

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, May 18, 2010  
Baggs Senior Center, Baggs, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, May 18, 2010 at the Baggs Senior Center in Baggs, Wyoming. Attending the meeting were Chairman Terry Weickum, Vice Chairman Jerry Paxton; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett. Commissioner Young was absent and joined the meeting at 4:23 p.m.

Chairman Weickum called the meeting to order at 4:02 p.m.

**VOUCHERS**

Commissioner Paxton moved to approve the report of expenditures in the amount of \$1,368,981.08. Chairman Weickum seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
ABSOLUTE SOLUTIONS	EQUIPMENT	\$4,389.20
ALCO	SUPPLIES	\$44.28
ALSCO, AMERICAN LINEN DIVISION	SHOP SUPPLIES	\$198.36
AMERIGAS	PROPANE	\$2,405.70
ARLINGTON OUTPOST	FUEL	\$100.35
AXTHELM, PAUL A, D.D.S.	DENTAL SERVICES	\$115.00
BARKHURST, RAY	MILEAGE	\$34.80
BEAR TRAP CAFE	MEALS	\$320.00
BEHAVIORAL INTERVENTIONS	ELECTRONIC MONITORING	\$368.10
BEST WESTERN COTTONTREE	MOTEL	\$70.00
BIGGS, GLENN	MEALS/MILEAGE/MOTEL	\$1,234.82
BI-RITE PHARMACY	RX'S	\$1,593.86
BLACK HILLS AMMUNITION	AMMUNITION	\$1,088.50
BOB BARKER COMPANY, INC.	SUPPLIES	\$604.10
BRESNAN COMMUNICATIONS	COMP/INTERNET/WEBSITE/FIBER LINE	\$2,897.65
CABELA'S	12 GARMINS	\$3,403.73
CANDY MOUNTAIN	SUPPLIES	\$42.00
CARBON COUNTY COMMITMENT	JAIL PAY OFF	\$755,000.00
CARBON CTY COUNCIL OF GOVMTS	EDUCATIONAL & INFO MATERIALS	\$1,000.00
CARBON COUNTY FIRE DEPT-HANNA	FUEL	\$37.50
CARBON COUNTY SENIOR SERVICES	MEALS	\$36.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$962.59
CARBON POWER & LIGHT INC	ELECTRICAL SERVICE	\$1,213.65
CASPER WINNELSON CO	SUPPLIES	\$682.32
CBM FOOD SERVICE	JAIL FOOD	\$9,876.29
CDW GOVERNMENT, INC.	MONITORS/PRINTERS/FLASH DRIVES	\$3,956.52
CERDA, MRS ALEX	RENT	\$800.00
CESKO, DAVID MD	MEDICAL SERVICES	\$65.00
CHANDRA, V. RAJA-HEALTH OFFICER	CONTRACT WAGES	\$1,345.00
CIVIC-PLUS	ANNUAL FEE-WEBSITE/DESIGN	\$13,050.00
CONLEY, MARCI	PARENTING CLASSES/MEAL/ROOM	\$383.59
CONOCOPHILLIPS	FUEL	\$169.20
COWDIN, JOHN	MILEAGE	\$32.40
CYR, NANCY	MILEAGE	\$38.50
DAILY TIMES	ADVERTISING	\$1,992.48
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$30.95
DAYS INN-THERMOPOLIS	ROOM	\$210.00
DEL RIO LLC	MEALS	\$1,056.00
DOCUSOURCE PRINT MANAGEMENT	SUPPLIES	\$134.49
DRUMMOND REFRIGERATION LLC	REPAIRS-VACCINE COOLER	\$70.00
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$258.74
EAGLE UNIFORM SUPPLY	MATS	\$150.98
ELK MOUNTAIN, TOWN OF	WATER/GARBAGE	\$56.00
ENCAMPMENT, TOWN OF	WATER/GARBAGE	\$66.00

ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$3,410.00
FARMER BROTHERS COFFEE	SUPPLIES	\$182.47
FASTENAL	NOZZEL	\$15.35
FLEET SERVICES	FUEL	\$418.85
FRANKLIN PRODUCTS	OFFICE SUPPLIES	\$213.59
FREMONT MOTORS – RAWLINS	VEHICLE MAINTENANCE	\$30.04
FREUDENTHAL, & BONDS, PC	1ST SUPPLEMENTAL LEASE AGMT	\$5,000.00
GASES PLUS	OXYGEN/ACETYLENE	\$665.10
GCR ELECTRONICS, LLC	SITE RENTALS	\$900.00
GOLDEN, MARY	MEALS/MILEAGE	\$82.02
GOSVENOR, MAXINE	MILEAGE	\$33.50
GRAINGER	AUGER/DOOR ALARM	\$681.57
GRAPHIC SPORTS	ENVELOPES	\$146.20
GREEN CARTRIDGE COMPANY	SUPPLIES	\$258.65
HANNA, TOWN OF	WATER/GARBAGE	\$203.05
HASCO INDUSTRIAL SUPPLY	PARTS	\$364.41
HEIMAN FIRE DEPARTMENT	FOAM SYSTEM	\$1,891.60
HERRING, LACEY	MILEAGE	\$7.00
HETTGAR, BRIDGET M RN	MEALS	\$118.81
HEWLETT-PACKARD COMPANY	CLEAR FILM	\$138.00
HIGH PLAINS VISION CENTER	VISION SERVICES	\$215.00
HILLCREST SPRING WATER, INC.	SUPPLIES	\$71.80
HILLTOP CONOCO	FUEL	\$143.02
HOLIDAY INN EXPRESS	MOTEL	\$70.00
IM DIAGNOSTICS	SUPPLIES	\$58.45
J H KASPAR OIL COMPANY	FUEL	\$5,336.15
JACK S BODY & FENDER REPAIR	MAINT & REPAIR VEHICLE	\$75.00
JACKALOPE PRINTING	SUPPLIES	\$528.03
JERRY'S DONUTS	SUPPLIES	\$35.96
JOHNSON ENGINEERING ASSOC	SITE VISITS AND PHONE SUPPORT	\$5,571.01
KILBURN TIRE COMPANY	MAINT & REPAIR VEHICLE	\$217.20
KINETIC LEASING	LEASE PMTS	\$261,182.00
KING SOOPERS CUSTOMER CHRGS	SUPPLIES	\$87.07
KONE ELEVATORS ESCALATORS	ELEVATOR MAINTENANCE	\$3,089.35
LEXBO LLC	OFFICE RENTAL MAY 2010	\$450.00
LIGHTWORLD, LLC	SUPPLIES	\$1,980.00
LITTLE AMERICA-CHEYENNE	ROOM	\$356.00
LOVE, LUCY	MEALS/MILEAGE	\$29.01
MARTINEZ, DEBARI	RENT	\$400.00
MATCO TOOLS	TOOLS	\$124.95
MCBRIDE'S HILLTOP LUBE & TIRE	TIRE REPAIR	\$15.00
MEDICINE BOW, TOWN OF	WATER/GARBAGE	\$54.00
MOTOROLA	RADIO EQUIPMENT	\$113,352.60
MPM CORP / EVERGREEN DISPOSAL	WATER/GARBAGE	\$120.00
MURANE & BOSTWICK, LLC.	LEGAL FEES	\$1,765.55
MY AUTOMOTIVE, INC.	VEHICLE REPAIRS	\$1,049.19
MYDE ENTERPRISES	CAB FARE (BAGGS TO RAWLINS)	\$187.00
NATIONAL BUSINESS SYSTEMS	ASSESSMENT NOTICES	\$1,803.13
O'REILLY AUTO PARTS	HEADLIGHT BULB/PARTS	\$36.90
PAMIDA INC	SUPPLIES/RX'S	\$908.39
PATTON, SALLY	MEALS/MILEAGE	\$127.66
PAXTON, JERRY	MILEAGE	\$500.00
PERKINS OIL CO	FUEL	\$1,347.43
PIONEER MILL & CONSTRUCTION INC	BASE MOLDING	\$1,531.00
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	\$405.00
POTTER, SHAWNA	MEALS/MOTEL	\$67.36
PRAIRIE DOG ELECTRIC, LLC	REPAIRS	\$98.78
PRO-CHEM INDUSTRIAL, LLC	SUPPLIES	\$311.37
PROJECT PREVENTION	ADS/MTG EXP/SUPPLIES/WAGES/FEES	\$4,232.51
QUILL CORPORATION	SUPPLIES	\$738.68
QWEST	TELEPHONE SERVICES	\$4,075.92
QWEST-PHOENIX	TELEPHONE SERVICES	\$30.31
RAWLINS AUTOMOTIVE	FILTERS/PARTS/TOOL BOXES	\$1,230.34
RAWLINS EYE CARE	EYE CARE	\$225.00
RAWLINS FIRE EXTINGUISHER	INSPECTION	\$9.00

RAWLINS POLICE DEPT	CONFERENCE FEES X 5	\$125.00
RAWLINS, CITY OF	WATER/BURIAL EXPENSE	\$2,599.22
RIVERTON FIRE DEPT.	FIRE SCHOOL X 5	\$450.00
ROCK SPRINGS WINLECTRIC CO	MAINT & REPAIR	\$117.31
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICE	\$13,579.16
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE & REPAIR	\$359.96
ROSTAD MORTUARY	CASKET	\$1,195.00
RYAN ELECTRONICS INC	MAINTENANCE FEE/SVC CALL/PARTS	\$4,043.29
SARATOGA AUTO PARTS, INC.	PARTS	\$315.25
SARATOGA SUN	ADVERTISING	\$490.75
SARATOGA, TOWN OF	WATER/GARBAGE	\$80.50
SCHERER CONSTRUCTION, L.L.C.	WEST SINCLAIR BYPASS	\$3,999.10
SHELL FLEET PLUS	FUEL	\$623.11
SHEPARD'S	FUEL	\$1,764.31
SNAKE RIVER PRESS	ADVERTISING	\$86.00
SQUARE SHOOTERS EATING HOUSE	MEALS	\$921.12
STAN'S QUIK LUBE	VEHICLE MAINTENANCE	\$43.82
STAPLES ADVANTAGE	OFFICE SUPPLIES	\$524.66
STATE OF WY – PUBLIC DEFENDER	PUBLIC DEFENDER EXPENSES	\$53,043.48
SUNRISE SANITATION SERVICE, LLC.	GARBAGE SERVICES	\$55.00
SWEETWATER CTY SHERIFF'S OFFICE	RX'S/HOUSING	\$8,319.76
SYMBOL ARTS	SUPPLIES	\$652.50
TEMPERATURE PRODUCTS	SUPPLIES	\$1,996.54
TERMINIX	PEST CONTROL	\$70.00
THE PLAINS HOTEL	TRAINING & EDUCATION	\$210.00
TRADING POST	FUEL/VEHICLE REPAIR/DOG FOOD	\$74.25
TRIPLE XXX CONTRACTING, INC.	GARBAGE SERVICES	\$50.00
TRUE VALUE OF RAWLINS	SUPPLIES	\$2,017.33
T'S KEYS	LOCKS	\$1,146.00
U S BANK	UNIFORMS/TRAVEL/RESCUE UNIT	\$1,671.39
U S POSTMASTER-BAGGS	PO BOX RENT FOR YEAR	\$24.00
U W C E S	CONFERENCE	\$110.00
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$234.32
VALLEY FOOD & LIQUOR	SUPPLIES	\$1.80
VALLEY OIL COMPANY	FUEL	\$2,711.27
VALLEY PHARMACY	RX'S	\$393.28
VAN'S WHOLESALE LLC	SUPPLIES	\$594.70
VERIZON WIRELESS	TELEPHONE SERVICES	\$904.62
WAVINGATYOU.COM	FLAGS	\$438.00
WEICKUM, TERRY	MILEAGE	\$325.00
WELLS, JACQUELIN	MEALS/TRAINING	\$222.40
WEST PAYMENT CENTER	WEST INFORMATION/MTHLY CHARGES	\$925.14
WEST WINDS BAKERY & DELI	SUPPLIES	\$110.00
WY ATTORNEY GENERAL	CONFERENCE REGISTRATION	\$65.00
WY COUNTY COMMISSIONERS ASSOC	2011 MEMBERSHIP DUES	\$10,767.72
WY DEPT OF HEALTH-COMMUNITY	BACKGROUND CHECK	\$94.00
WY LAW ENFORCEMENT ACADEMY	TRAINING/SCHOOLING	\$760.00
WY MACHINERY COMPANY	CABLE/CUTTING EDGES/PARTS	\$2,565.45
WY STATIONERY	SUPPLIES	\$1,529.43
WY WASTE SERVICES-RAWLINS	WATER/GARBAGE	\$1,112.79
XEROX CORPORATION-RENT	IT COPIERS	\$3,381.48
YAMPA VALLEY ELECTRIC	ELECTRICITY/DIXON AIRPORT CONST	\$306.89
YOUNG, CHARLES	MILEAGE	\$60.00
YOUNG, CHARLES MD	MEDICAL SERVICES	\$175.00
GRAND TOTAL		\$1,369,023.08

## **CLERK**

### **Minutes**

Commissioner Paxton moved to approve the minutes of the May 4, 2010 regular meeting of the Board of Carbon County Commissioners (BOCC) as presented. Chairman Weickum seconded and the motion carried unanimously.

## **Bonds**

Commissioner Paxton moved to approve a bond for Lynda M. Healey, Treasurer for the Town of Saratoga in the amount of \$50,000.00; a bond for Karlene Sjoden, Subordinate of Treasurer for the Town of Saratoga in the amount of \$25,000.00; a bond for Clayton Watson, Recreation and Park Attendant for the Town of Saratoga in the amount of \$10,000.00; and a bond for Gregory C. Ryan, Treasurer for the Highline Watershed Improvement District. Chairman Weickum seconded and the motion carried unanimously.

Commissioner Young joined the meeting at 4:23 p.m.

## **Accounts Payable**

Commissioner Paxton moved to approve an invoice to Candy Mountain in the amount of \$42.00. Commissioner Young seconded and the motion carried with Commissioner Paxton and Commissioner Young voting for the motion and Chairman Weickum abstained.

This expenditure is listed in the table in the beginning of these minutes.

## **Monthly Receipts**

Commissioner Young moved to accept the Clerk of District Court receipts for month ending March 2010 in the amount of \$5,291.03. Commissioner Paxton seconded and the motion carried unanimously.

## **Liquor Licenses / Permits**

Clerk Bartlett advised the BOCC received a letter from Linda Corners, Mayor for the Town of Baggs, requesting that the town be notified in the future of any pending liquor license applications for establishments immediately adjacent to the Town of Baggs corporate boundaries. She stated she will notify the municipalities in the future of any pending liquor license applications as well as issued 24-hour malt beverage and catering permits.

## **24-Hour Dispensing Room Operation**

Clerk Bartlett reported her office received a request from a licensee holding a current liquor license requesting that the BOCC exercise its authority to set up to four dates where licensees can remain open for a twenty-four hour period. She further explained the applicable statute and the BOCC agreed to consider the request. Clerk Bartlett stated she would notify all licensees for their input on which four dates they would like to see set.

## **24-Hour Malt Beverage Permit**

Clerk Bartlett reported she issued one 24-hour malt beverage permit to the Whistle Pig Saloon for the Pig Digger Mud Rally in Saratoga for May 29, 2010 and seventeen 24-hour catering permits to Old Baldy Corporation for Old Baldy Club Platte River Cookouts at the Platte River Cookout Grounds for June 10, 17, 24, July 1, 8, 15, 22, 29, August 5, 12, 19, 26, September 2, 9, 11, 16, and 24.

## **Wyoming Department of Family Services Cooperative Agreement**

Clerk Bartlett presented an agreement between Wyoming Department of Family Services (DFS) and Carbon County Clerk of the District Court to delineate responsibilities of the agencies regarding Title IV-D of the Social Security Act as amended. She stated Attorney Cal Rerucha and Clerk of District Court Lindy Glode have both signed the agreement.

Commissioner Paxton moved to approve the Cooperative Agreement for Responsibilities Between the Wyoming Department of Family Services Child Support Enforcement Unit and Carbon County Clerk of District Court to delineate the consensual responsibilities between DFS and CDC, for all responsibilities except receipt and distribution of payments, according to federal law, rules, and policies regarding Title IV-D of the Social Security Act as amended, from July 1, 2010 through June 30, 2012, DFS agrees to pay individual CDCs for services described not to exceed \$17, 853.60. Commissioner Young seconded and the motion carried unanimously.

## **Guardians Ad Litem Memorandum of Understanding**

Clerk Bartlett presented a Memorandum of Understanding (MOU) between the Office of the Public Defender, Wyoming Guardians Ad Litem Program (GAL) and Carbon County to provide legal representation in child protection cases. She added the County match is a minimum of 25% of the state funds expended by the Office of the Public Defender and the guardian ad litem will be compensated at the hourly rate of \$70.00 and at an hourly rate of \$35.00 per hour for travel time. She advised Attorney Cal Rerucha has signed the MOU. Deputy Attorney Kelly stated that three attorneys have agreed to this price and one agreed to part-time. Deputy Attorney Kelly stated that there are some statutory references that are incorrect in the MOU however the State is unwilling to correct these errors and he feels it is in the County's best interest to approve the agreement.

Commissioner Young moved to approve the Memorandum of Understanding between the Office of the Public Defender, Wyoming Guardians Ad Litem Program and Carbon County to provide legal representation in child protection cases, children in need of supervision cases, and for an attorney appointed to serve only as a guardian ad litem in delinquency action, for the term of July 1, 2010 until June 30, 2012, with a County match at a minimum of 25% of the state funds expended by the Office of the Public Defender GAL Program for the GAL Program in Carbon County at the hourly rate of \$70.00 and at an hourly rate of \$35.00 per hour for travel time for an estimate of the costs for Carbon County for fiscal year 2011 in the amount of \$36,034.70. Commissioner Paxton seconded and the motion carried unanimously.

## **Dixon Airport Wyoming Motor Fuel License Application**

Clerk Bartlett presented an application for a distributor license for distribution or resale of aviation fuel at the Dixon Airport. She stated Buildings Manager Leroy Graham and Dixon Airport Manager Barry Bryant are aware she was applying for the license.

Commissioner Young moved to approve the Wyoming Motor Fuel License Application to apply for a distribution license to sell aviation gas at the Dixon Airport. Commissioner Paxton seconded and the motion carried unanimously.

## **Department of Family Services**

Clerk Bartlett advised the Department of Family Services (DFS) has requested a sign be erected on the east side of the Carbon Building indicating that their offices are in the building and to also include the Department of Vocational Rehabilitation and the Office for the Visually Impaired. The request also asks for a locking drop box for clients to leave paperwork in. Mr. Graham stated there are currently signs with office listings at each entrance however these are inside rather than outside. The BOCC requested Mr. Graham visit with DFS about the request.

## **Planning & Zoning Commission Secretary**

Clerk Bartlett reported that the legislature recently passed HB0006 allowing the BOCC to designate the County Clerk, a County employee, or a member of the Planning & Zoning (P&Z) Commission to serve as the secretary to the P&Z Commission. She advised she discussed the matter with County Planning Director Sid Fox and they agree that the Planning Department Office Manager should be appointed to this position.

Commissioner Paxton moved to appoint the Planning Department Office Manager to serve as the secretary to the Planning & Zoning Commissioner effective immediately. Commissioner Young seconded and the motion carried unanimously.

## **ELECTED OFFICIALS / DEPARTMENT HEADS**

### **Attorney**

Deputy Attorney Mike Kelly presented proposed resolutions for elected official's salaries. He stated per the BOCC's instruction he prepared one resolution freezing salaries during the four-year term and the other freezing for the first year then giving raises each year thereafter. Commissioner Paxton discussed that the State reimburses the County 50% of the salary for the

County Attorney and Chairman Weickum added the State reimburses 50% up to a particular amount of deputy attorneys as well.

Commissioner Paxton moved to approve Resolution No. 2010-19 setting the County Commissioners salary at \$25,000.00 for each member of the Board of County Commissioners from and after January 1, 2011 for a period of four years. Commissioner Young seconded and the motion carried unanimously.

**RESOLUTION NO. 2010-19**

**WHEREAS**, the County Commissioners of Carbon County, Wyoming have not had an increase in salary for over four (4) years; and

**WHEREAS**, pursuant to Wyo. Stat. §18-3-107(c), 2009, the salary of the commissioners shall be set by resolution; and

**WHEREAS**, the board of county commissioners of each county shall meet not later than June 1, 2010, and on or before the same date each four (4) years thereafter, for the purpose of setting elected officials salaries, which shall not be changed during the term of each official for whom a salary is determined; and

**WHEREAS**, the undersigned are desirous that qualified, dedicated and professional people be attracted to the position of County Commissioner; and

**WHEREAS**, the duties of county officials have immeasurably increased in the recent past; and

**WHEREAS**, the duties of county officials will continue to increase in light of mandates by state and federal governments and natural resource production; and

**WHEREAS**, in spite of this increase in duties the commissioners will forego increasing the County Commissioner salary due to the current economic conditions in Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners will set the salary of a commissioner at Twenty-Five Thousand Dollars (\$25,000.00) for each member of the Board of County Commissioners from and after January 1, 2011 for a period of four years and the salaries shall be paid in equal monthly installments.

**PASSED, APPROVED AND ADOPTED** this 18<sup>th</sup> day of May, 2010.

Board of County Commissioners  
Carbon County Wyoming  
-s- Terry Weickum, Chairman  
-s- Jerry Paxton, Commissioner  
-s- Charles Young, MD Commissioner

Attest: -s- Gwynn G. Bartlett, County Clerk

Commissioner Paxton stated that due to projections and upcoming projects in the County he feels there is opportunity for improvement in the County's budget.

Commissioner Paxton moved to approve Resolution No. 2010-20 providing no salary increase for the County Assessor, County Clerk, Clerk of the District Court, County Sheriff, County Treasurer and County Coroner for the term of January 1, 2011 through December 31, 2011, setting the salaries at a rate of 2% for the term of January 1, 2012 through December 31, 2012, an additional 3% for the term of January 1, 2013 through December 31, 2013 and additional 4% for the term of January 1, 2014 through December 31, 2014, and setting the salary for the County Attorney with no increase for January 1, 2011 through December 31, 2011 then \$100,000.00 annually for the term of January 1, 2012 through December 31, 2014 noting all salaries will be paid in equal monthly installments. Commissioner Young seconded and the motion carried unanimously.

**RESOLUTION NO. 2010-20**

**WHEREAS**, Sheryl R. Snider, County Assessor, Cal Rerucha, County Attorney, Gwynn G. Bartlett, County Clerk, Lindy L. Glode, Clerk of District Court, Jerry Colson, County Sheriff, Cindy Baldwin, County Treasurer, and Paul Zamora, County Coroner, are the current elected county officers in and for Carbon County Wyoming; and

**WHEREAS**, pursuant to Wyo. Stat. § 18-3-107(a)(i)(C), 2009, from and after January 3, 2011, the specified full-time county officers, with the exception of the county attorney, shall

receive an annual salary not less than Ten Thousand Dollars (\$10,000.00) nor more than One Hundred Thousand Dollars (\$100,000.00); and

**WHEREAS**, pursuant to Wyo. Stat. § 18-3-107 (a)(ii)(C) and Wyo. Stat. § 9-1-802(d), 2009, from and after January 3, 2011, the specified County Attorney shall receive an annual salary of not less than Thirty-Five Thousand Dollars (\$35,000.00) nor more than One Hundred Thousand Dollars (\$100,000.00); and

**WHEREAS**, the current salary of the County Assessor, County Clerk, Clerk of the District Court, County Sheriff, and County Treasurer is Sixty-Five Thousand Dollars (\$65,000.00), annually; and

**WHEREAS**, the current salary of the County Coroner, as a part time position, is Twenty-Five Thousand One Hundred Dollars (\$25,100.00) annually; and

**WHEREAS**, the current salary of the County Attorney is Seventy-Eight Thousand Dollars (\$78,000.00) annually; and

**WHEREAS**, the board of county commissioners of each county shall meet not later than June 1, 2010, and on or before the same date each four (4) years thereafter, for the purpose of setting salaries, which shall not be changed during the term of each official for whom a salary is determined; and

**WHEREAS**, the undersigned are desirous that qualified, full time dedicated and professional people be attracted to county offices; and

**WHEREAS**, the duties of county officials will continue to increase in light of mandates by state and federal government, and impact from natural resource production and various other local changes; and

**WHEREAS**, the Board of County Commissioners discussed that due to financial constraints they are unable to raise the salary of the County Assessor, County Clerk, Clerk of the District Court, County Sheriff, County Treasurer and County Coroner, for the term of January 1, 2011, through December 31, 2011, but do propose raising the salaries at a rate of Two Percent (2%) for the term of January 1, 2012 through December 31, 2012, then an additional Three Percent (3%) for the term of January 1, 2013 through December 31, 2013, and then an additional Four Percent (4%) for the term of January 1, 2014 through December 31, 2014, with salaries being paid in equal monthly installments for the Carbon County Assessor, County Clerk, Clerk of District Court, County Sheriff, County Treasurer and County Coroner; and

**WHEREAS**, the Board of County Commissioners discussed that due to financial constraints they are unable to raise the salary of the County Attorney for the term of January 1, 2011 through December 31, 2011, but do propose raising the salary to the sum of One Hundred Thousand Dollars (\$100,000.00) annually for the term of January 1, 2012, through December 31, 2012, with no additional raise for the term of January 1, 2013, through December 31, 2013, and no additional raise for the term of January 1, 2014, through December 31, 2014, with the salary being paid in equal monthly installments for the County Attorney.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Carbon County set the salary for the Carbon County Assessor, County Clerk, Clerk of District Court, County Sheriff, County Treasurer and County Coroner as follows for a period of four years to be paid in equal monthly installments:

January 1, 2011 through December 31, 2011, a salary of Sixty-Five Thousand Dollars (\$65,000.00),

January 1, 2012 through December 31, 2012, a salary of Sixty-Six Thousand Three Hundred Dollars (\$66,300.00),

January 1, 2013 through December 31, 2013, a salary of Sixty-Eight Thousand Two Hundred and Eighty-Nine Dollars (\$68,289.00), and

January 1, 2014 through December 31, 2014, a salary of Seventy-One Thousand Twenty Dollars and Fifty-Six Cents (\$71,020.56).

**BE IT FURTHER RESOLVED**, that the Board of County Commissioners of Carbon County set the salary for the Carbon County Attorney as follows for a period of four years to be paid in equal monthly installments:

January 1, 2011 through December 31, 2011, a salary of Seventy-Eight Thousand Dollars (\$78,000.00),

January 1, 2012 through December 31, 2012, a salary of One Hundred Thousand Dollars (\$100,000.00),

January 1, 2013 through December 31, 2013, a salary of One Hundred Thousand Dollars (\$100,000.00), and

January 1, 2014 through December 31, 2014, a salary of One Hundred Thousand Dollars (\$100,000.00).

**PASSED, APPROVED AND ADOPTED** this 18<sup>th</sup> day of May, 2010.

Board of County Commissioners  
Carbon County Wyoming  
-s- Terry Weickum, Chairman  
-s- Jerry Paxton, Commissioner  
-s- Charles Young, MD Commissioner

Attest: -s- Gwynn G. Bartlett, County Clerk

### **Buildings Manager**

Leroy Graham, Buildings Manager presented contracts for curb, gutter, sidewalk, railing, and handicapped ramps installation or repairs at the Carbon Building and Courthouse. He noted Deputy Attorney Kelly approved the contracts.

Clerk Bartlett verified there is a penalty fee in the contracts if the work is not completed by a specific date. She suggested raising the \$100.00 per day late fee on some projects as this fee is likely cheaper than paying overtime to complete the projects. The BOCC agreed that on larger projects the fee could be considered and possibly raised.

Commissioner Young moved to approve an Agreement for Services between Carbon County and Mike Sisneros, d/b/a BCN Construction, Inc. to remove and replace curb and gutter, damaged sidewalk, handicapped ramps and associated cement work on East side of the Carbon Building located at 215 West Buffalo, Rawlins, Wyoming in the amount of \$13,375.00 upon completion of the project no later than June 6, 2010. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Young moved to approve an Agreement for Services between Carbon County and Mike Sisneros, d/b/a BCN Construction, Inc. to remove and replace all concrete and hand-railing associated with the handicap ramp at the South Entrance of the Courthouse located at 415 West Pine, Rawlins, Wyoming in the amount of \$7,500.00 upon completion of the project no later than June 10, 2010. Commissioner Paxton seconded and the motion carried unanimously.

### **Planning & Development**

Sid Fox, County Planner discussed a proposed fee schedule change that will be forthcoming. He also discussed that the sexually oriented business moratorium will soon be revised. Mr. Fox stated there may be a lapse between the current moratorium and renewal. Deputy Attorney Kelly stated that the County Attorney's Office is working on an interim extension to prevent a lapse.

Mr. Fox discussed the Minor Subdivision Regulations adopted in 2008 and reported he is incorporating past amendments into the document and it will be presented at a future date. Mr. Fox reported that HB0072 takes effect July 1, 2010 regarding wind energy facilities. He stated wind energy facilities were previously regulated by the P&Z Commission but now the BOCC must adopt rules to permit these. He also reported his office is working on a zoning map.

### **Road & Bridge**

Bill Nation, Road & Bridge Superintendent, reported that DKRW recently contacted him about a CO2 reservoir in the area of their proposed plant site near County Road #3. He reported he received supplemental funds for the Congestion Mitigation Air Quality Program that will apply dust control to the Dad/Wamsutter Road. Mr. Nation stated that he and the Emergency Management Coordinator met to review a county map to designate potential flood zones and high water areas.

### **DIXON AIRPORT**

Barry Bryant, Dixon Airport Manager, provided an update of recent projects at the Dixon Airport. He stated that the Master Plan final estimate is \$149,520.00 and the State is agreeable to the costs noting that the County's portion of this should be approximately \$3,000.00. He recommended using Bernard Dunkelberg for an independent cost estimate for the master plan. Clerk Bartlett asked what else must be done to bring the Airport to a C2 airport. The BOCC agreed that it does not want to disturb the surrounding Russell Community Park. Mr. Bryant requested and received

authorization to work with Bernard Dunkelberg and Clerk Bartlett stated that she would need to review the budget to determine if there are funds available.

Mr. Bryant presented an agreement for professional services for a Wildlife Hazard Study at the Dixon Airport. He stated Deputy Attorney Kelly has reviewed the agreement and recommends approval.

Commissioner Young moved to approve an Agreement Between Sponsor and Consultant for Professional Services for Wildlife Hazard Assessment Dixon Airport for a Wildlife Hazard Study for a total amount of \$33,248.00 noting the County's portion is approximately \$700.00. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Bryant stated that the Automated Weather Observing System (AWOS) project should be underway soon.

Mr. Bryant reported that a contractor is in the area to provide crack sealing. He noted this could save the County money as the contractor is in the area and the work could be completed tomorrow. The total cost would be \$5,150.00 with the County's part being \$1,030.00. The BOCC authorized the work to be completed. Clerk Bartlett noted that this is an unbudgeted expense and Mr. Bryant stated that there is funding in the construction account to cover the costs.

Mr. Bryant discussed a Wyoming Department of Transportation Instrument Approach Analysis. He also discussed maintenance and proposed an additional \$18,000 for him to provide these services. Chairman Weickum stated that he has tried to schedule a meeting with Three Forks owner David Pratt but has not been successful. He added that he feels that the County does not have the equipment to plow snow and he feels that a contractor should be hired to provide this service as this would likely be cheaper for the County. Mr. Bryant stated that to his knowledge the County could obtain FAA funding for snow removal equipment but not grass cutting equipment. The BOCC asked Mr. Bryant to investigate what equipment the County would have to purchase to provide all the maintenance.

Mr. Bryant further discussed the current hangars and the potential removal of them. Deputy Attorney Kelly suggested a work session in the future to discuss Dixon Airport issues. Commissioner Paxton discussed the possibility of re-implementing an airport board.

### **NOYES CLINIC**

Barry Bryant discussed activity at the Noyes Health Care Center. He requested funding from the BOCC from FY10 in the amount of \$5,000.00. He noted that Routt and Moffat counties both contributed \$5,000.00 toward a community health / home health project. Chairman Weickum discussed the importance of the service however the BOCC does not consider late budget requests. Clerk Bartlett clarified that the request was 17 days late. She added that the BOCC could consider funding the request through special project funding and she asked if he has approached the local healthcare district for funding. Mr. Bryant stated that the plan was to approach the three counties that they serve for funding. Clerk Bartlett also suggested that the group apply to the Tripartite Board for elderly care funding. The BOCC agreed that if the Tripartite Board does not fund the request the BOCC will fund from special projects.

### **WEBER MESA HOMEOWNER'S ASSOCIATION**

Barry Bryant, President of the Weber Mesa Homeowners Association requested assistance with public roads in the Weber Mesa Subdivision. He stated that in 1984 certain roads were dedicated as public roads. Matt Weber stated that the roads were designated for use by the homeowners and not adopted as County roads. Chairman Weickum clarified that this is not a County road until the BOCC designates it as one.

Commissioner Paxton stated the intent of the road is for the explicit use of the homeowners in the area. Mr. Bryant also presented a letter from Frank Alguire, former Planning Director designating the roads as public.

Mr. Weber stated the road is not constructed in the correct area the easements say it should be, it was never completed, and his father asked the BOCC previously to waive these facts and allow him to sell property in the area. Mr. Weber stated that a previous BOCC agreed to blade it

occasionally. He added that former homeowners pitched in to pay him for blading the road until two years ago and Coleen Forsyth told him he would not be paid for the job. He stated he does not feel it's the County's responsibility to update the roads for these individuals. Commissioner Paxton stated that there are similar situations throughout the County and he agrees with Mr. Weber that it is not fair to County taxpayers to subsidize one area and he does not want to set precedence.

Sherry Weber stated that the covenants explicitly state each subdivider is responsible for their portion of road maintenance.

Ms. Forsyth replied that when Mr. Weber created the covenants they were made before the roads were designated public. Chairman Weickum again clarified that this road is not designated as a County road and it is therefore not the responsibility of the County to maintain. He then explained the process for a road to become part of the County's road system.

Mr. Nation stated that the Homeowners Association and himself have had these conversations before and he also explained the process for the road to become a County road and that the road would need to be constructed in the area that the original stipulations provided for. Mr. Nation stated that the homeowners chose to purchase land where they did knowing the road was not a County maintained road. He stated that there is a bridge on the road and he does not feel the Association has the funding to bring the road or the bridge up to current standards for the County to consider making it a County road. He feels it is reasonable to assist blading snow when extreme and for safety reasons only.

Mr. Bryant requested the County Attorney's Office investigate the documents recorded in Book 789 Page 848 and Page 851 in the Office of the Carbon County Clerk regarding the dedication of the road as public. He agreed that the road would likely never be brought up to current standards and he was just asking for some additional assistance.

Mr. Nation stated that he agrees this may be a public road however many Bureau of Land Management, State, and Forest roads are also open to the public and the County is not responsible to maintain those roads either. Ms. Weber stated the Association should investigate legal alternatives to collect from the homeowners that are not paying their maintenance fees. Chairman Weickum agreed and suggested the Association meet and possibly hire an attorney to assist them to investigate possibilities.

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

Eugene Forsyth discussed maintenance of County Road 706 and asked if the County plans to vacate that road. The BOCC and Mr. Nation agreed that there is no plan at this time for the County to vacate that road. Mr. Nation clarified the road is basically a hunting two track and his crews maintain it accordingly. He added that all cattle guards are on concrete and the road has been bladed as needed and as requested and there is not any intention to shut the road down.

#### **ADJOURNMENT**

There being no further business, Chairman Weickum adjourned the meeting at 6:22 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 1st day of June 2010

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman