

**MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, April 2, 2013  
County Courthouse, Rawlins, Wyoming**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, April 2, 2013 at the County Courthouse in Rawlins, Wyoming. Attending the meeting were Vice Chairman John Espy; Commissioners Lindy Glode, Sue Jones and John Johnson; Deputy County Attorney Mike Kelly; and County Clerk Gwynn Bartlett. Chairman Leo Chapman was absent.

Vice Chairman Espy called the meeting to order at 9:00 a.m.

**ADDITIONS / CORRECTIONS**

Clerk Bartlett requested an executive session first thing to discuss personnel.

Commissioner Glode moved to add an executive session for personnel before the Clerk's report. Commissioner Johnson seconded and the motion carried unanimously.

**VOUCHERS**

Commissioner Jones moved to approve the report of expenditures in the amount of \$125,791.55. Commissioner Johnson seconded and asked what the Kelly Land and Cattle payment was for. Mr. Nation replied this was for the south road paving project including permanent right-of-way for a culvert. Commissioner Johnson also asked what the Terminix invoices were for and it was explained they are for routine care. The motion carried unanimously.

Commissioner Jones moved to approve payment to Rawlins Automotive in the amount of \$88.95 and True Value of Rawlins in the amount of \$227.38. Commissioner Johnson seconded and the motion carried with Commissioners Espy, Jones and Johnson voting for the motion and Commissioner Glode abstained due to a personal conflict.

Vendor	Detail Line Description	Total
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$145.74
AMERIGAS	PROPANE SERVICES	\$3,770.42
BANK OF COMMERCE (ACH)	SHIPPING CHARGES	\$10.10
BESEL, KEN	MILEAGE	\$24.00
BEST WESTERN COTTONTREE	MOTEL CHARGES	\$539.00
BRESNAN COMMUNICATIONS	CABLE SERVICES/FIBER LINE	\$2,505.10
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$709.86
CANDY MOUNTAIN	SUPPLIES	\$22.50
CARBON COUNTY FAIR ASSOCIATION	FAIR AWARDS	\$160.00
CARBON COUNTY HIGHER EDUCATION CENTER	KICKIN CHICKEN MEALS	\$92.40
CARBON COUNTY TREASURER	VARIOUS CASH ITEMS	\$578.04

CARBON COUNTY VETERINARY HOSPITAL	VETERINARY SERVICES	\$570.00
CBM FOOD SERVICE	JAIL MEALS	\$6,529.12
CDW GOVERNMENT, INC.	SUPPLIES	\$7,718.22
CEDARS HEALTH	MEDICAL SERVICES	\$85.00
CENTURY LINK	TELEPHONE SERVICES	\$179.17
CENTURYLINK-PHOENIX	TELEPHONE SERVICES	\$404.68
CESKO FAMILY MEDICINE, PC	MEDICAL SERVICES	\$80.00
CHAPMAN, LEO	MILEAGE	\$123.00
CHARM-TEX, INC.	SUPPLIES	\$988.10
CNA SURETY	NOTARY BOND	\$50.00
CONLEY, MARCI	LOVE & LOGIC FACILITATION	\$348.00
DAILY TIMES	NEWSPAPER AD	\$84.80
DALLIN MOTORS INC	VEHICLE MAINTENANCE	\$304.53
DAVIDSON FAMILY DENTAL	DENTAL SERVICES	\$676.00
DIXON, TOWN OF	WATER SERVICES	\$130.00
E & H PLUMBING & HANDYMAN	PLUMBING REPAIRS	\$292.50
EASTMAN, PATRICK	MILEAGE	\$28.20
EICHENBERGER, MELISSA	MILEAGE	\$600.00
ELK MOUNTAIN, TOWN OF	ELK MOUNTAIN SENIOR CENTER	\$1,500.00
ERICKSON & ROBERTS	LEGAL SERVICES	\$2,526.57
EYE CENTER OF N COLORADO	VISION SERVICES	\$155.00
FARMER BROTHERS COFFEE	SUPPLIES	\$182.46
FASTENAL	SUPPLIES	\$18.28
FEDEX	POSTAGE	\$19.64
FIRST CALL COMMUNICATIONS	MUSEUM TELEPHONE SYSTEM	\$349.00
FREMONT MOTORS - RAWLINS	SUPPLIES	\$484.14
GERMAN, JENNIFER	MILEAGE	\$90.00
GRAINGER	SUPPLIES	\$270.00
HAGOOD, VICKI	MILEAGE	\$40.50
HEIMAN FIRE DEPARTMENT	SUPPLIES	\$110.48
HERRING, PAUL	OIL	\$181.68
HIGH DESERT WELDING & MACHINE LLC	SUPPLIES	\$210.94
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$392.12
HIGH PLAINS VISION CENTER	VISION SERVICES	\$176.88
HILLCREST SPRING WATER, INC.	EQUIPMENT RENTAL	\$13.00
HOWARD, HEATHER	SUPPLIES/MILEAGE	\$59.91
IDENTIX INCORPORATED	BUILDING MAINTENANCE	\$3,011.97
INFORMATION SYSTEMS CONSULTING	NETWK/SERVER INFRASTRUCTURE UPGRD	\$4,493.06
JACK, WILLIAM A.	MEAL REIMBURSEMENT	\$20.69
JACKALOPE PRINTING	SUPPLIES	\$1,124.57
JACK'S BODY & FENDER REPAIR	SERVICE CALL	\$902.00
JOURNAL WATCH	SUBSCRIPTION	\$139.00

KELLEY CATTLE COMPANY, LLC	STIPULATED IMPACT PAYMENT	\$2,231.85
KENCO SECURITY AND TECHNOLOGY	ALARM MONITORING	\$34.00
KILBURN TIRE COMPANY	VEHICLE MAINTENANCE	\$445.02
KING SOOPERS CUSTOMER CHARGES	SUPPLIES	\$184.69
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$1,500.00
L & L ELECTRIC	ELECTRICAL REPAIRS	\$1,146.84
LARAMIE PHYSICIANS FOR WOMEN	MEDICAL SERVICES	\$130.00
MACPHERSON, KELLY & THOMPSON, LLC	LEGAL SERVICES	\$946.00
MADDOX, TROY	MILEAGE	\$34.80
MERCK SHARP & DOHME CORP.	VACCINE	\$330.98
MILLER, JULI	MEALS/MILEAGE/TAXI	\$459.74
MOORE MEDICAL CORP.	SUPPLIES	\$194.19
MOSS, BARBARA	MILEAGE	\$54.60
MURANE & BOSTWICK, LLC.	PROFESSIONAL SERVICES	\$135.00
MY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	\$1,620.68
MY OFFICE ETC.	SUPPLIES	\$4,210.46
NEUTRON INDUSTRIES	SUPPLIES	\$204.65
OTOOLE, PATRICK "EAMON"	MILEAGE	\$60.00
PAGE ONE	TELEPHONE SERVICES	\$254.52
PERUE PRINTING	SUPPLIES	\$242.00
PHILLIPS 66-CONOCO-76	FUEL	\$1,078.38
PITNEY BOWES INC	RENTAL CHARGES	\$357.78
PLATTE VALLEY MEDICAL CLINIC	MEDICAL SERVICES	\$605.75
PRAIRIE DOG ELECTRIC, LLC	ELECTRICAL REPAIRS	\$286.18
PUBLIC SAFETY CENTER, INC	SUPPLIES	\$228.07
QUESTAR GAS	GAS SERVICES	\$94.41
QUILL CORPORATION	SUPPLIES	\$308.29
RAWLINS AUTOMOTIVE	PARTS	\$88.95
RAWLINS EYE CARE	VISION SERVICES	\$675.00
RAWLINS, CITY OF	WATER SERVICES	\$1,082.35
RELIABLE	SUPPLIES	\$568.22
RENDEZVOUS LODGE LLC.	FUEL/OIL	\$79.42
RICOH USA INC	IT COPIERS	\$460.33
RIVER STREET MOTOR CO	VEHICLE MAINTENANCE	\$76.63
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$5,809.17
ROWAN, KRISTY	SUPPLIES	\$31.00
RYAN ELECTRONICS INC	SUPPLIES/LABOR/INSTALLATION	\$5,558.75
S&S INC	BUILDING MAINTENANCE	\$215.00
SARATOGA AUTO PARTS, INC.	SUPPLIES	\$48.48
SCHERMETZLER, SHEELA M ED.S.	AGENCY MONITORING/MEALS/MILEAGE	\$846.54
SHEA, DIXIE F	MILEAGE	\$24.00
SNAKE RIVER PRESS	NEWSPAPER AD	\$72.00

SNAP-ON TOOLS	SUPPLIES	\$30.65
SOURCE GAS	GAS SERVICES	\$11,996.53
STAPLES ADVANTAGE	SUPPLIES	\$155.75
STAR AWARDS & SIGNS	SUPPLIES	\$33.56
STATE OF WYOMING (A&I)	MAINFRAME ACCESS	\$11.01
SWEETWATER COUNTY SHERIFF'S OFFICE	INMATE HOUSING	\$5,355.00
SWISHER HYGIENE FRANCHISEE TRUST	SUPPLIES	\$83.19
TANDAN SANITATION SERVICES	GARBAGE SERVICES	\$50.00
TERMINIX	PEST CONTROL	\$919.00
THE MASTERS TOUCH, LLC	ASSESSMENT NOTICE POSTAGE	\$5,220.00
THE QUIK LUBE	VEHICLE MAINTENANCE	\$59.93
TJ'S AUTO REPAIR	VEHICLE MAINTENANCE	\$181.99
TRIPLE XXX CONTRACTING, INC.	GARBAGE SERVICES	\$50.00
TRUE VALUE OF RAWLINS	SUPPLIES	\$227.38
TYLER TECHNOLOGIES, INC	TAX SALE EVENT MODULE	\$5,369.75
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$1,911.91
UNIVERSAL LICENSING SERVICE	NARROWBAND EMISSIONS FEE	\$75.00
V-1 PROPANE	PROPANE SERVICES	\$360.70
VAN'S WHOLESALE LLC	SUPPLIES	\$447.73
WALCOTT CONOCO	FUEL	\$63.17
WAND	FRUDE CONFERENCE REGISTRATION	\$130.00
WEST PAYMENT CENTER	INFORMATION CHARGES	\$421.20
WESTERN TRUCK REPAIR	SUPPLIES	\$359.85
WILLE, WILLIAM R	BUILDING MAINTENANCE	\$60.00
WILSON, MARGARET	PATCHES	\$18.00
WIMPENNY, ROBERT G DDS	DENTAL SERVICES	\$744.00
WOODWARD & ASSOCIATES, INC.	DISTRICT COURT CARPET	\$6,894.00
WY DEPT OF TRANSPORTATION	MOTOR FUEL LICENSE RENEWAL	\$25.00
WY LAW ENFORCEMENT ACADEMY	TRAINING	\$1,750.00
WY MACHINERY COMPANY	EQUIPMENT MAINTENANCE	\$2,297.96
WY PUBLIC HEALTH LABORATORY	LAB SERVICES	\$145.00
WY STATE LANDS & INVESTMENTS	APPLICATION FEE/USE PERMIT	\$2,831.85
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$569.68
YOCUM, LEO	MILEAGE	\$24.00
GRAND TOTAL		\$126,107.88

## EXECUTIVE SESSION

Commissioner Glode moved to go into executive session at 9:14 a.m. with Clerk Bartlett, Sid Fox and Attorney Kelly to discuss personnel and other matters considered confidential by law. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Glode moved to come out of executive session at 9:30 a.m. noting no action was taken and directed the minutes be signed and sealed. Commissioner Jones seconded and the motion carried unanimously.

### **BUILDINGS & GROUNDS MANAGER**

Commissioner Johnson moved to regretfully accept the resignation of Leroy Graham. Commissioner Jones seconded and the motion carried unanimously.

Clerk Bartlett asked for two Commissioners to meet with her to review a job description immediately so she can begin advertising for the opening. She reported in the meantime she will field calls and e-mails.

### **CLERK**

#### **Minutes**

Commissioner Glode moved to approve the minutes of the March 19, 2013 regular meeting of the Board of Carbon County Commissioners as presented. Commissioner Johnson seconded and the motion carried unanimously.

#### **Monthly Receipts**

Clerk Bartlett reported fees were collected for the County Attorney totaling \$165.10 and County Clerk for March 2013 totaling \$20,209.00.

#### **County Closures**

Clerk Bartlett reported with the passing of Senate File 86, a resolution is now required for the Commissioners to close county offices. She presented a resolution and noted it was reviewed by Attorney Kelly.

Commissioner Jones moved to adopt Resolution 2013 - 08 a Resolution of the Board of Carbon County Commissioners Adopting Holiday Closures and Other Closures. Commissioner Glode seconded and the motion carried unanimously.

#### **Resolution No. 2013 - 08**

**A Resolution of the Board of Carbon County Commissioners Adopting  
Holiday Closures and Other Closures**

**WHEREAS**, Chapter 6, Section 38 of the Carbon County Personnel and Benefits Manual, as amended, provides the dates of official holidays and allows for other closures as proclaimed by the Board of County Commissioners; and

**WHEREAS**, per Wyoming Statute § 18-3-103(b) county officers shall keep their offices open during the usual business hours of each day excluding Saturdays, Sundays, legal holidays and other days as established by the County commissioners through resolution; and

**WHEREAS**, it is understood that this resolution shall not apply to all county departments as some are required to be in operation continuously.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Carbon County Commissioners that the following holidays and other days have recognized and adopted by Carbon County and the Courthouse and applicable county offices are closed:

- (i) New Year's Day (January 1)
- (ii) Equality Day (Martin Luther King's Birthday, Third Monday in January)
- (iii) President's Day (Third Monday in February)
- (iv) Memorial Day (Last Monday in May)
- (v) Independence Day (July 4)
- (vi) Labor Day (First Monday in September)
- (vii) Veteran's Day (November 11)
- (viii) Thanksgiving (Fourth Thursday in November and the following Friday)
- (ix) Christmas Day (December 25)
- (x) Whenever Christmas Day or New Year's Day falls on Thursday, the Courthouse and County Offices will also be closed on the following Friday. Whenever a legal holiday falls on a Sunday, it shall be observed on the following Monday. Whenever a legal holiday falls on a Saturday, it shall be observed on the preceding Friday. While the Courthouse and County Offices may be closed, some employees in some departments may be required to work, due to regular scheduling due to the department and/or due to the nature of the work performed by the particular department

**PASSED APPROVED AND ADOPTED** this 2<sup>nd</sup> day of April, 2013.

BOARD OF CARBON COUNTY COMMISSIONERS  
-s- John Espy, Vice Chairman

Attest:-s- Gwynn G. Bartlett, County Clerk

### **Variance Request**

Clerk Bartlett presented a variance request from the City of Rawlins for Circle Cross Trailer Court LLC, at 901 E. Daley Street #53, for a setback of 12' rather than 25'. She stated the public hearing is scheduled on April 4 at 5:15 p.m. and presented a document for the Chairman's signature. Mr. Fox reported no comment is necessary.

Commissioner Jones moved to authorize the Chairman to sign the variance request from the City of Rawlins for 901 E. Daley Street #53 and to not object to the variance. Commissioner Johnson seconded and the motion carried unanimously.

### **Election Fees Waiver Request**

Clerk Bartlett reported that her office bills municipalities and special districts for their portion of space used on the Primary and General Elections each cycle. The total cost for the 2012 General Election was \$25,512.71, not including staff time. She was proud to report that compared to the 2008 General Election her office saved \$5,499.89 and compared to the 2004 General Election her office saved \$18,716.29. These savings are greatly attributable to finding a new ballot printing vendor, eliminating on site support, reduction in mailing costs, and other cost savings measures they have taken.

She advised that per statute special districts may ask the BOCC to waive their election costs and reported she received a request from the Medicine Bow Conservation District for this. She reported they were billed \$569.76 this election and reminded the BOCC they could conduct their own election but she felt they may have a difficult time doing this for such a small fee. While Clerk Bartlett stated she understands the request, she requested the BOCC not set precedence and deny this request noting that all other entities have paid their invoices. She also reported that this same district has saved \$500.45 compared to the 2008 General Election, almost 50% due to her office's cost savings measures. Commissioner Johnson stated since he served on the district prior that he understands the budgetary constraints they suffer from and explained their levy compared to other special districts.

Commissioner Jones moved to deny the Medicine Bow Conservation District's request to waive the election fees associated with the General Election held in November 2012. Commissioner Glode seconded and there was discussion that this was a prudent and responsible request but that the BOCC did not want to set precedence. Commissioner Johnson requested a friendly amendment to send correspondence to explain the denial and this amendment was accepted. The motion carried with Commissioners Jones, Glode and Espy voting for the motion and Commissioner Johnson voted against the motion.

### **Teladoc**

Clerk Bartlett explained the Teladoc benefit provided with the county's health insurance program. She noted the first call for all participants is free however Meritain, the county's third party administrator, was providing a free call to all participants annually. She stated Meritain has repaid the county these fees, totaling \$100.00 and they have revised the contract to clarify.

Commissioner Glode moved to authorize the Vice Chairman's signature on the Summary of Material Modification and Amendment #1 to the Carbon County Employee Benefit Plan. Commissioner Johnson seconded and the motion carried unanimously.

### **Buildings Contracts**

Clerk Bartlett presented contracts for a heating system at the County Fire Station at Rawlins and a remodel to the sun room, siding and new outlets and lighting at the Hanna Senior Center. She noted that Attorney Kelly has reviewed these and recommended approval.

Commissioner Jones moved to approve a contract with Pioneer Mill & Construction in the amount of \$13,937.14 for the heating system project at the County Fire Station at Rawlins and a contract with Energy Construction Inc. in the amount of \$30,759.00 for the modifications to the Hanna Senior Center. Commissioner Glode seconded and the motion carried unanimously.

### **Lawn Care Proposals**

Clerk Bartlett reported she will begin the process to bid lawn care for county buildings in Rawlins. These include the Courthouse, Carbon Building, Museum, Senior Center and the vacant lot north of the center.

Commissioner Johnson moved to bid lawn care and sprinkler maintenance for the Courthouse, Carbon Building, Museum, Senior Center and vacant lot north of the center. Commissioner Jones seconded and the motion carried unanimously.

### **TANF Application**

Clerk Bartlett reported the county has sponsored a Temporary Assistance for Needy Families (TANF) grant for the Big Brothers Big Sisters of Carbon County, Carbon County Boys & Girls Clubs, and the Laramie Youth Crisis Center for two consecutive years. She presented a renewal application for the grant.

Commissioner Jones moved to authorize the Vice Chairman's signature on the Temporary Assistance for Needy Families Community Partnership Initiative application. Commissioner Johnson seconded and asked where the funding is in the application. The motion carried unanimously.

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

#### **Treasurer**

County Treasurer Cindy Baldwin presented tax abatements on behalf of Assessor Ross. She also discussed secure rural school funds and the possibility of having to repay funds but the correspondence on this is unclear and she is trying to find more information about this. Carbon County currently funds 13% of Title III to the Resource Advisory Committee (RAC) and 7% to Title II projects. She further explained the uses and process of this funding.

#### **Attorney**

Deputy Attorney Mike Kelly reported he and Commissioner Johnson attended the Industrial Siting Council (ISC) meeting in Casper yesterday to listen to discussion on the DKRW project. ISC had submitted a letter to Medicine Bow Fuel and Power "putting them on the clock" to provide an updated schedule and socioeconomic analysis no later than June 19, 2013. This will open up another public comment period.

Mr. Kelly reported the county needs to solicit interest to hire someone for consulting services at the airport. Hiring a consultant will not cost anything as the consultant's fees are derived from future engineering projects.

Mr. Kelly reported the final walkthrough of the Youth Crisis Center was completed and a punch list has been created. The final lease agreement is being worked on with the Counseling Center to open the facility.

#### **Planning & Development**

Planning Director Sid Fox reported that Commissioners Glode and Jones received correspondence about three structures in the Baggs area that building permits were not applied for. Mr. Fox reported there is currently a pole barn being constructed without a permit and there is a setback violation. Also north of Savery there is a residence being constructed without a building permit. This residence also requires a

minor subdivision. The third is a pole barn that will require a boundary line adjustment. Mr. Fox reported that he is working with these landowners to ensure that the law and county regulations are followed now. The BOCC requested that he try to clarify when building permits are needed so the public understands the process.

Thomas Powell, GIS Specialist, reported public comments on the North Platte River access management land use area are due soon.

Mr. Powell also discussed the board's trip to view the Transwest Express location view shed. He presented a map of the various routes in the Baggs area.

Mr. Powell reported he received a public nuisance complaint and he and Mr. Nation visited the site. He discussed enforcement on the public nuisance resolution and Mr. Fox asked how the BOCC would like them to handle these complaints. Mr. Kelly reported he feels the lot owners should have the opportunity to clean up their property before legal action is taken and the BOCC agreed. Mr. Fox and Mr. Powell will follow up with this landowner. Road & Bridge Superintendent Bill Nation stated law enforcement is a good resource with the public nuisance complaints to try to determine if individuals are dumping on the property.

### **Road & Bridge**

Mr. Nation reported they continue to open the snow bound routes as needed and cleaning culverts and cattle guards as they become available and thaw out. He noted he will soon meet with representatives from the Baggs Ditch Company to discuss ditch crossings for two roads needing bigger pipes.

### **RECESS**

Vice Chairman Espy called a recess at 11:10 a.m. and reconvened at 11:15 a.m.

### **MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)**

David Pike, Chief Financial Officer presented a financial statement as of February 28, 2013. Ned Hill, Chief Executive Officer and Dr. David Cesko of the board were present.

Commissioner Jones asked Mr. Hill to explain the recent complaint of radiology services being higher here than other towns. Mr. Hill stated that the patient that complained had a procedure done at an imaging center not a hospital and due to the difference in equipment and regulations this causes fee differences. He did note that compared to hospitals in three adjacent towns, MHCC's CAT scan services were actually lower.

### **MONTH OF THE MILITARY CHILD**

Staff Sergeant Deboer of the Wyoming National Guard presented a proclamation and noted April is the month of the military child. He stated this will support the children of military members and raise community awareness about the sacrifices and accomplishments of military children.

Commissioner Glode moved to approve the Month of Military Child Proclamation. Commissioner Johnson seconded and the motion carried unanimously.

## **FUNDING OPPORTUNITIES**

Brad Miskimins, Grants Administrator for WLC Engineering, Surveying and Planning reported that he formerly ran the State Lands & Investments grant program and explained that he can assist with grant and loan writing from various sources for WLC's clients. He suggesting allowing him to meet with various department heads and then he can come up with funding solutions. He reported time and materials charge is \$137.00 per hour and the county could place a maximum on his services. He noted the upfront work is at no fee.

## **RECESS**

Vice Chairman Espy recessed for lunch at 11:48 a.m. and reconvened at 1:15 p.m.

## **PLANNING & ZONING**

### **Public Hearing – C.U. Case File No. 2013-02**

Vice Chairman Espy opened a public hearing at 1:15 p.m. to hear Planning & Zoning C.U. Case File No. 2013-02. Tom Powell, GIS Specialist, presented C.U. Case File No. 2013-02 – PacifiCorp dba Rocky Mountain Power's request for a Conditional Use Permit to expand the Platte Substation Facility in the Ranching, Agriculture, Mining (RAM) Zone to expand the existing substation by 3.51 acres and add a new 230kV transmission bay along with other necessary electrical equipment.

Leslie Blythe, Tom Barton and Dan Dink of Rocky Mountain Power (RMP) were present and Ms. Blythe overviewed the application.

Vice Chairman Espy called for comments for or against this matter. There being none, Vice Chairman Espy noted he would now like to hear Case File No. 2013-03

### **Public Hearing –C.U. Case File No. 2013-03**

Mr. Powell presented C.U. Case File No. 2013-03 – PacifiCorp dba Rocky Mountain Power's request for a Conditional Use Permit for an electrical substation in the Ranching, Agriculture, Mining (RAM) Zone. The Standpipe Substation Facility is a proposed new 230kV substation that will be used to control voltages on the TOT4A transmission path and accommodate future expansion in the area.

Ms. Blythe overviewed the case and Commissioner Johnson complimented RMP's consideration of the sage grouse core area.

Vice Chairman Espy called for comments for or against this matter. There being no comments Vice Chairman Espy closed the public hearing at 1:32 p.m.

Commissioner Jones moved to approve Resolution No. 2013-09 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County

Planning and Zoning Commission regarding C.U. Case File No. 2013-02 subject to the conditions as outlined in the staff report. Commissioner Johnson seconded and the motion carried unanimously.

**Resolution No. 2013 – 09**

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

**C.U. Case File #2013-02 – “Platte Substation”**

**WHEREAS**, pursuant to the Carbon County Zoning Resolution of 2003, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, March 4, 2013, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, March 4, 2013, 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 the Monday, March 4, 2013, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners pursuant to the Carbon County Zoning Resolution of 2003, as amended for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2003, as amended and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation; 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, April 2, 2013; and

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

**WHEREAS**, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended, specifically, Section 5.6, Conditional Use Permits; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed permit is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2003, as amended, and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following Conditional Use Permit Application.

**C.U. Case #2013-02 – PacifiCorp, DBA, Rocky Mountain Power (Applicant):** Request for a Conditional Use Permit to expand the “Platte Substation” Facility in the Ranching, Agriculture, Mining (RAM) Zone. The purpose of this project is to expand the existing substation by 3.51 acres and add a new 230KV transmission bay along with other necessary electrical equipment. The expansion of the Platte Substation will improve the reliability of power delivery to the area. The proposed project is located approximately 1 mile north of the Town of Sinclair, on the west side of Carbon County Road #351 (Seminoe Road).

**Parcel Number:** 21861610000800 - Parent Parcel

**Legal Description:** A parcel of land situate in the NW $\frac{1}{4}$  and the SW $\frac{1}{4}$  of Section 16, Township 21 North, Range 86 West, 6th P.M., Carbon County, Wyoming. The boundaries of said substation parcel are described as follows: BEGINNING at a point on the North line of the SW $\frac{1}{4}$  of said Section 16, said point being 1939.58 feet S88°15'54"E along the quarter section line from the West Quarter Corner of said Section 16, and running thence N1°31'05"E 91.82 feet; thence N1°10'56"E 240.68 feet; thence N21°23'13"E 114.12 feet; thence S88°49'04"E 405.59 feet; thence S1°10'56"W 348.00 feet to a point on the north line extended S88°47'19"E, of that certain parcel filed for record as Entry #711433 in Book 764, Page 541 of the Official Records of Carbon County Recorded; thence N88°47'19"W 10.00 feet along said extended north line to the northeast corner of said Entry #711433; thence S1°12'41"W along the east line of said Entry #711433, 70.00 feet to the southeast corner of said Entry #711433 which is coincident with the northeast corner of that certain parcel filed for record as Entry #510541 in Book 573, Page 447 of the Official Records of Carbon County Recorded; thence continue S1°12'41"W along the east line of said Entry #510541, 325.00 feet to the southeast corner of said Entry #510541 which is coincident with the northeast corner of that certain parcel filed for record as Entry #555091 in Book 625, Page 130 of the Official Records of Carbon County Recorded; thence continue S1°12'41"W along the east line of said Entry #555091, 200.00 feet to the southeast corner of said Entry #555091; thence N88°47'19"W along the south line of said Entry #555091 to the southwest corner of said Entry #555091; thence N1°12'41"E along the west line of said Entry #555091, 200.00 feet to a found aluminum cap at the northwest corner of said Entry #555091 which is coincident with the southwest corner of said Entry #510541; thence continue N1°12'41"E along the west line of said Entry #510541, 302.85 feet to intersect said north line of the SW $\frac{1}{4}$  of Section 16; thence N88°15'54"W along said north line of the SW $\frac{1}{4}$  of Section 16, 35.49 feet to the point of beginning of this substation parcel description, containing 9.04 acres, more or less, and subject to all easements, rights-of-way and restrictions of record.

**VIOLATION:** In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

**CONDITIONS OF APPROVAL:**

1. The applicant complies with the Wyoming Game and Fish stipulations listed as “aquatic considerations” in the Game and Fish letter dated 02/19/2013.
2. That the building permit application be accompanied by plans certified by an engineer licensed in the State of Wyoming.
3. That the building permit application be accompanied by a certification/evidence that the conditions of this permit are being met.
4. In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

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

1. That the Carbon County Board of County Commissioners, hereby approves this Conditional Use Permit (CUP) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2013-02 – “Platte Substation”) on approximately 9 acres in the Ranching, Agriculture, Mining (RAM) Zone.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 2nd day of April, 2013.

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

By: -s- John Espy, Vice Chairman  
-s- Lindy Glode, Member  
-s- John Johnson, Member  
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Commissioner Glode moved to approve Resolution No. 2013-10 A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding C.U. Case File No. 2013-03 subject to conditions as outlined in the staff report. Commissioner Jones seconded and the motion carried unanimously.

**Resolution No. 2013 –10**

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

**C.U. Case File #2013-03 – “Standpipe Substation”**

**WHEREAS**, pursuant to the Carbon County Zoning Resolution of 2003, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, March 4, 2013, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, March 4, 2013, 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 the Monday, March 4, 2013, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners pursuant to the Carbon County Zoning Resolution of 2003, as amended for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2003, as amended and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation; 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, April 2, 2013; and

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

**WHEREAS**, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2003, as amended, specifically, Section 5.6, Conditional Use Permits; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed permit is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended,

and the Carbon County Zoning Resolution of 2003, as amended, and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the following Conditional Use Permit Application.

**C.U. Case #2013-03 – PacifiCorp, DBA, Rocky Mountain Power (Applicant):** Request for a Conditional Use Permit for an electrical substation in the Ranching, Agriculture, Mining (RAM) Zone. The Standpipe Substation Facility is a proposed new 230kV substation that will be used to control voltages on the TOT4A transmission path. The subject property is located approximately 1 mile south of the Town of Hanna; located on the east side of State Highway 72 approximately one half mile south of the intersection of US Highway 30/287 and State Highway 72.

**Parcel Number:** 22810110000300 - Parent Parcel

**Legal Description:** THE BASIS OF BEARING FOR THIS DESCRIPTION IS SOUTH 89°18' 15" WEST FROM THE FOUND 3" BRASS CAP ON 2-1/2" PIPE STAMPED "RJS 398 1979" REPRESENTING THE NORTHEAST CORNER OF SECTION 29, TOWNSHIP 22 NORTH, RANGE 81 WEST, 6<sup>TH</sup> PRINCIPAL MERIDIAN TO THE FOUND 3" BRASS CAP ON 2-1/2" PIPE STAMPED "RJS 398 1979" REPRESENTING THE NORTH QUARTER CORNER OF SAID SECTION 29. BEGINNING AT A POINT SOUTH 89°18'15" WEST ALONG THE SECTION LINE, 754.82 FEET AND SOUTH 00°41'45" EAST 353.60 FEET FROM THE FOUND 3" BRASS CAP ON 2-1/2" PIPE STAMPED "RJS 398 1979" REPRESENTING NORTHEAST CORNER OF SECTION 29, TOWNSHIP 22 NORTH, RANGE 81 WEST, 6<sup>TH</sup> PRINCIPAL MERIDIAN AND RUNNING THENCE SOUTH 48°03'26" EAST 1400.00 FEET; THENCE SOUTH 41°56'34" WEST 1243.19 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF STATE HIGHWAY 72; THENCE NORTH 48°03'26" ALONG SAID RIGHT OF WAY 1400.00 FEET; THENCE NORTH 41°56'34" EAST 1243.19 FEET TO THE POINT OF BEGINNING. CONTAINS 39.96 ACRES MORE OR LESS.

**VIOLATION:** In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

**CONDITIONS OF APPROVAL:**

1. That the applicant complies with OSHA requirements for noise levels generated by both the synchronous condenser and the rest of the facility.
2. The applicant complies with the Wyoming Game and Fish stipulations as stated in the Game and Fish letter dated 10/19/2011, as well as, those listed as "aquatic considerations" in the Game and Fish letter dated 02/19/2013.
3. That the building permit application be accompanied by an approved WYDOT access permit.
4. That the building permit application be accompanied by plans certified by an engineer licensed in the State of Wyoming.
5. That the building permit application be accompanied by a certification/evidence that the conditions of this permit are being met.
6. In the event the actions occurring pursuant to this permit are found to be in material violation of the terms and conditions of this permit, or are found to have been obtained by fraud, this permit shall be subject to all remedies allowed by law. Violation of any of the above restrictions can be grounds for terminating this Conditional Use Permit.

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

1. That the Carbon County Board of County Commissioners, hereby approves this Conditional Use Permit (CUP) as certified to them in writing by the Carbon County Planning and Zoning Commission regarding the Conditional Use Permit (C.U. Case #2013-03 – “Standpipe Substation”) on approximately 39.96 acres in the Ranching, Agriculture, Mining (RAM) Zone.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 2nd day of April, 2013.

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

By: -s- John Espy, Vice Chairman  
-s- Lindy Glode, Member  
-s- John Johnson, Member  
-s- Sue Jones, Member

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Certifications**

Tom Powell from the Planning Office presented the Certifications of Recommended Action for C.U. Case File No. 2013-04 for the Town of Baggs and Z.C. Case File #2013-01, Kyle and Lindsay McKee.

Commissioner Jones moved to schedule a public hearing for May 7, 2013 at 1:30 p.m. at the County Courthouse in Rawlins, Wyoming for Z.C. Case File No. 2013-01 submitted by Kyle & Lindsay McKee and C.U. Case File No. 2013-04 submitted by the Town of Baggs. Commissioner Johnson seconded and the motion carried with Commissioners Johnson, Jones and Espy voting for the motion and Commissioner Glode abstained as Lindsay McKee is her niece.

**INDUSTRIAL SITING COUNCIL PROCESS**

Tia Raamot and Luke Eesch from the Department of Environmental Quality Industrial Siting Division were present. The pair overviewed what projects permits are required for and what triggers are in place for these, what projects currently have permits in Carbon County, and impact assistance.

**IT**

Matt Webster, IT Director discussed the possibility of obtaining laptops for the Commissioners for county business purposes. The BOCC declined and stated they prefer to use their personal laptops.

Commissioner Glode moved to ratify a decision to sell surplus IT equipment. Commissioner Johnson seconded and the motion carried unanimously.

There was discussion of possibly purchasing a smart board type piece of equipment and add it to the budget requests. Commissioner Glode stated she feels the request should wait because there are other departments that need other more important things however the remaining members asked Mr. Webster to look into this and present it with his budget requests.

## **COMMISSIONERS DISCUSSION**

Commissioner Glode confirmed that Clerk Bartlett has added time on the next agenda for goal setting.

Commissioner Johnson moved to draft a letter for the Chairman's signature to request they change their meeting date to accommodate the Commissioners schedule for the Gateway West project. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Espy reported he attended the Little Rascals grant site visit in Baggs and they will likely be ranked low due to the type of project.

## **RECESS**

Chairman Espy called a recess at 3:41 p.m. and reconvened at 3:52 p.m.

## **COBECON**

Rob Henderson and Dianna Madvig of Cobecon overviewed the county's benefit plan and the services they provide.

## **ADJOURNMENT**

Commissioner Jones moved to adjourn the meeting at 4:48 p.m. Commissioner Johnson seconded and the motion carried unanimously.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 30th day of April 2013

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

-s- John Espy, Vice Chairman