

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, July 15, 2008  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, July 15, 2008 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum, Vice Chairman Jerry Paxton and Commissioner James Elliott; County Clerk Gwynn Rothenberger; County Attorney Cindy DeLancey; County Treasurer Cindy Baldwin and Deputy Clerk Kathy Turner.

Chairman Weickum called the meeting to order at 9:04 a.m.

**VOUCHERS**

Commissioner Elliott moved to sign and approve the report of expenditures dated July 15, 2008 as submitted in the total amount of \$487,800.79. Commissioner Paxton seconded and the motion carried unanimously.

ALCO	SUPPLIES	91.91
ALCORN, CHRISTINE	LAWN MOWING	50.00
ALSCO, AMERICAN LINEN	SHOP SUPPLIES/MATS	583.16
ARLINGTON OUTPOST	VEHICLE MTCE/FUEL	100.88
BAGGS, TOWN OF	WATER SERVICES	198.75
BECK CONSULTING	MITIGATION PLANNING	6,000.00
BEHAVIORAL INTERVENTION	MONITORING SERVICES	1,000.95
BI-RITE PHARMACY	PRESCRIPTIONS	4,573.39
BOB BARKER COMPANY	BEDDING/SHAMPOO	501.88
BRESNAN COMMUNICATIONS	CABLE/ONLINE SERVICES	463.93
BUILD RITE LUMBER SUPPLY	SUPPLIES	168.94
C & B SAND & GRAVEL	ROCK TO COUNTY RD 725	216.30
CARBON CTY COOPERATIVE EXT	PHONE SERVICES/PO FEES	145.40
CARBON COUNTY LIBRARY	REIMBURSEMENT	109.00
CARBON COUNTY TV & ELECTRIC	BATTERIES/REPAIR & RECORD VHS	14.99
CARBON COUNTY VETERINARY	DOG FOOD	42.67
CARBON POWER & LIGHT	ELECTRIC SERVICES	789.70
CARE MORE TURF MAINTENANCE	LAWN MAINTENANCE	3,000.00
CDW GOVERNMENT, INC.	SUPPLIES	6,377.89
CENTRAL STATES TACTICAL	SHERIFF SUPPLIES	1,764.35
CENTURYTEL	PHONE SERVICES	145.86
CESKO, DAVID MD	HEALTH SERVICES	2,206.00
CHILDRESS ELECTRIC INC.	JAIL SUPPLIES	271.14
CONOCOPHILLIPS	FUEL	333.04
CORPORATE EXPRESS	JAIL SUPPLIES	730.18
CRAFTSMAN ELECTRIC	ELECTRICAL MAINTENANCE	617.08
CSK AUTO, INC.	SHERIFF SUPPLIES	2.99
CULVER, GLEN	LAWN MOWING	25.00
CUSTOM VINYL SIGNS & LETTERING	SHERIFF SUPPLIES	150.00
DAILY TIMES	ADVERTISING	3,069.68
DALLIN MOTORS INC	VEHICLE REPAIR	43.88
DELEON, JOHN	LEGAL SERVICES	3,342.00
DIVISION OF CRIMINAL	CORONER SERVICES	39.00
DIXON, TOWN OF	WATER SERVICES	33.50
DUBOIS TELEPHONE EXCHANGE	PHONE SERVICES	123.75
EGAN PRINTING	SPECIFIC PURPOSE TAX	2,105.00
ELK MOUNTAIN VOLUNTEER FD	ELK MOUNTAIN FD SUPPLIES/FUEL	457.65
ELK MOUNTAIN, TOWN OF	WATER SERVICES	46.00
ELLIOTT, JAMES E JR.	COG DINNER/MILEAGE	224.30
ENCAMPMENT, TOWN OF	WATER SERVICES	54.00
ENERGY CONSTRUCTION	LIBRARY COMPLETION	7,590.00
ENGSTROM, JAMES D. DDS	JAIL DENTAL SERVICES	2,000.00
ERICKSON & ROBERTS	LEGAL SERVICES	9,723.11
EVANS, JENNY	LAWN MOW	50.00
EVANS, MORGAN	JAIL HAIRCUTS	60.00

FARMER BROTHERS COFFEE	SUPPLIES	271.88
FEDEX	POSTAGE	22.63
FLEET SERVICES	FUEL	296.06
FLOCK, WILLIAM D, M.D.	HEALTH SERVICES	154.00
FRANCE FLYING SERVICES	SUPPLIES/POSTAGE	86.84
FRANCE, TARA	TRANSCRIPTION SERVICES	764.00
FRANCIS, SARAH	OFFICE SUPPLIES	31.24
FREMONT MOTORS-RAWLINS	VEHICLE MAINTENANCE	3,881.76
FSH COMMUNICATIONS	COURTHOUSE MAIN PAYPHONE	70.00
GALLS INCORPORATED	FIRE DEPARTMENT SUPPLIES	165.75
GASES PLUS	CYLINDER RENTALS/SUPPLIES	814.16
GCR ELECTRONICS, LLC	SITE RENTALS	900.00
GIZMO'S RENTS & SELL	ASSESOR REFRIDGERATOR	230.00
GOLDEN, MARY	MILEAGE	197.34
GOSVENOR, MAXINE	MILEAGE	61.64
GRAPHIC SPORTS	SIGNS	468.00
HANNA, TOWN OF	WATER SERVICES	76.00
HAYS, STEPHEN DDS	HEALTH SERVICES	61.00
HEIMAN FIRE DEPARTMENT	FIRE DEPARTMENT SUPPLIES	338.20
HIGH PLAINS POWER	ELECTRIC SERVICES	376.53
HIGH PLAINS VISION CENTER	EYE CARE	396.00
HILLCREST SPRING WATER	WATER	155.10
HILLTOP CONOCO	FUEL	221.25
HONES VETERINARY SERVICE	DOG CARE	205.32
HYLAND ENTERPRISES	R&B SUPPLIES	80.10
J H KASPAR OIL COMPANY	FUEL	17,801.58
JACKALOPE PRINTING	SUPPLIES	290.22
JB'S STOP-N-SHOP	FUEL/OIL/WASHER FLUID	555.89
JERRY'S DONUTS	COMMISSIONER SUPPLIES	35.96
JUVE, JANE H	LEGAL SERVICES	12,884.41
KAR KRAFT INC	VEHICLE REPAIR	1,599.01
KARL'S AUTO REPAIR	VEHICLE BATTERY	95.00
KENCO SECURITY & TECHNOLOGY	MONITORING/SECURITY	34.00
KILBURN TIRE COMPANY	VEHICLE REPAIR	181.40
KONE ELEVATORS ESCALATORS	TESTS/MAINTENANCE	2,536.21
KROGER - KING SOOPERS	SUPPLIES	50.72
KROGER-RAWLINS	PRESCRIPTIONS	42.39
LARAMIE PHYSICIANS	HEALTH SERVICES	300.00
LEXIS NEXIS MATTHEW	WY STATS	469.80
LINCOLN PRINTING PLUS	ENVELOPES/LETTERHEAD	463.54
LONG BUILDING TECHNOLOGIES	JAIL MAINTENANCE	82.90
M S C	ANNUAL MAINTENANCE	1,275.00
MATTHEW BENDER & CO,	WY COURT RULES/WY STATS	206.20
MEDICINE BOW, TOWN OF	WATER SERVICES	53.00
MEMORIAL HOSPITAL	MEALS	102.00
MOELLER, MARIE	HOURS	132.00
MT RUSHMORE BROADCASTING	RADIO SERVICES	48.00
MPM CORP / EVERGREEN	GARBAGE SERVICES	20.00
MUDDY GAP TRAILER PARK	WATER SERVICES	90.00
MURANE & BOSTWICK, LLC	LEGAL SERVICES	2,883.60
MY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	690.20
NATIONAL BUSINESS	DISTRICT COURT DESK	1,691.77
NEUTRON INDUSTRIES	BUILDING SUPPLIES	184.03
O'BRIEN, KEVIN	HOURS/MILEAGE	765.64
PAGE ONE	PHONE SERVICES	275.72
PAMIDA INC	SUPPLIES	17.97
PERKINS OIL CO	FUEL	2,742.02
PERUE PRINTING	SUPPLIES	63.69
PHILLIPS 66	FUEL	752.30
PHONE DIRECTORIES CO	PHONE BOOK ADS	1,128.00
PICKETT, THOMAS Y	2009 VALUATION CONTRACT	5,250.00
PITNEY BOWES INC	POSTAGE MACH RENTAL/POSTAGE	456.44
PLATTE VALLEY MEDICAL	HEALTH SERVICES	581.00
PREMIER ELECTION SOLUTIONS	ELECTIONS SUPPLIES/TRAINING	1,474.56
PRO-CHEM INDUSTRIAL	SUPPLIES	1,209.65
PUBLIC SAFETY WAREHOUSE	CARPENTER VEST	649.95
QUALITY INN	ROOM CHARGE	70.00

QUALITY LANDSCAPE	LAWN CARE	85.00
QUESTAR GAS	GAS SERVICES	24.07
QUILL CORPORATION	SUPPLIES/PHONES	482.71
QWEST-DENVER	PHONE SERVICES	413.15
QWEST-KENTUCKY	PHONE SERVICES	576.60
QWEST-PHOENIX	PHONE SERVICES	305.09
RAWLINS AUTOMOTIVE	SUPPLIES/VEHICLE MAINTENANCE	1,080.92
RAWLINS EYE CARE	HEALTH SERVICES	881.74
RAWLINS FAMILY MEDICAL	HEALTH SERVICES	1,345.00
RAWLINS GLASS	VEHICLE MAINTENANCE	735.83
RAWLINS URGENT CARE	HEALTH SERVICES	98.00
RAWLINS, CITY OF	CEMETERY SVCS/WATER SVCS	1,627.23
RICHARD S BECKER & ASSOC	PROFESSIONAL SERVICES	15,248.77
RITE-STYLE OPTICAL	SAFETY GLASSES	116.50
ROCKY MOUNTAIN POWER	ELECTRIC SERVICES	15,976.59
ROSS' AUTOMOTIVE SERVICE	VEHICLE MAINTENANCE	215.88
RYAN ELECTRONICS INC	EQUIPMENT/MTCE CONTRACT	5,924.79
S E D MEDICAL LABORATORY	R&B SUPPLIES	180.30
SARATOGA AUTO PARTS	SUPPLIES/VEHICLE MAINTENANCE	1,325.43
SARATOGA, TOWN OF	WATER SERVICES	13.75
SECRETARY OF STATE	GOVERNMENT DIRECTORY	10.00
SEMINOE BOAT CLUB	FUNDING FOR ROAD STUDY	19,673.80
SHEPARD CONSTRUCTION	PHASE #3 DISTRICT COURT	74,010.00
SHEPARD'S	FUEL	2,126.89
SHIVELY HARDWARE	SUPPLIES	97.29
SMITH, SUSAN	MILEAGE	18.40
SNAP-ON TOOLS	SUPPLIES	41.14
SOURCE GAS	GAS SERVICES	9,210.09
SOUTHWEST M.R.O., P.C.	2ND QUARTER RANDOM SERVICES	50.00
SQUIRREL TREE AUTOMOTIVE	VEHICLE MAINTENANCE	128.12
SRIDHARAN, P V MD	HEALTH SERVICES	203.00
STAN'S QUIK LUBE	VEHICLE MAINTENANCE	39.95
STATE OF WYOMING A & I	MONTHLY ACCESS	20.83
SUNRISE SANITATION SERVICE	GARBAGE SERVICES	35.00
SWEETWATER COUNTY SHERIFF	JUNE 2008 INMATE HOUSING	10,398.10
SYSTEMS CONSULTING	OFFICE SUPPLIES	264.00
TERMINIX	PEST CONTROL/BLDG MTCE	190.00
THOMPSON PUBLISHING	LABOR STANDARDS HANDBOOK	428.50
THOMSON HEALTHCARE DMS, INC	OFFICE BOOKS	158.40
TK'S BUGS N' STUFF	PEST CONTROL	75.00
TRADING POST	FUEL/DOG FOOD	204.76
TRUE VALUE OF RAWLINS	SUPPLIES/VEHICLE MAINTENANCE	810.52
TYLER TECHNOLOGIES	OFFICE SUPPLIES	204.53
U S BANK	TRAINING/VEHICLE MAINTENANCE	3,552.67
U S IDENTIFICATION MANUAL	US ID MANUAL	82.50
UNION TELEPHONE COMPANY	PHONE SERVICES	1,574.58
VALLEY OIL COMPANY	FUEL	4,199.65
VALLEY PHARMACY	PRESCRIPTIONS	23.20
VAN'S WHOLESALE	BATHROOM/CLEANING SUPPLIES	1,587.53
VERIZON WIRELESS	PHONE SERVICES	530.49
W A R M PROPERTY INSURANCE	RENEWAL	66,089.61
WEST PAYMENT CENTER	SUPPLIES/WY COURT RULES	396.63
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	400.00
WLC ENGINEERING	COUNTY USE PLAN	9,639.19
WY ASSOC OF SHERIFF'S	DUES	250.00
WY D.A.R.E.	2008 SCHOOL BASED TRAINING	300.00
WY DEPARTMENT OF FAMILY SVCS	JUNE COPIES 2008	24.24
WY DEPARTMENT OF TRANS	R&B MAINTENANCE	90,167.29
WY DIESEL SERVICE	VEHICLE MAINTENANCE	971.13
WY MACHINERY COMPANY	HEAVY EQUIPMENT MAINTENANCE	1,613.83
WY STATE FORESTRY	EQUIPMENT	6,526.98
WY STATIONERY	SUPPLIES	1,815.95
WY WASTE SERVICES-RAWLINS	GARBAGE SERVICES	1,012.14
XEROX CORPORATION	BASE CHARGES	773.84
XEROX CORPORATION-RENT	BASE CHARGE	376.98
YAMPA VALLEY ELECTRIC	ELECTRIC SERVICES	148.52
YOUNG, CHARLES MD	HEALTH SERVICES	215.00

ZAMORA, PAUL	TRUCK SUPPLIES	105.00
ZEE	FIRST AID SUPPLIES	170.35
	GRAND TOTAL	487,800.79

**CLERK**

**Budget Approval**

Clerk Rothenberger presented resolutions pertaining to the Carbon County 2008-2009 fiscal year budget.

Commissioner Elliott moved to approve Resolution No. 2008-16, Appropriations Resolution for the 2008-2009 Fiscal Year ending June 30, 2009 for the amount of \$41,919,610.00. Commissioner Paxton seconded and the motion carried unanimously.

***RESOLUTION NO. 2008 – 16***

***APPROPRIATIONS RESOLUTION***

WHEREAS, on the 15th day of May 2008, the budget making authority, prepared and submitted to the Board a county budget for the 2008-2009 fiscal year ending June 30, 2009; and

WHEREAS, such a budget was duly entered at large upon the records of this Board and a copy thereof was made available for public inspection at the office of the County Clerk; and

WHEREAS, notice of a public hearing on such budget, together with the summary of said budget, was published in the Rawlins Daily Times on July 3, 2008, a newspaper published and of general circulation in the county; and

WHEREAS, a public hearing was held on such budget at the time and place specified in said notice, at which time all interested parties were given an opportunity to be heard; and

WHEREAS, following such public hearing certain alterations and revisions were made in such proposed budget, all of which more fully appear in the minutes of this Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the county budget, as so revised and altered, be adopted as the official county budget for the 2008-2009 fiscal year ending June 30, 2009.

BE IT FURTHER RESOLVED, that the following appropriations be made for the 2008-2009 fiscal year ending June 30, 2009 and that the expenditures of each officer, department or spending agency be limited to the amount herein appropriated.

**GENERAL FUND**

Grants	341	\$ 16,025,102
County Commissioners	410	\$ 109,200
County Clerk	420	\$ 581,514
County Boards	425	\$ 21,257
County Treasurer	430	\$ 336,453
County Assessor	440	\$ 363,670
County Sheriff	450, 522, 523	\$ 3,738,741
County Attorney	460	\$ 738,923
County Coroner	480	\$ 74,850
Extension Office	490	\$ 115,800
Clerk of District Court	500	\$ 315,050
Information Technology	510	\$ 511,245
County Building & Grounds	520, 524, 575	\$ 2,032,313
Senior Centers	526	\$ 350,650
Road and Bridge	530, 531, 532	\$ 4,399,849
Elections	550	\$ 172,000
Public Health	560	\$ 341,131
WIC	565	\$ 6,920
Health & Welfare	567	\$ 293,520
Administration	570, 435	\$ 5,320,243
Planning	580	\$ 318,875
Fire Protection	581	\$ 324,350
Emergency Management	582	\$ 76,900
GIS / GPS	583	\$ 54,430
Severance Tax / Special	584	\$ 287,600
<b>TOTAL</b>		<b>\$ 36,910,586</b>

Provision for Tax Shrinkage		\$ <u>0</u>
Total General Fund Appropriations		\$ <u>36,910,586</u>
Cash Reserve Fund	595	\$ <u>2,029,959</u>
Depreciation Reserve Funds	596	\$ <u>1,645,000</u>
<b>TOTAL REQUIREMENTS</b>		\$ <u>40,585,545</u>
County Fair		\$ <u>207,054</u>
County Museum		\$ <u>239,407</u>
County Hospital		\$ <u>0</u>
County Library		\$ <u>728,973</u>
Jeffrey Center		\$ <u>158,631</u>
General Welfare		\$ <u>0</u>
General Welfare Health		\$ <u>0</u>
<b>TOTAL APPROPRIATIONS</b>		\$ <u>41,919,610</u>

Dated this 15<sup>th</sup> day of July, 2008.

Board of County Commissioners  
Carbon County, Wyoming  
-s- Terry Weickum  
-s- Jerry Paxton  
-s- James E. Elliot, Jr.

Attest:

-s- Gwynn G. Rothenberger, Carbon County Clerk

Commissioner Paxton moved to approve Resolution No. 2008-17, Resolution to Provide Income Necessary to Finance Budget with the twelve mills totaling \$10,754,592.00. Commissioner Elliott seconded and the motion carried unanimously.

**RESOLUTION NO. 2008 - 17  
RESOLUTION TO PROVIDE INCOME NECESSARY  
TO FINANCE THE BUDGET**

**WHEREAS**, on the 15<sup>th</sup> day of July, 2008, this Board adopted a County budget for the 2008-2009 fiscal year ending June 30, 2009, calling for the following appropriations.

General Fund	\$ <u>40,585,545</u>
Fair Fund	\$ <u>207,054</u>
Jeffrey Center	\$ <u>158,631</u>
Hospital Fund	\$ <u>0</u>
Library Fund	\$ <u>728,973</u>
Museum	\$ <u>239,407</u>
Board Interest Fund	\$ <u>0</u>
Road & Bridge Sinking Fund	\$ <u>0</u>
General Welfare and Health	\$ <u>0</u>
<b>TOTAL</b>	\$ <u>41,919,610</u>

And, **WHEREAS**, after deducting all other cash and estimated revenue, it is necessary that the following amounts be raised by general taxations, and in order to raise such sums of money, it is necessary that the following levies be made for the 2008-2009 fiscal year ending June 30, 2009, as shown opposite each fund:

	<b>Amount to be Raised</b>	<b>Mill Levy</b>
General Fund	\$ <u>9,673,755</u>	<u>10.794</u>
Fair Fund	\$ <u>105,754</u>	<u>0.118</u>
Jeffrey Center	\$ <u>111,131</u>	<u>0.124</u>
Hospital Fund	\$ <u>0</u>	<u>0.000</u>
Library Fund	\$ <u>685,605</u>	<u>0.765</u>
Museum	\$ <u>178,347</u>	<u>0.199</u>
Bond Interest Fund	\$ <u>0</u>	<u>0.000</u>
Weed & Pest Control Fund	\$ <u>0</u>	<u>0.000</u>
General Welfare & Health	\$ <u>0</u>	<u>0.000</u>

TOTAL

\$ 10,754,592

12,000

**NOW, BE IT RESOLVED** by the Board of County Commissioners that the foregoing levies be made for the 2008-2009 fiscal year ending June 30, 2009.

Dated this 15<sup>th</sup> day of July, 2008.

Board of County Commissioners  
Carbon County, Wyoming  
-s- Terry Weickum  
-s- Jerry Paxton  
-s- James E. Elliot, Jr.

Attest:  
-s- Gwynn Rothenberger, County Clerk

Chairman Weickum executed budgets for the Fair Board, Museum Board, Jeffrey Center Board, and Library Board.

**Minutes**

Commissioner Elliott moved to approve the minutes of the July 1, 2008 regular meeting of the Board of Carbon County Commissioner as presented. Commissioner Paxton seconded and the motion carried unanimously.

**Monthly Receipts**

Commissioner Paxton moved to accept the monthly receipts from Road & Bridge in the amount of \$100.00, County Clerk's Office Statement of Fees for the Month of June in the amount of \$18,779.25 and Planning and Development for the month of June 2008 in the amount of \$2,690.00. Commissioner Elliott seconded and the motion carried unanimously.

**Legal Notice**

Clerk Rothenberger presented a preliminary statement of receipts and expenditures for Carbon County Government for the period of July 1, 2008 through June 30, 2008. She stated per Wyoming State Statute, this statement is required to be published.

Commissioner Paxton moved to authorize the Chairman and County Clerk to sign the Legal Notice per Wyoming State Statute 18-3-315 for the preliminary statement of receipts and expenditures for Carbon County Government for the period of July 1, 2008 through June 30, 2008 totaling expenditures of \$20,448,333.62 for various purposes and receipts totaling \$21,003.704.00 from various sources, and to authorize the Clerk to advertise this Legal Notice in compliance with state statutes. Commissioner Elliott seconded and the motion carried unanimously.

**Amendment One to Grant Agreement – Dispatch Center WyoLink**

Clerk Rothenberger presented an amendment to the Dispatch Center WyoLink Connectivity grant agreement to extend the grant agreement through June 30, 2010. She reported County Attorney Cindy DeLancey has reviewed the amendment and recommends approval.

Commissioner Elliott moved to approve the Grant Agreement for Dispatch Center WyoLink Connectivity Amendment One to extend the grant agreement date from July 1, 2008 to June 30, 2010. Commissioner Paxton seconded and the motion carried unanimously.

### **Fiscal Year 2008 Contract – Victims Witness Program**

Clerk Rothenberger presented a Victims Witness Program contract. She reported Attorney DeLancey has reviewed and approved the agreement and that she believes Sheriff Colson is aware of the agreement.

Commissioner Paxton moved to approve the Fiscal Year 2009 Contract for Services to Victims of Crime Between the Division of Victim Services and Carbon County Sheriff's V/W Program, with a maximum amount of \$25,780.00 to provide funds to Wyoming Victim Services Providers. Commissioner Elliott seconded and the motion carried unanimously.

### **Joint Powers Agreement – WARM**

Clerk Rothenberger presented a revised Joint Powers Agreement for the Wyoming Association of Risk Management and reported that Attorney DeLancey has reviewed the agreement and recommended approval.

Commissioner Elliott moved to approve the Chairman's signature on the Amended and Restated Joint Powers Agreement of Wyoming Association of Risk Management Property Insurance with the understanding that the agreement will be submitted to the Attorney's General Office after approval. Commissioner Paxton seconded and the motion carried unanimously.

### **Industrial Siting**

Clerk Rothenberger reported she has been notified that an industrial siting application has been submitted by PacifiCorp Energy for their High Plains and McFadden Ridge wind energy project. She stated she expects Albany County to take the lead on scheduling a meeting to decide a funding distribution formula.

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

#### **Treasurer**

Treasurer Baldwin provided an update on the county's current investments and cash.

#### **Road & Bridge**

Bill Nation presented a letter from the Seminoe Boat Club for the Board's review. He stated that the newspaper reported he offered to cut his budget and he asked that the Board further explain to the public why he offered to cut his budget by those amounts, adding that he could draw on the County Road Fund for emergencies when needed.

### **RECESS**

Chairman Weickum called a recess at 9:50 a.m. and reconvened at 10:13 a.m.

### **EXECUTIVE SESSION**

Commissioner Paxton moved to go into executive session at 10:13 a.m. with Attorney DeLancey and Clerk Rothenberger for personnel. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 10:36 a.m. and declared that no action was taken during the session and that the minutes of the session be approved as written and sealed. Commissioner Elliott seconded and the motion carried unanimously.

### **LIQUOR LICENSE PUBLIC HEARING**

Chairman Weickum opened a public hearing at 10:36 a.m. to hear requests to renew liquor licenses and permits.

Clerk Rothenberger stated notices were placed in the Rawlins Daily Times for four consecutive weeks before the public hearing and presented Renewal Liquor License and Malt Beverage Certificates for the following:

Arlington Outpost dba Arlington Outpost – Malt Beverage Permit  
Michael Allen Konrath dba Elk Mountain Conoco - Malt Beverage Permit  
Miracle Mile Ranch Inc. dba Miracle Mile Ranch - Malt Beverage Permit  
The Place at Ten Mile Inc. dba The Place at Ten Mile  
Seminoe Boat Club Inc. dba Seminoe Boat Club - Malt Beverage Permit  
Ken & Kimberly Thyne dba Ten Mile Inn – Malt Beverage Permit  
Muddy Gap LLC dba Three Forks Muddy Gap Service - Malt Beverage Permit  
Robert F. Konrath dba Walcott Service - Malt Beverage Permit  
Cody Resources LP dba A Bar A Ranch – Retail Liquor License  
Flying J. Inc. dba Flying J Travel Plaza - Retail Liquor License  
Rendezvous Lodge LLC dba Rendezvous Lodge - Retail Liquor License  
Three Forks Lodge Inc. dba The Lodge at Three Forks - Retail Liquor License  
Whistle Pig Inc. dba Whistle Pig Saloon - Retail Liquor License  
Old Baldy Club Inc. dba Old Baldy Club – Limited Retail Liquor License (Golf Club)  
Sinclair Golf Club dba Sinclair Golf Club - Limited Retail Liquor License (Golf Club)

There being no public comments, Chairman Weickum closed the public hearing at 10:39 a.m.

Commissioner Elliott moved to approve all the liquor license renewals as presented and listed in the minutes. Commissioner Paxton seconded and the motion carried unanimously.

**LOCAL GOVERNMENT LIABILITY POOL (LGLP) -  
LIQUOR LIABILITY INSURANCE**

Monty Lauer of the Local Government Liability Pool was called to discuss liquor liability on county property. Chairman Weickum discussed the use and distribution of alcohol on county owned property and he asked Mr. Lauer to discuss his recommendations and options the county has regarding the subject. Mr. Lauer stated that common practice throughout the country is that if organizations are going to use a governmental facility, that for financial purposes, those organizations must provide liability insurance to cover claims that may be incurred by their actions. He recommended liquor liability insurance be required to protect the assets of the county as well as the organization. Mr. Lauer stated the standard for coverage for liquor liability is a minimum of \$1 million. He recommended looking at what type of activity is occurring but that \$1 million is standard.

Chairman Weickum specifically discussed the annual Fair and Mr. Lauer stated that the Fair Board would be covered as county employees to serve alcohol but if another private organization ran the liquor dispensing booth, they should have their own liability insurance. Commissioner Paxton asked if Mr. Lauer could provide direction for these organizations to find affordable liquor liability insurance and Mr. Lauer replied that when dealing with liquor liability, the price will be high as this is a high risk practice. He discussed that the final decision on what a proper limit is would be up to the BOCC and that the decision is up to the BOCC whether or not to require the insurance however it is LGLP's recommendation to require the \$1 million limit.

Anna Helm, Carbon County Fair Board member, asked if the Fair Board hired an organization to serve alcohol if that organization would need the insurance and Mr. Lauer recommended they do as the governmental claims act only covers county employees. Ms. Helm verified that Fair Board members could dispense alcohol without additional coverage and Mr. Lauer replied that they could do this without any extra liability coverage as they are considered county employees. There was further discussion of when the insurance should be required and when it would not apply.

Sally Patton of Project Prevention stated that she would like to compliment the BOCC on how seriously they are treating community safety when alcohol is being served.

Clerk Rothenberger clarified with Mr. Lauer that it is his recommendation that liquor liability in addition to general liability insurance is required and Mr. Lauer stated he recommends both be required.

Commissioner Elliott clarified that Mr. Lauer does strongly recommend the liquor liability coverage. He also questioned if a group brings their own alcohol and do not dispense it, should an indemnification agreement be signed by the group even if the liquor liability insurance is not required. Commissioner Elliott stated that from his perspective, his concern is the BOCC's stewardship of county assets and funds and that the exposure to the county should be limited.

Chairman Weickum stated a workshop may be necessary in the future to explain this to boards involved. Commissioner Paxton asked Attorney DeLancey to devise an indemnification agreement for use at both the Jeffrey Center and Fair Grounds.

Kristin Barkhurst asked if campers at the Fair Grounds would need to sign an indemnification agreement and Mr. Lauer replied this would most likely not be necessary. Attorney DeLancey stated that the indemnification agreement would be necessary for organization and not necessarily individuals.

Chairman Weickum asked Attorney DeLancey to provide the Fair Board with an indemnification agreement in time to use for the county fair. Attorney DeLancey clarified that the motion made by the BOCC previously to require \$1 million of alcohol liability when alcohol is being dispensed on county property still stands and the Board agreed that the original motion stands. Commissioner Elliott suggested looking at limits for general liability in the future.

## **PERSONNEL POLICIES**

Cathy MacPherson presented the final draft of the Carbon County Personnel and Benefits Manual.

Chairman Weickum opened a public hearing at 11:30 a.m. to hear public comments on the proposed Carbon County Personnel and Benefits Manual.

Ms. MacPherson referred to Section 38, Sick Leave, and recommended that the sick leave be amended to read that the leave be accrued at one working day per month, noting this would be prorated based on the working hours of the employee. Secondly, Paragraph 23C, Drug Testing, she stated there may be circumstances that a positive test could not result in termination but that a substance abuse professional may need to make an evaluation at the employee's cost. She has added a change that the employee agrees to provide any necessary follow-up test results to the county if the professional recommends so. Finally, under Paragraph 56C, County Vehicle Use, she recommends adding a clause that no pets be allowed in county vehicles except for pets related to law enforcement purposes. Clerk Rothenberger stated that she advertised that these policies were available for public review and she received no public comments on the document.

There being no further comment, Chairman Weickum closed the public hearing at 11:35 a.m.

Commissioner Elliott moved to approve the Carbon County Personnel and Benefits Manual to be adopted as presented as of July 15, 2008, effective August 1, 2008, including an Internet Use Policy, Alcohol and Drug Testing attachment, and the Family and Medical Leave attachment. Commissioner Paxton seconded and the motion carried unanimously.

Ms. MacPherson stated she will return later today with a certificate for the BOCC's signature.

## **FAIR GROUNDS MULTIPURPOSE FACILITY – OCCUPANCY LOAD**

Kristin Barkhurst and James Johnson, Architect, discussed the plans and occupancy load for the proposed multipurpose facility at the Fair Grounds. Also present were Fair Board Members Ray Barkhurst, Anna Helm, John Cowdin, and Dave DeLancey; Dan Massey, City Attorney; Louis Lascano, City Building Inspector; Mandy Smith, Building Official; and Scott Hannum, City Fire Chief.

Mr. Johnson stated that a portion of the proposed building would be a multipurpose facility and discussed the occupancy load at the building. He has calculated occupancy at 15 sq. ft. per person providing for 440 individuals therefore requiring a sprinkler system in the building. Ms. Barkhurst stated that if the occupancy is over 400 people, approximately \$200,000.00 would be added to the building for fire suppression.

Mr. Lascano stated according to code, if the front portion of the building is a multipurpose facility and the back be an exhibit area, anything over 12,000 square feet or 300 people must have sprinklers. He stated he can not sway from this code and only the State Fire Marshall could authorize a variance to this code. Chairman Weickum confirmed if the City would be agreeable to the County approaching the State Fire Marshall for an exemption. Ms. Barkhurst discussed possibly limiting the occupancy now, then if needed, providing the system later. She also stated that the occupancy needed set as it would affect the number of restrooms required in the building.

Commissioner Paxton asked if the building could be sized down to be under the 12,000 square feet. Mr. Cowdin stated that the building was not going to be heated for a fire suppression system and Mr. Hannum suggested a dry sprinkler system charged with air that holds the water back until a sprinkler is activated. Chairman Weickum suggested a fair board member meet with him to call the State Fire Marshall to discuss a possible exemption.

## **RECESS**

Chairman Weickum recessed for lunch at 12:17 p.m. and reconvened at 1:30 p.m.

## **Planning & Zoning**

### **Public Hearing Case File No. 07-11 and Case File No. 07-12**

Chairman Weickum opened a public hearing at 1:32 p.m. to hear Planning & Zoning Case File No. 07-11 and Case File No. 07-12.

Kristy Rowan and Troy Maddox presented the following Case Files:

**Case File No. 07-11 and Case File No. 07-12 Wagon Circle Canyon Acres Minor Subdivision and Zone Change - Patrick and Rose Cain:** Final Plat - Request for a Minor Subdivision in a Ranching, Agriculture, Mining (RAM) Zone on approximately 38.255 acres. Wagon Circle Canyon Acres Minor Subdivision will consist of five (5) lots and contain 38.255 acres, more or less. Lot 1 will contain approximately 5.015 acres; Lot 2 will contain approximately 5.035 acres; Lot 3 will contain approximately 5.019 acres; Lot 4 will contain approximately 5.047 acres; and Lot 5 will contain approximately 16.596 acres. Road R/W is 1.543 acres, for a total of approximately 38.255 acres. The application is requesting a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD) encompassing a total of approximately 38.255 acres.

Attorney DeLancey noted that the applicant and their attorney, Bill MacPherson, were present. She indicated that subject to Wyoming State Statutes 18-5-308 and 34-12-103, the City of Rawlins has reviewed and approved the proposed plat. Bill MacPherson stated that if there are any questions or concerns, he or the applicants would address them. Ms. Rowan indicated that the Exhibit A, Staff Report, has been amended to remove clauses 5 and 6 and to remove the last sentence in clause 4. Attorney DeLancey stated that these conditions have been addressed through the City therefore can be removed.

There being no further comments, Chairman Weickum closed the public hearing at 1:36 p.m.

Commission Paxton moved to approve Planning & Zoning Case File No. 07-11 Patrick and Rose Cain's request for a Minor Subdivision in a Ranching, Agriculture, Mining (RAM) to Residential (RD) Zone encompassing a total of approximately 38.255 acres subject to the conditions outlined by the Planning & Zoning Commission in the amended Exhibit A and to authorize the Chairman to execute the Final Plat. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Paxton moved to approve Planning & Zoning Case File No. 07-12, Patrick and Rose Cain's request for a Zone Change from RAM to RD on approximately 38.255 acres subject to the conditions outlined by the Planning & Zoning Commission in the amended Exhibit A. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Elliott moved to approve Resolution No. 2008-18, 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. 07-11 and to approve Resolution no. 2008-19 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. 07-12. Commissioner Paxton seconded and the motion carried unanimously.

## **Resolution No. 2008 - 18**

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

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-306, the Carbon County Planning and Zoning Commission held public hearings on February 6, 2008, and April 3, 2008, which said hearings were advertised by public notice at least forty-five (45) days prior to said hearings; and **WHEREAS**, at said public hearings, 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 hearings; and **WHEREAS**, at the conclusion of said public hearings, 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 Minor Subdivision Regulations for Carbon County, Wyoming; and **WHEREAS**, the Carbon County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-308 and after receipt of said certified recommendation for approval of this amendment to the Carbon County Minor Subdivision Regulations, advertised by public notice within forty-five (45) days prior to a public hearing to take public input and comments, which said hearings occurred on May 6, 2008, May 20, 2008, and July 15, 2008; and **WHEREAS**, at said public hearings, 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**, The subject property is within one mile of the City of Rawlins, as such and pursuant to Wyo. Stat. §§ 18-5-308 and 34-12-103, Carbon County has sought the approval of the City of Rawlins as evidenced by the signature of the Mayor on the Plat of the subject property.

**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 Minor Subdivision Regulations.

**(1) Case File #07-11 – Patrick & Rose Cain: “Wagon Circle Canyon Acres Minor Subdivision”:** **FINAL PLAT** – Request for a Minor Subdivision in a RAM Zone on approximately 38.255 acres. A minor subdivision permit provides for an adequate public record of the division, in a less complicated process than a major subdivision. This process shall not be applicable to lots or parcels in platted subdivisions of record. The applicant is applying for a zone change (See Case #07-12) to comply with the Carbon County Zoning Resolution of 2003 Amended 01-06-2004. The applicant is requesting a zone change from Ranching, Agriculture, Mining (RAM) to Residential (RD) encompassing a total of approximately 38.255 acres.

Wagon Circle Canyon Acres Minor Subdivision will consist of five (5) lots and contain 38.255 acres, more or less. Lot 1 will contain approximately 5.015 acres; Lot 2 will contain approximately 5.035 acres; Lot 3 will contain approximately 5.019 acres; Lot 4 will contain approximately 5.047 acres; and Lot 5 will contain approximately 16.596 acres. Road R/W is 1.543 acres, for a total of approximately 38.255 acres. The RD Zone allows primarily residential activities. The subject property is located on Wagon Circle Road and 23<sup>rd</sup> Street (Borders the City of Rawlins’s city limits).

**Description:**

all men by these presents that Patrick W. and Rose B. Cain being sole owners in fee simple of all that real property described as follows:

All that part of a tract of land in the S1/2, Section 18, T21N, R87W, 6<sup>th</sup> P.M., Carbon County, Wyoming: Beginning at the C1/4 corner of said Section 18, monumented with a brass cap in concrete monument; Thence S89°56’41”E, along the East-West centerline of said Section 18, a distance of 300.11 ft. (against a call of Easterly, 300 ft.) to the Northeast corner of said this tract and the Northwest corner of Block 1 of the El Rancho Verde Park Addition, monumented by a “X” scribed on the rock; Thence S0°07’58”W, along the West line of the El Rancho Verde Park Addition, a distance of 973.41 ft. (against a call of Southerly 970 ft.) to the Northeast corner of that tract of land as described in Book 664, Page 776, Misc. Records of the Carbon County Clerk, monumented with a 5/8” rebar with aluminum cap; Thence N89°51’54”W, along the North line of said Book 664, Page 776 tract, a distance of 300.40 ft. (against a call of 300 ft.) to the Northwest corner of said Book 664, Page 776 tract, monumented with a 5/8” rebar with aluminum cap; Thence S0°05’52”W, along the West line of said Book 664, Page 776 tract, a distance of 419.97 ft. (against a call of Southerly 420 ft.) to the Southwest corner of said Book 664, Page 776 tract, monumented with a 5/8”rebar; Thence N76°33’37”W, along the North line of that tract of land as described in Book 976, Page 196, Misc. Records of the Carbon County Clerk, a distance of 143.06 ft. (against a call of N76°31’12”W, 142.77 ft.) to the Southeast corner of that tract of land as described in Book 1060, Page 224, Misc. Records of the Carbon County

Clerk, monumented with a 5/8" rebar; Thence N7°04'03"W, along the Easterly line of said Book 1060, Page 224 tract, a distance of 280.05 ft. to the Northeast corner of said Book 1060, Page 224 tract, monumented with a 5/8" rebar with aluminum cap; Thence N89°49'27"W, along the North line of said Book 1060, Page 224 tract, a distance of 607.89 ft. to the Northwest corner of said Book 1060, Page 224 tract, monumented with a 5/8" rebar with aluminum cap; Thence N30°04'17"W, (against a call of N30°03'16"W) along the Easterly line of that tract of land as described in Book 900, Page 670, Misc. Records of the Carbon County Clerk, a distance of 242.94 ft. to the Northeast corner of said Book 900, Page 670 tract, monumented with a 5/8" rebar with aluminum cap; Thence N89°53'37"W, along the North line of said Book 900, Page 670 tract, a distance of 419.22 ft. (against a call of N89°51'24"W, 419.60 ft.) to a 5/8" rebar with aluminum cap; Thence N0°22'30"E, a distance of 870.20 ft. (against a call of Northerly, 880 ft.) to the C-W1/16 corner of said Section 18, monumented with a 5/8" rebar with aluminum cap; Thence S89°56'41"E, along the East-West centerline of said Section 18, a distance of 1320.01 ft. (against a call of Easterly, 1320 ft.) to the point of beginning, said tract containing 38.255 acres, more or less; have by these presents laid out, platted, and subdivided the same into lots as shown hereon, with the free consent, and in accordance with the desires of the undersigned owners, and designated the same as the Wagon Circle Canyon Acres Minor Subdivision in the County of Carbon, State of Wyoming, and do hereby reserve the road shown hereon for public utilities and property owners use only, and do hereby grant to the property owners the access easement shown across the Cain property and the access easement as described in Book 967, Page 168, Misc. Records of the Carbon County Clerk, and do further state that this Minor Subdivision shall be subject to the protective covenants filed contemporaneously with this document in the Office of the Clerk and Recorder of Carbon County, Wyoming.

**ACCESS EASEMENT ACROSS CAIN:**

A 60 ft. wide strip of land in the SW1/4, Section 18, T21N, R87W, 6<sup>th</sup> P.M., Carbon County, Wyoming, being 30 ft. on each side of the following described centerline:

Beginning at a point on the South line of that tract as described in Book 1060, Page 224, Misc. Records of the Carbon County Clerk, which bears S86°08'46"W, 75.37 ft. from the Southeast corner of said Book 1060, Page 224 tract, said point being the beginning of a tangent curve to the right; Thence along said curve an arc distance of 263.21 ft. on a radius of 701.35 ft. through a central angle of 21°30'08" with a chord bearing and distance of N3°04'38"E, 261.66 ft. to a point; Thence N13°49'42"E, 23.76 ft. to a point on the North line of said Book 1060, Page 224 tract which bears N89°49'27"W, 20.92 ft. from the Northeast corner of said Book 1060, Page 224 tract, said strip of land being 286.97 ft. or 17.39 rods in length and containing 0.40 acres, more or less.

Pursuant to the recommendations of the Carbon County Planning and Zoning Commission:  
LOT 1: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.015 acres (RD-5.015).

LOT 2: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.035 acres (RD-5.035).

LOT 3: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.019 acres (RD-5.019).

LOT 4: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.047 acres (RD-5.047).

LOT 5: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 16.596 acres (RD-16.596).

Road R/W: Road R/W is 1.543 acres.

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

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 15<sup>th</sup> day of July, 2008.

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

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

Attest:

-s- Gwynn G. Rothenberger, Carbon County Clerk

**Resolution No. 2008 - 19**

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

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b) and (c), the Carbon County Planning and Zoning Commission held public hearings on February 6, 2008, and April 30, 2008, which said hearings were advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at said public hearings, 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 hearings; and

**WHEREAS**, at the conclusion of said public hearings, 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. 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, and subsequent amendments advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on May 20, 2008, and July 15, 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 as amended.

**(1) Case File #07-12 – Patrick & Rose Cain:** Request for a Zone Change from Ranching, Agriculture, Mining (RAM) to Residential (RD) encompassing a total of approximately 38.255 acres. The 38.255 acres is located in the Wagon Circle Canyon Acres – Minor Subdivision FINAL PLAT (See Case #07-11). The RD Zone allows primarily residential activities.

Wagon Circle Canyon Acres Minor Subdivision will consist of five (5) lots and contain 38.255 acres, more or less. Lot 1 will contain approximately 5.015 acres; Lot 2 will contain approximately 5.035 acres; Lot 3 will contain approximately 5.019 acres; Lot 4 will contain approximately 5.047 acres; and Lot 5 will contain approximately 16.596 acres. Road R/W is 1.543 acres, for a total of approximately 38.255 acres. The subject property is located on Wagon Circle Road and 23<sup>rd</sup> Street (Borders the City of Rawlins's city limits).

**Legal Description:** Know all men by these presents that Patrick W. and Rose B. Cain being sole owners in fee simple of all that real property described as follows:

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Book 1060, Page 224 tract, monumented with a 5/8" rebar with aluminum cap; Thence N30°04'17"W, (against a call of N30°03'16"W) along the Easterly line of that tract of land as described in Book 900, Page 670, Misc. Records of the Carbon County Clerk, a distance of 242.94 ft. to the Northeast corner of said Book 900, Page 670 tract, monumented with a 5/8" rebar with aluminum cap; Thence N89°53'37"W, along the North line of said Book 900, Page 670 tract, a distance of 419.22 ft. (against a call of N89°51'24"W, 419.60 ft.) to a 5/8" rebar with aluminum cap; Thence N0°22'30"E, a distance of 870.20 ft. (against a call of Northerly, 880 ft.) to the C-W1/16 corner of said Section 18, monumented with a 5/8" rebar with aluminum cap; Thence S89°56'41"E, along the East-West centerline of said Section 18, a distance of 1320.01 ft. (against a call of Easterly, 1320 ft.) to the point of beginning, said tract containing 38.255 acres, more or less; have by these presents laid out, platted, and subdivided the same into lots as shown hereon, with the free consent, and in accordance with the desires of the undersigned owners, and designated the same as the Wagon Circle Canyon Acres Minor Subdivision in the County of Carbon, State of Wyoming, and do hereby reserve the road shown hereon for public utilities and property owners use only, and do hereby grant to the property owners the access easement shown across the Cain property and the access easement as described in Book 967, Page 168, Misc. Records of the Carbon County Clerk, and do further state that this Minor Subdivision shall be subject to the protective covenants to be filed contemporaneous with this document in the Office of the Clerk and Recorder of Carbon County, Wyoming.

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Pursuant to the recommendations of the Carbon County Planning and Zoning Commission:

LOT 1: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.015 acres (RD-5.015).

LOT 2: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.035 acres (RD-5.035).

LOT 3: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.019 acres (RD-5.019).

LOT 4: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 5.047 acres (RD-5.047).

LOT 5: Density shall not exceed one (1) single-family dwelling and associated structures are permitted on approximately 16.596 acres (RD-16.596).

Road R/W: road R/W is 1.543 acres.

**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 15th day of July, 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

**PLANNING AND DEVELOPMENT**

Ms. Rowan asked if the Board would like to comment to the City of Rawlins regarding the

annexation of the Taylor Subdivision. The Board agreed that it has no conflicts with the annexation and did not desire to send a letter to the City on the subject.

Commissioner Elliott moved to declare a vacancy in the Planning and Development Office caused by the resignation of Lou Kline. Commissioner Paxton seconded and the motion carried unanimously.

Chairman Weickum asked Ms. Rowan to act as the interim director of Planning and Development noting that anything of any substance should be run through Cindy DeLancey, Chairman Weickum, or Troy Maddox.

Commissioner Elliott moved to approve the appointment of Kristy R. Rowan as the interim Planning Director effective immediately with additional compensation for Ms. Rowan of \$300.00 per month until such time as a new Planning Director is hired. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Paxton moved to appoint Terry Weickum as the interim supervisor for Kristy Rowan, Karen Larsen, Leroy Graham, and Tracy Solaas. Commissioner Elliott seconded and the motion carried unanimously.

### **RECESS**

Chairman Weickum called a recess at 2:09 p.m. and reconvened at 2:26 p.m.

### **Little Snake River Valley (LSRV) Airport Board**

Robert Golden of the Little Snake River Valley Airport Board discussed funding at the Dixon Airport and ongoing projects. He stated that the LSRV Airport Board voted to replace Airport Development Group (ADG) but that if this were done, it would prompt a process of advertising and approval by the Federal Aviation Administration. Commissioner Paxton asked how a change in engineering firms would affect the current projects. Chairman Weickum stated he feels that ADG should continue working on this airport until outstanding projects are complete. Attorney DeLancey discussed hangar spaces and clarified that if phase I of the paving project were complete, there would be hangar space available. Attorney DeLancey and Commissioner Elliott suggested working with ADG on Phase I.

Commissioner Elliott moved to authorize notification to the Airport Development Group from the County and from the Little Snake River Airport to proceed in pursuing Phase I of paving of an area at the Dixon Airport to accommodate five hangar spaces with an estimated cost of \$153,766.60. Commissioner Paxton seconded and the motion carried unanimously.

### **EXECUTIVE SESSION**

Commissioner Paxton moved to go into executive session at 3:08 p.m. with Attorney DeLancey and Clerk Rothenberger, and Robert Golden to discuss potential litigation. Commissioner Elliott seconded and the motion carried unanimously.

Commissioner Paxton moved to come out of executive session at 3:26 p.m. and declared that no action was taken during the session and that the minutes of the session be approved as written and sealed. Commissioner Elliott seconded and the motion carried unanimously.

### **RECESS**

Chairman Weickum called a recess at 3:26 p.m. and reconvened at 3:31 p.m.

### **COMMISSIONER DISCUSSION**

Commissioner Paxton stated he received a telephone call from Gay Day Alcorn Clark stating she is having difficulty with the Forest Service and easements to maintain ditches across forest land. He stated Ms. Clark did not request action from this Board but wanted the Board to be aware of the situation. Commissioner Elliott and Chairman Weickum indicated they received the same information. Commissioner Paxton talked about having a workshop with the Coalition of Local Governments to discuss this issue and road issues as well.

Commissioner Paxton stated he met with the Valley Community Center group and they seem to

be proceeding with their project.

Chairman Weickum stated that he will be attending a meeting concerning the proposed emergency medical service that is being formed.

Commissioner Paxton reported that RL Hammer Timber and Lumber has agreed to accept an appraisal price, removing four lots from the sale of the saw mill with the appraisal price being lowered accordingly. He will be meeting Friday with a group about this proposed sale and the site in general.

**COUNTY POLICY AND BENEFITS**

Commissioner Elliott moved that pursuant to W. S. 16-3-106 to place the adopted Carbon County Personnel and Benefits Manual on file at the County Clerk's Office and that she insert the appropriate publication dates on the certification being signed. Commissioner Paxton seconded and the motion carried unanimously.

**ADJOURNMENT**

There being no further business, Chairman Weickum adjourned the meeting at 3:51 p.m.

-s- Gwynn G. Rothenberger, Carbon County Clerk

Approved this 5<sup>th</sup> day of August 2008

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman