

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING**

**Tuesday, February 2, 2016 Postponed to Thursday February 4, 2016
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) was postponed by the Chairman Tuesday, February 2, 2016 until February 4, 2016 due to the closure of the Courthouse and non-essential county functions as a result of weather conditions locally in Rawlins and county-wide. The meeting convened Thursday, February 4, 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. Commissioner Johnson reported he will be attending a webinar at the Bureau of Land Management (BLM) on behalf of the county right after lunch. Commissioner Jones noted she will be removing herself as a Commissioner at 1:30 for the Planning & Zoning public hearing as she will be representing the Upper Platte Valley Solid Waste Disposal District.

ADDITIONS / CORRECTIONS

The Chairman noted the following corrections to the agenda: Remove the Public Health Response Coordinator's report, remove Snowflake Trucking's easement, move Planning & Zoning Certifications of Recommended Action under Department Head time and move the executive session when time allows.

VOUCHERS

Commissioner Glode moved to approve the report of expenditures in the amount of \$177,159.43. Commissioner Johnson seconded and Commissioner Glode questioned the following bills: Aspen House and vests purchased by the Coroner, post office mileage for Bruce Taylor, fuel for Jeffrey Center, and Commissioner Johnson questioned price differences in propane. The motion carried unanimously.

Commissioner Chapman moved to approve a bill to Rawlins Automotive for \$4,246.76, Shively Hardware for \$58.83 and True Value of Rawlins for \$909.48 for an aggregate total of bills paid today of \$182,374.50. Commissioner Jones 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
4IMPRINT, INC	FLEECE VESTS	\$204.03
ALSCO, AMERICAN LINEN DIVISION	SHOP TOWELS/RUGS	\$141.85
AMERIGAS	R&B UTL PROPANE	\$1,765.53
API SYSTEMS INTEGRATORS	MONITORING SERVICE	\$102.00
BANK OF COMMERCE (DEBIT CARD)	ASSORTED CHARGES	\$5,079.51

BARKHURST, RAY	MILEAGE	\$34.80
BLAKEMAN PROPANE	PROPANE	\$871.23
BOMGAARS SUPPLY	ASSORTED SUPPLIES	\$91.75
BUILD RITE LUMBER SUPPLY	BOLTS/LOCKNUTS/SHPPG CHRGS/TWINE	\$40.21
CARBON CTY VETERINARY HOSPITAL	DOG FOOD	\$44.19
CARBON POWER & LIGHT INC	ELECTRIC SERVICE	\$391.76
CARERIGHT TECHNOLOGIES, LLC	NOVEMBER CHARGES	\$168.00
CATHEDRAL HOME FOR CHILDREN	CCYCC DEC 2015	\$500.00
CBM FOOD SERVICE	JAIL FOOD	\$10,587.29
CEDARS HEALTH	MEDICAL SERVICES	\$85.00
CENTRAL WY COUNSELING CTR	PROFESSIONAL SERVICES	\$142.50
CENTURY LINK	PHONE SERVICE	\$81.74
CENTURYLINK	E911 LINES	\$5,042.56
CHARTER COMMUNICATIONS	JAIL CABLE	\$124.59
COAST TO COAST SOLUTIONS	BLACK NITRILE GLOVES	\$731.27
COWBOY SUPPLY HOUSE	ASSORTED CLEANING PRODUCTS	\$1,926.12
CULLIGAN WATER CONDITIONING	SALT	\$287.50
DAILY TIMES	MEETING NOTICE AD	\$27.80
DALLIN MOTORS INC	OIL CHANGE/TIRE ROTATION	\$54.34
DELEON, JOHN	LEGAL SERVICES	\$1,278.75
DEPT OF THE TREASURY	2015-09/2015-06 PAYROLL TAX	\$15,637.98
DH PACE COMPANY	KEY CARD PROGRAMMING/LOCKS	\$1,047.42
DIRTY BOYZ SANITATION, INC	TRASH SERVICE	\$930.00
DIXON, TOWN OF	WATER/SEWER	\$260.00
DJ'S	WINDSHIELD REPLACEMENT	\$200.00
EICHENBERGER, MELISSA	MILEAGE/PROFESSIONAL FEES	\$700.00
EKM&P, INC. DBA VOORHIS ASSOC	CWO-2015-#3	\$11,530.00
ELK MOUNTAIN CONOCO	FUEL	\$71.93
ENGSTROM, JAMES D. DDS	DECEMBER DENTAL SERVICES	\$2,500.00
FEDEX	SHIPPING FEES	\$26.20
FLEXSHARE BENEFITS	JAN 2016 PREMIUM	\$112.50
GALLS/QUARTERMASTER	LONG SLEEVE SHIRTS/NAMEPLATE	\$140.10
GERMAN, JENNIFER	MILEAGE	\$45.00
GLOBAL EQUIPMENT COMPANY	VACUUM	\$233.48
GRAHAM, LEROY	DECEMBER 2015 PAYROLL	\$510.00
GRAINGER	ASSORTED MAINTENANCE SUPPLIES	\$1,117.94
GRAPHIC SPORTS	ENVELOPES	\$648.00
GREATER WY BIG BROS/SISTERS	TANF QTR 1 15-16	\$4,008.56
HAGOOD, VICKI	MILEAGE	\$28.50
HANNA, TOWN OF	WATER/SEWER	\$179.75
HEALTHY CHILDREN PROJECT INC.	LACTATION COUNSELOR TRAINING	\$1,440.00
HERMAN, BOBBIE	MILEAGE	\$27.00
HEROLD, LORELL	SNOW PLOWING	\$100.00
HILLTOP CONOCO	FUEL	\$54.22

