

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, April 21, 2009
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, April 21, 2009 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum, Vice Chairman Jerry Paxton; Commissioner Charles C. Young; County Clerk Gwynn Bartlett; County Attorney Cindy DeLancey; and Deputy Clerk Kathy Turner.

Chairman Weickum called the meeting to order at 9:05 a.m.

VOUCHERS

Commissioner Young moved to approve the report of expenditures in the amount of \$175,328.37. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Young moved to approve payment of an invoice to Candy Mountain in the amount of \$1,901.88. Commissioner Paxton seconded and the motion carried with Commissioners Paxton and Young voting for the motion and Chairman Weickum abstaining.

Commissioner Paxton moved to approve payment of an invoice to Dr. Young in the amount of \$170.00. Chairman Weickum seconded and the motion carried with Commissioner Paxton and Chairman Weickum voting for the motion and Commissioner Young abstaining.

Vendor	Detail Line Description	Total
ABSOLUTE SOLUTIONS	GRANTS H.S. EQUIPMENT 07-08	\$105.00
AIT LABORATORIES	LAB CHARGES	\$175.00
ALCO	JAIL HEALTH /SUPPLIES	\$66.16
ALSCO, AMERICAN LINEN DIVISION	SHOP SUPPLIES/MATS	\$250.98
AMERICAN PLANNING ASSOC UTAH	PLANNING JOB ANNOUNCEMENT AD	\$40.00
AMERIGAS	R&B UTL PROPANE	\$728.50
ARLINGTON OUTPOST	FUEL	\$24.04
ASAP RADIATOR AND SUPPLY	REPAIRS	\$643.71
BARKHURST, RAY	MILEAGE	\$34.80
BARNES DISTRIBUTION	PAINT	\$313.00
BAUDVILLE	PLAQUE	\$74.45
BEHAVIORAL INTERVENTIONS	JAIL ELECTRONIC MONITORING	\$320.87
BIGGS, GLENN	MILEAGE	\$277.00
BI-RITE PHARMACY	JAIL RX'S	\$8,101.42
BOB BARKER COMPANY, INC.	JAIL SUPPLIES	\$452.51
BROWN, DREW & MASSEY, LLP	ADMIN LEGAL LITIGATION	\$148.50
BUILD RITE LUMBER SUPPLY	SUPPLIES/SHEETROCK/SALT	\$106.82
BUSEY, BILL	REPAIRS	\$22.50
BUSEY, SHARALEE	MILEAGE	\$148.00
CANDY MTN BEVERAGE & VENDING	SUPPLIES	\$1,901.88
CARBON COUNTY LIBRARY	STORAGE SHED/GAS SERVICE	\$228.10
CARBON COUNTY SENIOR SERVICES	MEALS	\$40.00
CARBON COUNTY TREASURER	SUPPLIES/MILEAGE/TRAVEL	\$985.89
CARBON POWER & LIGHT INC	ELECTRICAL SERVICE	\$2,441.92
CBM FOOD SERVICE	JAIL FOOD	\$6,193.69
CDW GOVERNMENT, INC.	PARTS/IT EQUIPMENT	\$411.42
CESKO, DAVID MD	MEDICAL SERVICES	\$165.00
CHILDRESS ELECTRIC INC	ELECTRICAL REPAIRS	\$571.80
COMFORT TELECOMMUNICATIONS INC.	SUPPLIES	\$1,192.79
COMPUTER SOFTWARE ASSOCIATES	WEBHOST FEE/SUPPLIES	\$507.00
CONOCOPHILLIPS	FUEL	\$46.18
CORPORATE EXPRESS	SUPPLIES	\$551.80
COWDIN, JOHN	MILEAGE	\$32.40
DAILY TIMES	ADVERTISING	\$517.26
DAVIS & CANNON, LLP	LEGAL SERVICES	\$1,117.04

DEHERRERA & BACH LAW CENTER	LEGAL SERVICES	\$3,490.00
DISHONG, JOHN & CAROL J	RENT	\$150.00
DIXON, TOWN OF	R&B UTL WATER/GARBAGE	\$33.50
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICE	\$71.98
E & H PLUMBING & HANDYMAN	SERVICE CALL/PLUMBING REPAIRS	\$126.25
EAGLE UNIFORM SUPPLY	MATS	\$62.30
EAGLE UNIFORM SUPPLY	MATS	\$62.30
ELK MOUNTAIN, TOWN OF	R&B UTL WATER/GARBAGE	\$54.50
ENGSTROM, JAMES D. DDS	JAIL DENTAL SERVICES	\$2,500.00
ENTENMANN - ROVIN CO	BADGE	\$133.36
FARMER BROTHERS COFFEE	SUPPLIES	\$223.09
FIREHOUSE MAGAZINE	FIRE DUES & SUBSCRIPTIONS	\$39.95
FLEET SERVICES	FUEL	\$285.71
FRANCE, TARA	TRANSCRIPTION	\$58.50
FRANCIS, SARAH	AIRPORT PRKG/TRAVEL/CAR RENTAL	\$952.49
GAMBLIN, SONIA	LOVE & LOGIC CLASSES	\$300.00
GAMBLIN, THOM	LOVE & LOGIC CLASSES	\$300.00
GASES PLUS	SUPPLIES/OXYGEN/ACETYLENE	\$742.26
GCR ELECTRONICS, LLC	SITE RENTALS	\$900.00
GOSVENOR, MAXINE	MILEAGE	\$43.00
GRAPHIC SPORTS	OFFICE SUPPLIES	\$558.00
HASCO INDUSTRIAL SUPPLY	PARTS & SUPPLIES	\$915.35
HIGH PLAINS VISION CENTER	VISION SERVICES	\$392.00
HILLCREST SPRING WATER, INC.	SUPPLIES	\$79.75
HILLTOP CONOCO	FUEL	\$198.56
IKON FINANCIAL SERVICES	COPIER RENT	\$5,403.57
J H KASPAR OIL COMPANY	FUEL	\$5,332.61
JACKALOPE PRINTING	SUPPLIES	\$385.13
JOHNSON ENGINEERING ASSOCIATES	BUILDING PLANS	\$3,393.00
JUVE, JANE H	LEGAL SERVICES	\$1,243.49
KENCO SECURITY AND TECHNOLOGY	SECURITY CAMERA INSTALLATION	\$15,471.80
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$59.24
KONE ELEVATORS ESCALATORS	CARBON BLDG/SR. CTR ELEVATORS	\$1,395.88
L & L ELECTRIC	COURTHOUSE REPAIRS	\$153.30
LARIAT INTERNATIONAL TRUCKS	R&B MAINT & REPAIR TRUCK PARTS	\$122.04
LAWSON PRODUCTS INC	R&B MAINT & REPAIR HVY EQUIP PTS	\$839.29
LEXBO LLC	OFFICE RENT	\$450.00
LINCOLN PRINTING PLUS, INC.	SUPPLIES	\$260.33
LONG BUILDING TECHNOLOGIES, INC.	HOT WATER TANK LEAK	\$270.00
MARTINEZ, EUGENIA	REIMBURSEMENT FOR SUPPLIES	\$10.05
MEDICAL PRODUCTS LTD INC	SUPPLIES	\$4,993.61
MEDICINE BOW, TOWN OF	WATER & SEWER	\$53.00
MEMORIAL HOSPITAL	MEDICAL SERVICES	\$2,824.17
MERCK & COMPANY, INC.	PUBLIC HEALTH VACCINE	\$1,539.30
MODERN MARKETING, INC	SUPPLIES	\$1,802.33
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$84.74
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$85.00
MURANE & BOSTWICK, LLC.	LEGAL SERVICES	\$1,260.49
NACHTIGAL, TOM MD FACS PC	MEDICAL SERVICES	\$350.00
NMS LABS	BLOOD TESTS	\$152.00
OCCI USERS GROUP	09 ANNUAL USER GROUP DUES	\$150.00
PAGE ONE	PAGER REPAIRS	\$29.33
PAMIDA INC	SUPPLIES	\$374.55
PAXTON, JERRY	MILEAGE	\$580.00
PERUE PRINTING	SUPPLIES	\$329.00
PICKETT, THOMAS Y	VALUATION CONTRACT	\$8,800.00
PITNEY BOWES	POSTAGE SUPPLIES	\$305.98
PLATTE VALLEY MEDICAL	MEDICAL SERVICES	\$268.96
PONY X-PRESS PRINTING CENTER	09 ASSESSMENT POSTAGE	\$5,530.58
PRECISION DYNAMICS CORPORATION	SUPPLIES	\$378.12
PRO-CHEM INDUSTRIAL, LLC	SUPPLIES	\$570.78
PUBLIC SAFETY CENTER, INC.	BUNKER GEAR	\$1,735.67
PUBLIC SAFETY WAREHOUSE	SHERIFF SUPPLIES UNIFORMS	\$761.25
QUILL CORPORATION	SUPPLIES	\$1,044.21
QWEST	PHONE LINES	\$4,249.92

QWEST-KENTUCKY	TELEPHONE SERVICES	\$114.37
QWEST-PHOENIX	PHONE SERVICE	\$54.49
RAWLINS AUTOMOTIVE	PARTS	\$41.11
RAWLINS EYE CARE	VISION SERVICES	\$200.00
RAWLINS GLASS	WINDOW/SUPPLIES	\$687.76
RAWLINS URGENT CARE	MEDICAL SERVICES	\$153.00
RAWLINS, CITY OF	INDIGENT BURIAL/WATER & SEWER	\$147.00
RESERVE ACCOUNT	ADMIN POSTAGE	\$10,000.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICE	\$13,416.61
ROSE, MIKE	BOOTS	\$75.00
ROSS AUTOMOTIVE SERVICES	VEHICLE MAINTENANC	\$254.24
ROSTAD MORTUARY	FUNERAL COSTS	\$1,575.00
RYAN ELECTRONICS INC	MTCE CONTRACT FEE/SUPPLIES/RPRS	\$4,542.29
S E D MEDICAL LABORATORY	ADMIN DRUG TESTING	\$31.50
SARATOGA AUTO PARTS, INC.	PARTS	\$144.11
SARATOGA SUN	ADVERTISING	\$696.00
SARATOGA, TOWN OF	LEASE PMT	\$2,000.00
SECURITY TRANSPORT SERVICES, INC.	BID WORK/TRANSPORT SERVICES	\$2,178.00
SHEEN LAW OFFICE	LEGAL SERVICES	\$960.00
SHELL FLEET PLUS	SHERIFF VEHICLE EXP FUEL/REPAIR	\$228.37
SHEPARDS INC	FUEL	\$224.50
SHIVELY HARDWARE	SUPPLIES/HYD FLUID	\$218.78
SOURCE GAS	GAS SERVICES	\$685.33
SRIDHARAN, P V MD	MEDICAL SERVICES	\$172.00
STATE OF WYOMING (A&I)	COMPUTER USE	\$3.78
SUCASA	BOCC-INDUSTRIALSITING MTG FOOD	\$145.68
SUNRISE SANITATION SERVICE, LLC.	R&B UTL WATER/GARBAGE	\$35.00
SWEETWATER CTY SHERIFF S OFFICE	JAIL CONTRACT HOUSING	\$5,040.00
TERMINIX	PEST CONTROL	\$40.00
THE PLAINS HOTEL	PUBLIC HEALTH TRNG & EDUCATION	\$180.11
TIMBERLINE ENCAMPMENT	SUPPLIES	\$2.79
TRENT LAW OFFICE, LLC	LEGAL SERVICES	\$66.67
TREVATHAN, SABRINA RPR	TRANSCRIPTION	\$399.70
TRIPLE XXX CONTRACTING, INC.	GARBAGE SERVICES	\$50.00
TRUE VALUE OF RAWLINS	SUPPLIES/SHOVEL	\$599.95
U S BANK	SUPPLIES/TRAVEL/JAIL HEALTH	\$2,095.93
U S POSTMASTER-RAWLINS	ADMIN POSTAGE	\$568.00
U W C E S	3RD QTR SALARY FY'09	\$4,750.50
UNION TELEPHONE COMPANY	TELEPHONE/CELL PHONE	\$304.64
VALLEY OIL COMPANY	DIESEL/FUEL	\$1,926.69
VAN'S WHOLESALE LLC	JAIL SUPPLIES	\$451.72
VERIZON WIRELESS	CES UTL TELEPHONE	\$100.57
WAGON CIRCLE FAMILY PRACTICE	MEDICAL SERVICES	\$630.00
WALDRON, PATTY	MILEAGE	\$46.20
WCTA	2009 ANNUAL DUES	\$100.00
WEICKUM, TERRY	MILEAGE	\$551.00
WEST PAYMENT CENTER	WEST INFO CHGS/DUES & SUBS	\$821.20
WESTCOAST SALES & MARKETING, INC.	SUPPLIES	\$356.96
WILSON, MARGARET	SEWING	\$6.00
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	\$400.00
WY DEPARTMENT OF FAMILY SERVICE	COPIES	\$29.94
WY MACHINERY COMPANY	R&B MAINT & REPAIR HVY EQUIP PARTS	\$296.47
WY STATIONERY	SUPPLIES	\$1,953.19
WY TREASURER S ASSOCIATION	SPRING MEETING	\$60.00
WY WASTE SERVICES-RAWLINS	WATER/GARBAGE SERVICES	\$1,036.42
WYOPASS	2009 ANNUAL DUES	\$180.00
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICE	\$548.68
YOUNG, CHARLES MD	MEDICAL SERVICES	\$170.00
GRAND TOTAL		177,400.25

CLERK

Abatements

Clerk Bartlett presented three abatements on behalf County Assessor Sheryl Snider for the Chairman's signature.

Minutes

Commissioner Young moved to approve the minutes of the April 7, 2009 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Bonds

Commissioner Young moved to approve an \$8,000.00 bond for Lezlee Musgrave, Clerk Treasurer for the Town of Sinclair. Commissioner Paxton seconded and the motion carried unanimously.

Senior Services, Inc. Letter

Commissioner Young moved to approve a letter to Jill Duthie, Executive Director of Senior Services, Inc., expressing the Board of Carbon County Commissioners' gratitude for exploring grant funding to purchase equipment and improve the Senior Centers throughout the County. Commissioner Paxton seconded and the motion carried unanimously.

Dixon Airport – State Grant

Clerk Bartlett presented a state grant for the Dixon Airport. She stated this is only one third of the total grant and that Attorney DeLancey has reviewed the grant and recommends approval.

Commissioner Young moved to authorize the Chairman's signature on the Wyoming Department of Transportation Aeronautics Division Certificate of State Grant-in-Aid for State Project 9U4-04A and State Grant 2656 for costs incurred in completing airport construction and development at the Dixon Airport, for reimbursement to Carbon County up to a maximum of \$1,538.00 at a rate of 3% of eligible costs for work described as install new AWOS III PT with the County's portion in the amount of \$1,025.00 at a rate of 2% of eligible costs. Commissioner Paxton seconded and the motion carried unanimously.

Local Government Liability Pool Renewal

Clerk Bartlett presented the Local Government Liability Pool (LGLP) Renewal Membership Application for liability insurance coverage.

Commissioner Young moved to approve the submission of the Renewal Membership Application to the Local Government Liability Pool for liability insurance coverage from July 2009 through June 2010. Commissioner Paxton seconded and the motion carried unanimously.

Kinetic Leasing – Tanker/Pumper and Chassis

Clerk Bartlett presented the financing documents for a lease/purchase with Kinetic Leasing to finance the purchase of one 3,000 gallon water tender for the County Fire Department and stated Attorney DeLancey has reviewed the documents and recommends approval.

Commissioner Young moved to authorize the Chairman's signature on the Master Lease-Purchase Agreement No. CAR3066, Master Lease-Purchase Agreement No. CAR3066 Between Kinetic Leasing, Inc., as Lessor and Carbon County, Wyoming as Lessee County General and No Litigation Certificate, Master Lease-Purchase Agreement No. CAR3066 Between Kinetic Leasing, Inc., as Lessor and Carbon County, Wyoming as Lessee Certificate as to Use of Proceeds, Escrow Agreement and IRS Form 8038-G, for the lease/purchase of one PT1 Series 3,000 Gallon Tanker/Pumper and one new Kenworth T-300 Tandem Chassis in the amount of \$189,960.00. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to approve Resolution No. 2009-11, A Resolution Authorizing the Negotiation, Execution, and Delivery of a Master Lease-Purchase Agreement in the Principal Amount of \$189,960.00 Between Kinetic Leasing, Inc., as Lessor, and Carbon County, Wyoming, as Lessee, Under Which the Lessee will Lease Certain Equipment; and Prescribing Other Details in Connection Therewith pertaining to the water tender lease. Commissioner Young seconded and the motion carried unanimously.

RESOLUTION NO. 2009 - 11
MASTER LEASE-PURCHASE AGREEMENT NO. CAR3066

A RESOLUTION AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF A MASTER LEASE-PURCHASE AGREEMENT IN THE PRINCIPAL AMOUNT OF \$189,960.00 BETWEEN KINETIC LEASING, INC., AS LESSOR, AND CARBON COUNTY, WYOMING, AS LESSEE, UNDER WHICH THE LESSEE WILL LEASE CERTAIN EQUIPMENT; AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH.

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

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

WHEREAS, the Board hereby finds and determines that the execution of a Master Lease-Purchase Agreement (the "Equipment Lease") for the purpose of leasing, with the option to purchase, the equipment designated and set forth in Exhibit A of Schedule No. 103 to the Equipment Lease is appropriate and necessary to the function and operations of the County; and

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

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

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

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

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

Section 2. The Equipment Lease shall be in the principal amount of \$189,960.00, bearing interest as set forth in Exhibit B of the Schedule No. 103 of the Equipment Lease, said Equipment Lease to contain an option to purchase by the County as therein set forth.

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

Lessor or its assigns except in connection with the payment of the Rental Payments under the Equipment Lease and certain other payments, for which funds have been specifically appropriated and encumbered by the County for such purpose, under the Equipment Lease, which payments may be terminated by the County in accordance with the provisions of the Equipment Lease.

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

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

Section 6. The County reasonably anticipates to issue not more than \$10,000,000 of tax-exempt obligations (other than "private activity bonds" which are not "qualified 501(c)(3) bonds") during the period from January 1, 2009 to December 31, 2009 and hereby designates the Equipment Lease as a qualified tax-exempt obligation for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

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

ADOPTED AND APPROVED this 21st day of April, 2009.

(SEAL)

LESSEE: CARBON COUNTY, WYOMING

By: -s- Terry Weickum / Chairman

Date: April 21, 2009

ATTEST:

By: -s- Gwynn G. Bartlett / County Clerk

Fairgrounds Building

Clerk Bartlett advised she has been working with Leroy Graham, Buildings Manager, and the building to be located at the Fairgrounds is out for bid. She advised she is working on financing the construction of the building and that this portion of the project will be bid at a later date.

South Central Wyoming Emergency Medical Services Joint Powers Board

Clerk Bartlett stated she has talked with South Central Wyoming Emergency Medical Services Joint Power Board Chairman, Bill Dahlke, regarding funding budgeted for that group. She advised Mr. Dahlke to request these funds on an as needed basis.

Budget

Commissioner Weickum discussed carpet at the Rawlins Library and asked if this was budgeted this year. Clerk Bartlett and Leroy Graham advised they believed this was cut last year as the last estimate received was very high.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Attorney DeLancey stated she has contacted Peggy Trent, Town of Hanna's attorney, regarding the repairs to the Hanna Senior Center and Ms. Trent is reviewing the situation with her client.

Treasurer

County Treasurer Cindy Baldwin advised the taxes are beginning to come in and they have been receiving numerous tax relief applications.

Buildings Manager

Leroy Graham, Buildings Manager advised he received three sealed proposals for lawn care for the Courthouse, grounds near the Carbon Building, Rawlins Museum, Rawlins Senior Center, and the park north of the Senior Center. Mr. Graham stated the due date was Friday, April 17 at 5:00 p.m. and that Care More's bid was not post marked until Monday, April 20. This bid remained sealed and the BOCC determined it would be rejected as it was received late. High Country Landscape and Lawn Care bid \$3,000.00 per month plus an additional fee for sprinkler and

irrigation repair in the amount of \$40.00 per hour. Rufus Henson's bid was for the Senior Center and park only, in the amount of \$1,200.00 per month.

Mr. Graham advised he would review the bids per the specifications and return with a recommendation.

RECESS

Chairman Weickum declared a recess at 10:05 a.m. and reconvened at 10:20 a.m.

ELECTED OFFICIALS – DEPARTMENT HEADS

Planning & Development

The Board discussed how Kristy Rowan should handle notifying the public when she is going to be out of the office, including forwarding her phones to the Clerk's Office and placing a sign on the door.

Sheriff

Sheriff Jerry Colson and Victim Witness Coordinator Loretta Weems discussed National Crime Victim's Rights week and requested the Board approve a Resolution (Proclamation) in recognition of crime victim's rights.

Commissioner Paxton moved to authorize the Chairman's signature on Resolution No. 2009- 12, A Proclamation for National Crime Victim's Rights Week April 26 through May 2, 2009. Commissioner Young seconded and the motion carried unanimously.

**RESOLUTION NO. 2009-12
PROCLAMATION
National Crime Victim's Rights Week
April 26th - May 2nd, 2009**

Whereas, as we celebrate the 25th Anniversary of the Victims of Crime Act (VOCA), we recognize that more than *thirty three million* Americans are victims of crime each year;

Whereas, victims may suffer emotional, physical, psychological and financial harm as a result of crime;

Whereas, victim assistance programs across the country provide vital and supportive services for victims that help individuals, families and communities cope with the impact of crime;

Whereas, the Victim of Crime Act (VOCA) funds help support more than 4,400 victim assistance programs throughout the country, including victim assistance programs in law enforcement agencies and prosecutors' offices, domestic violence shelters, and other direct service providers that help millions of victims every year;

THEREFORE, BE IT RESOLVED, the Board of Carbon County Commissioners does recognize the week of April 26th through May 2nd, 2009 as *National Crime Victims' Rights Week*;

And is joining forces with the Carbon County Sheriff's Office Victim/Witness Program, criminal justice officials, and concerned citizens throughout Carbon County, Wyoming and the United States of America to raise awareness about victims' rights and to celebrate the 25th anniversary of the Victims of Crime Act.

Dated this 21st day of April, 2009.

CARBON COUNTY, WYOMING
-s- Terry Weickum, Chairman

ATTEST:

-s- Gwynn Bartlett, Carbon County Clerk

Road & Bridge

Bill Nation, Road & Bridge Superintendent, presented a booklet from the Bureau of Land Management's recent cooperators meeting for the Chokecherry and Sierra Madre projects. There

was further discussion of the meeting and the upcoming projects. Mr. Nation also reported on five upcoming recycled asphalt product (RAP) projects for this year.

Mr. Nation also reported on a water line project meeting he recently attended. This project diverts water from the Green River to Pueblo, Colorado. He talked about the concerns mentioned at this meeting.

Mr. Nation reported he is currently performing an inventory of sand bags and where he is storing them at. He mentioned that Emergency Management Coordinator, Harold Newbrough, was going to investigate funding for purchasing more after last year's flooding. He asked the BOCC to check with Harold on the status of additional sand bags.

MUSEUM LEASE

Denise Patton, Museum Director, Elaine Bowlus and Charles Stirum of the Museum, and Gene Carrico, Museum Board member, presented a lease for a museum site for a building and space for outside exhibits along with a trail to the various outside exhibits. This is a 25 year renewable lease however if the Museum is built on the land, a re-appraisal would be completed then patented. The first year's lease is \$1,297.55 prorated and thereafter \$2,224.50 per year, the price to be reviewed each five years. Clerk Bartlett stated that Attorney DeLancey has reviewed the lease and recommends approval. The BOCC complimented the group's efforts with this project. Mr. Nation suggested that any initial structures be put on County owned land. There was further discussion of a storage building the group would like to construct.

Commissioner Paxton moved that Carbon County enter into a lease agreement with the United States Department of the Interior Bureau of Land Management Recreation or Public Purposes Lease for property described as Sixth Principal Meridian, Carbon County, Wyoming, Township 21 North, Range 87 West, Section 20: W1/2 NW1/4, SE1/4 NW1/4 containing 44.49 acres for a period of twenty-five years, the first year's lease amount of \$1,297.55 prorated and thereafter in the amount of \$2,224.50 per annum to be reviewed every 5 years. Commissioner Young seconded and the motion carried unanimously.

MERITAIN HEALTH

Mark Moreno of Meritain Health provided an overview of the summary of expenses related to the County's health insurance for the period of October 1, 2008 through March 31, 2009, halfway through the current plan year.

RECESS

Chairman Weickum recessed for lunch at 11:36 a.m. and reconvened at 1:14 p.m.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 1:14 p.m. with Clerk Bartlett, Anna Helm, and Attorney DeLancey to discuss personnel and matters considered confidential by law. Commissioner Young seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 1:25 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. Commissioner Young seconded and the motion carried unanimously.

FAIRGROUNDS

Commissioner Paxton moved to authorize the Fair Board to hire a part-time person to assist at the Fairgrounds on a temporary basis as needed. Commissioner Young seconded and the motion carried unanimously.

VEHICLE BIDS

Undersheriff Mike Morris opened bids for one pickup truck and one sport utility vehicle (SUV). He noted that each was advertised and local dealers were faxed bids. Bids were received as

follows and Undersheriff Morris noted that each SUV includes a trade allowance for a 2000 Ford Explorer.

SUV Bids: Fremont Motors Rawlins bid a 2009 Ford Explorer for \$25,309.00 and Fremont Toyota GMC Lander bid a 2009 GMC Yukon totaling \$31,932.00.

Pickup Bids: Dallin Motors bid a 2009 crew cab make not specified for \$32,948.00, Fremont Motors Rawlins bid a 2009 Ford F150 super crew cab for \$23,585.55, Fremont Toyota GMC Lander bid a 2009 GMC Sierra 1500 crew cab for \$28,045.77.

Undersheriff Morris advised he would review the bids per the specifications and return with a recommendation.

WIND POWER IN WYOMING

Eric Molvar of the Biodiversity Conservation Alliance gave a presentation entitled *Wind Power in Wyoming: Doing it Smart from the Start*. He discussed various pros and cons that accompany wind development and various data collected from his studies.

OLD BALDY SUBDIVISION

Martin Pedersen from Robert Jack Smith & Associates and Chuck Bartlett of the Town of Saratoga discussed the Old Baldy subdivision. Mr. Pedersen discussed that if part of the subdivision was within one mile of the Town of Saratoga, then Saratoga's Council was the only approval necessary. Mr. Pedersen stated that he received a letter from Attorney DeLancey stating that the County's approval was also necessary and is now asking how he needs to move forward.

Attorney DeLancey discussed various statutes she feels are applicable. Mr. Pedersen asked if the subdivision was totally within one mile of the boundary of Saratoga, would both approvals be needed. Attorney DeLancey stated she has contacted the Town of Saratoga's attorney regarding this issue. Mr. Pedersen and Mr. Bartlett were assured by Chairman Weickum that the process would be completed as soon as possible while meeting all the requirements.

SHERIFF

Undersheriff Morris returned after reviewing the bids opened earlier today and recommended certain bids be accepted. He mentioned the certain bids did not meet specifications while another one was outside the budgeted range. The Board asked Undersheriff Morris to re-advertise for the SUV.

Commissioner Paxton moved to accept the low bid from Fremont Motors Rawlins for a 2009 Ford F150 Super Crew XL pickup in the amount of \$23,585.55 to be used by the Carbon County Sheriff's Department. Commissioner Young seconded and the motion carried unanimously.

LAWN CARE BIDS

Leroy Graham stated after reviewing his bid documents and advertisement, the due date for these bids was April 20, not April 17 as he stated earlier today. He asked if the BOCC would consider Care More's bid as it was post marked on time. The BOCC agreed to consider this bid. Care More bid \$2,139.00 per month for the Rawlins Senior Center, County Park and the Museum, and they bid \$1,337.00 for the Courthouse and park by the Carbon Building, \$3,476.00 total. It was noted that the park by the Carbon Building was not asked to be bid for. The BOCC asked Mr. Graham to contact Care More and determine if they could remove the park from the bid and revise the price.

RECESS

Chairman Weickum recessed at 2:58 p.m. and reconvened at 3:05 p.m.

LAWN CARE BIDS

Mr. Graham returned and stated that Care More revised their bid verbally to say they would charge \$3,339.00 per month plus \$45.00 per hour for sprinkler repairs at all sites.

Commissioner Young moved to accept the bid from Care More in the amount of \$3,339.00 per month for weekly mowing, power raking and cleanup, fertilization, and fall leaf cleanup plus an additional \$45.00 per hour plus parts to repair and maintain the sprinkler systems for the Rawlins Senior Center, Carbon County Park, Rawlins Museum and adjacent lot, and the Courthouse. Commissioner Paxton seconded and the motion carried unanimously.

DIXON AIRPORT

The BOCC placed a telephone call to Dana Hartshorn at Airport Development Group to discuss an Avgas system for the Dixon Airport. Mr. Hartshorn recommended putting in a larger tank for this airport as there is no sales history. Clerk Bartlett presented an e-mail from Mr. Hartshorn stating that used equipment of 11,000 gallons with a diesel storage tank would cost the same as a new 4,000 gallon tank, approximately \$60,000.00.

Chairman Weickum and Mr. Hartshorn discussed the card reader and cost. There was further discussion of the pros and cons of used and new equipment. The BOCC agreed that it would be agreeable to purchase used equipment however it must be in excellent condition as the location is so remote and asked Mr. Hartshorn to look into other used equipment. There was further discussion on other upcoming projects and equipment.

DIXON AIRPORT MANAGER INTERVIEW

Krissa Corson was interviewed for the Dixon Airport Manager position.

COMMISSIONERS DISCUSSION

Commissioner Paxton reported that the Forest Service is recruiting individuals for the Resource Advisory Committee. He added that he has been chosen as the elected official to serve on the beetle kill “think tank” and he accepted the appointment.

Attorney DeLancey left the meeting.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 3:59 p.m. with Clerk Bartlett and Attorneys Marcia Bean and Rob Lavine to discuss potential litigation and matters considered confidential by law. Commissioner Young seconded and the motion carried unanimously.

Rob Lavine and Marcia Bean left the session and Attorney DeLancey joined the session at 4:45 p.m.

Commissioner Paxton moved to come out of executive session at 5:13 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. Commissioner Weickum seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 5:13 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 5th day of May 2009

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman