

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, December 5, 2017
Carbon County Courthouse, Rawlins, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 5, 2017 at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman John Johnson; Vice Chairman Lindy Glode; Commissioners Leo Chapman, John Espy and Sue Jones.

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

ADDITIONS / CORRECTIONS

There were no changes to the agenda.

VOUCHERS

Commissioner Espy moved to approve the report of expenditures in the amount of \$310,128.74. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy moved to approve payment to Rawlins Automotive for \$89.53, Shively Hardware for \$181.27 for an aggregate total of bills paid today of \$310,399.54. Commissioner Chapman seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

AXIS FORENSIC TOXICOLOGY, INC.	\$1,000.00	TESTING SERVICES
BEHRMANN, ELEANOR	\$37.80	MILEAGE
BENNETT, THOMAS L. M.D.	\$5,674.20	AUTOPSY
BEST WESTERN COTTONTREE	\$216.60	WITNESS LODGING
BUILD RITE LUMBER SUPPLY	\$6,919.68	BUILDING SUPPLIES
CARBON COUNTY ECONOMIC DEVELOPMENT	\$5,000.00	ANNUAL SEVERANCE PAYMENT
CARBON COUNTY SENIOR SERVICES	\$95,000.00	SEVERANCE PAYMENTS
CARBON COUNTY TREASURER	\$1,916.58	VARIOUS CASH ITEMS
CARERIGHT TECHNOLOGIES, LLC	\$153.00	MONTHLY FEES
CASPER WINNELSON CO	\$1,920.36	REGULATORS/BUILDING SUPPLIES
CBM FOOD SERVICE	\$7,426.74	JAIL MEALS
CCSO DARE	\$60.00	WILLIAMS DARE DONATION
COMMUNITY RESOURCE CENTER	\$35.00	17/18 DUES
COWBOY CHEMICAL	\$103.50	LAUNDRY SUPPLIES
DELEON, JOHN	\$2,835.00	LEGAL SERVICES

DELL MARKETING L.P.	\$1,340.97	MEDICAL COMPUTER
DEPT OF ENVIROMENTAL QUALITY	\$50.00	2018 TANK FEES
DOI/BLM - ROCK SPRINGS	\$2,474.50	LEASE PAYMENTS
FABIN, MARY L.	\$84.00	MILEAGE
GRAPHIC SPORTS	\$5.00	INK REFILL
HUNT, TOM	\$140.00	SNOW REMOVAL
KENCO SECURITY AND TECHNOLOGY	\$37.00	MONITORING SERVICES
KINETIC LEASING	\$122,202.00	LEASE PAYMENTS
LARAMIE FIRE EXTINGUISHER	\$953.50	EXTINGUISHER SERVICING
MATTHEW BENDER & CO, INC.	\$54.08	WY COURT RULES SUPPLEMENT
MEDICINE BOW HEALTH CENTER	\$5,000.00	ANNUAL SEVERANCE PAYMENT
MEMORIAL HOSPITAL OF CARBON COUNTY	\$912.55	TESTING SERVICES
NATIONWIDE	\$50.00	NOTARY BOND RENEWAL
NMS LABS	\$208.00	TESTING SERVICES
OLD PENITENTIARY JOINT POWERS BOARD	\$5,000.00	ANNUAL SEVERANCE PAYMENT
PERKINS OIL CO	\$756.29	FUEL
PLUS ELECTRIC INC.	\$466.54	ELECTRICAL REPAIRS
PUBLIC SAFETY CENTER, INC	\$241.00	BATTERIES
QUILL CORPORATION	\$148.67	OFFICE SUPPLIES
RAWLINS AUTOMOTIVE	\$89.53	VEHICLE MAINTENANCE SUPPLIES
RAWLINS EASTSIDE CARWASH	\$63.00	CAR WASHES
RAWLINS, CITY OF	\$2,068.80	WATER SERVICE/BURIAL
REDWOOD TOXICOLOGY LABORATORY, INC	\$13.20	BEAKERS
REMICK, SHELIA	\$69.44	MILEAGE
ROCKY MOUNTAIN POWER	\$6,227.68	ELECTRIC SERVICE
ROD'S BACKHOE SERVICES, INC	\$350.00	ROAD BASE
SARATOGA LUMBER & SUPPLY	\$167.22	BUILDING INTERIOR SUPPLIES
SHIVELY HARDWARE	\$181.27	BUILDING INTERIOR SUPPLIES
SIMPLE DISTRIBUTORS, LLC	\$177.73	OFFICE SUPPLIES
SOUTH CENTRAL WY EMS	\$22,500.00	SEVERANCE PAYMENTS
SPECIALIZED PATHOLOGY CONSULTANTS	\$1,300.00	AUTOPSY
THE PRODUCT CENTER	\$366.69	FINGERPRINTING SUPPLIES
THOMSON REUTERS-WEST PAYMENT CENTER	\$750.18	MONTHLY CHARGES
TRIPLE X CONTRACTING, INC.	\$400.00	TRASH SERVICES
TRUMBLE GREETINGS INC.	\$137.64	CHRISTMAS CARDS
U S POSTMASTER-RAWLINS	\$464.00	PO BOX RENEWALS
VOLUNTEER FIREMEN PENSION FUND	\$510.00	VOLUNTEER PENSION
WILD SERVICES, LLC	\$4,276.00	SIDEWALK/STEP REPAIRS
WILKERSON, JAMES A IV M.D.	\$1,175.00	AUTOPSY
WY BRAND INDUSTRIES	\$689.60	CLEANING SUPPLIES
Grand Total	\$310,399.54	

CONSENT AGENDA

Commissioner Glode moved to approve the consent agenda which includes the November 28, 2017 regular meeting minutes; Planning and Zoning monthly receipts for November 2017 in the amount of \$1,450.00; bonds for Lucinda Schofield, Trustee for Medicine Bow Rural Health Care District for \$5,000 and notice of valuation changes for a net total of -\$298,829.00 with additions of County Clerk for November 2017 in the amount of \$17,036.00 and Clerk of District Court in the amount of \$2,769.02. Commissioner Espy seconded and Commissioner Chapman asked that the minutes be corrected to reflect his absence. The motion carried unanimously.

Buildings & Grounds

Jim Piche, Buildings & Grounds Manager requested authorization to enter into agreement with Facility Dude Solutions for a software program for facility management. He reported this will track work orders and other maintenance costs and issues at the county's facilities. The cost for the remainder of this fiscal year is \$5,259.17 and \$5,410.00 annually thereafter.

Commissioner Espy moved to enter into agreement with Facility Dude Solutions for a software program for facility management in the amount of \$5,259.17 for the remainder of this year and \$5,410.00 annually for July 2018-June 2019. Commissioner Glode seconded and Chairman Johnson noted there may need to be a budget amendment later on due to this. The motion carried unanimously.

Mr. Piche presented the Extension of Lease Agreement between the Board of Carbon County Commissioners and the Wyoming Department of Transportation for the Little Snake River Valley Library for one year from February 1, 2018 through January 31, 2019 in the amount of \$360.00 per year.

Commissioner Jones moved to authorize the Chairman's signature on the Extension of Lease Agreement between the Board of Carbon County Commissioners and the Wyoming Department of Transportation for the Little Snake River Valley Library for one year from February 1, 2018 through January 31, 2019 in the amount of \$360.00 per year. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Piche reported the open house at the fairgrounds kitchen went well and the kitchen is fully functional and operational. Commissioner Chapman thanked Sinclair Oil Company and Carbon County School District #1 for their generosity in addition to numerous other donors for their contributions towards the new facility. Mr. Piche agreed to place a print ad and radio announcement thanking all these people on behalf of the BOCC.

Fire

Fire Warden, John Rutherford and Assistant Warden Ron Brown reported they put an older truck in service using surplus funds. They are in the final stages of having an Arlington repeater installed and are waiting for an agreement from Rocky Mountain Power.

Mr. Rutherford reported they have a secondary reporting system for volunteers, primarily texting. This is not reliable as texts often don't go through and they hope the repeater will assist with this. He also believes they should use a new system called iSpy through the county's dispatch system at a cost of \$500 per year. He will be testing the system and making a decision soon.

Mr. Rutherford reported on a draft bill for the legislature to hear next year. This should create a pool of funds. If there are out of state dispatch for volunteers they can be paid much sooner rather than waiting up to a year at times. The BOCC agreed to read through and likely support.

The final bill for aviation resources on the Encampment River Fire costs were \$22,407.10. BLM, Forest Service and County all paid for all their own resources for the event. He proposed using Strike Team funds to cover this cost.

Attorney

Ashley Mayfield Davis, Deputy County Attorney reported the City of Rawlins is still reviewing the Memorandum of Understanding Between the City of Rawlins and Carbon County for Cooperative GIS Specialist Position is still under review by the city and she hoped to have it for the next meeting.

Attorney Davis reported she was unable to attend the Industrial Siting Council deliberations yesterday, December 4 as roads were closed.

Clerk

County Clerk, Gwynn Bartlett reported that with the passing of Larry Kmoch there is an open seat on the Predator Management Board for a Sportsman position. Robert O'Connell and Dave Sturm previously applied for separate Sportsman positions on this board that were filled at the November 28 meeting.

Commissioner Espy moved to appoint Robert O'Connell to the Predator Management District to an unexpired term ending December 2018 for the Sportsman position to fill Larry Kmoch's vacated term. Commissioner Glode seconded and the motion carried unanimously.

Gwynn Bartlett and Jim Piche discussed the Voorhis proposal from 2015 to remodel the Courthouse and Carbon Building and asked if the BOCC would like to consider moving forward with the next steps. The BOCC opted schedule a workshop with Voorhis for January.

CITIZEN / COMMISSIONER DISCUSSION

Commissioner Chapman reported he attended the recent Economic Development annual meeting. Commissioner Espy met with the Bureau of Land Management and WY County Commissioner Association for their quarterly meeting to move forward on private property viewshed issues and fee-fee-fed where surface and subsurface is private but a bore hole goes in from other land to the private land.

Commissioner Glode reported the WY Public Safety Commission is trying to develop sustainable funding for Wyolink. They believe the funds should go to the state rather than counties to fund Wyolink due to the complex nature and entities involved but this is still being negotiated.

Planning & Development

Certifications

Commissioner Glode moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for Z.C. Case #2017-08 – Patrick and Patricia Waldron for a zone change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-5) located approximately three miles east of Highway 789 and schedule a public hearing for January 2, 2018 at 10:30 a.m. Commissioner Espy seconded and the motion carried unanimously.

Regular Business

Mr. Fox will be publishing notice about a potential change in his department's fee schedule. He has also been working on amendment to subdivision regulations. He is proposing "simple subdivision", a procedure for the division of one lot into two. This would stop with the P&Z Commission and not proceed to the BOCC for efficiency.

Public Hearing – Z.C. Case #2017-07 Paul Stanley Construction

Chairman Johnson opened a public hearing at 10:30 a.m. to hear Planning & Zoning Z.C. Case # 2017-07 Paul Stanley Construction. Sid Fox, County Planning Director presented zone change request from Ranching, Agriculture and Mining (RAM) to Residential (RD-3.63) at the Rochelle – Bates tracts located approximately 1.2 miles east of Baggs on the south side of Highway 70.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 10:33 a.m.

Commissioner Chapman moved to approve Resolution No. 2017-36 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case #2017-07, Paul Stanley Construction for a zone change from Ranching, Agriculture and Mining (RAM) to Residential (RD-3.63) at the Rochelle – Bates tracts located approximately 1.2 miles east of Baggs on the south side of Highway 70. Commissioner Jones seconded and the motion carried unanimously.

Resolution No. 2017 – 36

A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.

Z.C. Case File #2017-07

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 6, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, November 6, 2017, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

WHEREAS, at the conclusion of said Monday, November 6, 2017, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, December 5, 2017; and

WHEREAS, at said public hearing on December 5, 2017, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2015, as amended; and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2017-07: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-3.63) for the Rochelle-Bates Tracts, Tract 6.

Petitioners: Paul Stanley Construction (Applicant) and State of Wyoming Game & Fish Commission (Land Owner)

Rural Address: 124 HWY 70

Parcel Identification Number: 12910910100600

General Site Location: Rochelle-Bates Tracts are located approximately 1.2 miles east of Baggs on the south side of HWY 70

Legal Description: A tract of land located in the SW1/4 NE1/4, Section 9, T12N, R91W, 6th P.M., Carbon County, Wyoming.

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

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Residential (RD-3.63) on approximately 3.63 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 5th day of December, 2017.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

-s- Willing John Johnson, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

Gwynn G. Bartlett, Carbon County Clerk

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 10:35 a.m. with Ashley Mayfield Davis, Jim Piche and Gwynn Bartlett to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Glode seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 11:16 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

Memorial Hospital of Carbon County (MHCC)

Dana Barnett, Chief Executive Officer for Memorial Hospital of Carbon County and Chelle Keplinger, Chief Financial Officer for MHCC reported on October 2017 financials. Mr. Barnett reported a physician's assistant starting seeing patients a week ago at the Spruce Clinic. Peggy Lake, nurse practitioner and Vicky Macey, OBGYN and John Whitacre, Physician will all start soon. They have also made offers to a general surgeon and family physician and other recruitment efforts continue.

EXECUTIVE SESSION

Commissioner Glode moved to go into executive session at 11:31 a.m. with Ashley Mayfield Davis and Gwynn Bartlett to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Glode moved to come out of executive session at 11:37 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Espy seconded and the motion carried unanimously.

OPIATE CRISIS

Attorney Davis reported she reviewed the opiate crisis information presented by Jason Edward Ochs, of the Ochs Law Firm on November 7. The agreement calls for the county to pay nothing unless the suit is successful however she is concerned about the county potentially having a “benefit or value” and the potential to make this up in money and she is concerned about who would pay for counter claims and the liability of those.

Ashley recently read a report for CO that shows a large increase in opiate use in CO as well as additional births of babies addicted to those drugs. She wanted to investigate further and encouraged the BOCC to speak with other commissioners in other counties about their thoughts and concerns. Chairman Johnson stated that he believed filings will occur by end of year and asked her to work hard to get answers by the next meeting.

Commissioner Glode expressed her continued concern of how to get doctors to quit prescribing these medications and Ashley added that often the combination of certain medications and the numbers of medications can be the issue. She added at this point it makes sense to go after pharmaceutical companies as they are feeding the demand and that collateral side effects are a concern as individuals often go to other street drugs that may be cheaper and easily accessed.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 11:48 a.m. Commissioner Chapman seconded and the motion carried unanimously.

A regular meeting of this Board will be held January 2, 2018 at 9:00 a.m. at the Carbon County Courthouse, 415 W. Pine Street, 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.