HORIZON LABORATORY, LLC	TESTING SERVICES	\$290.75
INT'L ACADEMICS OF EMERGENCY	QUIZZES	\$10.00
IRON J TOWING	TOWING SERVICES	\$355.00
J H KASPAR OIL COMPANY	FUEL	\$3,336.97
JACKALOPE PRINTING	SUPPLIES	\$133.57
JACK'S BODY & FENDER REPAIR	TOWING SERVICES	\$376.00
JEFFERSON COUNTY SHERIFF	CR-2016-0041	\$22.50
KAISLER, TODD	MILEAGE	\$54.00
KENCO SECURITY AND TECHNOLOGY	MONITORING SERVICE	\$36.00
KILBURN TIRE COMPANY	TIRE BALANCING/OIL CHANGE	\$268.12
KING SOOPERS CUSTOMER CHARGES	JAIL HEALTH/RECEIPT PRINTING FEE	\$3.30
KONE ELEVATORS ESCALATORS	SERVICE CALL	\$417.10
L N CURTIS & SONS	EXTRICATION TOOL REPAIR	\$388.00
LARAMIE YOUTH CRISIS CENTER	15-16 QTR 1	\$1,156.49
LARIMER COUNTY SHERIFF'S OFFICE	SUBPOENA SERVICE	\$9.50
MEMORIAL HOSP OF CARBON CTY	CORONER EXPENSE EXAM FEES	\$355.15
MILLER, JIM	MILEAGE	\$30.60
MILLIKEN, ASHLEY	MILEAGE/POSTAGE	\$18.30
MY OFFICE ETC.	ASSORTED OFFICE SUPPLIES	\$567.67
MYERS TIRE SUPPLY CO.	O RINGS FOR TIRE BEAD	\$86.21
NEWMAN TRAFFIC SIGNS	2 T SYMBOL SIGNS	\$68.74
NORCO, INC.	BENCH WHEEL/WIRE/CYLINDER RENTAL	\$128.55
NORTH PARK PROPANE, LLC	PROPANE	\$301.31
OFFICE DEPOT	SUPPLIES	\$136.30
PATTON, ROBERT L.	MILEAGE	\$26.40
PATTON, SALLY	MILEAGE	\$45.00
PLAINSMAN PRINTING & SUPPLY	LABELS/STAMP PAD/BAND REPLACEMENT	\$169.20
POWER EQUIPMENT COMPANY	IGNITION SWITCH/CABLE	\$610.41
PRIORITY DISPATCH	DISPATCH SUPPORT	\$675.00
PROFESSIONAL OXYGEN SUPPLY	OXYGEN	\$115.00
PUBLIC SAFETY CENTER, INC	BATTERIES FOR RADAR UNITS	\$80.47
QUILL CORPORATION	ASSORTED OFFICE SUPPLIES	\$461.63
RAWLINS AUTOMOTIVE	ASSORTED VEHICLE MTCE SUPPLIES	\$4,246.76
RAWLINS EASTSIDE CARWASH	CAR WASHES	\$100.00
RAWLINS FAMILY MEDICAL, P.C.	MEDICAL SERVICES	\$425.00
RAWLINS FIRE EXTINGUISHER	FIRE EXTINGUISHER INSPECTION	\$414.00
RAWLINS, CITY OF	WATER/SEWER	\$1,490.30
REDWOOD TOXICOLOGY LAB	TESTING SERVICES/EXAMINATION FEES	\$73.66
ROCKY MOUNTAIN POWER	ELECTRIC SERVICE	\$15,651.42
RYAN ELECTRONICS INC	ELK MOUNTAIN/RAWLINS RADIOS	\$2,610.00
RYDERS PUBLIC SAFETY LLC	VEST CARRIER	\$91.10
SAPP BROS TRUCK STOPS, INC.	CAP & CASING FOR TIRES	\$3,996.00
SARATOGA AUTO PARTS, INC.	ASSORTED VEHICLE MTCE SUPPLIES	\$221.22
SARATOGA SUN	PUBLICATION FEES	\$1,278.88

SCHERMETZLER, SHEELA M ED.S.	PROFESSIONAL SERVICES	\$947.77
SHEPARD'S	FUEL	\$2,228.01
SHIVELY HARDWARE	SUPPLIES	\$58.83
SNAP-ON TOOLS	IMPACT SOCKET/HOSE	\$65.25
SOURCE GAS	HEATING FUEL	\$17,517.50
SPECIALIZED PATH CONSULTANTS	EXAM FEES	\$1,165.00
SPRYTE IMPROVEMENT	2 SNOW CAT SPROCKETS	\$1,744.00
STANLEY CONVERGENT SEC SOL	MAINTENANCE/MONITORING CHARGES	\$2,556.51
STAPLES ADVANTAGE	ASSORTED OFFICE SUPPLIES	\$695.36
STODDARD, CURTIS T.	DENTAL SERVICES	\$271.00
STOTZ EQUIPMENT	BELT/PULLEY/PLOW BLADE	\$174.29
SUPER VACUUM MFG CO. INC	VEHICLE GRAPHICS	\$791.06
TERMINIX	EXTERMINATION SERVICES	\$849.00
THOMSON REUTERS-WEST PYMT CTR	JAIL DUES & SUBSCRIPTIONS	\$579.13
TOOHEY, LINDA	TEAM BUILDING SERVICES	\$1,000.00
TRAPP, LARRY W	EQUIPMENT/TRAVEL	\$5,654.63
TREVATHAN, SABRINA RMR	TRANSCRIPTION SERVICES	\$1,097.00
TRUE VALUE OF RAWLINS	ASSORTED MAINTENANCE SUPPLIES	\$904.48
V-1 PROPANE	PROPANE	\$2,729.93
VALLEY OIL COMPANY	FUEL	\$969.32
VAN'S WHOLESALE LLC	SUPPLIES	\$616.50
WEX BANK	FUEL	\$571.36
WILLADSON, ANNIE	HANNA SR. CTR SNOW REMOVAL-JAN 2016	\$200.00
WILLIE, O.R.	MILEAGE	\$45.00
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	\$748.00
WY CTY COMMISSIONER'S ASSOC	2016 CONFERENCE REG FEE LC/LG	\$200.00
WY DEPT OF TRANSPORTATION	CN06062 MED BOW RVR BRIDGE/VEH TITLS	\$12,911.09
WY DEPT OF WORKFORCE SERVICES	10/01/15-12/31/15 QRR/VOL WRKRS COMP	\$2,355.28
WY MACHINERY COMPANY	CUTTING EDGES/BLBS/BLADES/ EQUIP RPR	\$7,163.03
WY RETIREMENT SYSTEM	VOLUNTEER FF AND EMT PENSION	\$645.00
WY WASTE SERVICES-RAWLINS	TRASH SERVICE	\$1,375.78
YAMPA VALLEY ELECTRIC	ELECTRIC SERVICE	\$814.75
YOCUM, LEO	MILEAGE	\$24.00
YOUNGER, MICHELLE	MEAL EXPENSE	\$11.66
ZIRMED, INC	PROFESSIONAL CLAIMS	\$10.50
GRAND TOTAL		\$182,374.50

CONSENT AGENDA

Commissioner Johnson moved to approve the consent agenda. Commissioner Chapman seconded and Clerk Bartlett noted the consent agenda includes the January 19, 2016 regular meeting minutes; County Clerk Receipts for \$15,644.00 and Planning & Development Department receipts for \$225.00. Commissioner Chapman seconded and Commissioner Glode requested that the minutes reflect that the Library is “extremely happy” with the cleanliness of their area. Commissioner Johnson amended his motion to remove the minutes from the consent agenda and Commissioner Chapman seconded. The amended motion carried with all voting for the motion

Commissioner Glode moved to amend the January 19, 2016 minutes to reflect the Library was “extremely happy” with the cleanliness of the Rawlins Library. Commissioner Johnson seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Public Health

Amanda Brown, Interim Nurse Manager provided an update on the services they provide. She also requested approval to fill the Administrative Assistant position at the Saratoga Office. She stated she could potentially hire someone part-time which would cause some internal shuffling of duties but she would request allocating a 5% raise to the individuals picking up the additional tasks. This would save approximately \$23,000.00 over an entire fiscal year according to Ms. Brown. Commissioner Glode stated she is ok with the proposal and Commissioner Johnson and Chairman Espy expressed their concern for the raise. Commissioner Jones suggested coming back at budget time regarding the raises and hire a part-time person in Saratoga for now.

Emergency Management

John Zeiger, Emergency Management Coordinator discussed a letter as notice of Carbon County’s interest in participating in a regional mitigation plan with no monetary impact to the county. He advised this planning effort will result in a FEMA-approved regional mitigation plan which will be in effect for five years.

Commissioner Chapman moved to approve a letter to the State Hazard Mitigation Officer at Wyoming Office of Homeland Security for Carbon County indicating interest in participating in a regional mitigation plan. Commissioner Johnson seconded and the motion carried unanimously.

Mr. Zeiger thanked Bill Nation and the Road & Bridge staff for assistance with storing sandbags at their shops throughout the county. The Department of Homeland Security is in favor of a storage container for sandbags in the future and the BOCC authorized him to apply for a grant.

Mr. Zieger stated the weather service is focusing on this part of Wyoming for significant snowfalls which could create flooding later. He will continuously monitor the situation.

Treasurer

Cindy Baldwin, County Treasurer requested and received authorization to replace one Deputy Treasurer position.

Attorney

Ashley Mayfield, Deputy County Attorney presented a resolution for special prosecutor to assist in a case. She explained there is either a conflict of interest or which would have the appearance of impropriety if pursued by the Carbon County Attorney's office.

Commissioner Glode moved to authorize the Chairman's signature on Resolution No. 2016-04, a Resolution for Special Prosecutor. Commissioner Johnson seconded and the motion carried unanimously.

Resolution 2016-04

A Resolution of the Board of County Commissioners of Carbon County, Wyoming,

"RESOLUTION FOR SPECIAL PROSECUTOR"

WHEREAS, the Carbon County and Prosecuting Attorney has entered into an agreement with Loretta Howieson Gerrard, Uinta County Attorney for the Third Judicial District of Wyoming, or any of her deputy county attorneys, to assist in the case of the officer involved shooting of John Randall Veach which occurred on December 30, 2015, in which the Carbon County and Prosecuting Attorney's Office has either a conflict of interest or which would have the appearance of impropriety if pursued by that office; and

WHEREAS, the Uinta County Attorney's Office for the Third Judicial District will provide these services free of charge to Carbon County; and

WHEREAS, Wyoming Statute § 18-3-302 authorizes such appointment with consent of the Board of County Commissioners and said action benefits Carbon County;

NOW, THEREFORE BE IT HEREBY RESOLVED that Board of County Commissioners of Carbon County, Wyoming consents to the appointment of Loretta Howieson Gerrard or any of her deputy county attorneys to serve as special deputy county and prosecuting attorney(s) in the above referenced case.

DATED this 4th day of February, 2016.

(S E A L)

CARBON COUNTY, WYOMING

By: -s- John Espy
Chairman, Board of County Commissioners

ATTESTED:

By: -s- Gwynn G. Bartlett
County Clerk

Clerk

Gwynn Bartlett, County Clerk discussed the Senior Services Board, Rawlins area recent vacancy and noted the Elk Mountain area seat has been vacant since July 20, 2015. She advised both are being advertised.

Commissioner Glode moved to appoint Keith Miles to the Old Penitentiary Joint Powers Board for a three year unexpired term expiring April 2017. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Johnson moved to reappoint Denise Ashline and Robert L. Patton to the Senior Services Board for three year terms expiring March 2019. Commissioner Jones seconded and the motion carried unanimously.

Clerk Bartlett reported at the January 5, 2016 meeting the BOCC moved to have the Clerk advertise for a Human Resources Director and was asked to wait until after the BOCC approved the job description. She asked if the BOCC still intended to take this action. Commissioner Glode discussed not creating another position due to the budget and the BOCC agreed. The BOCC asked the Clerk to include this in the budget requests and review the request then.

Clerk Bartlett reported the space needs assessment being completed by Voorhis Associates is progressing well. She noted at the beginning of the project all parties assumed the Courthouse and Carbon Building had accurate, up-to-date plans with measurements however these don't seem to exist. Because of this Voorhis and the outside architect have both spent additional time of this portion of the project and are requesting additional compensation totaling \$3,900.00 for Voorhis and up to \$2,000.00 for the architect.

Commissioner Glode moved to allow additional compensation totaling \$3,900.00 for Voorhis and up to \$2,000.00 for the architect for the space needs study from special projects funds because the additional work completed will potentially save millions in the future by being able to use the Courthouse and Carbon Building more efficiently rather than building on to a building or constructing a new one. Commissioner Johnson seconded and the motion carried unanimously.

Clerk Bartlett discussed the MHCC HVAC bidding schedule and invited the BOCC to attend the bid opening February 25, 11:00 a.m. in her office.

Planning & Development

Sid Fox, County Planning Director presented Certifications of Recommended Action for the following: Excomm, LLC and Silver Spur Land and Cattle, LLC, Conditional Use Permit Case File No. 2016-02; Robert L. Weber, Conditional Use Permit Case File No. 2016-03; Carbon County Board of County Commissioners and Carbon County Planning & Zoning Commission, Zone Change Case File No. 2016-01; Thomas E. Mullan and Jodi and Ronny Newkirk, Zone Change, Case File No. 2016-02 and Minor Subdivision Case File No. 2016-01

Commissioner Chapman moved to accept the Certifications of Recommended Action from the Carbon County Planning and Zoning Commission for Excomm, LLC and Silver Spur Land and Cattle, LLC, Conditional Use Permit Case File No. 2016-02; Robert L. Weber, Conditional Use Permit Case File No. 2016-03; Carbon County Board of County Commissioners and Carbon County Planning & Zoning Commission, Zone Change Case File No. 2016-01; Thomas E. Mullan and Jodi and Ronny Newkirk, Zone Change, Case File No. 2016-02 and Minor Subdivision Case File No. 2016-01 and schedule a public hearing for March 1, 2016 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Jones seconded and the motion carried unanimously.

Mr. Fox discussed the open GIS Planner position he has and reported he offered some alternatives to hiring a full-time benefited employee. These included a 32 hour per week benefited position saving approximately 17%-20% of his budget or a temporary employee until the new fiscal year budget can be reviewed. Commissioner Johnson asked if he can maintain duties without someone and if he does hire someone can he cut his budget sufficiently next fiscal year. Mr. Fox stated he really does need someone. The BOCC agreed a 32 hour per week offer is appropriate.

Buildings & Grounds

Craig Jones, Maintenance Technician reported that he recently bid the Jeffrey Center electrical project with no response and he will be re-advertising. He has a final invoice from Fremont Electric for the HVAC project and will advertise the required 45 days for final payment. He expects other contractors to be submitting their final invoices as well.

Mr. Jones reported the card reader system is being installed in the Carbon Building elevators today and the door handle manufacturer is working on replacement so the card readers work. A leak near the WIC office was discovered yesterday and has been repaired. He is working to see if the contractor for the HVAC will replace the damaged ceiling tiles and glycol that was lost.

Commissioner Glode moved to pay Craig Jones his old salary as Buildings & Grounds Manager until the time a new manager is hired. Commissioner Chapman seconded and the motion carried with all voting for the motion except Commissioner Johnson who voted against the motion.

Clerk Bartlett clarified this would be retroactive to the day it changed and the BOCC stated yes, this was their intention.

Commissioner Jones reported County Fire Warden John Rutherford and State Fire Marshal Rood inspected the Saratoga Library and Mr. Jones has been working on the repairs. The pair will eventually visit all county buildings in the county and perform similar inspections.

Mr. Jones advised he has three more cases of the LED emergency exit lighting fixtures for replacements when needed. He noted the monthly test that is required the Senior Centers do their own and he does not know if the libraries have every done their own. Commissioner Jones stated that a policy needs to be set up for our tenants as we need to know if something is going on and not get a laundry list of what should have been addressed. She advised there was an

alarm box that had cobwebs and wires were cut on the fire alarm however it is not a necessary item and did not have to have the alarms due to the size of the building. Commissioner Jones noted that if policies exist they can be added to and this needs to be done. Mr. Jones advised that after talking to Mr. Rutherford and Mr. Root he will remove all of the wiring to the fire alarm as it is not needed.

DIRTY BOYZ

Pat Cain provided an annual review as required by his conditional use permit for a transfer station on Cherokee Road. He reported the transfer station is being built currently and he anticipates it to be up and running around April 1. Commissioner Jones asked if Mr. Cain has tried to negotiate with the City on the landfill fee noting Rawlins is the highest of the approximate dozen around the state she has contacted. Mr. Cain stated the city has made it clear they have to charge the current rate to service the debt on their loan therefore he is not hopeful they would negotiate a rate.

Commissioners

Commissioner Jones discussed the revised Wyoming Aviation Capital Improvement Program (WACIP) for the Dixon Airport from the Wyoming Department of Transportation Aeronautics Division. The WACIP includes NAVAID Maintenance 2016 that has been granted; expand west apron fiscal year 2016 that has been granted; upgrade beacon, relocate taxiway edge lights and grade safety area fiscal year 2017 programmed; seal coat and mark airside pavements fiscal year 2018 programmed; conduct planning study, master plan fiscal year 2019 programmed; relocate fence fiscal year 2021 requested; seal coat and mark airside pavements fiscal year 2022 requested; rehabilitate south east taxiway and main apron fiscal year 2023 requested; and acquire hangars, remove north apron and taxiways fiscal year 2025 requested.

Commissioner Jones moved to approve the WACIP for the Dixon Airport as presented. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Jones reviewed the WACIP for the Rawlins - Carbon County Airport as the county is part of the joint powers board owning the airport. Commissioner Jones discussed the need for a Master Plan to match the operations.

The BOCC discussed the Dixon Airport hangar lease for Zachary A. Weber and others. Clerk Bartlett asked if the BOCC would like to continue to calculate the increase in the leases over the change in consumer price index for a 5 year period. Commissioner Jones suggested leaving it calculated this way and reviewing leases to potentially change these leases to be for the lot size now that we have a survey rather than just the building footprint. She also suggested a reversionary clause in the leases so after a period of time the airport owns the buildings.

Commissioner Jones moved to approve the request from the Saratoga Lions Club to conduct a Calcutta during the Wyoming State Cutter and Chariot Races in Saratoga March 4-6. Commissioner Glode seconded and the motion carried unanimously.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Dana Barnett, Chief Executive Officer for MHCC reported the physical therapy remodel is underway. The HVAC project is being advertised for bid currently and the BOCC should be reviewing those in March. The work is expected to take approximately 5 months. The board continues to recruit for a surgeon, nurse practitioner and a family physician. Dr. Klaep has extended days. The board is scheduling a work session in February to discuss a potential hospital tax district. Mr. Barnett reported they estimate \$10 million in uncompensated care this year.

Chelle Keplinger, Chief Financial Officer for MHCC presented a financial analysis as of December 31, 2015. Board member Sherrod France was present.

CARBON COUNTY MUSEUM FOUNDATION

John Farr from the Carbon County Museum Foundation presented a proclamation to declare March 1 C.J. Box Day.

Commissioner Glode moved to approve Resolution 2016-05, a Proclamation proclaiming March 1 as C.J. Box Day. Commissioner Chapman seconded and the motion carried unanimously.

Resolution 2016-05

CARBON COUNTY COMMISSIONERS PROCLAMATION

**C.J. BOX APPRECIATION DAY
Tuesday, March 1, 2016
Carbon County, Wyoming**

WHEREAS, Carbon County Government and its communities, including but not limited to the City of Rawlins, Town of Saratoga, Town of Riverside, Town of Encampment hereby wish to express their appreciation; and

WHEREAS, C.J. Box has helped raise funds and participated in programming for museums and other organizations in Carbon County including but not limited to the Saratoga Museum, Grand Encampment Museum and the Carbon County Museum in its pursuit of the new Carbon County Museum & Research Center; and

WHEREAS, the above mentioned entities recognize his writings and donation of time have benefitted our communities in the following ways: garnered positive exposure of the Wyoming lifestyle to persons outside Wyoming and successful fundraising for historical facilities throughout Carbon County.

WHEREAS, we, the Carbon County Commissioners, do hereby proclaim **March 1, 2016 as C.J. BOX APPRECIATION DAY.**

Dated this 4th day of February, 2016.

BOARD OF CARBON COUNTY

COMMISSIONERS:

-s- John Espy, Chairman

ATTEST:

-s- Gwynn Bartlett, Carbon County Clerk

P. O. Box 6

Rawlins WY 82301

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BOARD INTERVIEWS / APPOINTMENTS

Joan McGraw and Veronica Pell interviewed in person for consideration of appointment to the Planning & Zoning Commission.

Commissioner Johnson nominated Joan McGraw and Commissioner Glode nominated Veronica Pell for the Planning & Zoning Commission for a three-year term expiring December 2018. Chairman Espy declared the nominations shall cease. All Commissioners voted for Ms. McGraw except Commissioner Glode who voted for Ms. Pell.

RECYCLING ALUMINUM CANS AT THE FAIR

Don Cuin encouraged the BOCC to encourage the Fair Board to have the event announcer at the Fair make it clear the county encourages recycling and announce this during events. He stated that potentially 4-H youth could help empty the containers and he could approach the City about putting containers at the property. Commissioner Jones will attend the board next week and encourage this.

ROAD & BRIDGE

Bill Nation, Road & Bridge Superintendent discussed a letter from ArchCoal regarding a portion of County Road 316W. The letter requests the county concur with their request to attest to the fact that a portion of this road should be a county road and relieve Arch of Wyoming of any reclamation and maintenance responsibilities. Mr. Nation suggested Attorney Davis prepare a letter for the BOCC's approval and signature in response to this request relieving them of all responsibility.

Commissioner Johnson moved to authorize the Chairman's signature on a letter of concurrence prepared by Attorney Davis attesting to the fact that Arch of Wyoming, LLC should be relieved of any reclamation and maintenance responsibility of the 6,180 feet of road that is a portion of County Road 316W. Commissioner Jones seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Chapman moved to go into executive session at 11:53 a.m. with Attorney Ashley Davis, Clerk Bartlett and Treasurer Baldwin to discuss personnel or potential litigation and other matters considered confidential by law. Commissioner Johnson seconded and the motion carried unanimously.

Commissioner Johnson moved to come out of executive session at 12:16 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Glode seconded and the motion carried unanimously.

RECESS

Chairman Espy called a recess at 12:16 p.m. and reconvened at 1:30 p.m.

PLANNING & ZONING

Commissioner Jones removed herself from the meeting noting she would be present to represent the Upper Platte River Solid Waste Disposal District. Commissioner Johnson was not present at this time as he was representing the county at a BLM meeting.

Public Hearing - C.U. Case File No. 2016-01

Chairman Espy opened a public hearing at 1:30 p.m. to hear Planning & Zoning C.U. Case File No. 2016-01. Kirsty Rowan, County Planning Office Manager presented C.U. Case File No. 2016-01, Upper Platte River Solid Waste Disposal District's request for a Conditional Use Permit for a transfer station - low hazard/low volume treatment, processing, storage and transfer facility.

Chairman Espy called for comments for or against the case. There being no comments, Chairman Espy closed the hearing at 1:37 p.m.

Commissioner Glode moved to approve Resolution No. 2016-06, 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. 2016-01, Upper Platte River Solid Waste Disposal District's request for a Conditional Use Permit for a transfer station - low hazard/low volume treatment, processing, storage and transfer facility subject to the recommended conditions. Commissioner Chapman seconded and the motion carried with Commissioners Glode and Chapman and Chairman Espy voting for the motion and Commissioner Jones abstained as she was representing the Upper Platte River Solid Waste Disposal District.

Resolution No. 2016 – 06

**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 #2016-01 – “Saratoga Transfer Station”

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, January 4, 2016, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, January 4, 2016, 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 4, 2016, 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 2015, as amended for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, 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 2, 2016; 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 2015, as amended, specifically, Section 5.4, Conditional Use Permits and Section 5.5, Low Hazard–Low Volume Treatment, Processing, Storage and Transfer Facilities; 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 2015, 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 #2016-01: Request for a Conditional Use Permit in the Ranching, Agriculture and Mining (RAM) Zone District. The request is to permit a low hazard/low volume treatment, processing, storage and transfer facility.

Project/Site Name: Saratoga Transfer Station

Petitioner: Upper Platte River Solid Waste Disposal District (Land Owner and Applicant)

Rural Address: 44 Pennock Mountain Road

GEO/PIN: 17830830002600

General Site Location: The existing UPRSWDD location, off Carbon County Road #504, approximately 1-1/2 miles east of the Town of Saratoga.

Legal Description: A PARCEL OF LAND being the Southerly 425.00 feet of the Westerly 1025.00 feet of the SE1/4SW1/4 of Section 8, Township 17 North, Range 83 West, Carbon County, Wyoming, said Parcel being more particularly described as follows: BEGINNING at the West 1/16 Corner of said Section 8 and Section 17 of said Township and Range; thence on and along the south line of said SE1/4SW1/4, N.89°54'31"E., a distance of 1025.00 feet; thence parallel with the west line of said SE1/4SW1/4, N.00°31'49"W., a distance of 425.00 feet; thence parallel with the south line of said SE1/4SW1/4, S.89°54'31"W., a distance of 1025.00 feet to the west line of said SE1/4SW1/4; thence on and along said west line, S.00°31'49"E., a distance of 425.00 feet, to the POINT OF BEGINNING; said Parcel contains 10.000 acres.

TERMS AND CONDITIONS OF APPROVAL:

1. The Applicant(s) shall submit a copy of their approved WDEQ low hazard\low volume solid waste permit and any subsequent State approvals, including all required studies, reports and certifications prior to the issuance of any applicable building permits to the Carbon County Planning & Development Department.
2. That the building permit application be accompanied by building plans stamped by an engineer licensed in the State of Wyoming.
3. The facility must post a sign at the entrance that includes the facility name, the name and phone number of the responsible person in event of emergency, and hours of operations.
4. The Applicant(s) shall notify the Carbon County Planning & Development Department in writing of any material changes to the project subsequent to the County issuance of the Conditional Use Permit.
5. In accordance with Section 5.4-E, Expiration of Conditional Use Permits:
 - Any use for which a conditional use permit is granted must be commenced within two (2) years from the date of approval. If the Project is not commenced within two (2) years from the date of approval then the conditional use permit shall expire and become null and void and be of no further effect, except as extended in compliance with Section 5.4(F), Extension of Conditional Use Permits.
6. In accordance with Section 5.4-G, Transfer of Conditional Use Permits:
 - No conditional use permit shall be transferred without the prior approval of the Board of County Commissioners.

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.

Amendments to Conditional Use Permits: A Conditional Use Permit may be amended pursuant to the procedures and standards as required for a new CUP application.

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 as represented in the Conditional Use Permit (C.U. Case #2016-01 – “Saratoga Transfer Station”) on approximately 10 acres in the Ranching, Agriculture and Mining (RAM) Zone.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 2nd day of February, 2016.

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

-s- John Espy, Chairman

-s- Leo Chapman, Member

-s- Lindy Glode, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

UNION TELEPHONE FRANCHISE AGREEMENT

Christopher Manley of Union Telephone requested the BOCC consider granting them a franchise agreement for fiber optics on county roads. Bill Nation, R&B Superintendent stated there is normally a site-by-site permitting process for each location and depth considerations for each location and he suggested using this process instead. Attorney Davis reviewed case law on these agreements and asked if the request is only for county roads and Mr. Manley stated it would only be for county road rights of way. She also asked what the public benefit is and Mr. Manley stated fiber optic is part of telecommunications and it allows more data to be provided more cost effectively and he confirmed the benefit would be passed on to the consumer. Mr. Manley was unable to confirm if Union has any agreements with other counties..

The BOCC ultimately asked for more specific locations they would like to access and more information about if the project can benefit Carbon County's citizens. Matt Webster, IT Director, asked for copies of their current franchise agreements. Mr. Manley agreed to look into these questions and report back.

CITIZEN/COMMISSIONERS DISCUSSION

Commissioner Glode discussed a building the Wyoming County Commissioners Association is looking at purchasing. She voted for the purchase however with the condition that dues are not raised.

Commissioner Jones discussed board training needs for the boards and suggested maybe the county attorney's office could provide specific training for each board. Ms. Davis agreed she would start by contacting boards through letter and reviewing bylaws.

Commissioner Jones reported the South Central Wyoming Emergency Medical Service amendment was signed by Medicine Bow recently which completed all the entities and she suggested sending a personal thank you.

Chairman Espy attended the public lands initiative meeting recently in Lander. They will be developing a working group

ADJOURNMENT

Commissioner Chapman moved to adjourn the meeting at 2:24 p.m. Commissioner Jones seconded and the motion carried unanimously.

A regular meeting of this Board will be held March 1, 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.