

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, May 4, 2010  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, May 4, 2010 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Commissioner Charles C. Young; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett. Commissioner Paxton was absent.

Chairman Weickum called the meeting to order at 9:08 a.m. and stated that Commissioner Paxton will not be present this morning as he has asked him to attend a Congressional meeting called by Cynthia Lummis regarding beetle kill and other important issues.

**VOUCHERS**

Commissioner Young moved to approve the report of expenditures in the amount of \$208,318.89. Chairman Weickum seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$343.89
AMERIGAS	PROPANE	\$1,058.48
ARLINGTON OUTPOST	VEHICLE MAINTENANCE	\$415.23
ART'S PLUMBING & HEATING	BUILDING REPAIRS	\$32.50
BANK OF COMMERCE (ACH)	LALLY PR WIRE FEE	\$15.00
BARTLETT, SUE RN	MEALS/MILEAGE	\$74.58
BAUER PLUMBING	BUILDING REPAIRS	\$1,490.47
BEST WESTERN COTTONTREE	ROOM CHARGES	\$150.00
BEST WESTERN DOUGLAS INN	ROOM CHARGES	\$509.94
BI-RITE SPORTING GOODS	SUPPLIES	\$124.95
BOB BARKER COMPANY, INC.	JAIL SUPPLIES	\$606.26
BOYS & GIRLS CLUBS OF CARBON CTY	SEVERANCE PAYMENT	\$4,031.08
BRESNAN COMMUNICATIONS	TELEPHONE SERVICES	\$79.51
BROOKS, BILL	MEALS	\$33.25
BUCHANAN, KAREN	MILEAGE	\$48.00
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$258.29
BUSTOS, CHRISTINA	TRANSLATION SERVICES	\$30.00
C O V E	SEVERANCE PAYMENT	\$2,556.40
C C COOPERATIVE EXTENSION	CONFERENCE MEAL	\$4.57
C C STRIKE TEAM	MEALS/ROOM CHARGES	\$156.25
C C TREASURER	VARIOUS CASH ITEMS	\$548.57
CARBON MERCANTILE CORPORATION	SHERIFF UNIFORMS	\$49.98
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$390.90
CASCADE FIRE EQUIPMENT	SCBA MASKS	\$240.24
CBM FOOD SERVICE	JAIL PRISONER BOARD	\$3,322.54
CDW GOVERNMENT, INC.	IT SUPPLIES	\$601.80
CENTURY LINK	TELEPHONE SERVICES	\$134.34
CESKO, DAVID MD	MEDICAL SERVICES	\$405.00
CLARK, RITA	MILEAGE	\$30.90
COLORADO CUSTOMWARE USER GROUP	2010 USER GROUP DUES	\$150.00
CONFERENCE MEDIA CONTRACTORS	DATA SERVICES	\$127.50
COOK'S	JAIL PRISONER BOARD	\$523.10
CRIMMINS, STACY	MILEAGE	\$6.00
DAILY TIMES	NEWSPAPER ADS	\$1,100.52
DEHERRERA & BACH LAW CENTER	LEGAL SERVICES	\$4,210.00
DELEON, JOHN	LEGAL SERVICES	\$913.00
DISCOUNT GROCERY STORE	SUPPLIES	\$7.98
DIXON, TOWN OF	WATER SERVICES	\$54.50
DRUMMOND REFRIGERATION LLC	BUILDING REPAIRS	\$577.12
EAGLE UNIFORM SUPPLY	MATS	\$364.26
ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$68.00
ERICKSON, FRANK	MILEAGE	\$51.00
FARMER BROTHERS COFFEE	SUPPLIES	\$33.00
FASTENAL	BUILDING REPAIRS	\$2.48

FOSTER, GERALD L	FUEL	\$19.82
FRANKLIN PRODUCTS	SUPPLIES	\$152.13
FREMONT MOTORS - RAWLINS	PARTS	\$1,213.25
GALLS, AN ARAMARK COMPANY	SUPPLIES	\$1,669.42
GASES PLUS	WELDING SUPPLIES	\$459.16
GEORGETOWN LAW	SUBSCRIPTION RENEWAL	\$75.00
GLOBALSTAR USA	TELEPHONE SERVICES	\$378.73
GOSVENOR, MAXINE	MILEAGE	\$35.00
GRAINGER	EQUIPMENT	\$798.98
GREATER WY BIG BROS/SISTERS	SEVERANCE PAYMENT	\$2,443.37
GREINER FORD	PLANNING/CCSO VEHICLES	\$69,188.00
HACKETT'S	WELDING SUPPLIES	\$600.00
HAMMER, DAN	FREON EXTRACTION	\$50.00
HAMPTON	ROOM CHARGES	\$320.00
HANFT, JENNIFER PAIGE	LEGAL SERVICES	\$1,210.00
HAYS, STEPHEN DDS	DENTAL SERVICES	\$846.00
HEALTHY U EDUCATORS	RENEWAL COURSE	\$75.00
HEIMAN FIRE DEPARTMENT	FIRE EQUIPMENT	\$3,397.05
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$395.54
HIGH PLAINS VISION CENTER	VISION SERVICES	\$200.00
HILLCREST SPRING WATER, INC.	SUPPLIES	\$7.95
HILLTOP CONOCO	FUEL	\$122.01
HILLTOP LUBE & AUTOMOTIVE	VEHICLE MAINTENANCE	\$52.00
HOLIDAY INN - CHEYENNE	ROOM CHARGES/MEALS	\$320.44
HOLIDAY INN EXPRESS	ROOM CHARGES	\$70.00
HSBC BUSINESS SOLUTIONS	VEHICLE REPAIR/EQUIPMENT	\$546.84
IKON OFFICE SOLUTIONS	COPIER CHARGES	\$3,057.99
J H KASPAR OIL COMPANY	FUEL	\$9,994.55
JACKALOPE PRINTING	OFFICE SUPPLIES	\$44.49
JOHN E REID & ASSOCIATES	SHERIFF DEPUTY SCHOOLING	\$425.00
KAR KRAFT INC	VEHICLE MAINTENANCE	\$790.24
KATHLEEN J SCHEER, RMR,CRR	TRANSCRIPTS	\$1,291.05
KENCO SECURITY AND TECHNOLOGY	ALARM TESTING & MONITORING	\$34.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$25.00
KONE ELEVATORS ESCALATORS	ELEVATOR MAINTENANCE	\$10,098.19
KOSTOVNY, MARK	MILEAGE	\$77.40
L & L ELECTRIC	BUILDING REPAIRS	\$100.00
LANDER FAMILY DENTAL CENTER	DENTAL SERVICES	\$1,856.00
LONG BUILDING TECHNOLOGIES, INC.	BUILDING REPAIRS	\$360.00
LOVE AND LOGIC INSTITUTE INC., THE	SUPPLIES	\$414.00
MACPHERSON, KELLY & THOMPSON, LLC	LEGAL SERVICES	\$3,615.04
MCBRIDE'S HILLTOP LUBE & TIRE	VEHICLE MAINTENANCE	\$50.63
MED BOW VOLUNTEER FIRE DEPT	REIMBURSEMENT	\$778.98
MEDICINE BOW, TOWN OF	WATER SERVICES	\$54.00
MEMORIAL HOSPITAL OF CARBON CTY	MEDICAL SERVICES	\$4,321.73
MOELLER, MARIE	CLEANING SERVICES	\$204.75
MOORE MEDICAL CORP.	SUPPLIES	\$37.91
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$15.00
MUDDY GAP TRAILER PARK	WATER SERVICES	\$90.00
O'REILLY AUTO PARTS	WIPER BLADES	\$10.43
OTIS ELEVATOR COMPANY	ELEVATOR MAINTENANCE	\$2,215.08
OUR DESIGNS, INC.	PATCHES	\$58.99
PAGE ONE	TELEPHONE SERVICES	\$264.46
PAXTON, JERRY	MILEAGE	\$395.00
PENCE AND MACMILLAN LLC	LEGAL SERVICES	\$2,559.96
PHILLIPS 66-CONOCO-76	FUEL	\$876.29
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	\$415.00
POTTER, SHAWNA	MEALS	\$40.34
PREMIER ELECTION SOLUTIONS	MAINTENANCE	\$5,950.00
PRO-CHEM INDUSTRIAL, LLC	CLEANING SUPPLIES	\$310.82
PROJECT PREVENTION	SEVERANCE PAYMENT	\$1,567.90
PUBLIC SAFETY CENTER, INC	SUPPLIES	\$723.11
Q BUSINESS SOURCE	SUPPLIES	\$208.19
QUARTERMASTER	SHERIFF UNIFORMS	\$872.30
QUESTAR GAS	GAS SERVICES	\$132.42
QUILL CORPORATION	OFFICE SUPPLIES	\$443.30

QWEST	TELEPHONE SERVICES	\$384.62
QWEST-KENTUCKY	TELEPHONE SERVICES	\$491.86
QWEST-PHOENIX	TELEPHONE SERVICES	\$30.68
RAWLINS AUTOMOTIVE	PARTS	\$2,519.68
RAWLINS FAMILY MEDICAL, P.C.	MEDICAL SERVICES	\$345.00
RAWLINS FIRE EXTINGUISHER	EQUIPMENT	\$84.00
RAWLINS, CITY OF	WATER SERVICES	\$18.00
RELIABLE	SUPPLIES	\$207.04
RICHARDSON, JILL	MEALS/MILEAGE/POSTAGE	\$66.20
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$1,437.52
ROSS' AUTOMOTIVE SERVICES	VEHICLE REPAIR	\$50.28
RYAN PARK V F D	REIMBURSEMENT	\$1,500.00
S E D MEDICAL LABORATORY	DRUG TESTS	\$131.89
SARATOGA AUTO PARTS, INC.	PARTS	\$131.26
SCHAEFFER MFG CO	SUPPLIES	\$988.38
SEA BOTIX, INC.	TRAINING	\$900.00
SHEPARD'S	FUEL	\$154.39
SHIVELY HARDWARE	SUPPLIES	\$235.95
SINCLAIR, TOWN OF	GRANTS WYDOT SINCLAIR 12TH ST	\$2,038.00
SOURCE GAS	GAS SERVICES	\$11,532.06
STAPLES ADVANTAGE	OFFICE SUPPLIES	\$319.63
STEPHENSON, LEE ANN	MILEAGE	\$36.00
SUMMIT TITLE SERVICES	LEGAL SERVICES	\$2,810.00
SWEET, JEFFREY C DDS PC	DENTAL SERVICES	\$68.00
TERMINIX	PEST CONTROL	\$185.00
TRADING POST	FUEL	\$79.08
TRI-STATE EQUIPMENT CO., LLC.	DIXON AIRPORT TRACTOR RPRS	\$991.29
TRUE VALUE OF RAWLINS	SUPPLIES	\$367.16
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$1,221.81
V-1 PROPANE	PROPANE SERVICES	\$201.97
VAN'S WHOLESALE LLC	SUPPLIES	\$658.74
VERIZON WIRELESS	TELEPHONE SERVICES	\$344.03
VFC LIGHTNING PROTECTION SYSTEMS	JAIL REPAIRS	\$1,500.00
WESTERN TRUCK REPAIR	HEAVY EQUIPMENT PARTS	\$49.77
WILSON, VERONA	DRIVING RECORD	\$12.00
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	\$645.00
WY DEPT OF TRANSPORTATION	MAINTENANCE SERVICES	\$741.81
WY DIESEL SERVICE	SUPPLIES	\$117.00
WY FIRE ACADEMY	TRAINING	\$203.94
WY LECC	CONFERENCE REGISTRATIONS	\$120.00
WY MACHINERY COMPANY	HEAVY EQUIPMENT PARTS	\$514.36
WY STATE FORESTRY	VEHICLE PARTS	\$5,860.34
WY STATIONERY	OFFICE SUPPLIES	\$1,800.19
WYOMING CARDIOPULMONARY SERVICE	MEDICAL SERVICES	\$212.00
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$581.05
YOCUM, LEO	MILEAGE	\$24.00
ZEE	FIRST AID KIT SUPPLIES	\$51.30
GRAND TOTAL		\$208,318.89

### **COMMISSIONERS' SCHOLARSHIPS**

Commissioner Young moved to designate Jamie Marchetti as the renewal scholarship recipient and to designate Michaela Uhling and Shelby Piche, ranked in order as the alternate recipients of the renewal scholarship. Chairman Weickum seconded and the motion carried unanimously.

Commissioner Young moved to designate Benjamin Collamer, Brooke Forster and Rochelle Hummel as the new scholarship recipients and to designate Lindsay Wessel, Kelli Mann, Maelee McKee and Alexis Banta ranked in order, as the alternate recipients of the new scholarships. Chairman Weickum seconded and the motion carried unanimously.

### **CLERK**

### **Minutes**

Commissioner Young moved to approve the minutes of the April 20, 2010 regular meeting of the Board of Carbon County Commissioners as presented. Chairman Weickum seconded and the motion carried unanimously.

### **Bonds**

Commissioner Young moved to approve an \$8,000.00 bond for Wendy Faldowski, Assistant Treasurer for the Town of Sinclair; \$25,000.00 bond for Susan Munson, Treasurer for the Town of Encampment; \$2,000.00 bond for Rusena Cobb, Treasurer for the Little Snake River Museum District of Savery; \$50,000.00 bond for Codey J. Stocks, Clerk/Treasurer for the Town of Dixon; and \$50,000.00 bond for Robert D. Gates, Superintendent for Carbon County School District #2. Chairman Weickum seconded and the motion carried unanimously.

### **Monthly Receipts**

Commissioner Young moved to accept the Carbon County Clerk Statement of Fees Collected for month ending April 2010 in the amount of \$19,426.17. Chairman Weickum seconded and the motion carried unanimously.

Commissioner Young moved to accept the report of Planning and Development receipts for the month of April 2010 in the amount of \$150.00. Chairman Weickum seconded and the motion carried unanimously.

### **City of Rawlins – Public Works Invoice**

Clerk Bartlett advised she and Leroy Graham, Buildings Manager met with Rawlins City Manager Steve Golnar and Duane Stolns, Rawlins Public Works Director regarding an invoice for work on the Spruce Street improvements in the amount of \$15,826.17. She stated that the invoice is for a vault and associated costs however the County did not budget for the expenditure and the County was not properly informed of the work before it was completed. She added that at least \$1,000.00 of the invoice is for parts originally ordered for the east side of the building as that is where the City told the contractor the line was however it ended up on the north side. She stated that if the BOCC paid the invoice, she felt at least this portion should be disputed.

Mr. Graham agreed with these statements. Mr. Graham stated that at no time was he told that the County would be responsible for the bill until after the project was completed. Mr. Stolns stated there was a communication gap between the State, City and County and he visited with Jake Lonn from the State who said the charges were over and above the charges that were originally planned for. Chairman Weickum stated he did not want to make a decision until he could get input from Commissioner Paxton and Commissioner Young agreed. Mr. Stolns stated he will take this information back to the City and this was a State project and not the City's. Clerk Bartlett again stated she feels the County should dispute the \$1,000.00 charge for the incorrect location of the water tap and any parts involved. Chairman Weickum asked Mr. Graham and Mr. Stolns to go through the invoice to identify the charges related to the incorrect location mix up and discuss this at the next BOCC meeting.

### **Fairgrounds Multipurpose Facility**

Clerk Bartlett advised she and Mr. Graham attended a meeting with the City of Rawlins and advised the City currently has an ordinance requiring installation of a fire service line meter however the building plans had been approved without it. She stated that the facility was not designed to house this but that the City now told her and Mr. Graham that the meter is not required. She stated the City has given the County the option of paying for the meter or paying a restocking fee. Clerk Bartlett and Mr. Graham agreed that the County should not be responsible for either charge as the building was approved without the meter. Chairman Weickum agreed the County should not be responsible for this and Mr. Stolns stated if the plans were approved by the City without it, he agreed with Chairman Weickum. Mr. Stolns advised he would need to review the approved plans to determine if they were approved without the meter. Chairman Weickum asked Mr. Graham to work with Mr. Stolns on this.

### **Department of Family Services Lease**

Clerk Bartlett presented a lease for office space at the Carbon Building and stated Deputy Attorney Kelly and Mr. Graham have reviewed the lease and recommend approval.

Commissioner Young moved to approve Lease No. 8-09274 Between the State of Wyoming, Department of Administration and Information, Construction Management and Carbon County Commissioners for office space located at 3<sup>rd</sup> Street and Buffalo, Rawlins, for a period of one year commencing July 1, 2010 and terminating June 30, 2011 for a fee of \$52,416.00 annually paid in advance each July. Chairman Weickum seconded and the motion carried unanimously.

### **Grant Writing**

Clerk Bartlett advised the Carbon County Community Action Committee and the Saratoga / Platte Valley Chamber of Commerce are sponsoring an introductory workshop taught by Professional Grant Writer Sheela Schermetzler on Wednesday, May 19<sup>th</sup> from 4 – 7 p.m. at the Platte Valley Community Center. She advised they will also be holding a workshop on July 29 and 30. She advised they have invited all the entities in Carbon County to these workshops. Clerk Bartlett stated she invited all entities the County funds.

### **General Purpose Sales and Use Excise Tax**

Clerk Bartlett presented a resolution pertaining to funds the BOCC would like to the Carbon County Council of Governments to educate the public about a general purpose excise tax. She stated that Deputy Attorney Kelly reviewed the resolution and recommended approval.

Commissioner Young moved to approved Resolution No. 2010-17, a Resolution approving a contribution by Carbon County to the Carbon County Council of Governments to be used solely for the educational and informational materials and activities to educate and inform the electorate within Carbon County about the projects and activities to be funded from the proceeds of the general purpose sales and use excise tax in the amount of \$1,000.00. Chairman Weickum seconded and the motion carried unanimously.

### **Resolution No. 2010-17**

A resolution approving a contribution by Carbon County to the Carbon County Council of Governments to be used solely for the educational and informational materials and activities to educate and inform the electorate within Carbon County about the projects and activities to be funded from the proceeds of the general purpose sales and use excise tax.

Whereas, W.S. 39-15-203 (a)(i) provides that Carbon County and a majority of the communities therein can submit to the qualified electors within Carbon County the question of imposing the general purpose sales and use excise tax (commonly referred to as the Fifth Penny Sales and Use Tax); and

Whereas, the general purpose excise tax will appear on the November, 2010 general election ballot; and

Whereas, Carbon County and the incorporated communities have previously used the tax revenue for various infrastructure improvements, health and safety improvements and other improvements that have benefited the citizens within Carbon County and the incorporated communities; and

Whereas, Carbon County and the incorporated communities desire to develop an educational and information campaign to provide information regarding the projects or activities to be funded from the general purposes excise tax to the electorate within Carbon County, and;

Whereas, Carbon County acknowledges and understands that it cannot contribute tax monies or other funds to promote or advocate for or against the proposition to impose the general purpose excise tax and the materials to be developed will not advocate for or against the proposition to impose the general purpose excise tax.

**NOW THEREFORE THE BOARD OF COMMISSIONERS OF CARBON COUNTY, WYOMING, RESOLVES:**

**Section 1.** That, Carbon County hereby contributes \$1,000 to the Carbon County Council of Governments to be used solely for the educational and informational materials and activities and that no funds will be expended to advocate for or against the proposition to impose the general purpose excise tax.

**PASSED, APPROVED, AND ADOPTED** this 4th day of May, 2010.

-s- Terry Weickum  
Chairman, Board of County Commissioners  
Carbon County, Wyoming

ATTEST:  
-s- Gwynn Bartlett  
County Clerk

### **Elected Officials' Salaries**

Clerk Bartlett advised she sent the BOCC the information it requested regarding department head salaries so they could use the information to assist them in setting elected officials salaries and confirmed the BOCC received it. Chairman Weickum stated he would like to set the salaries later today when Commissioner Paxton is present. He stated he and Commissioner Paxton had discussed salaries with the other commissioners at the recent Wyoming County Commissioners Association meeting. He stated with the improved outlook after FY11, he would propose freezing all wages for FY11 for everyone including department heads, elected officials, and employees. He stated with upcoming projects giving added revenue, he proposes a freeze for FY11, 2%, 3%, then 4% each year respectively.

Clerk Bartlett asked about the County Attorney and Chairman Weickum stated he would like to raise that position to \$94,000.00 effective when the new term begins and Clerk Bartlett and Treasurer Baldwin clarified that nobody in the whole county would receive a raise except the County Attorney and Chairman Weickum stated that was correct. Treasurer Baldwin stated she feels there would be many unhappy employees. Clerk Bartlett asked if this was calendar year or fiscal year and Chairman Weickum advised this would be discussed later today.

### **ELECTED OFFICIALS / DEPARTMENT HEADS**

#### **County Assessor**

County Assessor Sheryl Snider presented three abates and rebates for the Chairman's signature. Chairman Weickum stated there was a hearing today on Skyline and there could approximately sixty trailers to be disposed of. Assessor Snider stated the only way to know if they have been abated is with the serial numbers and she would need the year, make and VIN. Treasurer Baldwin stated if they have not been abated there is an abandoned vehicle process and the taxes can then be abated off. Chairman Weickum stated the liens on the lots that the County purchased will be released. Assessor Snider advised that around April 27<sup>th</sup>, electronically they presented to Planning & Development the Assessor GIS parcel ownership layer. She stated the assessment schedules did go out on time.

#### **Sheriff**

Sheriff Colson discussed a recent successful compliance visit for the juvenile services program. Sheriff Colson opened one sealed bid for the purchase of a new vehicle from Greiner Ford in the amount of \$24,091.00. He noted that \$26,400.00 was budgeted.

#### **Emergency Management**

John Zeiger, Emergency Management Coordinator reported he went to a workshop in Laramie on beetle kill recently along with other County officials.

Mr. Zeiger presented a request from the Sierra Madre Archery Club to use the Armory to hold indoor archery shooting and an indoor league. Mr. Graham stated the same request was presented to the Fair Board to use the multipurpose facility and it was denied. Mr. Graham stated his concern for possible damage to the facility. Chairman Weickum asked Mr. Graham or Mr. Zeiger to visit with the requestor and ask the group to approach the City about using their shooting range facility as it is made for this type of activity.

Mr. Zeiger discussed possibly providing training to County employees on suspicious powders commonly found in mail or coin rolls.

#### **Buildings Manager**

Buildings Manager Leroy Graham presented contracts reviewed by the County Attorney's Office for reroofing the Saratoga Senior Center, reroof and repair roofs at the Road & Bridge Rawlins Ship, and to reroof the Elk Mountain Library and oil and repair siding.

Commissioner Young moved to approve an Agreement for Services between Carbon County and Energy Construction in the amount of \$11,985.00 to reroof the Saratoga Senior Center. Chairman Weickum seconded and the motion carried unanimously.

Commissioner Young moved to approve an Agreement for Services between Carbon County and Big Horn Roofing, Inc. in the amount of \$21,615.00 to reroof and repair roofs at the Rawlins Road & Bridge Quonset huts in Rawlins. Chairman Weickum seconded and the motion carried unanimously.

Commissioner Young moved to approve an Agreement for Services between Carbon County and Energy Construction in the amount of \$10,372.00 to oil and repair siding and reroof the Elk Mountain Library. Chairman Weickum seconded and Treasurer Baldwin asked if the projects would be completed before the end of the fiscal year and Mr. Graham replied they would be. The motion carried unanimously.

Mr. Graham presented a contract agreement between the County and Vaisala Inc. for construction of an Automated Weather Observing System for the Dixon Airport. He advised that Attorney DeLancey has reviewed the agreement for approval.

Commissioner Young moved to approve Contract Agreement for Improvements to Dixon Airport, Dixon, Wyoming, AIP Project No. 3-56-0038-10 for construction of an Automated Weather Observing Systems for the Dixon Airport in the amount of \$125,017.00 contingent upon the availability of grant funds to cover the costs. Chairman Weickum seconded and the motion carried unanimously.

### **Library**

Kristin Herr, Library Director, reported that carpet repair and installation has been completed and thanked the Board. Ms. Herr discussed the raising and lowering of flags at County buildings and asked that the County follow the Governor's Proclamation. Chairman Weickum stated following the Governor's lead is fine including any extra times the BOCC desires.

Ms. Herr discussed the County's budget process and the form used by the County. She discussed how other libraries run their cash flow between tax collection times. Chairman Weickum discussed that the BOCC agrees with a cash reserve policy and the BOCC expects a good manager to have reserves to assist with tough times.

### **Road & Bridge**

Bill Nation, Road & Bridge Superintendent, reported he received a Federal Highway Administration T2 Wyoming Rural Road Safety Program and he received a letter to proceed. These funds target the Hanna / Leo Road, County Road #291, and will install delineator posts, gravel cover, and curve adjustments for safety improvement. The County's match is 9.51% \$5,245.00.

Clerk Bartlett stated the match is not budgeted for. Mr. Nation stated he would go out for bid on the project and hopes to be completed in late July.

Commissioner Young moved to approve proceeding with Federal HRRR0.00CN06065 the Hanna/ Leo / Kortess Road #291 for the high risk rural road project with the County match being \$5,245.00 and the federal total being \$49,900.00. Chairman Weickum seconded and the motion carried unanimously.

### **County Planner**

Sid Fox, County Planning Director, discussed the Planning Department fee schedule and stated the intent is to pass through the costs of an application to the applicant. This includes public notice advertisements for public hearings. Mr. Fox stated that there will be approximately a \$10,000.00 savings to his budget by passing on the advertising costs for the Planning & Zoning

Commission as well as savings to the administrative budget for the BOCC's public hearings by having the applicant directly billed. Chairman Weickum discussed his understanding that the County may only pass on fees and not make money and Mr. Fox agreed. Mr. Fox also noted that the application fee would be due at time of submittal.

Chairman Weickum asked Mr. Fox to investigate a junkyard that is forming in the Skyline Acres Subdivision. Mr. Fox presented a map and ownership information on the lots discussed, owned by Lyle and Dawn Yutzy.

Mr. Fox discussed the expiration of the Sexually Oriented Business Resolution that was passed in September and noted he is working with the County Attorney's Office to renew this and he will be presenting this soon.

### **Sheriff**

Sheriff Colson recommended accepting the only received bid from Greiner Ford. Mr. Colson reported that a light bar will be in addition to this cost.

Commissioner Young moved to accept the bid from Greiner Motors in the amount of \$24,091.00 for a 2010 Ford F-150. Chairman Weickum seconded and the motion carried unanimously.

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

Rick White, MHCC Chief Financial Officer (CFO), reported on March's financial figures noting a positive figure. He stated that they currently have \$714,000.00 cash and he does not expect having to come back to the County for additional financial assistance. Mr. White stated that a 13 week cash flow projection is due each week as part of QHR's contract.

Mr. White noted that they are seeing many more patients at the Hanna Clinic recently partially due to additional advertising that has been done.

Mr. White discussed three pieces of equipment for approximately \$80,000.00 MHCC would like permission to use levy funds for. Treasurer Baldwin reported that MHCC's levy account currently has \$274,249.86 and \$185,153.22 plus \$48,203.00 has been committed to pay from this funding already. She noted that large tax collections will be coming in May and will be added to this account.

Mr. White reported that MHCC did not request matching funds from the County for their in-home services program.

Dr. Cesko further discussed future cash projections and that the Board is ensuring the billing is being corrected to collect as much as possible and the Board would like to begin building reserve funds. Future audits were discussed as well.

Loren Simmitt stated that a hospital in another state was fined \$1.5 million for violations and he feels that the audit they will have will prepare them for future audits by other groups.

### **RECESS**

Chairman Weickum called a recess at 11:42 a.m. and reconvened at 11:54 a.m.

### **EXECUTIVE SESSION**

Commissioner Young moved to go into executive session at 11:54 a.m. with Clerk Bartlett and Deputy Attorney Mike Kelly to discuss personnel, matters relating to the acquisition of real property, and other matters considered confidential by law. Chairman Weickum seconded and the motion carried unanimously

Commissioner Young moved to come out of executive session at 12:09 p.m. and that the minutes of the session be approved as written and sealed and declared that no action was taken during the session. Chairman Weickum seconded and the motion carried unanimously.

### **RECESS**

Chairman Weickum recessed for lunch at 12:09 p.m. and reconvened at 1:44 p.m.

## **PLANNING & ZONING**

### **Public Hearing C.U. Case File No. 2010-01**

Chairman Weickum opened a public hearing at 1:45 p.m. to hear Planning & Zoning C.U. Case File No. 2010-01. Thomas Powell of the Planning & Development Department presented C.U. Case File No. 2010-01 – Union Telephone Company (Applicant) and Ronald Crawford (Owner's) request for a Conditional Use Permit in a Ranching, Agriculture, Mining (RAM) Zone to allow a communication facility for cellular and microwave communications on approximately 0.057 acres. He outlined the public comments already received.

Rex Headd with Union Telephone Company stated Union Telephone has a right of way permit for the access and the line, and that an existing road is being used to the communications site.

Chairman Weickum called for comments for or against this case. There being no public comments, Chairman Weickum closed the public hearing at 1:51 p.m.

Commissioner Young moved to follow staff recommendations and approve Planning & Zoning C.U. Case File No. 2010-01 Union Telephone Company and Ronald Crawford's request for a Conditional Use Permit in a Ranching, Agriculture, Mining (RAM) Zone to allow a communication facility for cellular and microwave communications on approximately 0.057 acres. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Young moved to approve Resolution No. 2010-18, 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. 2010-01. Commissioner Paxton seconded and the motion carried unanimously.

### **Resolution No. 2010 - 18**

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

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b) and (c), the Carbon County Planning and Zoning Commission held a public hearing on April 5, 2010, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at said 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 hearing; and

**WHEREAS**, at the conclusion of said public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 as amended for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, as amended and subsequent amendments advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on May 4, 2010; and

**WHEREAS**, at said public hearing, the Carbon County Commissioners provided the opportunity for the public to comment and for the Carbon County Commissioners to consider any comments which were made on the proposed amendments; and

**WHEREAS**, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1998 as amended; and

**WHEREAS**, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the following amendment(s) to the Carbon County Zoning Resolution of 2003 as amended.

**(1) C.U. Case #2010-01 – Union Telephone Company (Applicant) and Ron Crawford (Owner):** Request for a Conditional Use Permit in a Ranching, Agriculture, Mining (RAM) Zone to allow a communication facility for cellular and microwave communications on approximately 0.057 acres near Weber Mesa. The tower height is 45 feet. The subject property is located approximately one (1) mile north of Carbon County Road #702 (Baggs-Dixon Road) near Baggs, Wyoming. The proposed tower is approximately 26,000 feet from the Dixon Airport runway.

**Legal Description:**

A parcel of land located in the West Half of the Southeast Quarter (W½ SE¼), Section 35, Township 13 North, Range 91 West of the 6th P.M., Carbon County, Wyoming and being more particularly described as follows: Commencing at the East quarter corner of said Section 35; Thence S 49°49'45"W for a distance of 1,936.87 feet to the true POINT OF BEGINNING; Thence N 59°00' 00"W for a distance of 50.00 feet; Thence S 31°00'00"W for a distance of 50.00 feet; Thence S 59°00' 00"E for a distance of 50.00 feet; Thence N 31°00'00"E for a distance of 50.00 feet to the point of beginning. Said parcel containing an area of 2,500.0 Sq.Ft. or 0.057 Acres, more or less.

**All bearings reported herein are referred to true meridian based on GPS observations. All in accordance with the Survey Map No. 91010 attached hereto and by reference made a part hereof.**

**Access:**

Access to the site is achieved from Carbon County Road #702 (Baggs-Poison Road) via a granted access easement crossing Bureau of Land Management (BLM) land.

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

1. That the Carbon County Board of Commissioners, hereby adopt these amendment(s) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2010-01) on approximately 0.057 acres near Weber Mesa in the Ranching, Agriculture, Mining (RAM) Zone.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 4<sup>th</sup> day of May, 2010.

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

By: -s- Terry Weickum, Chairman  
-s- Jerry D. Paxton, Vice Chair  
-s- Charles C. Young, M.D.

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Certification of C.U. Case File #2010-02**

Sid Fox, Planning Director, presented the Certification of Recommended Action for C.U. Case File No. 2010-02.

Commissioner Young moved to schedule a public hearing for June 1, 2010 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming to hear C.U. Case File #2010-02, Union Telephone Company (Applicant) and Peterson Livestock LLC (Owner's) request for a Conditional Use Permit in a Ranching, Agriculture, Mining (RAM) Zone to allow a communication facility for cellular and microwave communications on approximately 0.057 acres. Chairman Weickum seconded and the motion carried unanimously.

**PLANNING & DEVELOPMENT – RURAL ADDRESSING UPDATE**

Mr. Fox and Mr. Powell of Planning & Development provided an update on rural addressing. Mr. Powell distributed a map book showing the rural addresses covering the entire County along with an index of ownership. Mr. Powell stated that some addresses will need corrected.

Mr. Fox stated one of the goals is to assign addresses from the office. Mr. Powell stated that he will be completing a process called address based road centerline where he must drive each road from beginning to end, recreate the road on his mapping data, pinpoint specific locations and

assign addresses from the office. Mr. Powell noted this is very similar to what Albany County is doing.

The BOCC asked that Mr. Powell let them know what percentage of addresses he has assigned verses what still needs completed.

### **ECONOMIC DEVELOPMENT CORPORATION**

Cindy Wallace, Executive Director of the Economic Development Corporation, requested a letter of support for a planning grant for the Town of Medicine Bow's boundary survey.

Commissioner Paxton moved to authorize the Chairman to sign a letter of support for the Town of Medicine Bow's planning grant. Commissioner Young seconded and the motion carried unanimously.

Ms. Wallace distributed a handout about the business park in Encampment. The handout also overviews the woody biomass / timber / sawmill opportunities in the area. Commissioner Paxton noted that input has been received on this from numerous agencies.

Ms. Wallace noted she is updating the website continuously and has commercial sites that are listed with MLS on the site. She also distributed a list of ongoing projects.

Ms. Wallace discussed the idea of a roundtable for business to discuss general topics.

### **COMMISSIONERS DISCUSSION**

Commissioner Paxton noted he is on the public lands and environment committee. He noted Lincoln County has a blanket resolution making them a cooperating agency with the BLM and Forest Service for any issue dealing with the County.

Commissioner Paxton reported earlier today he attended a Congressional hearing called by Cynthia Lummis in Laramie regarding beetle kill issues. He noted that he feels good ideas were presented to possibly infuse funding to attract industry into the area to preserve forest health and avoid catastrophic issues. He noted stewardship agreements should be granted for long terms however if the forest catches fire the picture changes.

### **JEFFREY CENTER**

Commissioner Paxton moved to make the Jeffrey Center Caretaker a County employee effective July 1, 2010. Commissioner Young seconded and the motion carried unanimously.

### **ELECTED OFFICIALS' SALARIES**

Assessor Sheryl Snider spoke regarding the proposed resolutions for salaries she respectfully requested that the BOCC reconsider based on the four year projections that she provided them previously.

Because Commissioner Paxton was absent earlier today, Chairman Weickum overviewed his previous proposal. He added that he wanted to be cautious and secure the best chance to avoid layoffs. Chairman Weickum stated that he does not want to grant raises to elected officials and not give raises to employees.

Ms. Glode stated she wants to clarify that elected officials do not want a raise next fiscal year and totally understand budget cuts. She stated it should be fair across the board and if there are no wage increases, then it should be across the board. Chairman Weickum replied that he does not feel it was fair across the board to start with. He stated he does not want to return to anything similar to what the County had in that office before the recent County Attorney.

Commissioner Paxton stated that he wants to attract quality individuals to the position and added that the State reimburses for half of the salary. He stated the job should have paid higher than what it has been.

Commissioner Young stated it would be difficult to get an attorney to be a County Attorney for the current salary. Ms. Glode again clarified that the other elected officials do not want a raise FY11. Treasurer Baldwin stated that she feels giving one position a raise would not be fair. Commissioner Paxton stated that those individuals had the same opportunity to attend law school. Ms. Glode replied that the problem is not with the County Attorney making more money and that this discussion is not personal, that her point is that it should be fair across the board. Commissioner Young stated that if the new County Attorney did not replace his own position and he was given a raise, the budget would actually be cut.

Chairman Weickum again stated that he feels the salary should be higher and that he does not want to return to the kind of office that was there before the recent attorney.

Commissioner Paxton pointed out that the salary is not for the person but that the BOCC sets it to try to attract quality individuals to run for the position then the people decide. Ms. Glode once again clarified that her point is not about the other elected officials not getting a raise.

Treasurer Baldwin suggested freezing all wages until FY12 including the County Attorney then setting that salary to increase at the start of FY12 if the BOCC opts to do so. Chairman Weickum again stated that he does not want to return to past office systems and he thinks the way to not regress is to raise the salary to attract the best individuals to run.

Clerk Bartlett pointed out that she agrees with Ms. Glode that this discussion is not about the other elected officials and that she respects the decision the BOCC makes however Chairman Weickum stated he will not give elected officials raises and not be able to give employees raises however she feels this is exactly what the BOCC is doing by raising the County Attorney while freezing employees' salaries.

Commissioner Paxton stated that another option would be to freeze the County Attorney salary then raise it the following fiscal year to the maximum. Chairman Weickum stated that this would only prolong the fight to later. Chairman Weickum spoke more about the recent WCCA meeting and what was discussed.

### **ADJOURNMENT**

There being no further business, Chairman Weickum adjourned the meeting at 3:52 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 18<sup>th</sup> day of May 2010

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman