

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, August 2, 2011
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, August 2, 2011 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Vice Chairman Jerry Paxton; Commissioner Leo Chapman; Deputy County Attorney Mike Kelly; and Deputy Clerk Kathy Turner.

Chairman Weickum called the meeting to order at 9:07 a.m.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$183,146.22. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve payment to Candy Mountain in the amount of \$6.75. Commissioner Paxton seconded and the motion carried with Commissioners Chapman and Paxton voting for the motion and Chairman Weickum abstained noting he owns this business.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	SHOP SUPPLIES	\$277.65
AMERIGAS	PROPANE SERVICES	\$157.00
ARLINGTON OUTPOST	VEHICLE MAINTENANCE	\$80.34
BAGGS, TOWN OF	WATER SERVICES	\$50.00
BARKHURST, RAY	MILEAGE	\$34.80
BARTLETT, SUE RN	MEALS/MILEAGE	\$62.32
BOB BARKER COMPANY, INC.	SUPPLIES	\$2,814.66
BRESNAN COMMUNICATIONS	CABLE SERVICES	\$27.90
BUCHANAN, KAREN	MILEAGE	\$74.40
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$206.01
C & B SAND & GRAVEL	COUNTY RD MAINTENANCE	\$40,770.89
CANDY MOUNTAIN	SUPPLIES	\$6.75
CARBON COUNTY SENIOR SERVICES	1ST QTR MATCHING FUNDS	\$65,000.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$316.71
CASPER WINNELSON CO	SUPPLIES	\$648.52
CBM FOOD SERVICE	JAIL MEALS	\$6,115.71
CENTURY LINK	TELEPHONE SERVICES	\$116.95
CNA SURETY	NOTARY BOND	\$50.00
COBECON	DATA MINING REPORT	\$1,500.00
COOKS CORRECTIONAL	SUPPLIES	\$94.09
COUNTRY STORE	FUEL	\$78.22
COWDIN, JOHN	MILEAGE	\$32.40
DAHLKE, ARTHUR W.	MILEAGE	\$24.00
DAILY TIMES	RENEWAL/NEWSPAPER ADS	\$194.12
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$183.13
DIXON, TOWN OF	WATER/SEWER SERVICES	\$208.60

DRUMMOND REFRIGERATION LLC	REFRIGERATION REPAIRS	\$283.92
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$41.73
E & H PLUMBING & HANDYMAN	PLUMBING REPAIRS	\$560.00
EAGLE UNIFORM SUPPLY	FLOOR MATS	\$144.97
EICHENBERGER, MELISSA	MILEAGE	\$720.00
ELK MOUNTAIN CONOCO	FUEL	\$90.72
ENERGY, MINERALS COUNTIES COALITION	1ST QTR DUES	\$6,250.00
FARMER BROTHERS COFFEE	SUPPLIES	\$132.89
FORSTER LANDSCAPE & CONSTRUCTION, INC.	IRRIGATION MAINTENANCE	\$389.00
FRANCE FLYING SERVICE	AIRCRAFT RENTAL	\$365.00
FRANCE, TARA	TRANSCRIPTION	\$1,155.00
GLAXOSMITHKLINE PHARMACEUTICALS	PUBLIC HEALTH VACCINE	\$379.00
GOLDEN, MARY	MEALS/MILEAGE	\$69.48
GRAINGER	SUPPLIES	\$108.18
GRAPHIC SPORTS	BUSINESS CARDS	\$69.00
HAGOOD, VICKI	MILEAGE	\$15.50
HARDY, JACK	DENTAL SERVICES	\$1,250.00
HEADS WEST SANITATION	PORTABLE RESTROOM	\$52.50
HERRING, ROS	LAWN CARE	\$40.50
HIGH DESERT WELDING & MACHINE LLC	SUPPLIES	\$41.20
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$395.54
HILLCREST SPRING WATER, INC.	SUPPLIES	\$22.85
IKON OFFICE SOLUTIONS	IT COPIERS	\$1,088.37
INTERMOUNTAIN RECORD CENTER, INC.	MICROFILM	\$1,060.00
IRON J TOWING	TOWING CHARGES	\$60.00
J H KASPAR OIL COMPANY	FUEL	\$3,452.94
JACKALOPE PRINTING	SUPPLIES	\$79.95
JACK'S BODY & FENDER REPAIR	SHERIFF INVESTIGATIONS	\$75.00
JUVE, JANE H	LEGAL SERVICES	\$1,323.31
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$523.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$1,371.03
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$315.15
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$500.00
L & L ELECTRIC	ELECTRICAL REPAIRS	\$91.79
LINDSEY, ANN, MSW, LCSW	FACILITATOR FEES	\$383.34
LITTLE AMERICA-CHEYENNE	MEAL/MOTEL CHARGES	\$326.44
LONG BUILDING TECHNOLOGIES, INC.	BUILDING REPAIRS	\$4,787.42
LOVE, LUCY	MILEAGE	\$206.00
MARTINEZ, FLORA	RENTAL ASSISTANCE	\$775.00
MARTINEZ, JANICE	POSTAGE	\$27.81
MERCK SHARP & DOHME CORP.	PUBLIC HEALTH VACCINE	\$1,508.51
MILLER, JIM	MILEAGE	\$30.60
MOSS, BARBARA	MILEAGE	\$67.80
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$202.40
PAXTON, JERRY	MEAL/MILEAGE	\$488.00
PERKINS OIL CO	SUPPLIES	\$207.75
PHILLIPS 66-CONOCO-76	FUEL	\$1,328.89
POTTER, SHAWNA	REGISTRATION REIMBURSEMENT	\$25.00
PRO-CHEM INDUSTRIAL, LLC	CLEANING SUPPLIES	\$180.61

QUILL CORPORATION	SUPPLIES	\$602.18
RAWLINS AUTOMOTIVE	SUPPLIES	\$413.29
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$5,737.69
ROSS' AUTOMOTIVE SERVICES	VEHICLE MAINTENANCE	\$109.07
ROWAN, KRISTY	MEAL/MILEAGE	\$100.00
RYAN ELECTRONICS INC	SUPPLIES	\$519.36
S E D MEDICAL LABORATORY	RANDOM DRUG TESTS	\$202.05
SARATOGA AUTO PARTS, INC.	PARTS	\$70.12
SARATOGA, TOWN OF - WATER	CLASS	\$600.00
SECURITY TRANSPORT SERVICES, INC.	TRANSPORTATION SERVICES	\$814.27
SHEA, DIXIE F	MILEAGE	\$11.40
SHEPARD CONSTRUCTION INC	FURNISH & INSTALL DOOR	\$1,775.00
SHEPARD'S	FUEL	\$800.01
SMITH, MAE	MEAL	\$6.78
SNAP-ON TOOLS	TOOLS	\$11.00
SOURCE GAS	GAS SERVICES	\$4,287.74
SPRINGSTEEN, MERLIE	RENTAL ASSISTANCE	\$1,452.00
STATE OF WYOMING (A&I)	MAINFRAME ACCESS	\$22.30
STEPHENSON, LEE ANN	MILEAGE	\$37.20
TANDAN SANITATION SERVICES	GARBAGE SERVICES	\$40.00
TERMINIX	PEST CONTROL	\$779.00
THOS. Y. PICKETT & CO., INC.	VALUATION CONTRACT	\$5,250.00
TIGER MART	FUEL	\$163.52
TRADING POST	SUPPLIES	\$268.97
TRUE VALUE OF RAWLINS	SUPPLIES	\$1,132.91
VAN'S WHOLESALE LLC	SUPPLIES	\$492.22
WACO	REGISTRATION	\$485.00
WALLACE, CAITLIN	INTERNSHIP	\$1,500.00
WEICKUM, TERRY	MILEAGE	\$195.00
WEST PAYMENT CENTER	MONTHLY CHARGES	\$580.00
WEST WINDS BAKERY & DELI	MEALS	\$213.56
WILSON, MARGARET	SHERIFF UNIFORMS	\$81.00
WLC ENGINEERING	B&G CONTRACT SERVICE	\$52.50
WY MACHINERY COMPANY	PARTS	\$809.84
WY SECRETARY OF STATE	STRATTON NOTARY	\$30.00
WY STATIONERY	SUPPLIES	\$1,169.23
XEROX CORPORATION-RENT	IT COPIERS	\$125.00
YOCUM, LEO	MILEAGE	\$25.50
GRAND TOTAL		\$183,152.97

CLERK

Minutes

Commissioner Chapman moved to approve the minutes of the July 18, 2011 budget hearing of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve the minutes of the July 19, 2011 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Paxton seconded and the motion carried unanimously.

Monthly Receipts

Commissioner Chapman moved to approve the Planning and Development Department receipts for the month of July 2011 in the amount of \$1,700.00. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Chapman moved to approve the Carbon County Clerk statement of fees collected for the month of July 2011 in the amount of \$13,999.75. Commissioner Paxton seconded and the motion carried unanimously.

Bonds

Commissioner Chapman moved to approve a public employee blanket position bond for Memorial Hospital of Carbon County in the amount of \$25,000.00. There was a discussion about this type of bond. Commissioner Paxton seconded and the motion carried unanimously.

24-Hour Permits

Deputy Clerk Turner reported that the Clerk's Office issued a 24-hour malt beverage permit to Duke's Bar & Grill in Saratoga for the Platte River Rodeo for July 23 and 24 and a 24-hour catering permit to the Hole in the Wall Bar for a wedding at the Elk Hollow Lodge for July 30, 2011.

Dixon Airport

Ms. Turner asked the BOCC if they would like to have a work session with Airport Development Group regarding the Draft Airport Master Plan for the Dixon Airport. The BOCC agreed they would like a work session at the Dixon Airport in Baggs the week of August 22-26 and to invite the Wyoming Department of Transportation and the Federal Aviation Administration.

Medicine Bow Health Clinic

Commissioner Chapman moved to approve the Chairman's signature on a letter to Mayor Colman, authorizing the Town of Medicine Bow to grant utilities to the Medicine Bow Rural Health Care Clinic. Commissioner Paxton seconded and the motion carried unanimously.

Memorial Hospital of Carbon County (MHCC)

Ms. Turner presented Requisition #10 for MHCC's specific purpose tax project and noted the funds will be reimbursed from the Specific Purpose Tax Joint Powers Board to MHCC.

Commissioner Chapman moved to approve Memorial Hospital's request for Carbon County 2009 Specific Purpose Tax Joint Powers Board Requisition #10 in the amount of \$5,209.88. Commissioner Paxton seconded and the motion carried unanimously.

Homeland Security Grant

Ms. Turner presented a Homeland Security Grant and stated that County Coroner, Paul Zamora has indicated he plans on purchasing a hand held radio. She noted that County Attorney Cal Rerucha and Mr. Zamora have both signed the agreement.

Commissioner Chapman moved to approve the Grant Award for U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA), Grant Programs Directorate, Homeland Security Grant Program (HSGP), Fiscal Year 2010, Law Enforcement and Terrorism Prevention Activities (LETPA), County Coroner's Office, Project ID 10-GPD-CAR-LC-HLE10, total payment to Carbon County shall not exceed \$6,433.00, supporting the implementation of the State Homeland Security Strategy, State Initiatives, and focuses efforts on how to build and sustain programs and capabilities within and across State boundaries, while aligning planning, equipment, training, and exercise needs for acts of terrorism. Commissioner Paxton seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Deputy Attorney Mike Kelly presented a Request for State Airport Aid and Application for Federal Assistance for the NAVIDS project at the Dixon Airport.

Commissioner Paxton moved to approve the Chairman's signature on the Wyoming Department of Transportation, Aeronautics Division Request for State Airport Aid, State share of \$4,737.00 and Application for Federal Assistance, Federal share of \$150,000.00 and county share of \$3,158.00 for a total of \$157,895.00 for the NAVAIDS project at the Dixon Airport. Commissioner Chapman seconded and the motion carried unanimously.

Deputy Attorney Kelly reported several environment impact statements have been received and asked the BOCC what direction they would like to take. Commissioner Paxton stated we are looking at avoiding any populated areas and sage grouse areas with the transmission line projects. Chairman Weickum further stated we want to avoid Ft. Steele, Baggs and the Dad/Wamsutter route. There was a discussion of wind towers and the Bureau of Land Management (BLM's) proposed alternatives. Chairman Weickum stated he would like to prepare comments that are positive and to join the BLM on their position for the Chokeycherry/Sierra Madre project. County Planner, Sid Fox stated he would like the planning staff to review the statements and provide their comments as well.

Treasurer

County Treasurer, Cindy Baldwin, provided an update of the county's investments and payments of the bond issues and stated the interest rates are not good. Treasurer Baldwin discussed the forest reserve funds and Deputy Attorney Kelly noted the use of these funds needs to be obligated by September 30, 2011. The BOCC asked that recommendations be discussed at a future meeting. Treasurer Baldwin reminded the BOCC that money is tight.

Assessor

Chief Deputy County Assessor, Cheryl Ross, presented one abate for the Chairman's signature and advised the additions totaled \$476,288.00 and deductions were \$448,002.00. She presented a Commissioners Worksheet for the levies for signature.

Planning

County Planner, Sid Fox distributed information from the BLM concerning the Big Wind Wyoming Project and advised there will be a meeting on August 11 for Big Wind Wyoming to present their initial plan for developing a wind energy facility in the Shirley Basin area. He noted this project will be bisected by State Highway 77 and a discussion followed. Chairman Weickum asked Deputy Attorney Kelly to make sure the county is signed up as a cooperating agency for this project.

Mr. Fox stated he would like to provide comments on the Dixon Airport Draft Master Plan as it pertains to the Land Use Plan and Procedures and will provide those comments to Deputy Attorney Kelly.

Fire Department

Larry Trapp advised the Fire Department did sell the old pumper but did not receive any bids on the other two vehicles. He advised that Bill Dahlke and Mark Kostovny from the South Central Wyoming Emergency Medical Services drove the Chevrolet Suburban and Dodge Ram pickup and would like to have both vehicles transferred to them. He noted that he explained to them that the Suburban has high mileage and the Dodge pickup has transfer case issues.

Commissioner Chapman moved to declare a 1992 Chevrolet Suburban, VIN 1GNFK16K9NJ318792 and 2000 Dodge Ram pickup, VIN 1B7KF23W2YJ156193 as surplus vehicles and donate both vehicles to South Central Wyoming Emergency Medical Services. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Trapp reported the weight limit on the current bridge over the hole on Snowy Range Road will not hold the fire trucks. He advised he is checking with the Highway Department to see what needs to be done. He advised right now they have to empty the water out of the trucks before crossing the bridge and this will slow the response time to this area. He stated they can refill their trucks with water at Ryan Park but the process is slow.

Mr. Trapp noted the Fire Department wanted to thank Clerk Bartlett and Buildings Manager, Leroy Graham for their help in getting the generator installed at County Fire.

Mr. Trapp reported that regarding the Hatfield oil spill that occurred earlier this spring, they are currently working with the Department of Interior, Environmental Protection Agency and Department of Environmental Quality on the ongoing investigation and it appears the county will recover their funds for equipment and dikes.

RECESS

Chairman Weickum called a recess at 10:25 a.m. and reconvened at 10:59 a.m.

MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)

Rick White, MHCC Chief Financial Officer and Loren Simnitt, MHCC Board President, discussed the hospital's financial status and collections. Mr. White advised MHCC has had a 2.5 million dollar turn around in twelve months. Mr. Simnitt advised construction is on schedule and discussed the affect on the staff and patients. There was a discussion of billing and outsourcing the physicians' billing.

Mr. Simnitt stated they feel the BOCC's support which is a key ingredient and have made a lot of progress. He noted they have good people working at the hospital and getting the new equipment and construction will make the hospital more attractive.

ECONOMIC DEVELOPMENT CORPORATION (EDC)

Cindy Wallace, Carbon County EDC Executive Director, asked for a signature from the Chairman on a letter for the CBDG block grant for Union Telephone making sure the building is not listed with the state or national historical offices. She advised a public hearing is scheduled for August 16.

Commissioner Paxton moved to approve the Chairman's signature on a letter to the State Historical Preservation Office regarding the Union Telephone grant project. Commissioner Chapman seconded and the motion carried unanimously.

Ms. Wallace provided an update on reaching their goal of \$150,000.00 and discussed the funds needed from the public sector. Ms. Wallace stated they do have a bank loan and they are working to pay off the loan in the next couple of years and will be low in resources until this is paid off.

Ms. Wallace noted on August 22 at 1:30 p.m. at the Carbon Building, Senator Hicks is calling a rail siding meeting. There was a discussion on rail sidings and staging areas.

Ms. Wallace advised that a Representative from the Governor's Office would like her to set up a meeting on affordable housing in Wyoming with industries and what the housing needs are.

Ms. Wallace provided an update on other projects including the shampoo business which is still interested in coming to Medicine Bow, Elk Mountain may be looking at a grant for a community facility, three companies are looking at the saw mill in Saratoga, a wood straw business and a small natural gas conversion facility.

Ms. Wallace reported the Power Company of Wyoming Public Scoping will be in Rawlins on August 22 and in Saratoga on August 23 and they want letters of support for their project.

CRISIS CENTER

Dawnessa Snyder of the Crisis Center Committee, introduced committee members present Glenn Biggs, Jeff Sanders, Cassie Cartwright and members not present Kari Skordas, Heidi Helm and Ada Fowler. Ms. Snyder noted that Patrick Gonzales was present also from the Counseling Center.

Ms. Snyder advised they have three phases to get a Crisis Center, a facility, partner to run the facility and help with policies and procedures. She advised Mr. Gonzales is here to pledge his support as a partner to run the Crisis Center. Mr. Gonzales discussed the facility the Counseling Center currently

runs for the mentally ill that is not for a youthful population. He stated he feels we are lacking without a youth facility for individuals with mental health and abuse issues and stated this would be a positive thing for the community. Commissioner Paxton stated the BOCC is committed to having a facility. Ms. Snyder stated she appreciates the BOCC support and commitment and Clerk Bartlett has been great.

COMMISSIONERS DISCUSSION

Chairman Weickum advised he went to the Governor's task force closed meeting on the E3 model. He reported at the first meeting they talked about what inputs were in and that it was controversial. He advised at this meeting they discussed what they didn't like and what should be in there and the model was rerun with the same results with Carbon County in the middle of the pack. He advised he agreed to run the next task force meeting that will be open to the public in Cheyenne, August 17 at 10:00 a.m. in the Herschler Building. He stated the Wyoming Association of Municipalities and Wyoming County Commissioners Association (WCCA) have taken the position that the producers have not made the case as to why it needs to change from status quo and his suggestion is to advocate for status quo but have a fall back position.

Commission Paxton reported he attended a Resource Advisory Council meeting in Laramie and the Resource Advisory Committee may be disbanded after allocating this last round of funding. He advised specifically for Carbon County they approved the Nugget Creek Fish Passage, a tributary of North Spring Creek improving the roads and also to replace some culverts. He noted another project is pending and involves collaring elk and using GPS units for hunters that will determine the impact of beetle killed trees on the hunting of the elk population, changes in migratory patterns and to get an idea of where the hunters are actually going.

Commissioner Paxton stated as Chairman of the Public Lands Water and Agricultural Committee there is an assault on the payment in lieu of taxes (PILT) funds happening in Washington, D.C. He advised the National Association of Counties (NACo) has organized a fly in back to Washington D.C. for twenty people to go back and do some lobbying. He advised that the president of WCCA has asked him to put in an application for that but there is some financial impact to the county. He advised that NACo will pay for most of the expenses including \$250.00 towards an airplane ticket so the main expense would be the difference in the airplane ticket to get from Wyoming to Washington, D.C. He asked for and received the BOCC's support to submit an application. He stated that the county does get a sizeable amount of money and feels it is worth fighting for.

Commissioner Chapman advised he attended the EDC meeting and commended the executive committee on getting him back to a comfort level.

Commissioner Chapman advised the Library has been cleaned up by Lose's Cleaning Service. He noted we are still waiting for an invoice from them and the insurance deductible is \$5,000.00.

RECESS

Chairman Weickum recessed for lunch at 12:05 p.m. and reconvened at 1:29 p.m.

PLANNING & ZONING

Public Hearing - Z.C. Case File No. 2011-02

Chairman Weickum opened a public hearing at 1:30 p.m. to hear Planning & Zoning Z.C. Case File No. 2011-02. Sid Fox, Planning Director and Tom Powell, Planner presented Z.C. Case File No. 2011-02 – Randall K. Boykin’s request for a Zone Change from Rural Residential Agriculture (RRA-481) to Rural Residential Agriculture (RRA-16.74 = Tract A), (RRA-5.32 = Tract B), (RRA-454.71 = Tract C) encompassing approximately 476 acres. Mr. Fox stated there also is a Record of Survey for the Randy Boykin ranch near Riverside.

Mr. Powell reported comments were received from adjacent land owners Frederic and Joan Sipe as well as Roderick and Patricia Laird. Mr. Fox advised he did respond to Mr. and Ms. Sipes and also to Mr. and Ms. Laird and they have no objection to the zoning. He advised this is a technical zone change for the total of 481 acres. He noted an issue surfaced regarding a note on the plat stating there are established access and utility easements on all property lines. Mr. Fox stated that no one noticed this and there has been discussions that Mr. Boykin can X out that text and provided an e-mail from the surveyor that Mr. Boykin can eliminate the note by Xing it out and initialing it on the plat.

Commissioner Paxton asked if there were existing utility lines and Mr. Fox stated that is correct. Chairman Weickum asked if there is access to each individual lot and Mr. Powell stated yes and a discussion followed.

Deputy Attorney Kelly stated he has been involved and State Statute §18-5-301 states “the regulation of subdivisions rests with the board” and State Statute §18-5-308 states “the board shall approve or disapprove the subdivision application” which is the BOCC. He stated his concern is that if this change is made this modifies what was presented to the Planning & Zoning Commission. Mr. Fox explained this is a rural subdivision and access to all of the lots is independent of that note and this is not a requirement. He noted there is currently no central type of utilities and he does not see any down side to delete this.

Chairman Weickum called for comments for or against this matter.

Laurie Forster with Town & Country Realty stated that in listing the property the easement was not represented as being there or that they would do anything like this and it is a typo and should not have been there as the potential buyer was not aware of this. Deputy Attorney Kelly asked if the potential buyers are aware of that particular easement being removed from the record of survey. Will Speer from Century 21 advised he represents the prospective buyer and they are aware of the removal of the easement and have no objection as it is their preference.

Randy Boykin stated he is in favor of this and does not want this note on the plat and cannot see where it is necessary.

There being no further comments Chairman Weickum closed the public hearing at 1:49 p.m.

Commissioner Paxton moved to approve Planning & Zoning Z.C. Case File No. 2011-02, Randall K. Boykin’s request for a Zone Change from Rural Residential Agriculture (RRA-481) to Rural Residential

Agriculture (RRA-16.74 = Tract A), (RRA-5.32 = Tract B), (RRA-454.71 = Tract C) encompassing approximately 476 acres. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Chapman moved to approve Resolution No. 2011-19, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2011-02. Commissioner Paxton seconded and the motion carried unanimously.

Resolution No. 2011 – 19

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

Z.C. Case File #2011-02

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-202(b) and (c), the Carbon County Planning and Zoning Commission held a public hearing on Tuesday, July 5, 2011, which said hearing was advertised by public notice at least thirty (30) days prior to the hearing; and

WHEREAS, at the July 5, 2011, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearings; and

WHEREAS, at the conclusion of said July 5, 2011, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the changes as an amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of 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, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, August 2, 2011; and

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

WHEREAS, the Carbon County Board of County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan; and the Carbon County Zoning Resolution of 2003, as amended; and

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

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following amendment to the Carbon County Zoning Resolution of 2003.

Z.C. Case File #2011-02 – Randall “Randy” K. Boykin (Applicant and Owner): Zone change request from Rural Residential Agriculture (RRA-481) to Rural Residential Agriculture (RRA-16.74 = TRACT A), (RRA-5.32 = TRACT B), (RRA-454.71 = TRACT C) encompassing approximately 476 acres. Tracts A, B, C in the “Sawmill Creek” Record of Survey (See Record of Survey\Minor

Subdivision Case #2011-01). The RRA zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses.

Legal Description:

Three tracts of land (Tracts A, B, C) being a portion of Sections 30, 31, 32, T15N, R83W, 6th P.M., Carbon County, Wyoming, containing a total area of 476.76 acres.

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

1. That the Carbon County Board of County Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Rural Residential Agriculture (RRA-481) to Rural Residential Agriculture (RRA-16.74 = TRACT A), (RRA-5.32 = TRACT B), (RRA-454.71 = TRACT C) encompassing approximately 476 acres. Tracts A, B, C are located in the "Sawmill Creek" Record of Survey.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 2nd day of August, 2011.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Leo Chapman, Member

Attest:

-s- Kathy Turner, Deputy Clerk

Public Hearing - Record of Survey / Minor Subdivision Case File No. 2011-01

Chairman Weickum opened a public hearing at 1:51 p.m. to hear Planning & Zoning Record of Survey / Minor Subdivision Case File #2011-01. Mr. Powell presented Record of Survey / Minor Subdivision Case File #2011-01 – Randall K. Boykin.

Mr. Powell noted that the staff recommended approval with one condition that all construction within the floodplain (Special Flood Hazard Zone-A) will require a Floodplain Development Permit and compliance with the Carbon County Flood Damage Prevention Resolution. Mr. Fox clarified there is a note on the plat stating this and by signing the Record of Survey it is included in the approval.

Chairman Weickum called for comments for or against this matter. There being no comments Chairman Weickum closed the public hearing at 1:55 p.m.

Commissioner Paxton moved to approve Record of Survey / Minor Subdivision Case No. 2011-01, Randall Boykin, on three tracts of land, A, B and C located in Sections 30, 31 and 32, Township 15 North, Range 83 West. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Chapman moved to approve Resolution No. 2011-20, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon

County Planning and Zoning Commission Record of Survey / Minor Subdivision Case File #2011-01, "Sawmill Creek". Commissioner Paxton seconded and the motion carried unanimously.

Resolution No. 2011 - 20

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

Record of Survey\Minor Subdivision Case File #2011-01

"Sawmill Creek"

WHEREAS, pursuant to Wyo. Stat. Ann. §18-5-307, as well as the requirements of the Subdivision Regulations of Carbon County, the Carbon County Planning and Zoning Commission held a public hearing on Tuesday, July 5, 2011, which said hearing was advertised by public notice; 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 Board of County Commissioners to approve the record of survey "Sawmill Creek" pursuant to the Carbon County Subdivision Regulations, as amended, for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-301 and Section 2.10.02 (4) of the Carbon County Subdivision Regulations, and after receipt of said certified recommendation for approval of this record of survey "Sawmill Creek", advertised by public notice on July 13, 2011, and July 27, 2011, to take public input and comments which said hearing occurred on Tuesday, August 2, 2011; and

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

WHEREAS, the Carbon County Board of County Commissioners in considering the said proposed record of survey "Sawmill Creek" have also reviewed and considered the Carbon County Comprehensive Land Use Plan; and acknowledged that the "Sawmill Creek" is located north on HWY 230 and adjacent to and NE of the Town of Riverside. Existing access obtained from Carbon County Road #648 (Finch Road) and HWY 230; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed record of survey "Sawmill Creek" is in general conformance with the Carbon County Comprehensive Land Use Plan and the Record of Survey has been reviewed and signed by the Town Council of Riverside and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed record of survey "Sawmill Creek".

MIN SUB Case File #2011-01 – Randall "Randy" K. Boykin (Applicant and Owner) – "Sawmill Creek": Request to present "Sawmill Creek" Record of Survey for Minor Subdivision Review. The development will consist of three (3) tracts (TRACT A, TRACT B, and TRACT C) and will contain residential and agricultural activities on 476 acres, more or less. The "Sawmill Creek" is located north on HWY 230 and adjacent to and NE of the Town of Riverside.

Access:

Access to the property is gained from State Highway 230 as well as Carbon County Road #648. Platted access to Tract B is available from Hwy 230, through the Town of Riverside.

Water, Septic, and Electricity:

Water and sanitation are both subject to State issued permits; electricity is supplied by Carbon Power and Light.

Additional Findings and Conditions:

1. All new construction within the floodplain (Special Flood Hazard Zone-A) will require a Floodplain Development Permit, and compliance with the Carbon County Flood Damage Prevention Resolution.

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

1. That the Carbon County Board of County Commissioners, hereby approves this record of survey "Sawmill Creek" as certified to them in writing by the Carbon County Planning and Zoning Commission.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 2nd day of August, 2011.

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

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- Leo Chapman, Member

Attest:

-s- Kathy Turner, Deputy Clerk

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 2:02 p.m. with Deputy Attorney Mike Kelly and Deputy Clerk Kathy Turner to discuss personnel issues and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 2:18 p.m. and noted that no action was taken during the session and that the minutes be signed as written and sealed. Commissioner Chapman seconded and the motion carried unanimously.

ADJOURNMENT

Commissioner Paxton moved to adjourn the meeting at 2:18 p.m. Commissioner Chapman seconded and the motion carried unanimously.

-s Gwynn G. Bartlett, Carbon County Clerk

Approved this 16th day of August 2011

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman