

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, February 5, 2008
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, February 5, 2008 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Commissioners Terry Weickum, Jerry Paxton and James Elliott; County Clerk Gwynn Rothenberger; County Attorney Cindy DeLancey; and Deputy Clerk Kathy Turner.

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

VOUCHERS

The following vouchers were presented and approved for payment:

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| ABSOLUTE SOLUTIONS | SUPPLIES | 6,339.00 |
| ACE INDUSTRIAL SUPPLIES | TOOLS | 181.85 |
| ALLEN, PATRICK C MD | AUTOPSY | 2,085.00 |
| ALLSTATE IMAGING, INC. | SUPPLIES | 418.65 |
| ALSCO, AMERICAN LINEN | SUPPLIES | 406.29 |
| AMERICAN PLANNING ASSOC | SUPPLIES | 848.02 |
| AMERIGAS | UTILITIES | 6,964.32 |
| ARLINGTON OUTPOST | MAINTENANCE | 130.10 |
| ATCO INTERNATIONAL | SUPPLIES | 150.00 |
| BANK OF COMMERCE | TRAVEL EXPENSES/TRNG/FUEL | 1,706.39 |
| BEHAVIORAL INTERVENTION | MONITORING SERVICES | 650.02 |
| BG & J SANITATION | GARBAGE SERVICES | 15.00 |
| BOB BARKER COMPANY | SUPPLIES | 216.99 |
| BRESNAN COMMUNICATIONS | CABLE SERVICES | 313.53 |
| BUILD RITE LUMBER SUPPLY | COMPUTER EQUIPMENT/SUPPLIES | 290.63 |
| C & D FABRICATION | VEHICLE REPAIR | 425.00 |
| CAPPY'S INC | MEALS | 148.46 |
| CARBON CTY COOPERATIVE EXT | DUES/REIMBURSEMENT | 280.00 |
| CARBON COUNTY STRIKE | REIMBURSEMENT | 673.32 |
| CARBON POWER & LIGHT | ELECTRIC SERVICES | 310.27 |
| CARE MORE TURF MAINTENANCE | SEPTEMBER LAWN CARE | 925.00 |
| CASCADE FIRE EQUIPMENT | TOOLS | 381.44 |
| CASPER STAR-TRIBUNE | ADVERTISING | 124.96 |
| CBM FOOD SERVICE | FOOD SERVICES | 11,574.00 |
| CDW GOVERNMENT, INC. | EQUIPMENT | 257.82 |
| CENTURYTEL | TELEPHONE SERVICES | 162.90 |
| CESKO, DAVID MD | HEALTH SERVICES | 645.00 |
| CHEMSEARCH | SUPPLIES | 139.82 |
| CORPORATE EXPRESS | SUPPLIES | 961.54 |
| COUNTRY STORE | FUEL | 24.61 |
| CRAFTSMAN ELECTRIC | ELECTRICAL SERVICES | 50.00 |
| CSK AUTO, INC. | SUPPLIES | 34.99 |
| CULLIGAN WATER CONDITIONING | SUPPLIES | 149.15 |
| CUSTOM CREATIONS | SUPPLIES | 272.00 |
| CUSTOM VINYL SIGNS & LETTERING | SUPPLIES | 150.00 |
| CYR, NANCY | MILEAGE | 23.46 |
| DAILY TIMES | ADVERTISING | 1,928.14 |
| DALLIN MOTORS INC | VEHICLE REPAIR | 555.38 |
| DATA IMAGING SYSTEMS | MICROFILMING | 6,740.45 |
| DON'S AUTO & BODY SHOP | VEHICLE REPAIR | 508.60 |
| EAGLE UNIFORM SUPPLY | SUPPLIES | 81.38 |
| ELK MOUNTAIN VOLUNTEER FD | FUEL/SUPPLIES/TOW BILL | 1,331.61 |
| ELK MOUNTAIN, TOWN OF | WATER SERVICES | 47.50 |
| ELLIOTT, JAMES E JR. | MILEAGE/HOURS | 1,156.92 |
| EVANS, MORGAN | JANUARY HAIRCUTS | 112.00 |
| FARMER BROTHERS COFFEE | SUPPLIES | 143.42 |
| FRANCIS, SARAH | REIMBURSEMENT | 15.76 |
| FREMONT MOTORS-RAWLINS | MAINTENANCE | 2,107.64 |
| FSH COMMUNICATIONS | PAYPHONE | 70.00 |
| GALLS INCORPORATED | SUPPLIES | 454.97 |

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| GASES PLUS | REPAIRS/SUPPLIES | 1,038.74 |
| GOSVENOR, MAXINE | MILEAGE | 61.64 |
| GRAPHIC SPORTS | SUPPLIES | 871.70 |
| GUENTHER, MIKE | REIMBURSEMENT | 60.88 |
| HEIMAN FIRE DEPARTMENT | SUPPLIES | 1,885.85 |
| HENKE MANUFACTURING | SUPPLIES | 3,805.04 |
| HIGH PLAINS POWER | ELECTRIC SERVICES | 343.46 |
| HIGH PLAINS VISION CENTER | MEDICAL SERVICES | 272.00 |
| HILLCREST SPRING WATER | SUPPLIES | 14.50 |
| HILLTOP CONOCO | FUEL | 51.50 |
| HOWARD SUPPLY COMPANY | SUPPLIES | 2,517.39 |
| HSBC BUSINESS SOLUTIONS | SUPPLIES | 413.94 |
| HYLAND ENTERPRISES, INC. | EQUIPMENT | 300.00 |
| IKON OFFICE SOLUTIONS | MAINTENANCE | 446.58 |
| INTERMOUNTAIN RECORD | MICROFILMING | 2,474.50 |
| J H KASPAR OIL COMPANY | FUEL | 7,553.37 |
| JACK'S BODY & FENDER | TOW BILL | 110.00 |
| JACKALOPE PRINTING | SUPPLIES | 769.93 |
| JASMANN, BOBBETTE S. | TRANSCRIPTS | 102.50 |
| KAR KRAFT INC | MAINTENANCE | 215.47 |
| KAR PRODUCTS | SUPPLIES | 265.77 |
| KELCO SUPPLY COMPANY | SUPPLIES | 444.58 |
| KEY CITY WAREHOUSE SUPPLY | SUPPLIES | 64.26 |
| KILBURN TIRE COMPANY | MAINTENANCE | 863.99 |
| KLINE, LOU | MILEAGE | 119.14 |
| KNAPP SUPPLY & EQUIPMENT | SUPPLIES | 124.74 |
| KNF FLEXPAC CORPORATION | SUPPLIES | 427.84 |
| KONE ELEVATORS ESCALATORS | MAINTENANCE | 1,476.58 |
| KROGER - KING SOOPER | SUPPLIES | 219.02 |
| L & L ELECTRIC | SUPPLIES/MAINTENANCE | 1,420.24 |
| L N CURTIS & SONS | SUPPLIES | 10,015.49 |
| LASCANO, LUIS | SNOW REMOVAL | 40.00 |
| LONG BUILDING TECHNOLOGIES | BAGGS LIBRARY FURNACE | 11,152.00 |
| MAS MODERN MARKETING | SUPPLIES | 420.20 |
| MATCO TOOLS | SUPPLIES | 248.52 |
| MCI COMMERCIAL SERVICE | PHONE SERVICE | 29.18 |
| MCKEE MEDICAL CENTER | SUPPLIES | 166.25 |
| MEMORIAL HOSPITAL | HEALTH SERVICES | 6,603.10 |
| MERBACK AWARD COMPANY | SUPPLIES | 84.63 |
| MOELLER, MARIE | HOURS | 240.00 |
| MUDDY GAP LLC | FUEL | 27.92 |
| MUDDY GAP TRAILER PARK | WATER SERVICES | 90.00 |
| MURANE & BOSTWICK, LLC | TRAVEL EXPENSES | 112.52 |
| MY AUTOMOTIVE, INC. | MAINTENANCE | 665.94 |
| NEUTRON INDUSTRIES | SUPPLIES | 1,294.06 |
| OUR DESIGNS, INC. | SUPPLIES | 168.95 |
| P M P C ENGINEERING | SEMINOE ROAD PRELIMINARY | 125.00 |
| PAMIDA INC | SUPPLIES | 98.25 |
| PAXTON, JERRY | MILEAGE | 257.60 |
| PHILLIPS 66 | FUEL | 638.90 |
| PICKETT, THOMAS Y | JULY VALUATION CONTRACT | 5,250.00 |
| PIONEER MILL & CONSTRUCTION | REBAR/ROCK BASE FOR NEW FD | 10,000.00 |
| PITNEY BOWES | CARBON BLDG POSTAGE | 271.00 |
| PLATTE VALLEY MEDICAL | MEDICAL SERVICES | 292.50 |
| PRAIRIE DOG ELECTRIC | ELECTRICAL SERVICES | 282.34 |
| PRO-CHEM INDUSTRIAL, | SUPPLIES | 360.34 |
| PROJECT PREVENTION | PAYROLL/PHONE/SUPPLIES/TRNG | 1,632.69 |
| PUBLIC SAFETY CENTER | SUPPLIES | 1,335.68 |
| PUBLIC SAFETY WAREHOUSE | SUPPLIES | 69.95 |
| PURCHASE POWER | SUPPLIES | 463.06 |
| Q BUSINESS SOURCE | SUPPLIES | 230.97 |
| QUILL CORPORATION | TABLES & CARRIER | 517.11 |
| QWEST | TELEPHONE SERVICES | 413.96 |
| QWEST-DENVER | TELEPHONE SERVICES | 117.52 |
| RAWLINS AUTOMOTIVE | SUPPLIES | 1,277.34 |
| RAWLINS DWUI SEMINAR | REGISTRATION FEES | 30.00 |
| RAWLINS FAMILY MEDICAL | MEDICAL SERVICES | 360.00 |

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| RAWLINS FIRE EXTINGUISHER | FIRE EXTINGUISHER/ANNUAL INSP | 205.00 |
| RAWLINS GLASS | WINDSHIELD REPLACEMENTS | 645.00 |
| RAWLINS, CITY OF | WATER & SEWER | 608.40 |
| REDWOOD BIOTECH | SUPPLIES | 147.25 |
| RELIABLE | SUPPLIES | 798.51 |
| RICHARD S BECKER & ASSOCIATES | FCC APPLICATION | 1,325.00 |
| RIOTEC | SUPPLIES | 137.00 |
| RIVERTON FIRE DEPT. | REGISTRATION FEES | 270.00 |
| ROCKMOUNT RESEARCH | SUPPLIES | 344.05 |
| ROCKY MOUNTAIN POWER | ELECTRICAL SERVICE | 3,874.92 |
| ROSCOE STEEL & CULVERTS | SUPPLIES | 7,488.19 |
| ROSS' AUTOMOTIVE SERVICE | VEHICLE MAINTENANCE | 65.50 |
| RYAN ELECTRONICS INC | CONST/BATTERIES/SVC CALLS/PTS | 5,573.54 |
| S E D MEDICAL LABORATORY | DRUG TESTS | 300.50 |
| S.J. MILLER ASSOCIATES | INVESTIGATION SERVICES | 1,675.00 |
| SARATOGA AUTO PARTS | SUPPLIES/PARTS | 370.39 |
| SARATOGA, TOWN OF | REIMBURSEMENT FOR TOWING | 277.00 |
| SCHAEFFER'S | SUPPLIES | 776.60 |
| SHELL FLEET PLUS | FUEL | 295.79 |
| SHEPARD'S | FUEL | 1,922.30 |
| SHIVELY HARDWARE | SUPPLIES/TOOLS | 74.46 |
| SMITH, SUSAN | SUPPLIES | 26.78 |
| SNAP-ON TOOLS | TOOLS | 414.00 |
| SNOWY RANGE PROPANE | PROPANE | 754.43 |
| SOURCE GAS | HEATING FUEL | 21,653.90 |
| STAR AWARDS & SIGNS | SUPPLIES | 47.88 |
| STROM, CALVIN | CONFERENCE | 225.54 |
| T'S KEYS | LOCK REPAIRS/INSTALLMENT | 690.00 |
| THOMPSON PUBLISHING | PUBLICATIONS | 917.00 |
| TIMBERLINE ENCAMPMENT | SUPPLIES | 34.49 |
| TRIBCSP.COM | E-MAIL ACCOUNT | 2.00 |
| TRUE VALUE OF RAWLINS | SUPPLIES | 2,127.47 |
| U S BANK | TRAVEL EXPENSES | 1,566.89 |
| U S POSTMASTER | PO BOX 754-RENT | 36.00 |
| UNION TELEPHONE COMPANY | CELL PHONE SERVICE | 1,068.23 |
| V-1 PROPANE | PROPANE | 1,006.55 |
| VAN'S WHOLESALE | SUPPLIES | 466.54 |
| VERIZON WIRELESS | CELL PHONE SERVICE | 638.44 |
| VISIONARY COMMUNICATIONS | DIALUP | 93.65 |
| WEICKUM, TERRY | MILEAGE | 378.12 |
| WEST PAYMENT CENTER | WEST INFO CHARGES/CD ROMS | 773.92 |
| WESTERN STATES FIRE | REPAIRS | 628.76 |
| WESTERN STATES SHERIFF | 2008 MEMBERSHIP-JERRY CO | 100.00 |
| WIMPENNY, ROBERT G D | DENTAL SERVICES | 359.00 |
| WLC ENGINEERING | COUNTY USE PLAN PROJECT | 5,020.78 |
| WY DIESEL SERVICE | SUPPLIES | 39.90 |
| WY FIRE CHIEF'S ASSOCIATION | 2008 DUES | 100.00 |
| WY MACHINERY COMPANY | PARTS | 5,905.00 |
| WY STATE FIRE ADVISORY | 2008 DUES | 300.00 |
| WY STATE FIREMEN'S ASSOCIATION | 2008 DUES | 50.00 |
| WY STATIONERY | PUNCH/SUPPLIES | 1,125.20 |
| WYOPASS | 2008 ANNUAL DUES | 100.00 |
| XEROX CORPORATION | BASE CHARGES | 1,156.65 |
| YOUNG, CHARLES MD | MEDICAL SERVICES | 75.00 |
| | GRAND TOTAL | 212,857.94 |

CLERK

Minutes

Commissioner Paxton moved to approve the minutes of the January 15, 2008 Commissioners meeting as presented. Commissioner Elliott seconded and the motion carried unanimously.

Monthly Receipts

Commissioner Elliott moved to accept statements of fees collected from the Clerk of District Court's Office for the month ending December 2007 in the amount of \$2,534.18, Planning & Zoning for the month of January 2008 in the amount of \$400.00 and the County Clerk's office for the Month of January 2008 in the amount of \$14,257.00. Commissioner Paxton seconded and the motion carried unanimously.

Bonds

Attorney DeLancey advised she reviewed a bond for Karen Mary Juno, Treasurer for the Carbon County Library Board in the amount of \$3,000.00 and stated the Library Board by-laws do not set a specific dollar amount for this bond but rather leave the amount up to the BOCC. Commissioner Weickum confirmed with Attorney DeLancey that there is no statutory requirement as to the amount of this bond. There was discussion of the cost to the Library Board of increasing the bond amount.

Commissioner Paxton moved to approve a \$3,000.00 bond for Karen Mary Juno, Treasurer for the Carbon County Library Board, contingent upon her notarized signature on the bond. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Elliott moved to approve a \$5,000.00 bond for Shirley Stoner, Trustee for Medicine Bow Rural Health Care District, \$5,000.00 bond for Theresa Archer, Treasurer/Trustee for Medicine Bow Rural Health Care District, \$5,000.00 bond for Glen Culver, Trustee for Medicine Bow Rural Health Care District, \$5,000.00 bond for Judith Wohl, Trustee for Medicine Bow Rural Health Care District, \$5,000.00 bond for Shelly B. Cooper, Trustee for Medicine Bow Rural Health Care District, \$2,000.00 bond for Rusena Cobb, Treasurer for Little Snake River Museum District of Savery and \$50,000.00 for Janet R.B. Herold, Clerk/Treasurer for the Town of Baggs. Commissioner Paxton seconded and the motion carried unanimously.

Legislative Meeting Update

Clerk Rothenberger advised Cheri Kohn from the Wyoming County Commissioners Association contacted her asking if the BOCC will be attending a legislative session February 11-15, 2008 to assist in lobbying. The BOCC advised they will be unable to attend.

Chicano Studies

Clerk Rothenberger stated she just received the first severance tax voucher from Chicano Studies which was due in November and advised they still have not cashed a check issued to them in 2006. Clerk Rothenberger stated she will write to the entity but advised they continually submit items late and incomplete.

Relay For Life

Clerk Rothenberger advised Lesa Vasquez contacted her asking for approval to use the Courthouse grounds for the Relay for Life on August 1 and 2, 2008. She stated she advised Ms. Vasquez the BOCC must decide and that the group must present a certificate of liability insurance for the event.

Commissioner Elliott moved to approve the request from Relay for Life to use the Courthouse grounds on August 1 and 2, 2008 upon submitting proof of insurance. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Scholarships

Clerk Rothenberger stated the Clerk's Office is ready to advertise for applicants for three new

and one renewal Commissioner Scholarships. She asked if the BOCC is satisfied with the current process and information or if it would like additional information included in this year's applications. The BOCC approved the current process.

Dixon Airport Grants

Clerk Rothenberger stated she received documents from Airport Development Group (ADG) to revise one grant and apply for two others in reference to the Dixon Airport. She advised she would review these documents and discuss them later today.

State Land Investment Board (SLIB) Funds

Clerk Rothenberger advised that \$2 million of SLIB funds were awarded to Carbon County for a county road project, however only a small portion of these funds will be used as each dollar must be matched by private industry and this has not been possible. She advised she has been working with Rob Tompkins at the State Lands & Investments Office to determine alternate uses for the remainder of the funding. She subsequently sent a letter to each municipality and various special districts advising them if they have a project resulting from the impacts of oil and gas development and if they feel they can obtain the private industry match required, to contact her immediately. She added Bill Nation is aware of this situation and was comfortable finding alternate uses for the funding. She advised the subject will be on the February Council of Governments agenda.

ELECTED OFFICIALS / DEPARTMENT HEADS

Assessor

County Assessor Sheryl Snider presented several rebates and abates for approval. She advised the supplements assessed value \$2,311,153.00 minus adjustments of \$1,995,336.00, result of positive value of \$315,817.00. She also discussed the 25% re-assessment cycle her office must conduct each year to meet the reappraisal cycle of the county every four years. Her office is currently striving to meet this guideline. She reported the new vehicle ordered for the office is still in transit.

Sheriff

Sheriff Jerry Colson distributed and discussed the annual juvenile statistics prepared by Ada Fowler, Juvenile Probation Agent. He advised that prior to 2005 this program was operated through a grant then Ms. Fowler was made an employee. He stated his department dealt with 296 juveniles in 2007 compared to 234 in 2006.

Jail Food Service

Sheriff Colson advised he intended to no longer use CBM Foodservice to provide meals at the jail and rather hire employees to do this to save cost, however the CBM contract prohibits him from hiring their employees, therefore he advised he will continue to use CBM for these services. He advised that due to the negotiations, he was able to obtain a price adjustment from \$2.83 per meal to \$2.40 per meal, for a total yearly savings of \$21,681.00.

Building Manager

Courthouse Remodeling

Leroy Graham opened two sealed bids for the three phases of courthouse remodeling. He advised that Phase I is a restroom and security window for Circuit Court, Phase II is remodeling the Assessor's Office and Phase III is to remodel the vacant County Attorney's space in the Courthouse for use by the Clerk of District Court.

Energy Construction bid only the security window portion of Phase I for Circuit Court totaling \$18,313.00, \$47,330.00 for Phase II, and \$87,015.00 for Phase III. Shepard Construction bid \$39,850.00 for all portions of Phase I, \$44,300.00 for Phase II, and \$98,680.00 for Phase III. Mr. Graham stated he would meet with all the departments involved and make a recommendation later today.

Gas Card

Mr. Graham stated he has his new truck and asked for approval to obtain a gas card. Clerk Rothenberger explained the process and stated certain stations have accounts for the county. Bill Nation advised Mr. Graham should get with his secretary to see if he can get the government pricing Mr. Nation negotiated.

Commissioner Paxton moved to authorize Leroy Graham to secure a gas card that meets his needs. Commissioner Elliott seconded and the motion carried unanimously.

Carbon Building

Mr. Graham stated he will be meeting with Upper Plains Construction, the contractor who will be working on the Third Street project for the Wyoming Department of Transportation. Mr. Graham would like to discuss the Carbon Building drainage system to see if the contractor can incorporate this while working on Third Street.

Office Space

Clerk Rothenberger discussed office space that will be vacated at the Carbon Building once the new Road & Bridge building is completed. She asked if the BOCC has decided who will occupy the space vacated by the Planning Department. The BOCC stated they would still like Planning and Development and GIS / Rural Addressing to move to the vacated Road & Bridge space, and they are still undecided on what to do with the vacated Planning and Development space. Clerk Rothenberger offered to schedule a Building Committee to come up with recommendations and stated the group would report later.

Library

Kristin Herr introduced herself to Commissioner Elliott. There was then discussion of the bond amount for the Carbon County Library Board Treasurer and Ms. Herr stated she will be back in June to discuss the bond amount being increased.

Treasurer

County Treasurer Cindy Baldwin discussed county investments and interest rates. She stated there is a local CD that went from an interest rate of 4.95% to 3%. She added that she will be sending out delinquent tax notices soon and has received numerous calls from property owners.

District Court

District Court Clerk Lindy Glode stated her office is a passport acceptance office and the application fee increased from \$67.00 to \$75.00 while the county's fee was decreased from \$30.00 to \$25.00 making the total application fee \$100.00. She reported her office received 269 passport applications last year.

Cooperative Extension Office

Charlene Abbott and Cathy Craig advised the copier at the County Extension Office is breaking down and they discussed the option of leasing a new copier. Ms. Abbott stated she would like to lease a new machine from Perue Printing for \$512.00 per month or \$534.85 per month, depending on the copier chosen. She added this provides an overall savings to the county as the new lease would include a higher copier allowance. The Board approved the lease of a new copier.

Road & Bridge

Lease Agreement

Bill Nation presented a lease agreement for a gravel permit with James Wiant in Saratoga. He stated this is on County Road 504 and they use this gravel for various Saratoga Roads.

Commissioner Paxton moved to approve the Lease Agreement for Gravel Pit #425 between Carbon County and James Wiant. Commissioner Elliott seconded and the motion carried unanimously.

Area Work

Bill Nation provided various photographs and an overview of various county roads and projects in the county including the Seminole Boat Club road and DKRW's project.

Mr. Nation stated that PMPC has the preliminary costs for the two to three miles of road leading to the Seminole Boat Club.

Commissioner Weickum thanked the Road & Bridge department for all their hard work.

Mr. Nation distributed the Road & Bridge Report dated February 5, 2008. He stated snow removal has been their main concern in all areas of the county the past few weeks. He reported extra crews have helped out in the Baggs and Saratoga areas with the dozer and snow blower.

Road & Bridge Building

Mr. Nation stated Shepard Construction has finished with the outside of the Road & Bridge building and they are now starting work on the interior.

CMAQ Grant

Commissioner Weickum stated Carbon County is tentatively being awarded \$383,800.00 from the Control Mitigation Air Quality grant program thanks to Mr. Nation.

AGENDA AMENDMENT

Commissioner Paxton moved to amend the agenda to move the Executive Session scheduled for 10:15 a.m. to 2:00 p.m. this afternoon. Commissioner Elliott seconded and the motion carried unanimously.

BOARD INTERVIEWS & APPOINTMENTS

Planning & Zoning Commission

Clerk Rothenberger stated that her office received an application for the Planning & Zoning Commission from Malcolm Watson, however it was received after the deadline. She stated if the Board does not appoint the only other applicant today, she could re-advertise and the Board could consider Mr. Watson at that time.

Brian Lally and Malcolm Watson were interviewed for consideration of appointment to the Planning & Zoning Commission.

Commissioner Paxton moved to appoint Brian Lally of Savery, Wyoming to the Planning & Zoning Commission for a three-year term expiring December 2010 contingent upon board training if offered by the county. Commissioner Elliott seconded and the motion carried unanimously.

Carbon County Economic Development Corporation

Kenneth Casner, Cindy DeLancey and Lance Grubb were interviewed for consideration of appointment to the Carbon County Economic Development Corporation.

Commissioner Paxton moved to appoint the following to the Carbon County Economic Development Corporation; Kenneth Casner for a three-year unexpired term expiring December

2009, Cindy DeLancey for a three-year unexpired term expiring December 2010 and Lance Grubb for a three-year term expiring December 2010. Commissioner Elliott seconded and the motion carried unanimously.

Land Use Plan Steering Committee

Chairman Weickum stated the Clerk's Office received nine applications for the Land Use Plan Steering Committee and that a representative from the BOCC and the Planning and Development Office should also be appointed to this committee.

Commissioner Paxton moved to appoint Richard Wilson, Debra Allan, Doug Wasinger, Linda Fleming, William Ronald Wille, Michael Evans, Dick G. Hiser, Jim Miller, Irene E. Archibald, Terry Weickum, and Lou Kline to the Land Use Plan Steering Committee. Clerk Rothenberger asked that the motion be amended to add that there are no set terms for the board and that members may be removed by the Board of Carbon County Commissioners for cause. Commissioner Paxton amended the motion to add there are no terms but appointed until the project is completed and any member can be removed by the Board of County Commissioners for cause. Commissioner Elliott seconded and the motion carried unanimously.

OLD PENITENTIARY JOINT POWERS BOARD

Tina Hill, Leigh Nation, and Kathie Morales discussed the Old Penitentiary. Ms. Hill stated they have had a 15.9% increase in tour revenue over 2006. She further stated tour guide prices have increased due to minimum wage, Halloween tours were successful, and they now have a full seven member board. She advised the new maintenance / janitorial position has been filled thanks to the BOCC's financial support.

RAWLINS MAIN STREET

Pam Thayer distributed and discussed the Rawlins Main Street Community Calendar interactive community website. She asked for permission to have a link on Carbon County's website to access the community calendar and advised this would be at no cost to the county. She stated entities wanting events on the calendar would contact Rawlins Main Street for initial information then the entities would update their own sites by loading information on the website. She further stated she will continue to work with the county's IT Specialist, Matt Webster, to make the link available. The BOCC stated its support of the idea and approved the link be placed on the county's website.

BUILDING MANAGER – COURTHOUSE REMODEL

Leroy Graham stated he met with the offices affected by the Courthouse remodel project and herecommended accepting the entire bid from Shepard Construction in the amount of \$182,830.00. Chairman Weickum asked if this amount is in the budget and Clerk Rothenberger advised it is \$11,800.00 over budget however there are available funds in the Courthouse maintenance budget.

Commissioner Elliott moved to accept the proposal submitted by Shepard Construction for Phase I in the amount of \$39,850.00, Phase II in the amount of \$44,300.00 and Phase III in the amount of \$98,680.00 for a total of \$182,830.00 subject to the approval of the appropriate documents prepared by Attorney DeLancey. Commissioner Paxton seconded and the motion carried unanimously.

JEFFREY CENTER

Gary Steele of PMPC reported on the sealant test done in the Jeffrey Center's basement. He advised he has the list of references the BOCC requested and he will continue to contact each. He stated the test has been completed and will have to sit for three weeks after which the company will return. Mr. Steele stated if everything goes well, they could finish some time in March.

Mr. Steele stated Mr. Graham also took the contractor over to the Carbon Building to take a look at that building's water issues. Mr. Graham stated this process can also be done at the Carbon Building if it is successful at the Jeffrey Center.

AGENDA AMENDMENT

Commissioner Paxton moved to amend the agenda to move the Health Evaluation to 2:30 p.m. Commissioner Elliott seconded and the motion carried unanimously.

LUNCH

Chairman Weickum recessed for lunch at 12:03 p.m. and reconvened at 1:31 p.m.

PLANNING & ZONING

Public Hearing Case File No. 07-24

Chairman Weickum opened a public hearing at 1:31 p.m. to hear Planning & Zoning Case File No. 07-24.

Lou Kline, Kristy Rowan and Will Speer presented the following Case File:

Case File No. 07-24 Audrey Brokaw: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) on approximately 2.93 acres. The C-2 Zone allows highway oriented business development at appropriate locations in the county and to apply to areas where more complete commercial facilities are necessary for community convenience.

Mr. Kline stated the applicant would like to construct a shop facility for KB Energy and stated the Planning and Zoning Commission staff recommends approval subject to conditions in Exhibit A.

Keith Broyles from KB Energy stated that the building will house their corporate offices, field crews will be run from the building and it will be used to store equipment.

There being no further public comments, Chairman Weickum closed the public hearing at 1:38 p.m.

Commissioner Paxton moved to approve Planning & Zoning Case File No. 07-24 Audrey Brokaw's request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) on approximately 2.93 acres with the conditions outlined in Exhibit A as read. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Elliott moved to authorize the Chairman sign Resolution No. 2008-04, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning Commission, regarding Planning & Zoning Case File No. 07-24. Commissioner Paxton seconded and the motion carried unanimously.

Resolution No. 2008 - 04

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.§18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on January 2, 2008, 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 for Carbon County, Wyoming; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat.§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 which said hearing occurred on February 5, 2008; 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; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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.

(1) Case File #07-24 – Audrey Brokaw: Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Highway Commercial (C-2) on approximately 2.93 acres. The C-2 Zone allows highway oriented business development at appropriate locations in the County and to apply to areas where more complete commercial facilities are necessary for community convenience. The subject property is located at intersection of State Highway 13 and I-80 (1/4 mile north of Exit 272).

Legal Description: A tract of land lying in the S1/2, Section 19, T19N, R78W, 6th P.M., Carbon County, Wyoming, more completely described as follows:

In Lot 2 of the Overland Trail Inn, Inc. beginning at the point of intersection of the southwesterly right-of-way line of Colorado Interstate Gas Company and the easterly right-of-way of State Highway 13; thence S21°14'W a distance of 705.65 feet to a T-bar set on the easterly right-of-way line of said Highway 13; thence S72°27'E, along said right-of-way line, a distance of 24.88 feet to a T-bar; thence S17°33'W, along said right-of-way line, a distance of 132.4 feet; thence S72°27'E a distance of 150.0 feet to a point; thence N18°20'E a distance of approximately 780.0 feet to a point on the aforementioned Colorado Interstate Gas Company right-of-way line; thence N50°33'W a distance of 150.0 feet to the point of beginning, together with all improvements thereon situate, hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of the State of Wyoming.

Pursuant to the recommendations of the Carbon County Planning and Zoning Commission: Density on the subject parcel being zero (0) *unless* a Conditional Use Permit (C.U.P.) is approved for the purpose of a single-family residence *only* when used by the owner or manager on the same site.

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.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 5th day of February, 2008.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

By: -s- Terry Weickum, Chairman
-s- Jerry D. Paxton, Vice Chair
-s- James E. Elliott, Jr.

Attest:

-s- Gwynn G. Rothenberger, Carbon County Clerk

Land Use Plan Steering Committee

Mr. Speer thanked the BOCC for making appointments to the Land Use Plan Steering Committee.

COMMISSIONERS DISCUSSION

County Road 3

Commissioner Paxton discussed the \$10 million possible allocation from the State for County Road 3 and that there are concerns from landowners about where the realigned road may lie. Chairman Weickum asked Mr. Nation if there were any problems with landowners on this road and Mr. Nation replied that some are in favor of the proposed realignment and some favor the current road alignment.

Special Purpose Tax Committee Facilitator

Commissioner Elliott provided Kevin O'Brien's resume and suggested Mr. O'Brien replaces him as the facilitator for the special purpose tax committee. He added that Mr. O'Brien would like to come to the special purpose tax meeting on February 12, 2008. Commissioner Paxton stated he had a meeting in Laramie and would not be able to attend. Commissioner Paxton asked if the county was responsible for a facilitator and Chairman Weickum responded yes. Chairman Weickman asked Commissioner Elliott to negotiate with Mr. O'Brien to become the facilitator.

Commissioner Paxton moved to authorize Commissioner Elliott to work with Kevin O'Brien in securing his services as facilitator for the special use tax committee. Chairman Weickum seconded and the motion carried unanimously.

Wind Farm

Chairman Weickum advised he has been contacted by landowners who have asked if the BOCC could help them with communications between the landowners and PacifiCorp Energy regarding the wind farm project. Chairman Weickum identified three issues that have not been addressed, no provisions for a man camp, removal of solid waste and issues with County Road 121. He stated the next hearing is in Saratoga on February 6, 2008 at 9:00 a.m. and he will try to get more information at the meeting before giving his approval. Bill Nation stated the man camp and solid waste are important and added that recreation will also impact County Road 121.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 2:19 p.m. with Clerk Rothenberger and Bill Nation for potential litigation. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 3:03 p.m. and that the minutes of the session be approved as written and sealed, and declared that no action was taken during the executive session. Commissioner Elliott seconded and the motion carried unanimously.

PREVENTATIVE HEALTH PROGRAM

Lisa Kwiecien, Interactive Health Solutions, Inc. (IHS), a company that works with employers to assist in managing healthcare costs, and Mark Moreno of Meritain Health discussed a proposed Wellness Program for county employees. Ms. Kwiecien explained three phases of the program, discover, educate, and manage. The first is comprehensive blood tests are taken onsite from each employee participating in the wellness program and this is incorporated with a detailed questionnaire to assist in identifying various medical conditions. After testing, results are available within days online and a report is mailed to the participant.

According to Ms. Kwiecien, after the discover phase previously described, critical patients will be called by IHS and assist them in obtaining help with their health. The point of the program is to lower claims by improving individual health over time by providing incentives to employees such as lower premiums for employees who perform well over the year. Ms. Kwiecien discussed the importance of reducing healthcare costs by using prevention. Lindy Glode stated her support of the program and she thinks it makes the employee take more control over their own health.

Commissioner Weickum stated he feels many health issues are hereditary not caused or able to be improved by lifestyle. He asked if the program rewards individuals with good genes and punishes those with hereditary diseases. Ms. Kwiecien stated she does not feel that is true.

Commissioner Paxton stated a possible survey to the employees might be beneficial to show what the employees would like. Commissioner Paxton also stated this may need to be put off for budgetary reasons.

Bill nation asked without this comprehensive health plan, what would be the increase to the county if we don't do the incentive program. Ms. Kwiecien stated without the program an approximate 13% increase in claims per year and with the program the county would see a \$3.00 return on each \$1.00 invested in the program.

ROAD & BRIDGE

Commissioner Paxton moved to authorize Bill Nation to work through his attorney firm, Buchhammer and Kehl to negotiate, if possible, a settlement with Hyland Enterprises on County

Road 701 invoice. Commissioner Elliott seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Elliott moved to go into executive session at 4:16 p.m. with Clerk Rothenberger and Attorney DeLancey for land acquisition. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 4:43 p.m. and that the minutes of the session be approved as written and sealed, and declared that no action was taken during the executive session. Commissioner Elliott seconded and the motion carried unanimously.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 4:43 p.m. with Clerk Rothenberger and Attorney DeLancey for potential litigation. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 5:18 p.m. and that the minutes of the session be approved as written and sealed, and declared that no action was taken during the executive session. Commissioner Elliott seconded and the motion carried unanimously.

DIXON AIRPORT GRANTS

Clerk Rothenberger presented the grants mentioned earlier today regarding the Dixon Airport.

Commissioner Elliott moved to authorize Chairman Weickum to sign Amendment Number two to State Grant 9U4-02X, a Request for an Amendment to an Existing Grant, increasing the state portion to \$27,273.00 with a \$557.00 local match. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to approve the Request State Airport Aid with WYDOT for the Dixon Airport for Runway Rehabilitation Phase II in the amount of \$52,513.00 of state funds and \$13,129.00 local match. Commissioner Elliott seconded and the motion carried unanimously.

INDUSTRIAL SITING MEETING – PACIFICORP

Attorney DeLancey requested a board member be present at tomorrow's PacificCorp industrial siting meeting in Saratoga. Chairman Weickum stated he will be present at the meeting and plans to testify.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 5:34 p.m.

-s- Gwynn G. Rothenberger, Carbon County Clerk

Approved this 19th day of February 2008.

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman