

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, August 7, 2018
Carbon County Courthouse, Rawlins, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, August 7, 2018 at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman John Johnson; Commissioners Leo Chapman, John Espy, Bob Davis and Sue Jones.

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

ADDITIONS / CORRECTIONS

The Chairman added a Contract between WY Department of Health, Public Health Division and Carbon County for prevention activities under the Clerk and the Ekola Flats Road Use Agreement under Road & Bridge.

VOUCHERS

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

Commissioner Chapman moved to approve the main amount of \$412,606.63 for an aggregate total today of \$412,671.63. Commissioner Espy seconded and the motion carried unanimously.

307 PROFESSIONAL CLEAN LLC	SEPT CLEANING SERVICES	\$ 10,485.00
ACME ELECTRIC COMPANY, LLC	ELECTRICAL REPAIRS	\$ 3,541.66
AFFORDABLE TREE CARE, LLC	TREE REMOVAL/CLEANUP	\$ 1,200.00
APEX COMMUNICATIONS	MAINTENANCE AGREEMENT	\$ 4,533.88
APG MEDIA OF THE ROCKIES	NEWSPAPER ADS	\$ 444.50
AYALA, MEGAN	REIMBURSEMENTS	\$ 510.38
BAGGS, TOWN OF	JUNE 2018 RENT	\$ 150.00
BALESTRIERI, MICHELLE	MILEAGE/POSTAGE	\$ 499.79
BANGS, DANIELLE	MILEAGE	\$ 137.00
BENNETT, THOMAS L. M.D.	AUTOPSY/MILEAGE	\$ 5,518.57
BLACK HILLS ENERGY	GAS SERVICES	\$ 2,605.41
BOB BARKER COMPANY, INC.	JUMPSUITS	\$ 119.64
BOMGAARS SUPPLY	SUPPLIES	\$ 221.98
BOYS & GIRLS CLUBS OF CARBON CTY	APR - JUN 18 TANF	\$ 2,116.58
BUCHANAN, KAREN	MILEAGE	\$ 152.40

BUILD RITE LUMBER SUPPLY	SUPPLIES	\$ 3,429.16
CARBON CTY YOUTH CRISIS CENTER	APR - JUN 18 TANF	\$ 429.44
CASPER STAR-TRIBUNE	NEWSPAPER ADS	\$ 429.96
CASPER WINNELSON CO	PARTS	\$ 5,837.73
CBM FOOD SERVICE	JAIL MEALS	\$ 10,305.42
CENTURY LINK	TELEPHONE SERVICES	\$ 308.09
CENTURYLINK WA	TELEPHONE SERVICES	\$ 5,399.53
CENTURYLINK-PHOENIX	TELEPHONE SERVICES	\$ 826.42
COWBOY CHEMICAL	CLEANING SUPPLIES	\$ 392.60
COWBOY SUPPLY HOUSE	SCRUBBER SUPPLIES	\$ 1,182.94
CULVER, VIRGILIA S.	LEGAL SERVICES	\$ 608.25
CY TRAILER SALES	TRAILER	\$ 8,700.00
DAILY TIMES	NEWSPAPER RENEWAL	\$ 210.00
DALLIN MOTORS INC	TIRES/REPAIRS	\$ 1,405.72
DELL MARKETING L.P.	LAPTOP COMPUTERS	\$ 6,008.30
DIRTY BOYZ SANITATION, INC	TRASH SERVICES	\$ 660.00
DIXON, TOWN OF	WATER SERVICES	\$ 344.80
DJ'S	GLASS REPAIRS	\$ 1,122.64
DOI/BLM	CASPER DISPATCH SUPPORT	\$ 1,000.00
DOMINION ENERGY	GAS SERVICES	\$ 27.90
DOT FHWA	SAGE CREEK ROAD	\$ 60,372.57
DUDE SOLUTIONS	FACILITIESMGMT SOFTWARE	\$ 5,410.00
ELECTION SYSTEMS & SOFTWARE, LLC	ABSENTEE BALLOTS	\$ 1,194.23
ELEVATED TRAINING SOLUTIONS	DRUG TESTING	\$ 106.00
ELK MOUNTAIN CONOCO	FUEL	\$ 214.06
EMBLEM ENTERPRISES, INC.	PATCHES	\$ 19.01
ENCARTELE	INMATE PHONE CARDS	\$ 4,000.00
FATBEAM LLC	FIBER LINES/INTERNET	\$ 10,489.50
FLEMING, LINDA	MILEAGE	\$ 94.80
FLEXSHARE BENEFITS	DEPCARE/HRA/MED	\$ 6,833.11
GALLS/QUARTERMASTER	SUPPLIES	\$ 1,284.43
GCR ELECTRONICS, LLC	SITE RENTALS	\$ 1,350.00
GLAXOSMITHKLINEPHARMACEUTICALS	VACCINES	\$ 1,713.95
GRAINGER	PARTS	\$ 1,026.36
GREATER WY BIG BROS/SISTERS	APR - JUN 18 TANF	\$ 4,073.05
HERMAN, BOBBIE	MILEAGE	\$ 27.00
HERTER, JACQUES P. PHD	PSYCHOLOGICAL EVAL	\$ 600.00
HIGH DESERT WELDING & MACHINE	METAL WORK	\$ 513.31
HIGH PLAINS POWER	ELECTRICAL SERVICES	\$ 465.94
HORIZONS UNLIMITED, LLC	STICKERS/POSTERS	\$ 216.80
INTERMOUNTAIN LOCK & SECURITY	DOOR LOCK WRAP	\$ 49.75

IAED	WELCHER RETEST FEE	\$ 30.00
J H KASPAR OIL COMPANY	FUEL	\$ 7,729.95
JACK'S BODY & FENDER REPAIR	TOW CALL FEE	\$ 641.00
JOHNSTON, RANAE	MILEAGE	\$ 17.50
KAISLER, TODD	MILEAGE	\$ 54.00
KALUZNY, EMILY	HOTEL REIMBURSEMENT	\$ 257.82
KELLY, MICHAEL K.	MILEAGE	\$ 150.00
KENCO SECURITY AND TECHNOLOGY	ALARMMONITORING/SERVICE	\$ 869.25
KERBS, CORSON	BOARDS FAIR MILEAGE	\$ 27.00
KILBURN TIRE COMPANY	TIRES/MOUNT/BALANCE/OIL	\$ 1,188.26
KING SOOPERS CUSTOMER CHARGES	JAIL SUPPLIES	\$ 7.47
KIRSCH, ARCHIE P	COUNTY HEALTH OFFICER	\$ 1,300.00
L N CURTIS & SONS	PARTS	\$ 469.50
LARAMIE FIRE EXTINGUISHER	FIRE EXTINGUISHERS	\$ 560.00
LOCAL GOVERNMENT LIABILITY POOL	MEMBERSHIP RENEWAL	\$ 500.00
MABERRY, AGRIPPINA M.	INTERPRETER SERVICES	\$ 50.00
MARICOPA COUNTY SHERIFF'S OFFICE	CIVILSERVICE PROCESS FEES	\$ 200.00
MARTIN, BRICE	FUEL REIMBURSEMENT	\$ 96.87
MATTHEW BENDER & CO, INC.	WY COURT RULES/STATUTES	\$ 915.97
MEDICINE BOW, TOWN OF	FIRE SERVICES	\$ 230.00
MERBACK AWARD COMPANY	PLAQUE	\$ 86.92
MERCEDES TRANSCRIPTION, INC	TRANSCRIPTION SERVICES	\$ 125.51
MERCK SHARP & DOHME CORP.	VACCINES	\$ 2,007.84
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$ 527.13
MOSS, BARBARA	BOARDSSENIORSVC MILEAGE	\$ 81.00
MOUNTAIN WEST MOTORS	VEHICLE REPAIRS	\$ 822.51
MPM CORP / EVERGREEN DISPOSAL	TRASH SERVICES	\$ 125.00
MY OFFICE ETC.	PAPER	\$ 33.08
NEWMAN TRAFFIC SIGNS	ROAD SIGNS	\$ 211.13
NMS LABS	LAB SERVICES	\$ 335.00
NORCO, INC.	CYLINDER RENTAL	\$ 168.81
OFFENDER WATCH	SEX OFFENDER NOTICES	\$ 123.50
OFFICE OF THE ATTORNEY GENERAL	NYMAN FINGERPRINTS	\$ 39.00
O'REILLY AUTO PARTS	PARTS	\$ 73.92
PATTON, ROBERT L.	MILEAGE	\$ 22.80
PERKINS OIL CO	FUEL	\$ 3,340.06
PERUE PRINTING	VOTER REGISTRATION PADS	\$ 1,307.00
PLAINSMAN PRINTING & SUPPLY	CARDS/STAMPS/BINDERS	\$ 2,336.02
PLUS ELECTRIC INC.	ELECTRICAL REPAIRS	\$ 1,477.93
PROFESSIONAL OXYGEN SUPPLY	NEBULIZER/TANK	\$ 30.00
PUBLIC SAFETY CENTER, INC	BATTERIES	\$ 182.75

QUILL CORPORATION	SUPPLIES	\$ 942.50
RASMUSSEN FURNITURE	MICROWAVE/HOOD	\$ 429.90
RAWLINS AUTOMOTIVE	PARTS	\$ 3,008.80
RAWLINS, CITY OF	WATER SERVICES	\$ 5,920.90
READY, JUSTIN	BOARDS FAIR MILEAGE	\$ 48.00
RICOH USA INC	IT COPIERS	\$ 12,595.37
ROCKY MOUNTAIN POWER	ELECTRICAL SERVICES	\$ 15,144.23
SARATOGA AUTO PARTS, INC.	PARTS	\$ 516.05
SARATOGA LUMBER & SUPPLY	SUPPLIES	\$ 107.85
SARATOGA SUN	NEWSPAPER ADS	\$ 495.01
SCHERMETZLER, SHEELA M ED.S.	MONITORING	\$ 884.97
SECRETARY OF STATE	NOTARY CERTIFICATES	\$ 60.00
SHEPARD CONSTRUCTION SOLUTIONS	CRISIS CENTER ADDITION	\$ 75,870.00
SHEPARD'S	FUEL	\$ 439.95
SHIVELY HARDWARE	SUPPLIES	\$ 151.07
SNAKE RIVER PRESS	R&B NEWSPAPER ADS	\$ 272.00
SPECIALIZED PATHOLOGY	AUTOPSY	\$ 1,175.00
STATE OF WYOMING A & I	TITLE OFFICE MAINFRAME	\$ 11.44
STEPHENSON, LEE ANN	SENIOR SVC MILEAGE	\$ 45.00
STODDARD, CURTIS T.	GRANTS EMER HEALTH 17-18	\$ 448.56
STRYKER SALES CORPORATION	REPAIRS	\$ 1,474.11
SUNRISE SANITATION SERVICE, LLC.	TRASH SERVICES	\$ 65.00
SWANSON SERVICES CORPORATION	JAIL COMMISSARY SUPPLIES	\$ 1,150.65
THOMSON REUTERS-WEST PAYMENT	SUBSCRIPTION	\$ 358.00
THOS. Y. PICKETT & CO., INC.	ASSESSORINDUSTAPPRAISAL	\$ 6,000.00
THREE MILE CONSTRUCTION	GRAVEL WORK	\$ 330.00
TIN BOY GARAGE	TIRES	\$ 1,373.00
TRADING POST	FUEL	\$ 671.16
TRAPP, LARRY W	MILEAGE	\$ 130.00
TREVATHAN, SABRINA RMR	TRANSCRIPTION SERVICES	\$ 3,497.20
TRIPLE X CONTRACTING, INC.	TRASH SERVICES	\$ 900.00
TRUE VALUE OF RAWLINS	PARTS	\$ 396.09
TYLER TECHNOLOGIES, INC	IDOC/ITAX WEBHOSTING	\$ 551.26
U S POSTMASTER-HANNA	PO BOX RENT RENEWAL	\$ 50.00
U S POSTMASTER-RAWLINS	POST OFFICE BOX RENEWAL	\$ 54.00
UNION TELEPHONE COMPANY	TELEPHONE SERVICES	\$ 1,717.72
UNITED STATES POSTAL SERVICE	PREPAID POSTAGE ACCT	\$ 15,000.00
VALLEY OIL COMPANY	FUEL	\$ 335.70
VOLUNTEER FIREMEN PENSION FUND	JUNE/JUL FIRE RETIREMENT	\$ 1,320.00
WALKER, JEANETTE R.	MILEAGE/CALL OUT FEE	\$ 30.00
WESTERN STATES FIRE PROTECTION CO	FIRE PROTECTION SYSTEM	\$ 17,424.00

WESTERN TRUCK REPAIR	PARTS	\$ 1,622.83
WEX BANK	FUEL	\$ 165.15
WLC ENGINEERING	BUILDINGADDITION DESIGN	\$ 4,201.69
WY DEPT OF TRANSPORTATION	ROAD/BRIDGE REPAIRS	\$ 374.78
WY DIESEL SERVICE	TRUCK REPAIRS	\$ 1,938.55
WY MACHINERY COMPANY	MACHINE REPAIRS	\$ 612.01
WY RENTS, LLC	EQUIPMENT RENTAL	\$ 900.70
WY STATE FIRE ADVISORY BOARD	2018 DUES	\$ 300.00
WY STATE FORESTRY	2019 PREMIUM/PARTS	\$ 20,620.68
YAMPA VALLEY ELECTRIC	ELECTRICAL SERVICES	\$ 808.49
YOCUM, LEO	MILEAGE	\$ 61.20
GRAND TOTAL		\$ 412,671.63

CONSENT AGENDA

Commissioner Espy moved to approve the consent agenda noting any item could be removed for further discussion. The consent agenda includes the July 16, 2018 regular meeting minutes; a bond for Beverly Hannum, Treasurer for the City of Rawlins in the amount of \$100,000, Daniel W. Izzo, Treasurer for the City of Rawlins in the amount of \$250,000, Owen Williams, Treasurer for the Medicine Bow Conservation District in the amount of \$10,000; County Clerk monthly receipts for July 2018 in the amount of \$25,232; Clerk of District Court receipts for July 2018 in the amount of \$5,084.15; Planning and Development Department receipts in the amount of \$1,175; and Notice of Valuation Changes in the amount of -\$252,170. Commissioner Chapman seconded and the motion carried unanimously.

Public Health

Amanda Brown, Public Health Nurse reported that two part-time office staff started employment this week. They will help cover the Saratoga office. She also reported on work she and her staff have done in the past month.

Sheriff

Archie Roybal, County Sheriff discussed the need for additional positions to manage the impacts of wind farm development. Clerk Bartlett reported that both Sheriff Roybal and the previous Sheriff requested impact assistance funds through the industrial siting process for various projects to fund these positions and the county should be receiving the first payment from the Boswell Springs project this month. Sheriff Roybal mentioned that he previously requested the positions; however, the BOCC had opted to wait until we were assured impact payments would be coming. Sheriff Roybal reported the estimated costs and time it takes to hire, train and outfit a deputy.

Commissioner Espy moved to authorize the Sheriff to hire three deputies and outfit them with equipment using the anticipated impact assistance funds from the Boswell Springs, TB Flats and Ekola wind projects. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy moved to authorize the Sheriff to bid two three-quarter ton pickups for patrol deputies using expected impact funds. Commissioner Jones seconded and the motion carried unanimously.

The Sheriff requested and received authorization to replace a vacant position in the jail. Sheriff Roybal reported on current staffing, training, and needs.

A meeting to determine the impact assistance fund distribution schedule for the construction of the Gateway West Transmission Line is scheduled for August 16th. The BOCC asked the Sheriff to prepare an estimate to request funds at the August 16 meeting. Sheriff Roybal reported that he received a free drug seizure vehicle for use as the county's K9 unit.

Coroner

Paul Zamora, County Coroner discussed the need for additional space to properly operate the county morgue and become an accredited facility. Being accredited allows for added public confidence in his processes. The county could apply for a grant; however, the BOCC decided the building should be studied along with the Courthouse and Carbon Building as part of the county's long-term planning efforts.

The proper location for a morgue was discussed and the BOCC stated it is somewhat opposed to adding to the historic Courthouse, and it is open to having a separate facility. Buildings Manager Jim Piche reported there is a base plan of what the Coroner wants and the best location would likely be at the county fire property in Rawlins where emergency standby power already exists. The BOCC directed the Clerk to obtain pricing from the EKM&P, the company currently contracted for long-term planning, to include this in the existing project.

Assessor

Cheryl Ross, County Assessor requested approval for the 2018 Mill levies.

Commissioner Espy made a motion to approve 2018 Mill Levies. Commissioner Johnson seconded and the motion passed unanimously.

Planning & Development

County Planning Director, Sid Fox reported he is working with the Town of Saratoga on the extraterritorial jurisdiction and he believes he will ultimately recommend any jurisdiction previously given to another municipality be nullified and the county work with those municipalities on planning.

The snow fence at the county's property at Skyline Acres east of Rawlins is still progressing and an agreement will be presented at a later date. Commissioner Chapman asked if the junk yard

that has spilled out into platted roads has come into compliance. Mr. Fox stated that he sent the landowner a letter and he has not followed up at this time.

Commissioner Davis moved to schedule the following case files for public hearing September 4, 2018 at 1:30 p.m. at the County Courthouse in Rawlins; Z.C. Case #2018-04, Darbie Gale and Ricky Montanez, landowners Levi Gale and Thomas Gale; C.U. Case #2018-09 "Wamsutter Communications Site" for Centerline Solutions on behalf of T-Mobile, landowner Bureau of Land Management; and C.U. Case #2018-10 "Gateway West Transmission Line Project" for PacifiCorp doing business as Rocky Mountain Power, various landowners. Commissioner Chapman seconded and the motion carried with all voting for the motion except Commissioner Espy who abstained due to conflict.

Commissioners

Commissioner Espy moved to approve Resolution 2018-28, Carbon County Commissioners Proclamation Republic of Texas Day as Wednesday, August 15, 2018. Commissioner Chapman seconded and Dr. Dinero, Museum Director further explained the proclamation stating that the Republic of Texas was adjacent to the county and briefly recognized as its own country. The motion carried unanimously.

Resolution 2018-28
CARBON COUNTY COMMISSIONERS PROCLAMATION

REPUBLIC OF TEXAS DAY
Wednesday, August 15, 2018
Carbon County, Wyoming

WHEREAS, Carbon County Government and its communities, including but not limited to the City of Rawlins, Town of Saratoga, Town of Riverside, and the Town of Encampment hereby wish to recognize and express honor; and

WHEREAS, the Republic of Texas, an Independent Nation, was established in 1836, following the defeat of the Mexican President General Antonio Lopez de Santa Anna by the Texian Army, led by General Sam Houston, with its Northern Boundary extending along the 106 meridian to the 42nd parallel, that is, present day Carbon County, Wyoming; and

WHEREAS, the Republic of Texas existed as a separate country for a period of roughly ten years; and

WHEREAS, the above mentioned entities recognize and honor the significance of the Republic of Texas in the history of Carbon County, Wyoming, and further extend recognition to the Daughters of the Republic of Texas for their ongoing dedication to perpetuate the memory and spirit of the men and women who achieved and maintained the independence of Texas.

WHEREAS, we, the Carbon County Commissioners, do hereby proclaim August 15, 2018 **as REPUBLIC OF TEXAS DAY**.

Dated this 7th day of August, 2018.

BOARD OF CARBON COUNTY COMMISSIONERS:
-s- Willing John Johnson, Chairman

ATTEST:

-s- Gwynn Bartlett, Carbon County Clerk

P. O. Box 6, Rawlins WY 82301

www.carbonwy.com/gwynnbartlett@carbonwy.com

Phone: (307) 328-2668 Fax: (307) 328-2669

Commissioner Jones moved to authorize the Chairman's signature on the Change Order with Straight Stripe Painting Inc. for the seal coat and pavement-marking project at the Dixon Airport amending an additional purchase of sand for \$1,633.31, bringing the original project total of \$123,763.44 to \$124,396.75. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Jones moved to authorize the Chairman's signature on the Certificate of Substantial Completion with Straight Stripe Painting Inc. for the seal coat and pavement-marking project at the Dixon Airport. Commissioner Espy seconded and the motion carried unanimously.

Commissioner Jones presented a Request for State Airport Aid to repair the runway at the Dixon Airport. Because of settlement, the runway has been subject to ponding and icing and State Airport Aid will fund settlement mitigation. This would be a 90/10 state/county grant with the county's portion being \$5,230.00.

Commissioner Jones moved to authorize the Chairman's signature on the Request for State Airport Aid in the amount of \$52,300.00 with the county's portion being \$5,230.00. Commissioner Davis seconded and the motion carried unanimously.

Road & Bridge

Bill Nation, Road & Bridge Superintendent discussed options for the disposal of the Ekola Bridge after no bids were received per the county's advertisement. Mr. Nation contacted two (2) Wyoming and three (3) Colorado steel and recycling companies. He received one reply of interest from Pacific Steel from Casper offering \$4,000 for the bridge including all expenses to haul the structure away.

Commissioner Davis moved to accept the Pacific Steel bid of \$4,000 plus applicable sales tax to be paid to the County Treasurer to take ownership of the Ekola Bridge. Commissioner Espy seconded and the motion carried unanimously.

Mr. Nation discussed the road use agreement between Ekola Flats and the county. He recommended approval noting it includes dust control and road modification to be paid for by the project company. The BOCC opted to review the document and consider it at its next meeting on August 28.

Mr. Nation reported that he requested WW Clyde, the contractor for work on County Road 401, blade the road per the BOCCs request at the last meeting. He also asked Sheriff Roybal to increase patrols in the area. Mag chloride has been completed in most areas. Mr. Nation is currently seeking applicants for operators in the Rawlins and Saratoga areas. Cattleguards were sold to WYDOT for use at the Ferris Crossing and the county has been reimbursed for those and the installation.

Mr. Nation discussed the Gateway West impact assistance funds and the BOCC scheduled a workshop on the topic for August 16 at 1 p.m. at the Courthouse.

Commissioner Davis asked Mr. Nation how he determines where mag chloride is applied. Mr. Nation stated high use roads and school bus routes take priority. In addition, if someone lives downwind from a road he may apply the chemical on a specific section. Commissioner Davis asked for additional public input to weigh more on Mr. Nations decisions on where it is applied. Commissioner Espy stated department heads should be able to determine where mag chloride is most needed; noting that if it is not applied, the road can deteriorate causing additional maintenance down the road.

EMERGENCY DETENTIONS

Glenn Biggs, Mental Health Examiner presented the Emergency Detention Plan for Memorial Hospital of Carbon County. He stated CMS, a Medicare and Medicaid unit recently audited the hospital and found deficiencies in the emergency detention rooms. MHCC and Carbon County Counseling has put together a plan to resolve the issue. If an individual is in the room more than 72 hours they must have counseling services, noting these are not provided by the Gatekeeper. Commissioner Chapman requested confirmation that the county will not incur the cost and Mr. Biggs confirmed. He noted he will address the matter in further detail at a future meeting.

FIRE

County Fire Warden John Rutherford discussed making the emergency management coordinator three-quarter time. He noted he presented a justification for this to the BOCC through e-mail. Chairman Johnson reported funds were budgeted for this. Clerk Bartlett reported she will need a revised job description before this can be effective. The BOCC approved the request to make the position three-quarter time at \$30,000.00 per year.

Mr. Rutherford reported a water tender was transferred to Baggs and the Chief is pleased with the unit and some 6x6 units will be positioned at Muddy Gap to allow for faster response time in that area.

MEMORIAL HOSPITAL OF CARBON COUNTY

Woody Hathaway Jr., interim Chief Financial Officer reported on June 2018 financials. Also present was Ralph Parker of MHCC. Mr. Hathaway reported \$2.81 million net loss in operations and adding the change of net worth due the payment of bonds there was an overall \$1.97 million

net income. Commissioner Jones stated the license was under temporary status after a review in June and Mr. Hathaway stated they are permanently licensed noting the temporary status does not hinder their operation in any way. Chairman Johnson asked if the BOCC could see the group purchasing fees that MHCC is due back noting he would like to know savings in addition to how much Quorum is receiving as part of these agreements and Mr. Hathaway agreed to produce that.

Clerk Bartlett reported the hospital requested the renewal of the Quorum Health Resources Contract be on the August 28 agenda in Saratoga.

TREASURER

Treasurer Bentsen reported the tax sale is next week and September 6 her office will accept payments of vehicle registration and property tax online.

BUILDINGS & GROUNDS

Jim Piche, Buildings & Grounds Manager reported fair preparation was completed prior to fair and he thanked Road & Bridge for drainage work they did at the property. Construction at the Carbon County Youth Crisis Center is proceeding well and ahead of schedule. The next major B&G Project will be the Hanna Senior Center roof in addition to a window and door replacement. The roof at the beer stand at the fairgrounds was also recently completed. The County Fire Station at Ryan Park held its open house for the new facility last week and it was a success. EKM&P, the county's long-term planning consultant and architect were here last week to review the facility and suggest solutions to specific areas in the building.

PUBLIC HEARING – ZC Case #2018-03 (Zone Change from RAM to C-2)

Chairman Johnson opened a public hearing at 11:15 a.m. to hear Planning & Zoning Z.C. Case # 2018-03 Robert & Janice Konrath. Sarah Hutchins, GIS Coordinator along with Sid Fox, County Planning Director presented a request for zone change for two parcels of land located at 1217 WY HWY 72 Elk Mountain, WY 82324 from (RAM) Zone District to Highway Commercial (C-2) Zone District. The Chairman called for public comments for or against the case. There being none Chairman Johnson closed the hearing at 11:17 a.m.

Commissioner Espy stated the case meets criteria for sage grouse mitigation.

Commissioner Chapman moved to approve Resolution No. 2018-29 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 # 2018-03 Richard & Janice Konrath for a zone change from (RAM) Zone District to Highway Commercial (C-2) Zone District located at 1217 WY HWY 72 Elk Mountain, WY 82324. Commissioner Espy seconded and the motion carried unanimously.

Resolution No. 2018 – 29

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 #2018-03

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 2, 2018, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at the Monday, July 2, 2018, 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 2, 2018, 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, August 7, 2018; and

WHEREAS, at said public hearing on August 7, 2018, 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 #2018-03: Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Highway Commercial (C-2). The purpose of this zone is to provide for highway oriented business development at appropriate locations in the County and to apply to areas where more complete commercial facilities are necessary for community convenience.

Petitioners: Robert and Janice Konrath (Applicants and Land Owners)

Rural Address: 1217 WY HWY 72

General Site Location: Approximately 0.25 miles north of the junction of I-80 and WY HWY 72 “Elk Mountain Interchange”; property is located immediately east of WY HWY 72

Legal Description - Warranty Deed, Book 828, Page 225: Parcel 1: A part of the NW1/4 of Section 12, Township 20 North, Range 81 West of the 6th P.M., described as follows: Beginning at a point in the Northeast intersection of U.S. Interstate Highway 80 with the Hanna-Elk Mountain Highway, which point is the Wyoming Highway Department right of way marker designating Corner No. 4, also known as Highway Right of Way Monument Station 33-85; Thence North 2 degrees 8 minutes West, along the East line of said Hanna-Elk Mountain right of way line, 275 feet to the TRUE POINT OF BEGINNING; Thence North 2 degrees 8 minutes West, along the right of way line, 250 feet; Thence North 87 degrees 52 minutes East, 350 feet; Thence South 2 degrees 8 minutes East, 250 feet; Thence South 87 degrees 52 minutes West, 350 feet to the point of beginning.

Legal Description - Warranty Deed Book 909, Page 854: Parcel 2: A tract of ground located in the SW1/4 SW1/4 of Section 1 and the NW1/4 of Section 12, all in Township 20 North, Range 81 West, of the Sixth Principal Meridian, more completely described as follows: Beginning at Corner No. 1 which bears North 61°27" East 337.50 feet from the southwest corner of said Section 1, and which is on the East side of the Hanna-Elk Mountain Highway right of way, thence North 87°53" East 350.00 feet to Corner No. 2, thence South 2°08" East 1408.45 feet to Corner No. 3 on the North side of Highway I-80 right of way, thence North 74°55" West 366.42 feet along the North side of Highway I-80 right of way to Corner No. 4, thence North 2°08" West 1300.00 feet along the East side of Highway I-80 and the Hanna-Elk Mountain Highway right of way to the point of beginning, said tract of ground containing 10.881 acres, more or less, with Corners 1, 2, and 3 being monumented with 5/8" rebar and aluminum carps, all in Carbon County, Wyoming.

Less a tract of land conveyed to Lincoln Land and Development Company described as follows: Beginning at a point in the Northeast intersections of U.S. Interstate Highway 80 with the Hanna-Elk Mountain Highway, which point is the Wyoming Highway Department right of way marker designating Corner No. 4, also known as Highway Right of Way Monumented Station 33+85; Thence North 2°08' West, along the East line of said Hanna-Elk Mountain right of way line, 525 feet; Then North 87°52' East, 350 feet; Thence South 2°08' East, to the Northerly right of way line of U.S. Interstate 80; Thence North 74°55' West, 366.42 feet 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 Ranching, Agriculture and Mining (RAM) to Highway Commercial (C-2) for parcel 1 and parcel 2.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th day of August, 2018.

**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

CLERK

Gwynn Bartlett, County Clerk reported that her office has sent just over 700 absentee ballots so far. This is an increase from only 395 at the 2014 Primary and 603 at the 2016 Primary. She explained her offices effort to increase turnout as Carbon County typically has about a 45% turnout for a non-presidential primary.

Clerk Bartlett presented board applications for the Baggs Solid Waste Disposal District, Upper Platte River Solid Waste Disposal District, noting no application were received, and the Library Board. She asked that motions to appoint be held until the Library Board applicant interviews were completed at 12:00.

Clerk Bartlett presented a Risk Management Claim for Settlement of Employee Theft by Diane Morris in the amount of \$8,039.88. The payment amount is the remaining balance of a \$19,139.88 loss, less recoveries received of \$1100 and less the \$10,000 deductible.

Commissioner Espy moved to authorize the Chairman's signature on the Assignment and Release settlement claim for Claim #819852600US regarding the Diane Morris theft noting the settlement amount of \$8,039.88. Commissioner Chapman seconded and the motion passed unanimously.

Clerk Bartlett requested approval of Party Status Letter for the Gateway Transmission Line Industry Siting Permit. The Party Status Letter ensures Carbon County as an interested party for impact assistance funds to be distributed for the construction phase of the Gateway Transmission Line.

Commissioner Jones moved to authorize the Chairman's signature on the Party Status Letter for the Gateway Transmission Line industrial siting permit application. Commissioner Chapman seconded and the motion carried unanimously.

Bartlett requested approval for the Request for State Airport Aid for the maintenance of AWOS at the Dixon Airport. The grant funds from State Airport Aid would be used to perform regular maintenance of the equipment required to assist in landing planes at the Dixon Airport.

Commissioner Jones moved to authorize the Chairman's signature on the Request for State Airport Aid for the maintenance of AWOS at the Dixon Airport. Commissioner Chapman seconded and the motion carried unanimously noting Commissioner Jones left the meeting during the motion at 11: 28 a.m.

Commissioner Jones returned at 11:30 a.m.

Commissioner Chapman moved to authorize the Chairman's signature on the Contract between the WY Department of Health, Public Health Division and Carbon County for Prevention Services in the amount of \$273,135.00. Commissioner Espy seconded and the motion carried unanimously.

BOARD APPOINTMENTS

Gwynn Bartlett, County Clerk presented board applications for Randy Davis and H.D. Criswell for reappointment to three-year terms ending August 2021 on the Baggs Solid Waste Disposal District. Clerk Bartlett noted that there were no applicants for the Upper Platte River Solid Waste Disposal District position expiring on August 31, 2018. The BOCC interviewed Sherril Bailey and Steven Dinero for the Library Board. Alex Bakken also applied but was unavailable for an interview today.

Commissioner Espy moved to reappoint Randy Davis and H.D. Criswell to the Baggs Solid Waste Disposal District for three-year terms expiring August 2021. Commissioner Chapman seconded and the motion passed with all voting for the motion except Commissioner Davis who abstained due to a personal conflict.

Clerk Bartlett presented new board applications for Alex Bakken, Sherril Bailey, and Steven Dinero for appointment to one unexpired three-year term ending June 2019 and one three-year term ending June 2021 on the Library Board. All three applicants were interviewed.

Commissioner Jones moved to appoint Alex Bakken to the Library Board for a three-year term expiring June 2021. Commissioner Espy seconded and the motion passed unanimously.

Commissioner Espy moved to appoint Steven Dinero to the Library Board for a three-year unexpired term expiring June 2019. Commissioner Chapman seconded and the motion passed unanimously.

PUBLIC HEARING – C.U.W. Case #2018-02 Little Medicine Bow Wind Energy Project

Chairman Johnson opened a public hearing at 1:30 p.m. to hear Planning & Zoning C.U.W. Case# 2018-02 Little Medicine Bow Wind Energy Project. The case is a request for a Conditional Use Permit for a Commercial Wind Energy Facility in the Ranching, Agriculture and Mining (RAM) Zone located approximately 15 miles north of the Town of Medicine Bow. Sid Fox, County Planning Director explained that the hearing was previously tabled to allow the applicant to revise its site plan, which it did, reducing the wind towers from 13 to 11 and also reduced the transmission line size.

Marianne Shanor of Hathaway and Kunz LLC and Juan Carlos Carpio-Delfino, CEO of Viridis Eolia LLC, owner of Little Medicine Bow Wind S LLC reported they performed “technical tweaking” with the turbine manufacturer and they reduced turbine height and rotor diameter to provide compliance with the required setback. On another section, they conserved part of the layout including two turbines, again with a different rotor diameter. Mr. Delfino reported this will now be a 40 megawatt project rather than the initial 44 megawatt project. The reduced rotor size will reduce the setback distance of 5.5 times the height. Mr. Delfino reported this will now be a \$45 million capital expenditure project rather than \$50 million reducing the estimated revenue from \$19.45 million to \$17.4 million.

Ms. Shanor suggested revised language for Conditions #2 and #4 from the Planning Commission and she presented that language. The proposed language would basically allow for the initial site plan, turbines and transmission line in the event the setback issue was nullified. Attorney Davis stated she would like the suggested language on paper for the BOCC, Sid Fox, and herself to review for consideration today.

Commissioner Jones asked if an eagle take permit would be sought and Mr. Delfino confirmed he would proceed with all regulations to ensure federal compliance. Commissioner Jones asked if there have been recent conversations with US Fish and Wildlife regarding the permit and he confirmed that conversations occurred a couple of months ago. He also noted the application for the BLM land has been in place since 2012. Mr. Delfino stated that investors have concerns due to the recent roadblock and last month they disbursed almost \$750,000 on the project in related payments for this project.

Mr. Fox reported ICF International has been retained as the independent contractor for the NEPA process.

Chairman Johnson opened the matter up for public comment starting with Daniel Zyvoloski, representing Q Creek Land & Livestock Company who presented in opposition to the project. Mr. Zyvoloski stated the undeniable fact is that the application submitted in March is not a standalone pilot project. This is a strategic development project and safe harbors the tax credits for the larger plan. The BLM NEPA application was submitted in August 2017 and there were eleven entities that he believes makes up the project. On the project outline, the Little Medicine Bow Wind S Project was included in that application as well. He believes tax credits are the largest implication of the proposed project noting IRS Notice 2017-04 states a facility that starts construction has four years to complete construction. Mr. Zyvoloski stated that LMB is designed to secure these tax credits at 100% if construction is started by 2020. This would be \$23 per megawatt hour compared to only \$20 in 2018. IRS Notice 2013-29 indicates there are two ways to safe harbor tax credits. One is significant work or by incurring 5% or more of the total cost to the facility.

IRS Notice 2013-29 defines a single project as “multiple facilities that are operated as part of a single project will be treated as a single facility”. Mr. Zyvoloski believes that the pilot project is a billion dollar tax credit placeholder for the larger master plan. Mr. Zyvoloski outlined the various criteria to make this a single project. They have the legal, financial and physical connections necessary to tie the pilot project and master plan together to meet the construction date and obtain the tax credits. According to Mr. Zyvoloski, the smallest construction size project could generate a 10-year total of tax credits of \$1.1 billion. While this is acceptable to the IRS, he believes they are trying to avoid the level of permitting required for a project this size while obtaining the IRS tax credit benefits. Mr. Zyvoloski cited in an April 2012 letter from Mr. Delfino to the Industrial Siting Council noting their strategy is to develop a project to qualify for the Production Tax Credits.

Mr. Zyvoloski stated the project should not be experimental or proof of concept as the wind industry is proven in Wyoming and Carbon County. He states the pilot project will allow the

master project to secure over \$1 billion in tax credits and sets a dangerous precedent by allowing the applicant to undermine County and State permitting processes put in place to evaluate projects of this size on rural communities.

Mr. Zyzoloski overviewed financial assurances and stated his concern for the lack of assurances on this project.

Finally, Mr. Zyzoloski stated he sees today's options are to deny the conditional use permit application noting the Planning & Zoning Commission had a unanimous recommendation to deny stating he believes this based on the lack of financial assurances, conflicting land use, the pilot project is a ruse to secure the tax credits, future revocation or suspension of the CUP and setting a dangerous permitting precedent. The second option would be to refer the matter to industrial siting which is allowed per W.S. 18-5-509.

Chairman Johnson called for additional public comment. Troy Maddox of Medicine Bow stated he is not against the project but he is against the taking of public ground for profit.

Kenda Colman, Medicine Bow Councilmember reported the town is in favor of the project. She stated that the BOCC offered the company the opportunity to return with a plan that fits the setback requirement and they did supply a plan that meets the requirement.

Cindy Wallace, Economic Development Corporation Director stated that EDC supports the project and they hope the CUP will be issued today. While she attended the wind power show there were two investors interested in this project and that all projects are going after tax credits.

Ms. Shanor stated the applicant has met requirements to be issued a CUP and she doesn't believe tax credit issues should be considered by the BOCC. The master plan will go through the industrial siting process and that is not part of today's decision. The industrial siting division has previously determined that the LMB project in question today is not a phase of the larger plan. LMB will also produce appropriate bonding for this project. Ms. Shanor stated referral must be made within 30 days to the industrial siting council from when the application is deemed complete. She also stated they have requested a variance from County Road 99 on the southern parcel for 3 turbines to comply with the less stringent state standards.

Mr. Delfino stated that the companies involved are private and should not be discussed publically and that they can conduct profitable business legally and according to all regulations. He added that Q Creek has misrepresented what the process is and that LMB has met the regulations to be issued a CUP and their internal group of investors is worried about this issue created by the setback.

Commissioner Espy asked what point they feel bonding for this project is appropriate and Mr. Delfino stated whenever the BOCC decides. Commissioner Espy stated he believes the BOCC should proceed cautiously and that is why they have leaned so heavily on the industrial siting process. In addition, by not proceeding with the siting process, impact assistance is not available to local entities to mitigate impacts.

Chairman Johnson asked Department of Environmental Quality Director, Brian Lovett if the thirty-day language to refer to ISC is accurate and he believed it was. Attorney Davis stated that the statute indicates that once the BOCC deems the application complete, they have 30 days to refer to ISC. Mr. Fox stated his department notified the applicant that it was accepted for further processing; however, the BOCC has not accepted officially. Mr. Lovett stated if the BOCC chose to refer the matter, he would visit with the Attorney General to determine if the statutory requirements were met. Commissioner Jones asked if the application began at ISC and Mr. Lovett stated it did not, but they were concerned about this truly being a stand along project.

There being no further comments, Chairman Johnson closed the hearing at 2:47 p.m. and recessed until 2:53 p.m.

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 2:53 p.m. with Gwynn Bartlett, Ashley Mayfield Davis and Sidney Fox to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 3:14 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

PLANNING & ZONING

Commissioner Espy moved to accept the revised application of Little Medicine Bow Wind Conditional Use Case File 2018-02 as complete. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy moved to refer the Little Medicine Bow Wind Conditional Use Case File 2018-02 to the Industrial Siting Council, as the Board of Carbon County Commissioners does not have socio-economic or economic expertise to consider it at this time. Commissioner Chapman seconded and Commissioner Espy stated the reasons for referral include the lack of a reclamation plan, lack of decommissioning plan, lack of bonding schedule, and remaining uncertainty of the eagle take permit and BLM right of way. The motion carried unanimously.

Chairman Johnson confirmed with Mr. Lovett that they will have 15 days and he agreed to respond within the period allowed by law.

Commissioner Espy moved to authorize the Chairman's signature on a letter to the WY Department of Environmental Quality regarding the referral of the Little Medicine Bow Wind project conditional use permit application and ask Attorney Davis to draft the letter. Commissioner Espy seconded and the motion carried unanimously.

DROUGHT RESOLUTION

Commissioner Davis moved to approve Resolution 2018-30 Declaring a State of Emergency and Invoking Emergency Powers Pursuant to the Carbon County Emergency Operations Plan. Commissioner Espy seconded and the motion carried unanimously.

RESOLUTION NO. 2018-30

DECLARING A STATE OF EMERGENCY AND INVOKING EMERGENCY POWERS PURSUANT TO THE CARBON COUNTY EMERGENCY OPERATIONS PLAN

WHEREAS, pursuant to Wyoming Statute §19-13-108, and the Carbon County Emergency Operations Plan the County Commission has the power to proclaim a local emergency; and

WHEREAS, the Carbon County Emergency Operations Plan authorizes the Commission to declare that a state of emergency exists and to invoke certain powers in aid of mitigating and managing such states of emergency; and

WHEREAS, drought is described as a protracted period of deficient precipitation resulting in extensive damage to vegetation, according to the Carbon County Multi-Hazard Mitigation Plan;

WHEREAS, severe drought in portions of Carbon County has created a substantial threat to the health, safety and welfare of the residents and property of Carbon County; and

WHEREAS, public health, safety and welfare are adversely affected by existing conditions.

THEREFORE, BE IT PROCLAIMED by the Commission Chairperson of Carbon County Wyoming:

1. A state of local emergency exists due to severe drought in Carbon County, and to the towns and cities located herein. The outlying agricultural areas are heavily impacted by these drought conditions as well.
2. The emergency operations of the County are hereby invoked and the County's personnel and resources are authorized to be employed as follows:
 - A. To protect the health, safety and welfare of those persons who are unable to care for themselves or their property, and who are in imminent threat of injury and damage as a result of this emergency; and
 - B. To protect the health, safety welfare of those individuals that may face imminent threat of injury or damage as a result of continued drought and potential danger in the area as a result of this emergency; and
3. For the duration of this Proclamation no restrictions shall apply.
4. This state of emergency shall continue for a period of 14 days, unless earlier terminated by the Commission Chairperson, this emergency state may not exceed 30 days without Commission approval.
5. The County is authorized to request the assistance of the Wyoming Office of Homeland Security, State of Wyoming; the Federal Emergency Management Agency; and any other governmental or private resources necessary to address these emergency conditions.

6. The emergency operations undertaken pursuant to this Proclamation are exercised pursuant to the police powers of the County and are not deemed to create any special duty or relationship with any individual resident or property owner.
7. Any person violating paragraph 3 of this Proclamation shall be guilty of a Class "C" misdemeanor.

PROCLAIMED by the Carbon County, Commission.

APPROVED AND ADOPTED THIS 7th DAY OF AUGUST, 2018.

**BOARD OF COUNTY COMMISSIONERS OF
CARBON COUNTY, WYOMING**
By: -s- Willing John Johnson, Chairman

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

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 3:24 p.m. with Gwynn Bartlett and Ashley Mayfield Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Patty and Cheryl left at 3:47 p.m.

Commissioner Espy moved to come out of executive session at 3:52 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

SPECIAL PROSECUTOR

Commissioner Espy moved to approve Resolutions 2018-31 and 2018-32, Resolutions of the Board of County Commissioners of Carbon County, Wyoming for a Special Prosecutor on both John Rutherford vs. State of Wyoming and Stephanie Schofield vs. State of Wyoming. Commissioner Chapman seconded and the motion carried unanimously.

Resolution 2018 -31

A Resolution of the Board of County Commissioners of Carbon County, Wyoming,

"RESOLUTION FOR SPECIAL PROSECUTOR"

WHEREAS, the Carbon County and Prosecuting Attorney has entered into an agreement with Daniel E. Erramouspe, Sweetwater County Attorney for the Third Judicial District of

Wyoming, or any of his deputy county attorneys, to assist in the case of John Rutherford vs. State of Wyoming, as charged in Carbon County Circuit Court Docket Number CV-2018-4150, in which the Carbon County and Prosecuting Attorney's Office has either a conflict of interest or which would have the appearance of impropriety if pursued by that office; and

WHEREAS, the Sweetwater County Attorney's Office for the Third Judicial District will provide these services free of charge to Carbon County; and

WHEREAS, Wyoming Statute § 18-3-302 authorizes such appointment with consent of the Board of County Commissioners and said action benefits Carbon County;

NOW, THEREFORE BE IT HEREBY RESOLVED that Board of County Commissioners of Carbon County, Wyoming consents to the appointment of Daniel Erramouspe or any of his deputy county attorneys to serve as special deputy county and prosecuting attorney(s) in the above referenced case.

DATED this 7th day of August, 2018.

(S E A L)

CARBON COUNTY, WYOMING

By: -s- Willing John Johnson
Title: Chairman, Board of County Commissioners

ATTESTED:

By: -s- Gwynn G. Bartlett
Title: County Clerk

Resolution 2018- 32

A Resolution of the Board of County Commissioners of Carbon County, Wyoming,

"RESOLUTION FOR SPECIAL PROSECUTOR"

WHEREAS, the Carbon County and Prosecuting Attorney has entered into an agreement with Daniel E. Erramouspe, Sweetwater County Attorney for the Third Judicial District of Wyoming, or any of his deputy county attorneys, to assist in the case of Stephanie Schofield vs. State of Wyoming, as charged in Carbon County Circuit Court Docket Number CV-2018-4151, in which the Carbon County and Prosecuting Attorney's Office has either a conflict of interest or which would have the appearance of impropriety if pursued by that office; and

WHEREAS, the Sweetwater County Attorney's Office for the Third Judicial District will provide these services free of charge to Carbon County; and

WHEREAS, Wyoming Statute § 18-3-302 authorizes such appointment with consent of the Board of County Commissioners and said action benefits Carbon County;

NOW, THEREFORE BE IT HEREBY RESOLVED that Board of County Commissioners of Carbon County, Wyoming consents to the appointment of Daniel Erramouspe or any of his

deputy county attorneys to serve as special deputy county and prosecuting attorney(s) in the above referenced case.

DATED this 7th day of August, 2018.

(S E A L)

CARBON COUNTY, WYOMING

By: -s- Willing John Johnson
Title: Chairman, Board of County Commissioners

ATTESTED:

By: -s- Gwynn G. Bartlett
Title: County Clerk

ADJOURNMENT

Commissioner Chapman moved to adjourn the meeting at 3:53 p.m. Commissioner Espy seconded and the motion carried unanimously.

A regular meeting of this Board will be held September 4, 2018 at 9:00 a.m. at the Carbon County Courthouse, 415 West 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.