the limited zone plan for Civeo if they apply. Mr. Fox reported that adjacent and nearby property owners will be notified.

Courtney Nye stated that her concern is that temporary workers won't invest into the community like a business and permanent residents will. She doesn't feel like it's safe and peaceful to have temporary housing. Commissioner Jones stated that when people purchase property adjacent to an industrial zone they should be aware of the issues this may bring. She added the county does not want to compete with private industry but there were valid reasons for allowing the temporary housing. The BOCC assured her that she and other landowners will be heard and have an opportunity to testify at future hearings.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Dana Barnett, Chief Executive Officer for MHCC reported that Sherry Stewart is now practicing at the Spruce Street clinic. They also have hired a new quality care director. The physical therapy remodel was bid and the HVAC improvements using countywide consensus funds will be advertised soon.

Chelle Keplinger, Chief Financial Officer for MHCC presented a financial analysis as of October 31, 2015. There were no board members present.

EXECUTIVE SESSION

Commissioner Johnson moved to go into executive session at 11:30 a.m. with Attorney Ashley Davis and Clerk Bartlett to discuss personnel or potential litigation and other matters considered confidential by law. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Chapman moved to come out of executive session at 11:47 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Johnson seconded and the motion carried unanimously.

HUMAN RESOURCES

There was discussion of whether or not to hire a Human Resources Director at this time and the salary range. The BOCC ultimately decided to advertise for the position.

Commissioner Glode moved to advertise for a Human Resources / Risk Manager pending review of the job description by the BOCC. Commissioner Johnson seconded and the motion carried unanimously.

RECESS

Chairman Espy called a recess at 11:47 a.m. and reconvened at 1:30 p.m.

PLANNING & ZONING

Certification

Sid Fox, County Planning Director presented a Certification of Recommended Action for the Upper Platte River Solid Waste Disposal District, Conditional Use Permit Case File No. 2016-01 .

Commissioner Glode moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for the Upper Platte River Solid Waste Disposal District, Conditional Use Permit Case File No. 2016-01 and schedule a public hearing for February 2, 2016 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Johnson seconded and the motion carried unanimously.

PERSONNEL POLICY

Clerk Bartlett discussed the Personnel Policy and proposed amendments as prepared by Cathy MacPherson.

HEALTH PLAN

Rob Henderson and Dianna Madvig from Cobecon provided a report on the county's health plan. They also updated the BOCC on changes to dates related to the Affordable Care Act (ACA).

CITIZEN/COMMISSIONERS DISCUSSION

County Fire Warden John Rutherford discussed a new type of driver's license, Type Z. This allows fire fighters to obtain an endorsement on their Class C license to allow operation of vehicles over 39,000 pounds. The county could adopt this as a requirement for use of county fire apparatus or the county could hire a state evaluator to assist. The county's liability pool recommends the county require commercial driver's licenses but the policy is set by the BOCC. Mr. Rutherford recommends a minimum of a Class Z with a state evaluator signing off so the county is not endorsing these individuals are competent.

ADJOURNMENT

Commissioner Johnson moved to adjourn the meeting at 3:52 p.m. Commissioner Chapman seconded and the motion carried unanimously.

A regular meeting of this Board will be held February 2, 2016 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.