

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, August 12, 2008
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, August 12, 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 Bartlett; and Deputy Clerk Kathy Turner.

Chairman Weickum called the meeting to order at 9:03 a.m.

VOUCHERS

Commissioner Paxton moved to sign and approve the report of expenditures dated August 12, 2008 as submitted in the total amount of \$114,750.95. Commissioner Elliott seconded and the motion carried unanimously.

ALCO	STORAGE BOXES	16.98
ALSCO, AMERICAN LINEN	MATS	45.88
BANK OF COMMERCE	ACH FEES	60.00
BUSEY, BILL	MAINTENANCE WORK	45.00
CARBON POWER & LIGHT	ELECTRICAL SERVICE	1,272.46
CDW GOVERNMENT, INC.	CABLES	250.00
COALITION OF LOCAL GOVERNMENTS	2008/2009 ANNUAL DUES	30,000.00
CYR, NANCY	MILEAGE	93.46
DAILY TIMES	ADVERTISING	7,768.48
DELL MARKETING L.P.	COMPUTER/SUPPLIES	2,082.30
DIXON, TOWN OF	WATER & SEWER	33.50
DRUMMOND REFRIGERATION	FREEZER REPAIRS	340.00
EAGLE UNIFORM SUPPLY	MATS	83.88
ELK MOUNTAIN, TOWN OF	WATER & SEWER	46.00
ELLIOTT, JAMES E JR.	MILEAGE	105.00
ENCAMPMENT, TOWN OF	WATER & SEWER	54.00
FARMER BROTHERS COFFEE	OFFICE SUPPLIES	234.94
GASES PLUS	CARBURATOR/CYLINDER RENTALS	1,048.98
GOSVENOR, MAXINE	MILEAGE	94.00
HANNA, TOWN OF	WATER & SEWER	76.00
HEMOCUE	MEDICAL SUPPLIES	336.00
HETTGAR, BRIDGET M R	MILEAGE	200.97
HILLCREST SPRING WATER	OFFICE SUPPLIES	30.00
HILLTOP CONOCO	FUEL	46.00
J H KASPAR OIL COMPANY	FUEL	296.05
JACKALOPE PRINTING	OFFICE SUPPLIES	37.21
JERRY'S DONUTS	SUPPLIES	17.98
KIDS CARE	OUTDOOR PLAY EQUIPMENT	300.48
KROGER-RAWLINS	PRESCRIPTIONS	19.11
LARAMIE PHYSICIANS	MEDICAL SERVICES	300.00
LASCANO, LUIS	JANITORIAL SERVICES	3,700.00
MACPHERSON, KELLY & THOMPSON	PERSONNEL POLICIES	7,708.65
MEDICINE BOW, TOWN OF	WATER & SEWER	106.00
MEMORIAL HOSPITAL	MEDICAL SERVICES	13,581.04
MIKA TREE SERVICE & LANDSCAPING	IRRIGATION SYSTEM REPAIR	959.96
NATURESCAPES LLC	ADJUST IRRIGATION SYSTEM/REPAIR	147.00
O'BRIEN, KEVIN	TIME-TAX MEETINGS	540.00
PAXTON, JERRY	MILEAGE	195.00
PERKINS OIL COMPANY	FUEL	2,857.18
PIONEER MILL & CONSTRUCTION	FINAL PYMT-NEW FIRE BLDG	19,722.00
PREMIER ELECTION SOLUTIONS	VOTER CARDS	1,021.00
QUILL CORPORATION	OFFICE SUPPLIES	535.88
RAWLINS FIRE EXTINGUISHER	ANNUAL INSPECTION	77.00
RAWLINS, CITY OF	WATER & SEWER	2,764.30
RELIABLE	ENVELOPES/OFFICE SUPLIES	678.64
RIOTEC	SHOP SUPPLIES	454.00

ROCKY MOUNTAIN POWER	ELECTRICAL SERVICE	867.20
SARATOGA DO IT BEST	SHINGLES	187.50
SARATOGA SUN	DISPLAY AD	58.00
SARATOGA, TOWN OF	WATER & SEWER	133.25
SHEPARD'S	DIESEL	1,499.06
SHIVELY HARDWARE	PARTS FOR AUGER/TRIMMER/BALLAST	372.87
SUNRISE SANITATION SERVICE	GARBAGE SERVICES	75.00
TERMINIX	PEST CONTROL	240.00
TK'S BUGS N' STUFF	PEST CONTROL	75.00
TRADING POST	FUEL	57.95
TRIPLE XXX CONTRACTING	GARBAGE SERVICES	50.00
TRUE VALUE OF RAWLINS	EXTENSION CORD	108.08
U S POSTMASTER	POST OFFICE BOX	54.00
VALLEY OIL COMPANY	FUEL	4,693.56
VERIZON WIRELESS	CELL PHONE SERVICE	282.64
WACO	REGISTRATION	360.00
WEICKUM, TERRY	MILEAGE	347.50
WIGGINS, CHARLES L.	PAPER SERVICE	100.00
WY DEPARTMENT OF FAMILY SVCS	JULY COPIES	40.44
WY MACHINERY COMPANY	AIR FILTER/PARTS	1,942.48
WY STATE BAR	WY BAR REGISTRATION	425.00
WY STATIONERY	OFFICE SUPPLIES	892.41
WY WASTE SERVICES-RAWLINS	GARBAGE SERVICES	836.67
XEROX CORPORATION	JULY BASE RENT	70.28
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICE	534.75
YOUNG, CHARLES MD	MEDICAL SERVICE	65.00
	GRAND TOTAL	114,750.95

CLERK

Winter Meeting Schedule

Clerk Bartlett discussed the 2008 – 2009 Commissioners winter meeting schedule and asked when and where the Board would like to meet.

Commissioner Elliott moved to approve the winter meeting schedule as presented meeting in Dixon on October 21, 2008, Hanna on November 18, 2008, Sinclair on December 16, 2008, Medicine Bow on January 20, 2009, Saratoga on February 17, 2009 and Elk Mountain on March 17, 2009 and that these meetings will begin at 4:00 p.m. Commissioner Paxton seconded and the motion carried unanimously.

Wyoming Business Council

Clerk Bartlett reported that Patricia Robbins is the new South Central Regional Manager for the Wyoming Business Council.

Monthly Receipts

Commissioner Elliott moved to approve and authorize the Chairman's signature on the statement of fees collected by the Clerk of District Court's Office for the month ending May 2008 in the amount of \$2,508.62 and month ending June 2008 in the amount of \$2,787.04. Commissioner Paxton seconded and the motion carried unanimously.

Coalition of Local Governments

Commissioner Paxton moved to renew the membership of the Coalition of Local Governments in the amount of \$30,000.00. Commissioner Elliott seconded and the motion carried unanimously.

Planning and Department Director

Clerk Bartlett stated the job description and advertisement for the County Planner position is completed and has been delivered to Wyoming Workforce Services. She reported this will also be on Carbon County's website as well as many other planning websites.

Community Services Block Grant

Clerk Bartlett requested permission to submit a Community Services Block Grant Application in the amount of \$80,572.00 for Fiscal Year 2009. She stated this grant is administered by herself and Treasurer Cindy Baldwin and that the funds are allocated by the Tripartite Board to various programs to assist low income families in the county.

Commissioner Paxton moved to authorize Clerk Bartlett to submit a Community Services Block Grant Application in the amount of \$80,572.00 for Fiscal Year 2009. Commissioner Elliott seconded and the motion carried unanimously.

Board Mileage Reimbursement

Clerk Bartlett presented the final Board Mileage Reimbursement Plan that was approved August 5, 2008, and asked the Board to sign it.

Upper Platte River Solid Waste Disposal District

Clerk Bartlett discussed term limits allowed by Wyoming State Statute for the Upper Platte River Solid Waste Disposal District. She stated the District's Rules do not address reappointment of an individual after serving the allowed terms then having an absence in service and asked how the Board would like to handle the applicant who has served the allowable terms. The Board requested the Clerk have Attorney DeLancey request an Attorney General's opinion on the matter and in the meantime, notify this applicant that until the opinion is issued, he will be ineligible for reappointment.

COMMISSIONERS DISCUSSION

Commissioner Paxton advised he received information on a meeting for the Sanger Ranch regarding conservation practices and advised he is planning on attending.

ELECTED OFFICIALS / DEPARTMENT HEADS

Treasurer

County Treasurer Baldwin reported on the county's current cash and revenue. Ms. Baldwin explained the tax sale process and reported it will be Thursday, August 14, 2008.

Sheriff

Sheriff Colson presented a Homeland Security Grant to purchase an underwater robot, remote operated vehicle. He stated he has already submitted a plan, including training for the equipment, to the Office of Homeland Security and it has been approved. He stated Attorney DeLancey has reviewed the grant agreement and recommends approval.

Commissioner Paxton moved to approve the Grant Award for the Federal Emergency Management Agency (FEMA)/Department of Homeland Security (DHS), Grants Program Directorate (GPD) FY2007 Buffer Zone Protection Program (BZPP) Grant for Project ID 07-GPD-CAR-BZ-BZL7 between the Wyoming Office of Homeland Security and Carbon County for the Carbon County Sheriff's Department in the total amount of \$58,706.00 for a term of July 1, 2007 through March 31, 2010 to purchase equipment and provide training. Commissioner Elliott seconded and the motion carried unanimously.

Buildings Manager

Buildings Manager, Leroy Graham, reported that the pronghorn on the Courthouse lawn was vandalized and asked the Board if they would like him to have it repaired. The Board asked Mr. Graham to contact Pronghorn Pride and receive an estimate for repairs.

Road & Bridge

Bill Nation, Road & Bridge Superintendent, reported that a hole was drilled at the Memorial

Hospital of Carbon County for the water well to fix the drainage problem they are having. He reported he has also completed work at the Carbon County Fire Department at Ryan Park and cleared a safety area around the building.

Mr. Nation opened two sealed bids for repair and a 2" overlay of 8 miles of CR 401 to be paid for from the County's Road Fund. McMurry Ready Mix bid \$1,525,817.00 and Scherer Construction, LLC \$1,255,955.00 however Scherer's bid stated that "We will guarantee our liquid asphalt price up to \$630.00 per ton. The refinery has stated that they will try to do their best to supply all asphalt needed for this project but can not guarantee that it will be available." Mr. Nation recommended accepting the bid from McMurry as Scherer's bid does not guarantee that the product would be available. Mr. Nation stated he would always recommend accepting the low bid however with the exception that the material is not guaranteed, he is uncomfortable recommending that bid.

Commissioner Elliott moved to accept the bid from McMurry Ready Mix for a 2" overlay on eight miles of County Road 401 in the amount of \$1,525,817.00. Commissioner Paxton seconded and the motion carried unanimously.

Mr. Nation stated that he now has approval to begin using \$476,700.00 of Congestion Mitigation Air Quality (CMAQ) grant funds for County Road 608 and 605 South. The County's match to this is \$95,340.00. Mr. Nation requested and received authorization to prepare a bid packet for this project. He anticipates completion shortly after the bid is awarded.

GIS / GPS

Karen Larsen discussed her concerns about road access from private residences to a county road. Commissioner Paxton suggested a permit be issued by the Road & Bridge Superintendent approving access to a county road. The Board asked Ms. Larsen to meet with Cindy DeLancey, Kristy Rowan, and Bill Nation and devise a policy regarding new access to a county road.

PLANNING AND DEVELOPMENT

Ms. Rowan, acting Planner advised that she estimates it will take her approximately 60-80 hours to prepare wind regulations and she hopes to be completed by October 1, 2008. She requested and received authorization to work overtime when necessary to complete this project.

RECESS

Chairman Weickum recessed at 10:45 a.m. to tour various county departments and declared the meeting will be recessed for lunch at 12:00 p.m. Chairman Weickum reconvened the meeting at 1:30 p.m.

LIQUOR LIABILITY INSURANCE

Chairman Weickum discussed the reasoning for the BOCC requiring liquor liability when alcohol is being distributed on county property. He then stated he would like to develop a policy on the issue and today is an informational gathering meeting to accomplish this. Commissioner Elliott stated that it is the Commissioner's duty to protect health, safety, and welfare by not putting county assets at risk. Commissioner Paxton stated he recognizes the fact that the sale of alcohol is a great fund raising activity for these groups and he hopes this can continue without putting the county at risk.

Tammy Mortensen of Farm Bureau Insurance presented liquor liability claim examples. She reported a home owner could not extend their policy for liquor liability. She stated the premium for a liquor vendor is based on gross sales, the number of individuals attending the event, and the days of exposure. Mrs. Mortensen gave some cost estimates for example, a one-day wedding reception with less than 1000 attendants would cost approximately \$250.00. More than 1,000 attendants would raise the cost to \$295.00.

John O'Grady asked if insurance would be required if individuals bring their own alcohol. Clerk Bartlett advised that Monty Lauer previously stated that selling or giving away alcohol is dispensing and the county should require insurance in these instances however if individuals brought their own, Mr. Lauer advised the insurance would be unnecessary.

Henry Hewitt, local insurance agent, asked the board to consider purchasing a policy to cover all events on county property.

Michael Lujan stated the Chamber of Commerce has a liquor liability policy that covers their events. He suggested if the county were to purchase their own policy to cover all events a fee could be charged to the group or individual holding the event to help the county recover some of the cost.

Sally Patton stated that she and Theresa Pacheco of Project Prevention have recently been working on alcohol policies and prevention of underage drinking. She introduced three young men who would like to be involved in the process of planning a policy.

Clerk Bartlett clarified that in the interim the BOCC would like to keep the \$1 million liquor liability coverage limit while other alternatives are being explored. The Board agreed that the original motion of the \$1 million liquor liability requirement stands until further notice.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 2:39 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 2nd day of September 2008

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman