

**MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, November 16, 2010
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, November 16, 2010 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Terry Weickum; Vice Chairman Jerry Paxton; Commissioner Charles Young; Deputy County Attorney Mike Kelly; County Clerk Gwynn Bartlett; and Deputy Clerk Kathy Turner.

Chairman Weickum called the meeting to order at 9:02 a.m.

VOUCHERS

Commissioner Young moved to approve the report of expenditures in the amount of \$314,895.71. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Young moved to approve payment to Candy Mountain in the amount of \$27.00. Commissioner Paxton seconded and the motion carried with Commissioners Paxton and Young voting for the motion and Chairman Weickum abstained.

Vendor	Detail Line Description	Total
ALCO	SUPPLIES	\$44.98
ALSCO, AMERICAN LINEN DIVISION	SHOP SUPPLIES	\$136.95
AMERIGAS	GAS SERVICES	\$198.82
BAGGS, TOWN OF	WATER SERVICES	\$18.75
BANK OF COMMERCE (DEBIT CARD)	VARIOUS CHARGES	\$3,750.17
BARKHURST, RAY	MILEAGE	\$34.80
BEHAVIORAL INTERVENTIONS	ELECTRONIC MONITORING	\$78.05
BRESNAN COMMUNICATIONS	INTERNET SERVICES	\$129.95
BURTON, RICHARD	PARENTING CLASSES	\$300.00
C N A SURETY	BOND RENEWALS	\$540.00
CANDY MOUNTAIN 2010	SUPPLIES	\$27.00
CARBON COUNTY ECONOMIC DEVELOPMENT	SEVERANCE TAX PAYMENT	\$6,250.00
CARBON COUNTY SENIOR SERVICES	SUPPLIES	\$48.00
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$652.33
CARBON POWER & LIGHT INC	ELECTRICAL SERVICES	\$1,130.63
CASH-WA DISTRIBUTING	SUPPLIES	\$183.53
CATERPILLAR FINANCIAL SERVICES CORP	LEASE PAYMENT	\$39,537.74
CHANNING L. BETE CO., INC	SUPPLIES	\$112.95
CHILDRESS ELECTRIC INC	SUPPLIES	\$154.00
CMI-TECO	SUPPLIES	\$1,987.20
COMPUTER GENERATED SOLUTIONS	EMAIL MAINTENANCE	\$50.00
COMPUTER SOFTWARE ASSOCIATES	IDOC & ITAX/SUPPORT	\$6,950.00
DAHLKE, ARTHUR W.	MILEAGE	\$24.00
DAILY TIMES	NEWSPAPER ADS	\$1,701.10
DEFUR, DANIELLE	MEALS/MILEAGE	\$214.62
DRUMMOND REFRIGERATION LLC	REPAIRS	\$741.91
DUBOIS TELEPHONE EXCHANGE	TELEPHONE SERVICES	\$40.53
EAGLE UNIFORM SUPPLY	FLOOR MATS	\$71.14
ELK MOUNTAIN, TOWN OF	WATER SERVICES	\$54.50
ENCAMPMENT, TOWN OF	WATER SERVICES	\$66.00
ENGSTROM, JAMES D. DDS	DENTAL SERVICES	\$100.00
ENTENMANN – ROVIN CO	SUPPLIES	\$127.73
FARMER BROTHERS COFFEE	SUPPLIES	\$110.50
FASTENAL	SUPPLIES	\$24.75
FLEET SERVICES	FUEL	\$54.92
FORSTER LANDSCAPE & CONSTRUCTION, INC.	WINTERIZE WATER SYSTEMS	\$265.00
FREMONT MOTORS – RAWLINS	VEHICLE MAINTENANCE	\$35.19
GASES PLUS	CYLINDER RENTAL	\$709.28
GRAINGER	PARTS	\$700.11
GRAPHIC SPORTS	SUPPLIES	\$135.00
HANNA, TOWN OF	WATER SERVICES	\$141.50

HIGH PLAINS VISION CENTER	VISION SERVICES	\$132.50
HILLCREST SPRING WATER, INC.	SUPPLIES	\$28.00
HOPKINS MEDICAL PRODUCTS	SUPPLIES	\$302.84
IKON FINANCIAL SERVICES	IT COPIERS	\$419.93
J H KASPAR OIL COMPANY	FUEL	\$356.40
JACKALOPE PRINTING	SUPPLIES	\$19.50
JOHNSON, ROBERT J.	REPLACEMENT OF WINDSHIELD	\$254.40
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$3,158.58
KINETIC LEASING	LEASE PAYMENT	\$88,063.00
KONE ELEVATORS ESCALATORS	MAINTENANCE CONTRACT	\$1,613.16
KOSTOVNY, MARK	MILEAGE	\$26.40
L & L ELECTRIC	ELECTRICAL REPAIRS	\$1,584.22
LOVE, LUCY	SUPPLIES	\$27.00
LUJAN, JOSEPH	RENTAL CHARGES	\$150.00
MAS MID-AMERICAN SPECIALITIES, INC	SUPPLIES	\$308.54
MEDIBADGE	SUPPLIES	\$50.85
MEDICINE BOW HEALTH CENTER	SEVERANCE TAX PAYMENT	\$23,750.00
MEDICINE BOW, TOWN OF	WATER SERVICES	\$108.00
MEMORIAL HOSPITAL OF CARBON COUNTY	MEDICAL SERVICES	\$34,332.61
MOSS, BARBARA	MILEAGE	\$54.60
MPM CORP / EVERGREEN DISPOSAL	GARBAGE SERVICES	\$105.00
NATIONAL OILWELL VARCO	SUPPLIES	\$114.91
NUBBINS LUBE & AUTOMOTIVE	VEHICLE MAINTENANCE	\$50.63
OLD PENITENTIARY JOINT POWERS BOARD	SEVERANCE TAX PAYMENT	\$5,250.00
O'REILLY AUTO PARTS	PARTS	\$46.06
P M P C ENGINEERING	PROFESSIONAL SERVICES	\$8,575.00
PAMIDA INC	SUPPLIES	\$27.98
PAXTON, JERRY	MILEAGE	\$775.00
PERKINS OIL CO	FUEL	\$486.20
PITNEY BOWES	RENTAL CHARGES	\$271.00
POWELL, THOMAS	MEALS	\$9.72
PUBLIC SAFETY CENTER, INC	SUPPLIES	\$3,887.32
Q BUSINESS SOURCE	SUPPLIES	\$398.17
QUESTAR GAS	GAS SERVICES	\$59.19
QUILL CORPORATION	SUPPLIES	\$882.60
QWEST-PHOENIX	TELEPHONE SERVICES	\$4,374.86
RASMUSSEN FURNITURE	VACUUM CLEANER	\$199.95
RAWLINS AUTOMOTIVE	PARTS	\$355.87
RAWLINS CARBON COUNTY AIRPORT BOARD	SEVERANCE TAX PAYMENT	\$3,500.00
RAWLINS GLASS	WINDSHIELD REPLACEMENT	\$229.00
RAWLINS, CITY OF	WATER SERVICES	\$374.00
RELIABLE	SUPPLIES	\$204.74
ROCK RIVER, TOWN OF	SEVERANCE TAX PAYMENT	\$500.00
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$9,709.13
SARATOGA AUTO PARTS, INC.	SUPPLIES	\$755.24
SARATOGA SUN	NEWSPAPER ADS	\$135.00
SARATOGA, TOWN OF – WATER	WATER SERVICES	\$8.00
SCHAEFFER MFG CO	SUPPLIES	\$1,038.68
SHEPARD CONSTRUCTION INC	REPLACE DOORS	\$6,250.00
SHEPARD'S	FUEL	\$2,703.31
SHIVELY HARDWARE	SUPPLIES	\$74.42
SKYLINE MOTORS, INC.	VEHICLE MAINTENANCE	\$1,342.43
SNAKE RIVER PRESS	NEWSPAPER ADS	\$559.00
SNAP-ON TOOLS	TOOLS	\$99.95
SOUTH CENTRAL WY EMS	SEVERANCE TAX PAYMENT	\$17,972.50
STAN'S QUIK LUBE	VEHICLE MAINTENANCE	\$44.93
STATE OF WYOMING (A&I)	MAINFRAME ACCESS	\$16.28
SUNRISE SANITATION SERVICE, LLC.	GARBAGE SERVICES	\$35.00
SWEETWATER COUNTY SHERIFF'S OFFICE	INMATE HOUSING	\$3,255.00
TERMINIX	PEST CONTROL	\$97.00
TRADING POST	SUPPLIES	\$28.95
TRIPLE XXX CONTRACTING, INC.	GARBAGE SERVICES	\$50.00
U S BANK	VARIOUS CHARGES	\$500.64
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$333.80
VALLEY OIL COMPANY	FUEL	\$5,651.27
W A R M PROPERTY INSURANCE POOL	CRIME INSURANCE	\$788.80

WALDRON, PATTY	MILEAGE	\$46.20
WEICKUM, TERRY	MILEAGE	\$440.00
WEST PAYMENT CENTER	WEST INFORMATION CHARGES	\$564.01
WEST WINDS BAKERY & DELI	SUPPLIES	\$8.00
WRANGLER	SUPPLIES	\$300.00
WY COUNTY ASSESSOR'S ASSOCIATION	BOE TRAINING	\$45.81
WY DEPT OF HEALTH-COMMUNITY	UNUSED FUNDS	\$640.00
WY DEPT OF TRANSPORTATION	PROFESSIONAL SERVICES	\$695.95
WY DIESEL SERVICE	VEHICLE MAINTENANCE	\$240.00
WY FINANCIAL INSURANCE, INC.	BOND RENEWAL	\$50.00
WY MACHINERY COMPANY	PARTS	\$2,688.30
WY STATIONERY	OFFICE SUPPLIES	\$348.89
WY WASTE SERVICES-RAWLINS	GARBAGE SERVICES	\$78.86
XEROX CORPORATION-RENT	IT COPIERS	\$3,832.70
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$443.30
GRAND TOTAL		\$314,922.71

AGENDA AMENDMENT

Kathy Turner, Deputy Clerk stated she will be speaking for Clerk Bartlett as she has lost her voice. She advised the 11:00 a.m. meeting with Larry Durkan at C.C. Field Archers has been cancelled and Mr. Durkan will likely reschedule.

Commissioner Paxton moved to amend the agenda to cancel the appointment at 11:00 a.m. with Larry Durkan and move the executive session from 11:30 a.m. to 11:00 a.m. Commissioner Young seconded and the motion carried unanimously.

CLERK

State Legislator Meeting

Deputy Clerk Turner reported Clerk Bartlett has organized a meeting with county officials to meet with the county's state legislators December 6 at 6:00 p.m. at Michael's Big City restaurant. She reported Donald Burkhart, Larry Hicks, and Jeb Steward have all responded they will come and that her office will advertise the meeting in accordance with law.

Minutes

Deputy Clerk Turner explained that Clerk Bartlett inadvertently provided the wrong resolution number at the prior meeting for the Carbon County Comprehensive Land Use Plan and that the number should have been Resolution #2010-35. She asked the Board to note this amendment when approving the minutes.

Commissioner Paxton moved to approve the minutes of the November 9, 2010 regular meeting of the Board of Carbon County Commissioners amending Resolution #2010-34 to Resolution #2010-35. Commissioner Young seconded and the motion carried unanimously.

Commissioner Paxton moved to approve the minutes of the November 9, 2010 Dixon Airport Workshop of the Board of Carbon County Commissioners as presented. Chairman Weickum seconded and the motion carried unanimously.

Homeland Security Grants

Deputy Clerk Turner presented two Homeland Security Grants that focus on the overall efforts to prepare our first responders and citizens to more effectively respond to natural disasters and terrorist events. Deputy Attorney Kelly advised he has reviewed the agreement and recommends approval.

Commissioner Young moved to approve the Grant Award for U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA), Grant Programs Directorate, Homeland Security Grant Program (HSGP), Fiscal Year 2010, Project ID 10-GPD-CAR-SC-HSG10, total payment to Carbon County shall not exceed \$113,325.93, and Grant Award for U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA), Grant Programs Directorate, Homeland Security Grant Program (HSGP), Fiscal Year

2010, Citizen Corp Program (CCP), Project ID 10-GPD-CAR-CC-HCC10, total payment to Carbon County shall not exceed \$3,186.81, both agreements supporting the implementation of the State Homeland Security Strategy and State Initiatives, and focuses efforts on how to build and sustain programs and capabilities within and across State boundaries, while aligning planning, equipment, training, and exercise needs for acts of terrorism. Commissioner Paxton seconded and the motion carried unanimously.

Commissioner Young moved to approve the Grant Award Agreement for the U.S. Department of Transportation, Hazardous Materials Emergency Planning Grant (HMEP) Fiscal Year 2011 for Project ID 11-DOT-CAR-HM-HMP11, total payment to Carbon County Local Emergency Planning Committee shall not exceed \$2,396.22 with a local match of 20% provided by Carbon County Local Emergency Planning Committee in the amount of \$599.06 for a total amount of \$2,995.28, for the term from September 30, 2010 through June 30, 2011. Commissioner Paxton seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Attorney

Deputy Attorney Kelly presented a Homeland Security grant agreement and stated that Sheriff Colson has signed the agreement.

Commission Paxton moved to approve a Grant Award for U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA), Grant Programs Directorate, Homeland Security Grant Program (HSGP), Fiscal Year 2010, Law Enforcement and Terrorism Prevention Activities (LETPA), County Sheriff's Office, Project ID 10-GPD-CAR-LS-HLE10, to focus efforts on how to build and sustain programs and capabilities within and across State boundaries while aligning planning, equipment, training, and exercise needs for acts of terrorism, for an award amount of \$18,310.90 from August 1, 2010 through April 30, 2013. Commissioner Young seconded and the motion carried unanimously.

Deputy Attorney Kelly presented a WyoLink Membership Agreement between Carbon County Public Health and Public Safety Communications.

Commissioner Paxton moved to enter into an agreement with WyoLink for a Membership Agreement between Carbon County Public Health and the Public Safety Communications. Commissioner Young seconded and the motion carried unanimously.

Deputy Attorney Kelly presented an Amended Application for Zone Change submitted by the Carbon County Museum on 31.43 acres currently owned by the City of Rawlins.

Commissioner Paxton moved to approve the Amended Application for Zone Change, City of Rawlins, Wyoming, No. PZ 10-2 to rezone a tract of land in the NW1/4 of Sec. 20, T21N, R87W, Carbon County, Wyoming currently in R7.5 Zoning District to C-2 District, to develop land and build Museum Complex on 31.43 acres. Commissioner Young seconded and the motion carried unanimously.

Treasurer

County Treasurer, Cindy Baldwin reported she has used hospital levy funds to purchase an ambulance in the amount of \$124,700.00. She discussed the specific purpose tax project and reported because the county has two liens against the hospital for money borrowed to finance the energy saving project, this has caused a glitch with the bond financing for the specific purpose tax project. She stated the Bank of Commerce has agreed to allow the debt to be paid off early without the 30 day required notice per our agreement and the county will issue bonds to payoff the debt.

Planning

Sid Fox, County Planning Director, discussed a planning effort for the North Platte area with the Storer foundation. He stated that he may be charging the entity for his office's time in assisting with the matter.

WYOMING BUSINESS COUNCIL GRANT – SKYLINE ACRES

Public Hearing

Chairman Weickum opened a public hearing at 10:00 a.m. to hear comments on the County's intent to submit an application to the Wyoming Business Council (WBC) for a Business Ready Community (BRC) Community Enhancement Grant to fund the surface cleanup of all county owned portions of the Skyline Acres Industrial Subdivision.

Deputy Clerk Turner outlined the application for a Community Enhancement Grant to the Wyoming Business Council requiring a 50/50 match to cleanup the surface of the county owned portion of Skyline Acres Industrial Subdivision. She stated this would be a three phased plan, first to cleanup the surface, second to study the soil and water and clean that up, then third to possibly get funding for infrastructure.

Deputy Clerk Turner stated the grant would not be decided until April 2011 and reported in addition to the letters of support noted at the last meeting, Clerk Bartlett has also received letters from Carbon County Economic Development Corporation, Century 21 Cornerstone Realty, LLC, County Treasurer Cindy Baldwin, County Sheriff Jerry Colson, County Assessor Sheryl Snider, County Attorney Cal Rerucha, the Town of Medicine Bow, the City of Rawlins, the Town of Hanna, and the Town of Elk Mountain. She stated there have been no other written comments received.

Henry Hewitt of Coldwell Banker and former member of the County Planning Commission spoke overwhelmingly on behalf of the application. He stated that when he was a Planning Commission member he heard a great deal of comments from the public that they also wanted the property cleaned up and he feels the dumping needs to be stopped and the property needs cleaned up. He mentioned the county should investigate an alternative place for this type of service, meaning accumulating junk but it should be out of the plain view of the Interstate. Chairman Weickum clarified that this project is only to cleanup county owned property. Mr. Hewitt stated that to his knowledge individuals that have a salvage yard need to have a special permit to operate. Mr. Hewitt also encouraged the county to apply for additional funds in the grant to cleanup other areas.

Cindy Wallace, Economic Development Director, stated she highly approves getting the area cleaned up. She has heard numerous comments of passers by that this is the impression left on them when traveling by the area. She recommended a business of some sort be established there if possible after the cleanup has taken place. She again stressed that she is highly in favor of the grant.

There being no other public comments, Chairman Weickum closed the public hearing at 10:12 a.m.

Commissioner Young moved to approve Resolution No. 2010-36, a Resolution Authorizing Submission of Application to the Business Ready Community Grant and Loan Program for a Community Enhancement Grant Project on Behalf of the Governing Body for the County of Carbon, State of Wyoming, and authorize Chairman Weickum to sign the resolution after Clerk Bartlett inserts the how and by what entity funds will be matched. Commissioner Paxton seconded and the motion carried unanimously.

RESOLUTION NO. 2010-36

A RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO THE BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM FOR A COMMUNITY ENHANCEMENT GRANT PROJECT ON BEHALF OF THE GOVERNING BODY FOR THE COUNTY OF CARBON, STATE OF WYOMING

FOR THE PURPOSE OF: Removal of all items and from county owned property at the Skyline Acres Industrial Subdivision between Rawlins and Sinclair Wyoming along Interstate 80 to make adjacent communities and the county more attractive for business development and expansion and provide a parcel for a future industrial park.

WITNESSETH

WHEREAS, the Governing Body for Carbon County, Wyoming desires to participate in the BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM to assist in financing this project; and

WHEREAS, the Governing Body of Carbon County, Wyoming recognizes this project will create a more visually attractive gateway to Rawlins and Sinclair and develop an area for future infrastructure within the boundaries of Carbon County for industrial development; and

WHEREAS, the BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM requires that certain criteria be met, as described in the Wyoming Business Council's Rules governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the Governing Body of Carbon County, Wyoming plans to match the requested BUSINESS READY COMMUNITY GRANT AND LOAN PROGRAM / COMMUNITY ENHANCEMENT PROJECT from the following source(s): Carbon County will provide a cash match of \$30,458.21, \$5,458.21 of which has already been expended and \$25,000 of which is budgeted in the county's general fund, and in-kind of \$268,902.96. The City of Rawlins will provide in-kind match of \$6,470.00.

WHEREAS, Carbon County, Wyoming held two public hearings on November 9, 2010 and November 16, 2010 to identify the economic and community development opportunity and determine all possible funding solutions for this project and solicit testimony from citizens who may feel that the use of the proposed funds might compete with existing business, and gave full consideration to all comments received; and

WHEREAS, Carbon County, Wyoming is working in partnership with its representatives and X Field Services and has provided preliminary cost estimates for the project; and

WHEREAS, Carbon County, Wyoming engaged the private sector with the market area and gave full consideration to all comments received; and

WHEREAS, the public benefit of this project is not only cleaning up the viewshed on the gateway to both Rawlins and Sinclair, but also to provide much needed land to develop an industrial park and promote economic development and the consideration is once all items are removed from the surface this phase of the project be complete; and

WHEREAS, the Governing Body for Carbon County, Wyoming will use the revenue recaptured from this project for the following economic development purposes: There will be no revenue recapture plan at this time as this is simply a cleanup project.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF CARBON COUNTY, WYOMING that a grant application in the amount of \$250,000.00 be submitted to the Wyoming Business Council for consideration of assistance in funding the Skyline Acres Industrial Subdivision cleanup.

PASSED, APPROVED AND ADOPTED THIS 16 day of November, 2010.

By: -s- Terry Weickum, Chairman

ATTEST:

-s- Gwynn G. Bartlett, Carbon County Clerk

CERTIFICATE

I, Gwynn G. Bartlett, hereby certify that the foregoing Resolution was adopted by the Board of Carbon County Commissioners at a public meeting held on Tuesday, November 16, 2010 and that the meeting was held accordingly to law; and that said Resolution has been duly entered in the official minutes of the Board of Carbon County Commissioners.

-s- Gwynn G. Bartlett, Carbon County Clerk

VOLUNTARY REMEDIATION PROGRAM

Deputy Clerk Turner presented an application prepared by Clerk Bartlett to the Department of Environmental Quality (DEQ) Voluntary Remediation Program (VRP) including a Brownsfield Assistance funding request. She stated that this also pertains to the county owned portions of the Skyline Acres Industrial Subdivision noting once the surface is cleaned up, if the county is chosen for the program, DEQ would hire a contractor and oversee the work to identify quantities and types of containments present, if any. If there are containments, the Brownsfield Assistance funding could assist with funding to cleanup the area. She did tell the BOCC that if the

application is accepted and DEQ found major containments, the county could be forced to clean those up so there was some risk involved in applying.

She explained that Clerk Bartlett feels now is the appropriate time to apply because if the WBC grant is approved next April, the ground could be cleaned up by mid to end of summer 2011 and if the DEQ grant was already approved, the county could be completed with this phase immediately after phase I. She also noted there is a \$500.00 application fee however the BOCC had approved that at a prior meeting.

Commissioner Young moved to authorize the Chairman's signature on the Voluntary Remediation Program Application to the Department of Environmental Quality pertaining to the Skyline Acres Industrial Subdivision. Commissioner Paxton seconded and the motion carried unanimously.

ELECTED OFFICIALS / DEPARTMENT HEADS

Planning

Sid Fox, County Planning Director, reported on a dispute between land owners and stated he will be working with them along with Deputy Attorney Kelly.

Road & Bridge

Bill Nation, Road & Bridge Superintendent, provided an update on his crew's road work.

RECESS

Chairman Weickum called a recess at 10:35 a.m. and reconvened at 10:56 a.m.

EXECUTIVE SESSION

Commissioner Paxton moved to go into executive session at 10:56 a.m. with Clerk Bartlett and Deputy Attorney Mike Kelly to discuss matters relating to the acquisition of real property, potential litigation and other matters considered confidential by law. Commissioner Young seconded and the motion carried unanimously

Commissioner Paxton moved to come out of executive session at 11:28 a.m. and that the minutes of the session be approved as written and sealed and declared that no action was taken during the session. Commissioner Young seconded and the motion carried unanimously.

COMMISSIONER DISCUSSION

Commissioner Paxton reported a possible business might be locating in Encampment related to beetle kill trees. He is attending the juvenile detention meeting in Laramie later this week.

Chairman Weickum reported he and Clerk Bartlett will attend the Rawlins City Council meeting this evening. He noted his disappointment that the City of Rawlins had not invited anyone from the county to attend its meeting about assisted living. Commissioner Young discussed an assisted living facility he is familiar with in Riverton.

Deputy Attorney Kelly stated that he recently met with the Hanna Marshal who discussed DKRW's intention to break ground this month. Commissioner Paxton and Chairman Weickum indicated they had also spoken with DKRW representatives.

RECESS

Chairman Weickum recessed for lunch at 11:46 a.m. and reconvened at 1:31 p.m.

PLANNING & ZONING

Public Hearing SUB Case File No. 2010-01

Chairman Weickum opened a public hearing at 1:31 p.m. to hear Planning & Zoning SUB Case File No. 2010-01. Sid Fox, Planning Director presented SUB Case File No. 2010-01 – The Lake Cottages, LLC and Edward C. Allred (Owner’s) request for Subdivision Review, a replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A, approximately one mile east of Saratoga. He noted there is no new infrastructure as it is all already in place.

Chairman Weickum called for comments for or against this case. There being no public comments, Chairman Weickum closed the public hearing at 1:41 p.m.

Commissioner Paxton moved to approve Planning & Zoning SUB Case File No. 2010-01, The Lake Cottages, LLC and Edward C. Allred (Owner’s) request for Subdivision Review being a replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A, approximately one mile east of Saratoga, with a purpose to reduce the number of lots in that tract and increase the size of the remaining lots. Commissioner Young seconded and the motion carried unanimously.

Commissioner Young moved to approve Resolution No. 2010-37, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding SUB Case File No. 2010-01. Commissioner Paxton seconded and the motion carried unanimously.

Resolution No. 2010-37

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. §18-5-301, the Carbon County Planning and Zoning Commission held a public hearing on Monday, November 1, 2010, which said hearing was advertised by public notice; and

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

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to approve the Final Plat, “Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A” pursuant to the Carbon County Subdivision Regulations, as amended; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-301 and after receipt of said certified recommendation for approval of the subdivision plat “Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A”, advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on Tuesday, November 16, 2010; 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 subdivision plat; and

WHEREAS, the Carbon County Commissioners in considering the said proposed final plat “Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A” have also reviewed and considered the Carbon County Comprehensive Land Use Plan and the applicable zoning; and

WHEREAS, the Carbon County Commissioners have determined that the proposed subdivision plat “Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A” is in conformity with the Carbon County Comprehensive Land Use Plan and the applicable zoning and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

WHEREAS, The Final Plat, “Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A” is located approximately one (1) mile east of Saratoga, located in Section 18, T17N, R83W, 6th P.M., Carbon County; and, the Town of Saratoga has reviewed and approved the Final Plat in accordance with Wyo. Stat. Ann. §18-5-308 and 34-12-103; and,

WHEREAS, adequate access is provided from Pic Pike Road, Carbon County Road #504 and all internal access roads will be privately owned and maintained; and

WHEREAS, treated water will be provided by the Town of Saratoga and wastewater will be conveyed and treated at the Saratoga Wastewater Treatment Plant and no new infrastructure is required for this replat; and

WHEREAS, the Carbon County Commissioners moved to approve SUB Case File #2010-01, the Final Plat, "Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A" with the following conditions:

1. **CARBON COUNTY SUBDIVISION REGULATIONS:** The Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A must conform to Section 4.03 Final Plat of the Carbon County Subdivision Regulations.
2. **APPLICABLE PERMITS:** All building construction on the subject property will require permits in accordance with the applicable rules and regulations of the Town of Saratoga.
3. **COMPLIANCE WITH APPLICABLE LAWS:** The applicants shall comply with all applicable federal, state, county, and local regulations.

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

1. That the Carbon County Commissioners, hereby approve this Final Plat "Being a Replat of the Old Baldy Corporation – Lyons Development, Old Baldy Village Eighth Addition, Tract 12A" 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 16th day of November, 2010.

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

By: -s- Terry Weickum, Chairman
 -s- Jerry D. Paxton, Vice Chair
 -s- Charles C. Young, M.D., Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

BOARD INTERVIEW / APPOINTMENT

Patrick Eastman was interviewed by telephone for consideration of appointment to the Senior Services Board – Elk Mountain Area.

Commissioner Paxton moved to appoint Patrick Eastman to the Senior Services Board for a three-year unexpired term expiring April 2013. Commissioner Young seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Chairman Weickum adjourned the meeting at 1:57 p.m.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 7th day of December 2010

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Terry Weickum, Chairman