

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, November 7, 2017
Carbon County Courthouse, Rawlins, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, November 7, 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

Clerk Bartlett reported that Joe Parsons will appear to get final approval of the Boozer Creek grant application and that the amount of notice of valuation changes increased.

VOUCHERS

Commissioner Chapman moved to approve the report of expenditures in the amount of \$556,274.90. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Chapman moved to approve payment to Sunrise Sanitation for \$65.00. Commissioner Glode seconded and the motion carried with all voting for the motion except Commissioner Jones who abstained due to personal conflicts.

Commissioner Chapman moved to approve payment to Rawlins Automotive for \$96.50, Shively Hardware for \$225.68 and True Value of Rawlins for \$454.33 for an aggregate total of bills paid today of \$557,116.41. Commissioner Jones seconded and the motion carried with all voting for the motion except Commissioner Glode who abstained due to personal conflicts.

4 RIVERS EQUIPMENT	\$19.89	LEVER
ANTON COLLINS MITCHELL LLP	\$27,000.00	FY 16/17 AUDIT
APG MEDIA OF THE ROCKIES	\$1,308.00	ADVERTISING
BANK OF COMMERCE (DEBIT CARD)	\$2,222.86	VARIOUS CHARGES
BEHRMANN, ELEANOR	\$33.60	MILEAGE
BELL, RICHARD	\$2,100.00	OVERLOOK SUBDIVISION FUELS MITIGATION
BLACK HILLS ENERGY	\$10,706.91	HEATING FUEL
BLAKEMAN PROPANE	\$81.96	HEATING FUEL
BLOOMQUIST, CYNTHIA	\$24.00	MILEAGE
BOB BARKER COMPANY, INC.	\$206.63	JAIL SUPPLIES
BOMGAARS SUPPLY	\$133.95	VALVE/CASTERS

BOYS & GIRLS CLUBS OF CARBON COUNTY	\$3,972.16	JULY-SEPT 17 TANF
BRANNON, J REED	\$60.00	MILEAGE
BUCK'S SPORTS GRILL	\$21.60	WITNESS LUNCH
BUILD RITE LUMBER SUPPLY	\$903.35	ASSORTED MAINTENANCE SUPPLIES
CARBON COUNTY WEED & PEST	\$33.81	PEST CONTROL SUPPLIES
CARBON POWER & LIGHT INC	\$1,561.99	ELECTRIC SERVICE
CARERIGHT TECHNOLOGIES, LLC	\$168.00	MONTHLY FEES
CASPER WINNELSON CO	\$2,131.73	ICE MELT/REPAIR ITEMS
CBM FOOD SERVICE	\$7,787.16	GLOVES/JAIL MEALS
CHARTER COMMUNICATIONS	\$120.38	JAIL CABLE
CML SECURITY	\$4,750.00	MAINTENANCE
CNA SURETY	\$300.00	BOND RENEWALS
COWBOY SUPPLY HOUSE	\$1,324.51	CUSTODIAL SUPPLIES
CRESTLINE SPECIALTIES, INC.	\$565.64	PLANNERS
DAILY TIMES	\$105.00	RENEWAL
DELEON, JOHN	\$3,395.25	LEGAL SERVICES
DEPARTMENT OF HEALTH	\$37,429.37	PAYROLL
DEVINE LAW	\$5,716.25	LEGAL SERVICES
DIRTY BOYZ SANITATION, INC	\$1,320.00	TRASH SERVICE
DIXON, TOWN OF	\$308.00	WATER
DOMINION ENERGY	\$154.61	HEATING FUEL
DUBOIS TELEPHONE EXCHANGE	\$784.78	PHONE SERVICES
ENCAMPMENT, TOWN OF	\$92.00	WATER
ENTENMANN - ROVIN CO	\$369.50	BADGES
EXTENDOBED	\$5,428.00	STORAGE SYSTEM
EZELL, ANNE-TERRI	\$24.60	MILEAGE
FATBEAM LLC	\$5,244.75	IT INTERNET & WEBSITE
FORSTER LANDSCAPE & CONSTRUCTION, INC.	\$145.00	WINTERIZATION OF SPRINKLER SYSTEM
GCR ELECTRONICS, LLC	\$1,200.00	SITE RENTAL
GLAXOSMITHKLINE PHARMACEUTICALS	\$1,633.80	VACCINES
GRAINGER	\$290.22	REPAIR ITEMS
GRAPHIC SPORTS	\$358.00	LETTERHEAD/ENVELOPES
GREATER WY BIG BROS/SISTERS	\$3,833.10	JULY-SEPT 17 TANF
HEIMAN FIRE DEPARTMENT	\$2,968.13	FOAM/WEATHERPROOF COVERS
HERTER, JACQUES P. PHD	\$1,750.00	PSYCH EVALUATIONS
HIGH DESERT WELDING & MACHINE LLC	\$38.10	STRAPS
HIGH PERFORMANCE CLEAN INC	\$10,516.00	OCT CLEANING
HIGH PLAINS POWER	\$412.34	ELECTRIC SERVICE
HUTCHINS, SARAH	\$227.00	MILEAGE
INSTALLATION & SERVICE CO, INC.	\$999.00	GREASE TRAP CLEAN OUT
INTERMOUNTAIN LOCK & SECURITY	\$409.46	KEY CARDS/ENTRY KNOB
J H KASPAR OIL COMPANY	\$946.27	FUEL

JACK'S BODY & FENDER REPAIR	\$909.40	PATROL VEHICLE REPAIR
KALUZNY, EMILY	\$620.00	MILEAGE
KENCO SECURITY AND TECHNOLOGY	\$37.00	MONITORING SERVICES
KILBURN TIRE COMPANY	\$33.90	TIRE REPAIR
KINETIC LEASING	\$16,416.76	PHONE SYSTEM LEASE PAYMENT
KIRSCH, ARCHIE P	\$1,300.00	OCT MEDICAL SERVICES
KNF FLEXPAC CORPORATION	\$922.20	TRANSPORT BAGS
L N CURTIS & SONS	\$130.73	REPAIR ITEMS
LARAMIE FIRE EXTINGUISHER	\$1,440.50	INSPECTIONS/SERVICE
LARAMIE YOUTH CRISIS CENTER	\$304.14	JULY-SEP 17 TANF
MEMORIAL HOSPITAL OF CARBON COUNTY	\$711.55	LAB WORK
MERBACK AWARD COMPANY	\$88.85	NAME PLATES
MOORE MEDICAL CORP.	\$600.49	JAIL HEALTH SUPPLIES
MOSS, BARBARA	\$36.00	MILEAGE
MOUNTAIN WEST MOTORS	\$136.98	HOSE ASSEMBLY
MUNIMETRIX SYSTEMS CORPORATION	\$159.96	IMAGESILO
MY OFFICE ETC.	\$190.42	OFFICE SUPPLIES
MYDEE 1 ENTERPRISES, LLC	\$478.40	WITNESS LODGING/TRANSPORTATION
NATRONA COUNTY SHERIFF'S OFFICE	\$6,630.00	JUVENILE HOUSING
NEUBAUER, PELKEY, MERSEAL AND	\$1,070.00	LEGAL SERVICES
O'REILLY AUTO PARTS	\$158.59	TARP/BATTERY
PERKINS OIL CO	\$4,120.02	FUEL
PERUE PRINTING	\$102.00	FORMS
PINNACLE PUBLIC FINANCE, INC	\$185,092.30	FIRE TRUCK/HVAC PAYMENTS
PITNEY BOWES	\$741.77	LEASE/TAPE
PLAINSMAN PRINTING & SUPPLY	\$1,220.74	RECORDER BINDER
PLUS ELECTRIC INC.	\$546.00	ELECTRICAL WORK
PUBLIC SAFETY CENTER, INC	\$104.90	EXAM GLOVES
QUILL CORPORATION	\$1,971.74	OFFICE SUPPLIES
R.G. RAYMER CONSTRUCTION, INC	\$111,000.00	RYAN PARK FD PROJECT
RACO INDUSTRIES	\$115.31	PRINTER RIBBONS
RAWLINS AUTOMOTIVE	\$96.50	VEHICLE REPAIR ITEMS
RAWLINS, CITY OF	\$2,617.40	WATER/SEWER
REMICK, SHELIA	\$49.00	STAMPS
RICOH USA INC	\$223.59	PER CLICK CHARGES
ROCKY MOUNTAIN POWER	\$12,567.10	ELECTRIC SERVICE
RYAN ELECTRONICS INC	\$4,977.88	CONTRACT FEE/REPAIRS
SANOFI PASTEUR, INC.	\$7,017.05	VACCINES
SARATOGA AUTO PARTS, INC.	\$141.31	VEHICLE REPAIR ITEMS
SHAW, GAYLE	\$24.60	MILEAGE
SHEPARD, MICHAEL & CINDY	\$840.00	HWY 70 HASKINS
SHIVELY HARDWARE	\$225.68	RULER/CALIPER/PLUMBING SUPPLIES
SNEAD, ANDREW	\$2,100.00	WOODEDGE FUELS MITIGATION

STAPLES ADVANTAGE	\$398.33	OFFICE SUPPLIES
STATE OF WYOMING A & I	\$18.16	MAINFRAME ACCESS
SUNRISE SANITATION SERVICE, LLC.	\$65.00	TRASH SERVICE
T.W. ENTERPRISES, INC.	\$388.80	GENERATOR MAINTENANCE
THOMSON REUTERS-WEST PAYMENT CENTER	\$707.72	MONTHLY CHARGES
THOS. Y. PICKETT & CO., INC.	\$5,500.00	5TH INSTALLMENT 2018 VALUATION CONTRACT
TIN BOY GARAGE	\$20.00	TIRE REPAIR
TRUE VALUE OF RAWLINS	\$454.33	BUILDING MAINTENANCE SUPPLIES
TUMBLEWEED DISTRIBUTING	\$2,225.00	HEATER
TYLER BUSINESS FORMS	\$286.28	HR FORMS/ENVELOPES
TYLER TECHNOLOGIES, INC	\$3,775.63	TRAINING/HOSTING FEES
UNION TELEPHONE COMPANY	\$3,541.63	PHONE SERVICES
VALLEY OIL COMPANY	\$341.75	FUEL
VENTURE TECHNOLOGIES	\$13,296.38	CISCO ANNUAL MAINTENANCE
VERIZON WIRELESS	\$252.91	COUNTY CELLPHONES
WLC ENGINEERING	\$989.38	ADDITION DESIGN
WY DEPT OF TRANSPORTATION	\$243.11	SAVERY ROAD PROJECT
WY PUBLIC HEALTH LABORATORY	\$1,558.00	TESTING SERVICES
WY STATE FORESTRY	\$219.33	REPAIR PARTS
YAMPA VALLEY ELECTRIC	\$926.20	ELECTRIC SERVICE
ZIRMED, INC	\$1.05	PROFESSIONAL CLAIMS FILED
Grand Total	\$557,116.41	

CONSENT AGENDA

Commissioner Glode moved to approve the consent agenda which includes the October 17, 2017 regular meeting minutes; Clerk of District Court monthly receipts for September 2017 in the amount of \$1,677.44, County Clerk monthly receipts for October 2017 in the amount of \$21,031.00; bonds for Marie Martin, Trustee for Medicine Bow Rural Health Care District for \$5,000 and Pamela Thayer, Treasurer for the City of Rawlins for \$25,000 and notice of valuation changes for a net total of -\$956,228.00. Commissioner Chapman seconded and the motion carried unanimously.

Buildings & Grounds

Building Manager Jim Piche reported he will ask for substantial completion on the new fire building at Ryan Park at the next meeting. The Ryan Park Volunteers have offered to help fund the interior finish work.

Mr. Piche reported he received the following quotes for carpet at the Rawlins Library and that the Library Foundation will pay for this. Woodward & Associates \$19,883.00; Interior Galore \$19,146.00; and Commercial Carpet Laramie \$16,800.00.

Mr. Piche reported the door mechanisms on the Carbon Building elevator are worn and for \$2,500 he can purchase the parts from the Carbon County School District #1 rather than directly from Kone Elevators for \$14,000. The BOCC agreed he should move forward.

Mr. Piche presented quotes for new carpet in the County Attorney's Office from Woodward and Associates \$12,885.00; Interior Galore \$22,207.13 and Commercial Flooring Laramie \$11,550.00. He recommended accepting the low bid because the local contractor may not have a carpet layer but we will know later today.

Commissioner Glode moved to award the bid to Woodward & Associates for \$12,885.00 contingent upon their ability to lay the carpet and to the lowest bidder with Commercial Flooring Laramie should Woodward not be able to lay it. Commissioner Jones seconded and the motion carried with Commissioner Jones, Glode and Chapman voting for the motion and Chairman Johnson and Espy voting against the motion.

Mr. Piche reported that he will have a formal open house at the Fairgrounds kitchen soon.

IT

Matt Webster, IT Director presented the Union Wireless Agreement for approval.

Commissioner Espy moved to authorize the Chairman's signature on the Enterprise Alliance Calling Plan, a change in plan terms with Union Wireless. Commissioner Glode seconded and the motion carried unanimously.

Public Health

Amanda Brown, Public Health Nurse reported on services her office has provided the past month. She mentioned there will be a new suicide prevention program from the state however she wasn't sure what that would look like at this time.

Planning & Zoning

Sid Fox, Planning Director and Sarah Hutchins, GIS Specialist discussed the 2020 Census and LUCA meeting update. Basically the Census Bureau requests local agencies update addresses in anticipation of the 2020 census. The data is confidential and the pair asked the BOCC to determine who would be allowed to see it recommending it be Sarah, Sid and someone from IT, likely Matt Webster.

Commissioner Glode moved to authorize the authorized census users as Sarah Hutchins, Sid Fox and Matt Webster. Commissioner Jones seconded and the motion carried unanimously.

Boozer Creek FEMA Grant Application

Joe Parsons of the Saratoga Encampment Rawlins Conservation District presented the Federal Emergency Management Agency (FEMA) grant application applying for funds to repair the

Boozer Creek area. Mr. Parsons reported that 25% of the funding will be paid for from the Conservation District, via other state grants they had already applied for.

Commissioner Espy moved to ratify the Chairman's signature on the Disclosure of Lobbying activities for the Boozer Creek Project. Commissioner Chapman seconded and the motion carried unanimously.

Clerk Bartlett reported that the application specifically asks the following: Please identify the entity that will perform any long-term maintenance and provide a maintenance schedule and cost information. The subapplicant or owner of the area to be mitigated is responsible for maintenance (including costs of long-term care) after the project is completed. She wanted the BOCC to be aware that this would commit the county to long-term care. Mr. Parsons stated they typically don't have any long-term maintenance and shouldn't be a problem adding that they will provide grant assistance and he would foresee everyone working together in the future. The BOCC opted to proceed.

Road & Bridge

Bill Nation, Road & Bridge Superintendent presented the Memorandum of Agreement Among the Federal Highway Administration, The Wyoming Department of Transportation, The Wyoming State Historic Preservation Office, Carbon County, the Little Snake River Museum Regarding Mitigation and Adverse Effects to 48CR10573, Savery Creek Bridge WYDOT Project CN06066. He noted that Attorney Davis is reviewing this and there will likely be changes by other agencies.

Commissioner Espy moved to authorize the Chairman's signature on the Memorandum of Agreement Among the Federal Highway Administration, The Wyoming Department of Transportation, The Wyoming State Historic Preservation Office, Carbon County, the Little Snake River Museum Regarding Mitigation and Adverse Effects to 48CR10573, Savery Creek Bridge WYDOT Project CN06066 contingent upon other agencies review. Commissioner Chapman seconded Commissioner Glode asked if Mr. Morgan will have a chance to review the agreement and Mr. Nation said possibly and offered to send it to him. The motion carried unanimously.

Mr. Nation reported crews are back on 8 hour shifts. He recently met with a Pacificorp representative to tour wind projects and the Aeolus substation project. There are contractors present now and he has been in contact with some potential contractors regarding gravel and water sources. His crews continue to help ranchers remove cattle from high country.

Attorney

Ashley Mayfield Davis, Deputy County Attorney reported she attended the prehearing conference for the Boswell Springs project. The hearing is November 20 and 21 and she would expect the county to be late Monday or Tuesday for testimony and they would like as few witnesses as possible and the county's should likely be the Chairman. The three issues for

consideration are conditions for a permit, whether the request is in compliance with state law and rules and what unmitigated impacts may be experienced.

Attorney Davis presented a Lease Agreement Renewal for 523 Rodeo St., Rawlins, WY between Carbon County and Craig Jones for a period of December 1, 2017 to November 30, 2018 in the amount of \$400.00 per month for rent of the groundskeeper's house.

Commissioner Espy moved to authorize the Chairman's signature on the Lease Agreement Renewal for 523 Rodeo St., Rawlins, WY between Carbon County and Craig Jones for a period of December 1, 2017 to November 30, 2018 in the amount of \$400.00 per month for rent of the groundskeeper's house. Commissioner Chapman seconded and the motion carried unanimously.

Attorney Davis provided the Carbon County Museum Memorandum of Understanding for approval.

Commissioner Chapman moved to authorize the Chairman's signature on the Carbon County Museum Memorandum of Understanding. Commissioner Jones seconded and the motion carried unanimously.

Ms. Davis reported that the City is currently reviewing two agreements with the county. One for the shared GIS person and the other for shared IT resources. She expects these to be at a future meeting.

Clerk

County Clerk, Gwynn Bartlett reported that the maximum limit employees can deposit into their flexible spending accounts formerly was \$2,600 and now can be \$2,650 if approved by the BOCC. She requested the BOCC sign the amendment required for this.

Commissioner Jones moved to authorize the Chairman's signature on the Medical Flexible Spending Account Amendment to increase the limit to \$2,650 effective January 1, 2017. Commissioner Glode seconded and the motion carried unanimously.

Clerk Bartlett presented the proposed 2018 Carbon County Commissioners Meeting Schedule and a resolution changing three meeting dates.

Commissioner Glode moved to approve Resolution 2017-30 Amendment Number 5 (Five) to Resolution 2013-12, A Resolution of the Board of County Commissioners of Carbon County, Wyoming Setting Meeting Schedules moving the July 17, 2018 meeting to Monday, July 16, the August 21, 2018 meeting to August 28, 2018 and the November 6, 2018 meeting to November 13, 2018. Commissioner Chapman seconded and the motion carried unanimously.

RESOLUTION 2017 - 30

AMENDMENT NUMBER 5 (FIVE) TO RESOLUTION 2013-12, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY WYOMING SETTING MEETING SCHEDULES

WHEREAS, pursuant to Wyo. Stat. §18-3-502, the Board of County Commissioners shall meet the first Tuesday of each month or at such other times as may be designated by resolution of the board; and

WHEREAS, pursuant to Carbon County Resolution 2013-12 the Board of County Commissioners of Carbon County Wyoming will also meet the third Tuesday of each month; and

WHEREAS, the first or third Tuesday of the month may occasionally fall on a holiday, a day the board is unable to meet or a day when it may be more convenient to meet on an alternate date; and

WHEREAS, this resolution shall constitute the fourth amendment to Resolution 2013-12, A Resolution of the Board of County Commissioners, Carbon County Wyoming Setting Meeting Schedules.

THEREFORE BE IT RESOLVED because the budget public hearing shall be no later than the 3rd Monday in July and the budget resolutions shall be adopted within 24 hours of the hearing, the Board of Carbon County Commissioners regular meeting is hereby rescheduled to Monday, July 16, 2018 beginning at 9:00 a.m. at the county seat rather than July 17, 2018; and

THEREFORE BE IT FURTHER RESOLVED because the third Tuesday in August is Primary Election Day, the Board of Carbon County Commissioners is hereby rescheduled to meet August 28, 2018 beginning at 2:00 p.m. at the Platte Valley Community Center, Saratoga, WY rather than August 21, 2018.

THEREFORE BE IT FURTHER RESOLVED because the first Monday in November is General Election Day, the Board of Carbon County Commissioners is hereby rescheduled to meet November 13, 2018 beginning at 9:00 a.m. at the county seat rather than November 6, 2018.

PASSED, APPROVED, AND ADOPTED this 7th day of November 2017.

-s-Willing John Johnson, Chairman

Attest:

-s-Gwynn G. Bartlett, County Clerk

Clerk Bartlett reported that she and Elections Deputy Lisa Smith ran the recent Rawlins Elementary School student council election to try to reach children early and teach them about voting. She stated the cost was approximately \$50 and her office paid for it. Clerk Bartlett feels by teaching children through school using real equipment and real ballots, the process of registering and voting when they are of age may be less intimidating. She would like to try to reach out to the Middle and High schools to do the same for them.

She discussed the potential use of P-Cards, otherwise known as purchase or procurement cards. She stated she would like to use these to replace the county's current debit cards both for security and convenience. The county would receive rebates back at a percentage of what is expended. Cards could be used for travel, internet orders and generally paying invoices. She has checked with the county's auditors who had no issues. Gwynn mentioned if the BOCC was willing to move forward she would work on a policy for the use of the cards for the board's consideration.

Clerk Bartlett reported that Cathy MacPherson completed meetings with the county's emergency volunteers to review the volunteer policy recently adopted by the BOCC. Her office is mailing policies and receipt forms to all individuals who did not attend a meeting and also to all county appointed board members. The policy will be incorporated into the county's board appointment process and paperwork for new volunteers in the future.

Clerk Bartlett asked if the BOCC will be holding a meeting with department heads and legislators prior to the session, during the session in Cheyenne or both.

Commissioner Jones moved to approve Resolution 2017-31 Amendment Number 6 (Six) to Resolution 2013-12, A Resolution of the Board of County Commissioners of Carbon County, Wyoming Setting Meeting Schedules moving the November 21, 2017 meeting to November 28, 2017. Commissioner Glode seconded and the motion carried unanimously.

RESOLUTION 2017 - 31

AMENDMENT NUMBER 6 (SIX) TO RESOLUTION 2013-12, A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, CARBON COUNTY WYOMING SETTING MEETING SCHEDULES

WHEREAS, pursuant to Wyo. Stat. §18-3-502, the Board of County Commissioners shall meet the first Tuesday of each month or at such other times as may be designated by resolution of the board; and

WHEREAS, pursuant to Carbon County Resolution 2013-12 the Board of County Commissioners of Carbon County Wyoming will also meet the third Tuesday of each month; and

WHEREAS, the first or third Tuesday of the month may occasionally fall on a holiday, a day the board is unable to meet or a day when it may be more convenient to meet on an alternate date; and

WHEREAS, this resolution shall constitute the sixth amendment to Resolution 2013-12, A Resolution of the Board of County Commissioners, Carbon County Wyoming Setting Meeting Schedules.

THEREFORE BE IT RESOLVED because the third Tuesday in November the Industrial Siting Council will hold a hearing on the Boswell Springs project and because it will be beneficial to Carbon County that the entire Board of County Commissioners and staff attend, the Board of Carbon County Commissioners regular meeting is hereby rescheduled to Tuesday, November 28, 2017 beginning at 9:00 a.m. at the county seat rather than November 21, 2017.

PASSED, APPROVED, AND ADOPTED this 7th day of November 2017.

-s- John Johnson, Chairman

Attest:

-s- Gwynn G. Bartlett, County Clerk

Carbon County Economic Development Corporation

Cindy Wallace, Executive Director of Carbon County Economic Development Corporation provided an update on current projects and reported on the Visitors Council. EDC will continue its Leadership Carbon County 2018 class in January through July 2018.

Planning & Development

Public Hearing – C.U. Case #2017-04 Sprint and Edith Davis

Chairman Johnson opened a public hearing at 11:02 a.m. to hear Planning & Zoning C.U. Case # 2017-08 InSite Towers Development 2, LLC. Sid Fox, County Planning Director presented the condition use permit for a telecommunications tower located at the Wagonhound Rest Area Communications Site. Irene Cook discussed the design for these and similar sites noting there would be a 6' security fence and that if this particular tower were to fall it would clear the lagoon. The Town of Elk Mountain had concerns and Chairman Johnson asked how those were addressed. Ms. Cook stated the main concern was that they felt the focus would be Wagonhound rather than their town. She added that Verizon is committed to pursuing the Elk Mountain site however there are regulatory issues to be worked through prior to completion of that tower.

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

Commissioner Jones moved to approve Resolution No. 2017-32 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 #2017-08, InSite Towers Development 2, LLC for a telecommunications tower located at the Wagonhound Rest Area Communications Site. Commissioner Espy seconded and the motion carried unanimously.

Resolution No. 2017 – 32

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 #2017-08 – “Wagonhound Rest Area Communications Site”

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 advertised to hold a public hearing on Monday, October 2, 2017, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, the October 2, 2017, public hearing, was cancelled due to a lack of quorum; and

WHEREAS, the public hearing was rescheduled for a special meeting to be held on Monday, October 9, 2017. Said special meeting of the Carbon County Planning and Zoning Commission was advertised by public notice prior to the public hearing on the proposed amendment, which said hearing occurred on Monday, October 9, 2017; and

WHEREAS, the Carbon County Planning and Zoning Commission opened said public hearing on Monday, October 9, 2017; and 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, October 9, 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, November 7, 2017; and

WHEREAS, at said public hearing on November 7, 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 #2017-08: A Conditional Use Permit request for a telecommunications tower up to 199 feet tall and related facilities in the Ranching, Agriculture and Mining (RAM) Zone District.

Project/Site Name: WY007 – Wagonhound Rest Area Communications Site

Petitioners: InSite Towers Development 2, LLC (Applicant) and State of Wyoming Department of Transportation (Land Owner)

Parcel Identification Number: 19790930050100

General Site Location: Wagonhound Rest Area off I-80 and Exit 267

Legal Description: A parcel of land within that parcel of land described in Book 879 Page 13 of the Public Records of the County of Carbon (Parent Tract), located in the Southwest Quarter of Section 9, Township 19 North, Range 79 West, of the Sixth Principal Meridian, County of Carbon, State of Wyoming, more particularly described as follows: For the purpose of this description the bearings are referenced to the West line of the Southwest Quarter of Section 9, Township 19 North, Range 79 West of the 6th P.M., assumed to bear North 01°14'26" West (North 00°58'00" West per deed Book 710 Page 156 of the Carbon County Clerk and Recorder's records), a distance of 2686.27 feet. Monumented by a 31/4" Brass Cap LS 649 at the Southwest Corner and by a 31/4" Brass Cap LS 649 at the West Quarter Corner of Section 9, Township 19 North, Range 79 West of the Sixth Principal Meridian.

Beginning at a point whence the Southwest Corner of Section 9 Township 19 North, Range 79 West of the 6th Principal Meridian bears South 44°05'22" West, a distance of 1877.78 feet, said point also being the Point of Beginning of the hereinbefore described Access and Utility Route; THENCE North 45°07'13" West, a distance of 20.19 feet to the northeast corner of said hereinbefore described Access and Utility Route; THENCE continuing North 45°07'13" West, a distance of 27.50 feet; THENCE North 44°52'47" East, a distance of 75.00 feet; THENCE South 45°07'13" East, a distance of 75.00 feet; THENCE South 44°52'47" West, a distance of 27.31 feet to the Point of Beginning. Containing 5625 Square Feet, or 0.129 Acres, more or less.

TERMS AND CONDITIONS OF APPROVAL:

1. A security fence must be constructed around the 5,625 sq.ft. (0.129 Acres, more or less), permit area. The fenced area must be illustrated on the site plan submitted with the building permit application.
2. The applicant or owner must post a sign at the entrance that includes the facility name and the name and phone number of the responsible person in event of an emergency.
3. Any modifications to the structure that increase its surface footprint or add to the tower height will require a new Conditional Use Permit.
4. The Applicant or owner must 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.
5. 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 #2017-08 – “Wagonhound Rest Area Communications Site”).

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7th day of November, 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 #2017-06 Ryan Park

Chairman Johnson opened a public hearing at 11:13 a.m. to hear Planning & Zoning Z.C. Case #2017-06 Ryan Park. Sid Fox, County Planning Director presented the request for a zone change from Ranching, Agriculture, and Mining (RAM) to Residential (RD) for the Ryan Park Tract A Lots 23, 24, 25 and 26.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:15 a.m.

Commissioner Chapman moved to approve Resolution No. 2017-33, 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 #2017-06 Ryan Park, for a zone change from Ranching, Agriculture, and Mining (RAM) to Residential (RD) for the Ryan Park Tract A Lots 23, 24, 25 and 26. Commissioner Espy seconded and the motion carried unanimously.

Resolution No. 2017 – 33

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 #2017-06

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 advertised to hold a public hearing on Monday, October 2, 2017, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, the October 2, 2017, public hearing, was cancelled due to a lack of quorum; and

WHEREAS, the public hearing was rescheduled for a special meeting to be held on Monday, October 9, 2017. Said special meeting of the Carbon County Planning and Zoning Commission was advertised by public notice prior to the public hearing on the proposed amendment, which said hearing occurred on Monday, October 9, 2017; and

WHEREAS, the Carbon County Planning and Zoning Commission opened said public hearing on Monday, October 9, 2017; and 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, October 9, 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, November 7, 2017; and

WHEREAS, at said public hearing on November 7, 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 #2017-06: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD) for the Ryan Park, Tract A, Lots 23, 24, 25, and 26.

Petitioners:

- Lot 23-Applicant and Land Owner: Boulder Builders, LLC
- Lot 24-Applicants and Land Owners: James Kyle and Catherine Patricia Rosentreter
- Lot 25-Applicants and Land Owners: Barbara Ann Gross, Edwin Gross Jr., and Catherine L. Doherty
- Lot 26-Applicants and Land Owners: Donald R. Brinkman, Connie K. Brinkman and Donald Edward Brinkman

General Site Location: Ryan Park is located along HWY 230, approximately 24 miles southeast of Saratoga, within a portion of the SW1/4, Section 28, Township 16 North, Range 81 West, Carbon County, Wyoming.

Legal Descriptions: Lot 23, Ryan Park, Tract A; Lot 24, Ryan Park, Tract A; Lot 25, Ryan Park, Tract A; Lot 26, Ryan Park, Tract A.

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 Residential (RD) for the Ryan Park, Tract A, Lots 23, 24, 25, and 26.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th day of November, 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

Commissioner Glode moved to accept the Certification of Recommended Action for Planning & Zoning Case File Z.C. 2017-07, Paul Stanley Construction and schedule a public hearing for December 5 at 10:30 a.m. Commissioner Jones 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 September 2017 financials. Board member Sherrod France was also present. They reported they have recently hired a physician's assistant, nurse practitioner and two doctors.

Mr. France reported that the board of trustees is to follow through with a plan for a hospital district next year to help with physical plant improvements. Their second priority is to investigate an affiliation, a lease or sale of the hospital.

OPIATE CRISIS

Jason Edward Ochs, of the Ochs Law Firm, provided educational material and statistics on the opioid epidemic and exhaustion of public resources towards this crisis. He suggests that his firm can litigate with the top nine opiate manufacturers for potentially billions and that there will be zero up front litigation costs but if there is a recovery in the end there will be a fee. No recovery, no fees. The contingency fee for the five firms working on this will be 25% of any recovery. The team is 35 attorneys and 100 paralegals and Chairman Johnson asked where the funds to litigate will come from. He mentioned two firms are financing the litigation, one from California and one from New York. He offered meetings with those two if requested. Mr. Ochs noted they anticipate litigation to be 5-7 years.

Mr. Ochs stated the first goal is to extract enough money to make them change their practices and goal two is to try to motivate the US Attorney General to go after some individuals criminally.

Commissioners Discussion

Commissioner Jones reported the Dixon Airport Beacon Project is awaiting the tower and hopefully that will be completed soon. As of October 6 there is GPS instrument approach into the airport.

Chairman Johnson reported he met with an energy company who will be drilling in Sweetwater and Carbon counties soon. He toured the Bennett Mountains with the wilderness study group recently. He also recently spoke with some college students about the wilderness study process.

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 1:04 p.m. with Ashley Mayfield Davis, Gwynn Bartlett and Jim Piche to discuss personnel, potential litigation and other matters

considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Jim left the session at 1:19 p.m.

Commissioner Espy moved to come out of executive session at 1:27 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Glode seconded and the motion carried unanimously.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 1:28 p.m. Commissioner Jones seconded and the motion carried unanimously.

A regular meeting of this Board will be held December 5, 2017 at 9:00 a.m. at the Carbon County Courthouse, 415 W. Pine Street, 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.