

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, September 5, 2017
Carbon County Courthouse, Rawlins, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, September 5, 2017 at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman John Johnson; Vice Chairman Lindy Glode; Commissioners Leo Chapman, John Espy and Sue Jones.

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

ADDITIONS / CORRECTIONS

There were no changes to the agenda.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$510,183.24. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Chapman moved to approve payment to Rawlins Automotive for \$1,279.30, Shively Hardware for \$38.56 and True Value of Rawlins for \$494.89 for an aggregate total of bills paid today of \$511,995.99. Commissioner Jones seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

A motion was made to amend the September 5 minutes at the September 19 meeting to correct the approved expenditures amount to \$492,811.54 and the aggregate total of bills paid on that date to \$494,624.29.

ALSCO, AMERICAN LINEN DIVISION	\$45.46	SHOP SUPPLIES
ANTON COLLINS MITCHELL LLP	\$4,000.00	AUDIT
API SYSTEMS INTEGRATORS	\$102.00	MONITORING SERVICE
AYALA, MEGAN	\$172.50	MILEAGE/MEALS
BAGGS, TOWN OF	\$150.00	JUL 17 RENT
BANK OF COMMERCE (DEBIT CARD)	\$307.74	ASSORTED CHARGES
BEHRMANN, ELEANOR	\$37.20	MILEAGE
BENNETT LAW GROUP, PC	\$131.25	LEGAL SERVICES
BI INC.	\$702.00	MONITORING SERVICES
BLACK HILLS ENERGY	\$2,345.74	HEATING FUEL
BLAKEMAN PROPANE	\$1,933.97	PROPANE
BOB BARKER COMPANY, INC.	\$954.42	JAIL SUPPLIES
BOMGAARS SUPPLY	\$271.93	STOCK TANK/LIGHT BULBS

BROWN, AMANDA	\$203.58	MEALS/MILEAGE
BUILD RITE LUMBER SUPPLY	\$1,017.76	BUILDING SUPPLIES/SHIPPING
C & B SAND & GRAVEL	\$1,472.60	ROADBAS/LABOR
CARBON COUNTY 4-H	\$279.94	LODGING/MEALS/SUPPLIES
CARBON COUNTY TREASURER	\$70,391.89	CCYCC SET ASIDE/CASH ITEMS
CARBON COUNTY WEED & PEST	\$67.62	PEST CONTROL
CARBON POWER & LIGHT INC	\$1,302.39	ELECTRIC SERVICE
CARERIGHT TECHNOLOGIES, LLC	\$294.00	MONTLY FEES
CASPER WINNELSON CO	\$640.60	PLUMBING SUPPLIES
CBM FOOD SERVICE	\$13,891.41	JAIL MEALS
CDW GOVERNMENT, INC.	\$1,423.08	TONER
CEDARS HEALTH	\$185.00	EXAMINATIONS
CNA SURETY	\$70.00	BONDS
CORONERME.COM	\$200.00	ANNUAL MAINTENANCE FEE
COWBOY CHEMICAL	\$401.90	LAUNDRY SUPPLIES
CRAIG, CATHY	\$41.48	MEALS
DAILY TIMES	\$219.24	JAIL NEWSPAPERS
DALLIN MOTORS INC	\$20.93	HOOK
DELEON, JOHN	\$2,392.50	LEGAL SERVICES
DEVINE LAW	\$2,047.50	LEGAL SERVICES
DIRTY BOYZ SANITATION, INC	\$1,440.00	TRASH SERVICE
DIXON, TOWN OF	\$308.00	WATER/SEWER
DJ'S	\$274.00	WINDSHIELD REPLACEMENT
DOMINION ENERGY	\$27.12	HEATING FUEL
DUBOIS TELEPHONE EXCHANGE	\$1,568.07	E911 LINES/PHONE INTERNET
ENGSTROM, JAMES D. DDS	\$2,500.00	DENTAL SERVICES
ERICKSON & ROBERTS	\$40.00	LEGAL SERVICES
ERICKSON, FRANK	\$70.11	REPAIR ITEMS REIMBURSEMENT
FATBEAM LLC	\$10,489.50	IT INTERNET & WEBSITE
FLEXSHARE BENEFITS	\$2,421.41	FLEXSHARE BENEFITS
FRANCE, TARA	\$2,417.00	TRANSCRIPTION SERVICES
GCR ELECTRONICS, LLC	\$1,200.00	SITE RENTALS
GOLDEN, MARY	\$198.67	MEALS/MILEAGE
GRAPHIC SPORTS	\$84.90	STAMPS
HAGOOD, VICKI	\$14.50	MILEAGE
HIGH PERFORMANCE CLEAN INC	\$10,516.00	AUG 2017 CLEAINING
HIGH PLAINS POWER	\$448.05	ELECTRIC SERVICE
IRON J TOWING	\$200.00	TOWING SERVICES
J H KASPAR OIL COMPANY	\$7,202.40	FUEL
KENCO SECURITY AND TECHNOLOGY	\$37.00	MONITORING SERVICES
KILBURN TIRE COMPANY	\$3,856.80	VEHICLE MAINTENANCE
KIRSCH, ARCHIE P	\$1,300.00	AUGUST MEDICAL SERVICES
L M OLSON CONSTRUCTION	\$120,622.50	HUGUS FERGUSON ROOFWORK

MATTHEW BENDER & CO, INC.	\$401.11	TRAFFIC LAW MANUALS
MEMORIAL HOSPITAL OF CARBON COUNTY	\$21.05	EXAM FEES
MERBACK AWARD COMPANY	\$84.52	PLAQUE
MERCK SHARP & DOHME CORP.	\$1,897.72	VACCINES
MIKE'S LOCK & KEY	\$11.00	KEYS
MODERN MARKETING, INC	\$189.29	MINTS
MOUNTAIN WEST MOTORS	\$137.05	WIPER SWITCH
MURANE & BOSTWICK, LLC.	\$144.00	LEGAL SERVICES
NEUBAUER, PELKEY, MERSEAL AND	\$935.00	LEGAL SERVICES
NMS LABS	\$135.00	BLOOD WORK
NORCO, INC.	\$15.67	RAGS
O'REILLY AUTO PARTS	\$295.03	VEHICLE REPAIR ITEMS
PATTON, SALLY	\$70.00	MILEAGE
PERKINS OIL CO	\$2,352.03	FUEL
PICHE, JIM	\$71.59	LIGHTBULBS
PLAINSMAN PRINTING & SUPPLY	\$2,655.74	CASEBINDERS
PLUS ELECTRIC INC.	\$2,824.07	ELECTRICAL REPAIRS
POSTMORTEM PATHOLOGY SERVICES, INC.	\$1,250.00	AUTOPSY
PUBLIC SAFETY CENTER, INC	\$284.70	EXAM GLOVES
QUILL CORPORATION	\$347.59	OFFICE SUPPLIES
R.G. RAYMER CONSTRUCTION, INC	\$82,700.00	RYAN PARK STATION PAYMENT
RAWLINS AUTOMOTIVE	\$1,279.30	VEHICLE REPAIR ITEMS
RAWLINS NATIONAL BANK, RAWLINS	\$9,750.46	LM OLSON RETAINAGE
RAWLINS, CITY OF	\$6,440.60	WATER/SEWER
REMICK, SHELIA	\$58.21	SAW REPAIR/CHAIN
RICOH USA INC	\$1,069.27	PER CLICK CHARGES
RICOH USA, INC	\$8,690.30	COPIER LEASES
ROCKY MOUNTAIN POWER	\$19,329.99	ELECTRIC SERVICE
RYAN ELECTRONICS INC	\$4,907.04	MAINTENANCE CONTRACT /REPAIRS
SAGE CREEK EXCAVATING	\$180.00	DIRT HAULING
SAPP BROS TRUCK STOPS, INC.	\$3,750.00	SNOW CAP CASINGS
SARATOGA AUTO PARTS, INC.	\$243.61	VEHICLE REPAIR ITEMS
SARATOGA FEED & GRAIN	\$136.77	UNIFORM JEANS/FENCE POST
SARATOGA LUMBER & SUPPLY	\$6.99	MARKING SPRAY
SCHILLING & WINN PC	\$1,724.60	LEGAL SERVICES
SHEPARD'S	\$2,858.01	FUEL
SHIVELY HARDWARE	\$38.56	TAPE/SHOVEL/LIGHT BULB
SIKES, MELISA	\$50.00	CPR/FIRST AID TRAINING
STAPLES ADVANTAGE	\$497.41	JAIL SUPPLIES
STAR AWARDS & SIGNS	\$12.05	NAMEPLATE
STATE OF WYOMING A & I	\$29.28	MAINFRAME ACCESS
T.W. ENTERPRISES, INC.	\$4,068.73	GENERATOR SERVICE
THOMSON REUTERS-WEST PAYMENT	\$707.72	MONTHLY CHARGES

CENTER		
THOS. Y. PICKETT & CO., INC.	\$5,500.00	VALUATION CONTRACT PAYMENT
TRADING POST	\$56.68	FUEL
TREBRON COMPANY, INC	\$1,799.00	SOPHOS SOFTWARE MAINTENANCE
TRUE VALUE OF RAWLINS	\$494.89	BUILDING SUPPLIES
TYLER TECHNOLOGIES, INC	\$826.89	IDOC & ITAX HOSTING
UNION TELEPHONE COMPANY	\$3,450.08	PHONE SERVICES
US BANK	\$3,233.44	VARIOUS CHARGES
VALLEY OIL COMPANY	\$977.61	FUEL
VAUGHN CONCRETE PRODUCTS INC	\$2,230.00	SEPTIC TANK
VERIZON WIRELESS	\$776.23	CELL PHONES
WESTERN TRUCK REPAIR	\$182.64	SHOCKS
WEX BANK	\$589.72	FUEL
WLC ENGINEERING	\$17,764.00	ENGINEERING SERVICES
		JEFFERY CNTR EXHAUST SYSTEM
WORLD WASH LLC	\$475.00	CLEANING
WY BRAND INDUSTRIES	\$11.26	SIGNS
WY GUARDIANS AD LITEM PROGRAM	\$7,924.48	QTR 4 COUNTY MATCH
WY MACHINERY COMPANY	\$9,261.75	EQUIPMENT MAINTENANCE/SUPPLIES
WY PUBLIC HEALTH LABORATORY	\$557.00	TESTING SERVICES
WY STATE BAR	\$98.00	ADVERTISING
WYOMING STATE VETERINARY LABORATORY	\$70.00	TESTING SERVICES
YOUNG, CHARLES MD	\$736.00	MEDICAL SERVICES
ZIRMED, INC	\$4.90	CLAIM PROCESSING
Grand Total	\$494,624.29	

CONSENT AGENDA

Commissioner Espy moved to approve the consent agenda which includes the August 15, 2017 regular meeting minutes; bonds for Elizabeth Hunt, Treasurer for Carbon County Visitor's Council in the amount of \$100,000.00, for Cheryl Jordan, Municipal Recreation Director for Town of Sinclair in the amount of \$5,000.00, for David McNett, Trustee for the Medicine Bow Rural Healthcare District in the amount of \$5,000.00 and for Michael J. Smith, Treasurer for the Jeffery Center Board in the amount of \$5,000.00; Planning and Zoning monthly receipts for August 2017 in the amount of \$4,325.00; County Clerk in the amount of \$27,530.00 and notice of valuation changes for a net total of -\$689,040.00. Commissioner Glode seconded and the motion carried unanimously.

Wyoming Department of Transportation

Sara Janes Ellis of the Wyoming Department of Transportation gave an introduction and explained the WY Department of Transportation Grant Funds.

Public Health

Amanda Brown, Public Health Nurse reported on services her office has provided the past couple months. Because the Family Planning funding was not allocated, she believes the state may allow PH to order birth control through another program to provide this service for residents. Amanda and the hospital partnered for the eclipse and had a couple of first aid stations available.

Fire

Ron Brown, Assistant Fire Warden asked if there were any questions about the fire in Encampment. Ron stated the fire warden is working through the cost share agreement for this fire and invoices will be coming soon for the air resources used.

Buildings & Grounds

Jim Piche, Buildings and Grounds Manager requested to surplus and transfer a 1995 Chevrolet K-2500 with VIN# 1GCFK24KXSE239296 to the Rawlins-Carbon County Airport Board. He stated there is no need in his department for this. Any repairs would be the Airport Board's responsibility.

Commissioner Glode moved to approve the surplus and transfer of a 1995 Chevrolet K-2500 VIN# 1GCFK24KXSE239296 to the Rawlins-Carbon County Airport Board. Commissioner Chapman seconded and the motion carried unanimously.

Mr. Piche reported that he is working through issues with the custodial company as the building conditions were declining. An AC Compressor failed at the Rawlins Senior Center and he will be replacing it soon. The cost is approximately \$2,300.00. He will be inspecting and accepting the Ferguson Building Roof. Mr. Piche clarified that he will ask the Fair Board to transfer money to the county for the kitchen facility. He also requested and received authorization to earmark funds from the state for the Jeffrey Center electrical project for that building. Clerk Bartlett asked that the county wait until later in the year to do a budget amendment.

Attorney

Ashley Mayfield Davis, Deputy County Attorney presented the Department of Family Services and Department of Education Visually Impaired leases for approval.

Commissioner Espy moved to authorize the Chairman's signature on the Real Property Leases No. 8-09274 Between the Carbon County Commissioners and State of Wyoming, Department of Administration and Information for Department of Family Services in the amount of \$52,416.00 per year for a two year term ending June 30, 2019 and No. 8-09273 Between the Carbon County Commissioners and State of Wyoming, Department of Administration and Information for the Department of Education Visually Impaired Lease Renewal in the amount of \$10,696.00 for a one year term ending June 30, 2018. Commissioner Glode seconded and the motion carried unanimously.

Ashley Davis provided the Cooperative Agreement for Responsibilities Between the Wyoming Department of Family Services Child Support Enforcement and Carbon County Clerk of District Court for approval.

Commissioner Glode moved to authorize the Chairman's signature on the Cooperative Agreement for Responsibilities Between the Wyoming Department of Family Services Child Support Enforcement and Carbon County Clerk of District Court noting there is no payment by either side for the District Court Clerk to use the child support online system. Commissioner Chapman seconded and the motion carried unanimously.

Road & Bridge

Bill Nation, Road & Bridge Superintendent reported and end dump window was shot out in Encampment and the incident has been reported to law enforcement. His crews continue to review school bus routes and he is on standby for a current fire. He will be opening blade bids at the next meeting. The first two miles of the Seminoe Road leaving Sinclair is breaking down and he is working with Sinclair Pipeline to cost share a project to improve this area. He believes the breakdown is from various sources hauling heavy loads.

Clerk

County Clerk, Gwynn Bartlett reported that the Seminoe Boat Club will not be selling malt beverages until they straighten out issues with their license. They currently hold the license but contractors sell the beverages. Only employees of the licensee can sell the beverages or someone else may need to hold the license.

She provided the Temporary Assistance for Needy Families Community Partnership Initiative Contract between Wyoming Department of Family Services and Carbon County. The term of the contract is October 1, 2017 through September 30, 2018 with total payment made to Carbon County in the amount of \$51,000.00 which will be paid quarterly.

Commissioner Espy moved to authorize the Chairman's signature on the Temporary Assistance for Needy Families Community Partnership Initiative Contract between Wyoming Department of Family Services and Carbon County. The term of the contract is October 1, 2017 through September 30, 2018 with total payment made to Carbon County in the amount of \$51,000.00. Commissioner Jones seconded and the motion carried unanimously.

Clerk Bartlett presented the Blue Cross Blue Shield of Wyoming Health Plan Amendment, Renewal of Cobra Rates, Stop Loss Application and Transplant Application for approval.

Commissioner Jones moved to authorize the Chairman's signature on the Blue Cross Blue Shield of Wyoming Health Plan Amendment, Renewal of Cobra Rates, Stop Loss Application and Transplant Application. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Chapman moved to authorize the Chairman's signature on the Plan Amendment with Blue Cross Blue Shield clarifying travel medical benefit language and adding mandated

preventative changes and to set COBRA rates at \$1,218 single and \$3,024 family for Plan A and \$1,132 single and \$2,800 family for Plan B for the next plan year. Commissioner Glode seconded and the motion carried unanimously.

Clerk Bartlett provided the Community Service Block Grant Subgrantee Agreements for approval.

Commissioner Glode moved to authorize the Chairman's signature on the Contract Between Wyoming Department of Health, Public Health Division and Carbon County in the amount of \$81,672.00 and Subgrantee agreements with Carbon County Public Health for their Emergency Health and Parenting programs, Carbon County Youth Crisis Center and the Carbon County Community Action Program a/k/a/ Tripartite Board outlining their responsibilities with these funds. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett reported she will be executing Public Information Disclosure Agreements for Zillow, American Title Insurance Company and IH Global Inc. The purpose of the agreement is to provide these companies with an FTP dump of documents recorded in Carbon County daily noting the \$600.00 fee is paid annually up front.

Clerk Bartlett presented board applications from Sean Corson for the Baggs Solid Waste Disposal District and from Hank Jewell and Leroy Stephenson for the Upper Platte River Solid Waste Disposal District.

Commissioner Jones moved to reappoint Sean Corson to the Baggs Solid Waste Disposal District for three year terms ending September 2020 and to reappoint Hank Jewell and Leroy Stephenson to the Upper Platte River Solid Waste Disposal District for a three year term ending September 2020. Commissioner Espy seconded and the motion carried unanimously.

Planning

Sid Fox, County Planning Director reported that he has planned a site visit to the Chokecherry and Sierra Madre projects next week and invited other county departments to attend. He also reported Brush Creek Ranch will attend the October Planning Commission meeting regarding their range program.

Commissioners

Commissioner Jones moved to authorize the Chairman's signature on a letter to the Department of Environmental Quality to become a party to the Boswell Springs Wind Project. Commissioner Espy seconded and the motion carried unanimously.

Carbon County Museum Foundation

Kylie Rangitsch of Macpherson, Kelly and Thompson and Attorney for Carbon County Museum Foundation, discussed Letters of Understanding for Hugus Ferguson donations. She discussed Museum Foundation's concern for not wanting the BOCC to have to sign off on donations that

the Foundation accepts. She feels the county should not be involved with fundraising and rather only with permanent building improvements as the owner. She feels like this could be accomplished with the foundation fundraising, the Museum Board would have to approve any and all naming rights or anything in return for a donation and the county and Museum Board could have an agreement separately binding future BOCC's to promises made by the Museum Board in return for donations. Museum Foundation members Gene Carrico and Lewie Dodge were also present.

Attorney Davis stated that since the county owns the facility, she feels like the BOCC should approve naming rights now so a future BOCC would be bound to leave the names as approved now. Commissioner Glode agreed with Attorney Rangitsch that there should be an agreement between the county and the Museum Board to respect any current naming rights.

Mr. Dodge also mentioned that the library has named areas of the library without BOCC approval and wondered what the difference is. He also stated his concern for donor's tax deductions and Attorney Davis reported that the county signing off on an agreement will not affect the deduction according to the county's auditors.

Attorney Davis reported that BOCC could move to authorize the Chairman to sign off on the Letters of Understanding now for any donation approved by the Museum Foundation and Museum Board that way agreements would not have to appear before the BOCC individually.

Ms. Rangitsch reported the Museum Board should be the only ones to approve naming rights for the building and there is no reason for the BOCC to approve such a thing.

Commissioner Jones also suggested removing the termed out naming rights and make them indefinite. She noted that board members change, attorneys change and nobody will remember in the future what room will be up for donations and renaming rights again.

Attorney Davis suggested an agreement between all three parties committing the BOCC and county to naming rights after giving the county and Museum Board a certain number of days to deny. Commissioner Glode suggested an agreement between the Museum Foundation and Board and a separate agreement with the Museum Board and County could be made as Ms. Rangitsch is suggesting. Ashley reiterated her point that the person donating has no recourse because they are donating to an entity who doesn't own the building. Commissioner Jones suggested an agreement between the Museum Board and County for the Hugus Ferguson Building to be used for a museum. Attorney Davis agreed to have a draft by the BOCC's next meeting.

Public Hearing – Use of Secure Rural Schools Act Funds

Chairman Johnson opened a public hearing at 11:09 a.m. to hear about the use of Secure Rural School Act Funds.

Chairman Johnson called for comments for or against the amendment. There being none, he closed the hearing at 11:10 a.m.

Commissioner Espy moved to use Secure Rural School Act Funds to reimburse the county for expenses on calls in the forest. Commissioner Glode seconded and the motion carried unanimously.

Memorial Hospital of Carbon County (MHCC)

Dana Barnett, Chief Executive Officer for Memorial Hospital of Carbon County and Chelle Keplinger, Chief Financial Officer for MHCC reported on July 2017 financials. Mr. Barnett reported their study of renovations needed to MHCC is approximately \$12.5 million and over the upcoming months they will try to make financing recommendations.

Mineral Royalty Grants

Clerk Bartlett reported that she and many others have been working on grant applications for an addition to the Carbon County Youth Crisis Center (CCYCC) and a new ambulance for Memorial Hospital of Carbon County (MHCC). The CCYCC application will be the county's first priority. Both grants will be submitted this week and heard by the State Loan and Investment Board in January 2018. She explained each application and requested the BOCC sign the applications and resolutions for each.

The engineering on the CCYCC grant is complete and she is applying for a Daniels Fund grant to help match the grant and to really do the project right and get the center what they need. The total of the grant includes matching funds as follows: \$18,000 from Cathedral Home's fundraising, a \$185,000 grant from the Daniels Fund and the County all matching 50% from the state. She noted that she has prepared the application so that if the Daniel's Fund grant is denied the project will be scaled back and the county will request less funding to be able to complete the project.

She asked Holly Law, CCYCC Director if the additional space will require additional operating money from the county in future years. Ms. Law stated with the open floor plan she didn't anticipate any additional staff expenses but there will be obvious increased utility and maintenance costs.

The hospital's application is to purchase one new 4x4 ambulance to replace an aging two wheel drive one.

Commissioner Espy moved to authorize the Chairman's signature on Mineral Royalty Grant applications for an addition to the Carbon County Youth Crisis Center and a new ambulance for the Memorial Hospital of Carbon County and on Resolutions 2017-19 and 2017-20 Resolutions of the Board of County Commissioners, Carbon County, Wyoming Authorizing Submission of a Federal Mineral Royalty Construction Account Grant Application to the State Loan and Investment Board on Behalf of the Governing Body and in addition to authorize the Chairman to sign any documents necessary to apply for a Daniel's Fund grant. Commissioner Jones seconded and the motion carried unanimously.

Resolution No. 2017 - 19

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY, WYOMING AUTHORIZING SUBMISSION OF A FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE CARBON COUNTY YOUTH CRISIS CENTER EXPANSION

WHEREAS, the Governing Body for Carbon County, Wyoming desires to participate in the FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT program to assist in financing this project; and

WHEREAS, the Governing Body of the Carbon County, Wyoming recognizes the need for the project; and

WHEREAS, the Federal Mineral Royalty Capital Construction Account Grant program requires that certain criteria be met, as described in the State Loan and Investment Board's Rules and Regulations governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the Governing Body of the Carbon County plans to match the requested Federal Mineral Royalty Capital Construction Account Grant from the following approved source(s):

Carbon County General Fund - \$122,000.00 (one hundred twenty-two thousand dollars) including \$22,000 for engineering that has already been completed.

Cathedral Home funds raised - \$18,000.00 (eighteen thousand dollars)

(PENDING) Daniels Fund - \$185,000.00 (one hundred eighty-five thousand dollars)

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF CARBON COUNTY, WYOMING, that a grant application for Carbon County in the amount of \$575,650.00 (Five hundred seventy-five thousand six hundred fifty dollars) of which \$22,000.00 (twenty-two thousand dollars) has already been expended leaving a total project cost of \$553,650.00 (five hundred fifty-three thousand six hundred fifty dollars) to be submitted to the State Loan and Investment Board for consideration at the to assist in funding the Carbon County Youth Crisis Center Expansion to be considered at the January 2018 State Loan and Investment Board meeting.

BE IT FURTHER RESOLVED, that Gwynn Bartlett, Carbon County Clerk and Willing John Johnson, Chairman of the Board of Carbon County Commissioners are hereby designated as the authorized representatives of Carbon County, Wyoming to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED THIS 5th day of September 2017.

-s-Willing John Johnson, Chairman

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

Resolution No. 2017 – 20

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY, WYOMING AUTHORIZING SUBMISSION OF A FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD ON BEHALF OF THE GOVERNING BODY FOR THE MEMORIAL HOSPITAL OF CARBON COUNTY AMBULANCE

WHEREAS, the Governing Body for Carbon County, Wyoming desires to participate in the FEDERAL MINERAL ROYALTY CAPITAL CONSTRUCTION ACCOUNT GRANT program to assist in financing this project; and

WHEREAS, the Governing Body of the Carbon County, Wyoming recognizes the need for the project; and

WHEREAS, the Federal Mineral Royalty Capital Construction Account Grant program requires that certain criteria be met, as described in the State Loan and Investment Board's Rules and Regulations governing the program, and to the best of our knowledge this application meets those criteria; and

WHEREAS, the Governing Body of the Carbon County plans to match the requested Federal Mineral Royalty Capital Construction Account Grant from the following approved source(s):

225728

Memorial Hospital of Carbon County General Fund - \$112,864 (one hundred twelve thousand eight hundred sixty-four dollars)

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF CARBON COUNTY, WYOMING, that a grant application for Carbon County in the amount of \$225,728 (Two hundred twenty-five thousand seven hundred twenty-eight dollars), of which one half will be provided by Memorial Hospital of Carbon County to be submitted to the State Loan and Investment Board for consideration at the to assist in funding the purchase of one new 4x4 Ambulance to be considered at the January 2018 State Loan and Investment Board meeting.

BE IT FURTHER RESOLVED, that Gwynn Bartlett, Carbon County Clerk and Willing John Johnson, Chairman of the Board of Carbon County Commissioners are hereby

designated as the authorized representatives of Carbon County, Wyoming to act on behalf of the Governing Body on all matters relating to this grant application.

PASSED, APPROVED AND ADOPTED THIS 5th day of September 2017.
-s- Willing John Johnson, Chairman

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

Planning & Development

Public Hearing – Z.C. Case #2017-02 – Kurt Anselmi and McMurry Ready Mix

Chairman Johnson opened a public hearing at 11:40 a.m. to hear Planning & Zoning Z.C. Case #2017-02 McMurry Ready Mix. Sid Fox, County Planning Director presented the zone change from Residential (RD-2.5) to Ranching, Agriculture and Mining (RAM) encompassing approximately five acres located within an existing gravel mining operation.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:43 a.m.

Commissioner Jones moved to approve Resolution No. 2017-21, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case #2017-02 McMurry Ready Mix zone change from Residential (RD-2.5) to Ranching, Agriculture and Mining (RAM). Commissioner Chapman seconded and the motion carried unanimously.

Resolution No. 2017 – 21

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

Z.C. Case File #2017-02

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2017, 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 public hearing; and

WHEREAS, at the conclusion of said Monday, July 31, 2017, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said

certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2017; and

WHEREAS, at said public hearing on September 5, 2017, 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; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2015, 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 proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2017-02: Request for a Zone Change from Residential (RD-2.5) to Ranching, Agriculture and Mining (RAM) encompassing approximately 5 acres located within an existing gravel mining operation.

Petitioners: McMurry Ready Mix (Applicant) and Kurt Anselmi (Land Owner)

Parcel Numbers: 22873110000700 and 22873110001000

General Site Location: Approximately 2 miles north of Rawlins off US HWY 287 on the west side.

Legal Descriptions taken from Book 1157, Page 144: A tract of land situated in Section 31, Township 22 North, Range 87 West, 6th P.M., Carbon County, Wyoming, and more particularly described as follows: The S/2W/2SE/4SE/4NE/4 of Section 31, T. 22 N., R. 87 W., 6th P.M., Carbon County, Wyoming, being more closely described as follows: Beginning at a point on the E-W centerline of said Section 31 that bears S.89°41'30" W., a distance of 329.4 feet from the East 1/4 corner of said Section 31; thence continuing along the E-W centerline S.89°41'30" W., a distance of 329.4 feet; thence N.0°00'15" W., a distance of 329.9 feet; thence N.89°40'26" E., a distance of 329.4 feet; thence S.0°00'07" E., a distance of 329.9 feet to the point of beginning.

A tract of land situated in Section 31, Township 22 North, Range 87 West, 6th P.M., Carbon County, Wyoming, and more particularly described as follows: N/2W/2SE/4SE/4NE/4 of Section 31, Township 22 North, Range 87 West, 6th P.M., Carbon County, Wyoming, more closely described as follows: Beginning at a point that bears N.45°06'16" W., a distance of 464.99 feet from the East 1/4 corner of said Section 31; thence N.0°00'07" W., a distance of 329.97 feet; thence S.89°39'20" W., a distance of 329.40 feet; thence S.0°00'15" E., a distance of 329.87 feet; thence N.89°40'23" E., a distance of 329.40 to the point of beginning.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING: That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and

Zoning Commission and the existing zone shall be changed from Residential (RD-2.5) to Ranching, Agriculture and Mining (RAM) encompassing approximately 5 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 5th day of September, 2017.

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

-s- Willing John Johnson, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – Z.C. Case #2017-03 David and Catherine Fairbanks

Chairman Johnson opened a public hearing at 11:44 a.m. to hear Planning & Zoning Z.C. Case #2017-03 David and Catherine Fairbanks. Sid Fox, County Planning Director presented the request for zone change from Residential (RD-20) to Rural Residential Agriculture (RRA-9.66 and RRA-9.73) encompassing approximately 19.39 acres in the Mountain View Estate No. 2 area.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:48 a.m.

Commissioner Glode moved that pursuant to staff and Planning Commission recommendation to approve Resolution No. 2017-22, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case #2017-03 David and Catherine Fairbanks for zone change from Residential (RD-20) to Rural Residential Agriculture (RRA-9.66 and RRA-9.73). Commissioner Espy seconded and the motion carried unanimously.

Resolution No. 2017 – 22

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

Z.C. Case File #2017-03

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2017, 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 public hearing; and

WHEREAS, at the conclusion of said Monday, July 31, 2017, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2017; and

WHEREAS, at said public hearing on September 5, 2017, 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; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2015, 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 proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2017-03: Request for a Zone Change from Residential (RD-20) to Rural Residential Agriculture (RRA-9.66 and RRA-9.73), South one-half of Tract 5 of Mountain View Estates No. 2, encompassing approximately 19.39 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses.

Petitioners: David and Catherine Fairbanks (Applicants and Land Owners)

Parcel Number: 18833140102400

Rural Address: 12 Cowboy Lane

General Site Location: Approximately 2.5 miles northeast of Saratoga off Carbon County Road #550 (Buck Creek Road/205 Connector)

Legal Description: The S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 18 North, Range 83 West of the 6th P.M., also platted and described as the South one-half of Tract 5, Mountain View Estates No. 2, Carbon County, Wyoming; and containing 19.39 acres, more or less.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING: That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Residential (RD-20) to Rural Residential Agriculture (RRA-9.66 and RRA-9.73).

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 5th day of September, 2017.

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

-s- Willing John Johnson, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – Min Sub Case # 2017-01 Fairbanks – Neville Minor Subdivision

Chairman Johnson opened a public hearing at 11:50 a.m. to hear Planning & Zoning Min Sub Case # 2017-01 – Fairbanks – Neville Minor Subdivision to request to create two parcels. Mr. Fox presented the case file.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:54 a.m.

Chairman Johnson asked why there was so much discussion on new fencing in the application and Mr. Fox replied that was Planning Commission discussion and that this board did not need to set any requirements.

Commissioner Espy moved to approve Resolution No. 2017-23, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Min Subdivision Case # 2017-01 – Fairbanks – Neville Minor Subdivision. Commissioner Glode seconded and the motion carried unanimously.

Resolution No. 2017 – 23

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

MINOR SUB Case File #2017-01
“Fairbanks-Neville Minor Subdivision”

WHEREAS, pursuant to the requirements of Section 2.10.02 of the Subdivision Regulations of Carbon County, the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2017, 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, the Carbon County Planning and Zoning Commission in considering the said proposed minor subdivision, “Fairbanks-Neville Minor Subdivision”, have also reviewed and considered the

Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, at the conclusion of said Monday, July 31, 2017, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to approve the “Fairbanks-Neville Minor Subdivision” pursuant to the Carbon County Subdivision Regulations, as amended, for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to Wyo. Stat. Ann. §18-5-301, Real Estate Subdivisions, authority vested in the Board of County Commissioners, and pursuant to the requirements of Section 2.10.02 of the Carbon County Subdivision Regulations, and after receipt of said certified recommendation for approval of this proposed minor subdivision, “Fairbanks-Neville Minor Subdivision”, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2017; and

WHEREAS, at said September 5, 2017, 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 minor subdivision; and

WHEREAS, the Carbon County Board of County Commissioners in considering the said proposed minor subdivision, “Fairbanks-Neville Minor Subdivision”, have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended, and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed minor subdivision “Fairbanks-Neville Minor Subdivision” is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the “Fairbanks-Neville Minor Subdivision” has been reviewed pursuant to the Carbon County Subdivision Regulations, 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 proposed minor subdivision, “Fairbanks-Neville Minor Subdivision”, MIN SUB Case File #2017-01 – David and Catherine Fairbanks (Applicants and Land Owners).

Parcel Number: 18833140102400

Rural Address: 12 Cowboy Lane

General Site Location: Approximately 2.5 miles northeast of Saratoga off Carbon County Road #550 (Buck Creek Road/205 Connector)

Legal Description: The S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 18 North, Range 83 West of the 6th P.M., also platted and described as the South one-half of Tract 5, Mountain View Estates No. 2, Carbon County, Wyoming; and containing 19.39 acres, more or less.

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

That the Carbon County Board of County Commissioners, hereby approves this minor subdivision, “Fairbanks-Neville Minor Subdivision”, 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, on this 5th day of September, 2017.

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

-s- Willing John Johnson, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – Z.C. Case #2017-04 Marcus Rohrer

Chairman Johnson opened a public hearing at 11:59 a.m. to hear Planning & Zoning Z.C. Case #2017-04 Marcus Rohrer. Mr. Fox presented the request for zone change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20) on approximately 40 acres located approximately 2.5 miles south of Rawlins and approximately ½ mile east of Carbon County Road #401.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 12:03 p.m.

Commissioner Chapman moved to approve Resolution No. 2017-24, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case #2017-04 Marcus Rohrer for zone change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20). Commissioner Jones seconded and the motion carried unanimously.

Resolution No. 2017 – 24

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

Z.C. Case File #2017-04

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2017, 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 public hearing; and

WHEREAS, at the conclusion of said Monday, July 31, 2017, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon

County Board of County Commissioners to adopt the change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, September 5, 2017; and

WHEREAS, at said public hearing on September 5, 2017, 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; and

WHEREAS, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

WHEREAS, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2015, 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 proposed zoning amendment to the Carbon County Official Zoning Map.

Z.C. Case File #2017-04: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20) on approximately 40 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large lot development that allow both agricultural and residential uses.

Petitioners: Marcus Rohrer (Applicant) and Daniel and Darla Mack (Land Owners)

Parcel Number: 21873040007400

Rural Addresses: 301A and 301B Wyoming Highway 71

General Site Location: Approximately 2.5 miles south of Rawlins and approximately 1/2 mile east of WY HWY 71/Carbon County Road #401 (Sage Creek Road)

Legal Description: NW1/4 SE1/4, Section 30, T21N, R87W, 6th P.M., Carbon County, Wyoming, and containing 40 acres, more or less.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING: That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-20) on approximately 40 acres.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 5th day of September, 2017.

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

-s- Willing John Johnson, Chairman

On behalf of the Carbon County
Board of County Commissioners

Attest:
Gwynn G. Bartlett, Carbon County Clerk

Public Hearing – C.U. Case #2017-03 Rohrer Repair Shop

Chairman Johnson opened a public hearing at 12:07 p.m. to hear Planning & Zoning C.U. Case #2017-03 Rohrer Repair Shop. Mr. Fox presented the request for a Conditional Use Permit in the Rural Residential Agriculture (RRA) Zone District to permit a commercial repair shop to service agricultural and ranching equipment.

Chairman Johnson called for comments for or against the case. The applicant asked if there was a specific fencing material he must use and there were none but it was recommended by the Planning Commission it not be various materials but the same material on all fencing. There being no comments, Chairman Johnson closed the hearing at 12:13 p.m.

Commissioner Espy asked that the Planning Commission continue to make fencing recommendations and best practices however not tie someone down specifically as they may need a certain type of fencing for a specific purpose.

Commissioner Chapman moved to approve Resolution No. 2017-25, 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 #2017-03 Rohrer Repair Shop. Commissioner Jones seconded and the motion carried unanimously.

Resolution No. 2017 – 25

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 #2017-03– “Rohrer Repair Shop”

WHEREAS, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, July 31, 2017, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 31, 2017, 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 public hearing; and

WHEREAS, at the conclusion of the Monday, July 31, 2017, 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 2015, as amended for Carbon County, Wyoming; and

WHEREAS, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, 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, September 5, 2017; and

WHEREAS, at said public hearing on September 5, 2017, 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 application; 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 2015, as amended, specifically, Section 5.4, 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 2015, 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 File #2017-03: Request for a Conditional Use Permit in the Rural Residential Agriculture (RRA) Zone District. The request is to permit a commercial repair shop to service agricultural and ranching equipment – a business that will not substantially distract from the residential character of the area.

Project/Site Name: “Rohrer Repair Shop”

Petitioners: Marcus Rohrer (Applicant) and Daniel and Darla Mack (Land Owners)

Parcel Number: 21873040007400

Rural Addresses: 301A and 301B Wyoming Highway 71

General Site Location: Approximately 2.5 miles south of Rawlins and approximately 1/2 mile east of WY HWY 71/Carbon County Road #401 (Sage Creek Road)

Legal Description: NW1/4 SE1/4, Section 30, T21N, R87W, 6th P.M., Carbon County, Wyoming, and containing 40 acres, more or less.

TERMS AND CONDITIONS OF APPROVAL:

1. The business operation, including outside storage, is limited to approximately two (2) acres surrounding the business shop building.
2. The two acre business operation must be fenced with consistent materials and must be illustrated on the site plan submitted with the building permit application. The applicant will have two years from the date the building permit is issued for the shop building to construct the fence.
3. Prior to operation as a business, the applicant shall request a fire safety inspection from the County Fire Warden.
4. If any perimeter fencing is proposed, the applicant must contact WG&F personnel to obtain wildlife friendly fencing recommendations to ensure passage of big game.
5. The Applicant(s) shall notify the Carbon County Planning & Development Department in writing of any material changes to the project subsequent to the County issuance of the Conditional Use Permit.

6. Upon approval by the Board, the following provisions from the Zoning Resolution will be incorporated into the final Resolution:
 - a. In accordance with Section 5.4-E, Expiration of Conditional Use Permits:
 - Any use for which a conditional use permit is granted must be commenced within two (2) years from the date of approval. If the Project is not commenced within two (2) years from the date of approval then the conditional use permit shall expire and become null and void and be of no further effect, except as extended in compliance with Section 5.4-F, Extension of Conditional Use Permits.
 - b. In accordance with Section 5.4-G, Transfer of Conditional Use Permits:
 - No conditional use permit shall be transferred without the prior approval of the Board of County Commissioners.
 - c. 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.

Amendments to Conditional Use Permits: A Conditional Use Permit may be amended pursuant to the procedures and standards as required for a new CUP application.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING: 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 as represented in the Conditional Use Permit (C.U. Case #2017-03 – “Rohrer Repair Shop”).

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 5th day of September, 2017.

**BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING**
-s- Willing John Johnson, Chairman
On behalf of the Carbon County
Board of County Commissioners

Attest:

Gwynn G. Bartlett, Carbon County Clerk

EXECUTIVE SESSION

Commissioner Glode moved to go into executive session at 12:29 p.m. with Ashley Mayfield Davis, Gwynn Bartlett and Henry Hewitt and Sherrod France of the Memorial Hospital Board of Carbon County to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 1:09 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

MHCC

Commissioner Espy stated that after sending a letter to the hospital requesting immediate action on operation of the hospital, he feels more comfortable after visiting and that he feels like the end goal of the BOCC and hospital board is the same. Commissioner Glode stated she is for extending the Quorum contract for one year. Chairman Johnson asked if during the upcoming year the BOCC could get quarterly progress updates and both Sherrod and Henry agreed that the BOCC should be involved throughout the entire process. Commissioner Espy asked for a timeline so the BOCC can follow the process. Clerk Bartlett presented the timeline for a special district to be formed during 2018 noting the last possible time for the BOCC to take action to get the measure on a ballot is June 2018. Sherrod stated he is in favor of looking at an affiliation, potential sales and management companies deserve to be reviewed periodically and he offered to meet individually or each entire board.

COMMISSIONERS

Commissioner Glode attended the Public Safety Commission meeting recently. Commissioner Espy reported September 14 he will attend the quarterly Bureau of Land Management (BLM) meeting and asked for issues the BOCC has to be brought to him prior to that. He mentioned the WY Public Lands attorney has resigned his position and the WY County Commissioners Association will look for a replacement. Commissioner Chapman attended the BLM meeting about the Veritas project. Commissioner Jones stated dirt work is completed at the Dixon Airport and the beacon tower should be arriving by end of month, completing the project. Chairman Johnson discussed the Veritas meeting reporting it will be approximately 600 turbines in the Shirley Basin area on approximately 100,000 acres.

ADJOURNMENT

Commissioner Jones moved to adjourn the meeting at 1:35 p.m. Commissioner Espy seconded and the motion carried unanimously.

A regular meeting of this Board will be held October 3, 2017 at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. The public is invited to attend or you can listen online at the website listed below. To get on the agenda, call the Clerk's Office by the Thursday before the meeting. Per Wyo. Stat. §18-3-516(f), access to county information can be obtained at www.carbonwy.com or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.