

**OFFICIAL  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, October 16, 2018  
Sinclair Town Hall, Sinclair, WY**

The regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, October 16, 2018 at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman John Johnson; Commissioners John Espy, Bob Davis, Leo Chapman and Sue Jones.

Chairman Johnson called the meeting to order at 2:00 p.m.

**ADDITIONS/CORRECTIONS**

There were no changes to the agenda.

**VOUCHERS**

ACME ELECTRIC COMPANY, LLC	ELECTRICAL WORK	\$ 401.35
ALSCO, AMERICAN LINEN DIVISION	SUPPLIES	\$ 200.16
APG MEDIA OF THE ROCKIES	ADS	\$ 2,312.50
API SYSTEMS INTEGRATORS	FIRE MONITORING	\$ 3,102.00
AUTO DOCTOR	VEHICLE MAINTENANCE	\$ 950.49
AYALA, MEGAN	REIMBURSEMENT	\$ 80.84
BAGGS, TOWN OF	RENT/WATER SERVICES	\$ 408.14
BARKHURST, BYRON	MILEAGE	\$ 39.60
BENTSEN, PATTY	MILEAGE	\$ 181.66
BEST WESTERN COTTONTREE	MOTEL CHARGES	\$ 279.00
BI INC.	JAILELECTRONICMONITORING	\$ 1,820.00
BIGGS, GLENN	MILEAGE/MOTEL/REG FEE	\$ 545.41
BOB BARKER COMPANY, INC.	SUPPLIES	\$ 233.50
BUILD RITE LUMBER SUPPLY	SUPPLIES	\$ 125.40
CARBON COUNTY FAIR ASSOCIATION	RENTAL FEES	\$ 3,090.00
CARBON COUNTY PUBLIC HEALTH	TESTING/VACCINES	\$ 208.00
CARBONCOUNTYVETERINARY HOSP	EXAM	\$ 101.93
CARBON COUNTY WEED & PEST	SUPPLIES	\$ 33.81
CARBON POWER & LIGHT INC	ELECTRIC SERVICES	\$ 2,083.28
CARERIGHT TECHNOLOGIES, LLC	MONTHLY CHARGES	\$ 326.70
CASPER WINNELSON CO	MAINTENENCE SUPPLIES	\$ 543.62
CATHEDRAL HOME FOR CHILDREN	FUNDING	\$ 22,500.00
CBM FOOD SERVICE	JAIL MEALS	\$ 7,214.78

CHARTER COMMUNICATIONS	CABLE SERVICES	\$ 120.20
CML SECURITY	CAMERA SYSTEM	\$ 98,000.00
CNA SURETY	NOTARY BOND	\$ 50.00
COWBOY SUPPLY HOUSE	CUSTODIAN SUPPLIES	\$ 3,597.71
DAILY TIMES	NEWSPAPER	\$ 240.12
DALLIN MOTORS INC	SUPPLIES	\$ 7.98
DELEON, JOHN	LEGAL SERVICES	\$ 2,126.25
DEVINE LAW	LEGAL SERVICES	\$ 2,562.50
DIRTY BOYZ SANITATION, INC	TRASH SERVICES	\$ 660.00
DJ'S	GLASS SERVICES	\$ 224.10
DOT FHWA	SOUTH ROAD PROJECT	\$ 494,574.90
EKM&P, INC.	BUILDINGIMPROVEMENT PJT	\$ 42,964.20
ELK MOUNTAIN, TOWN OF	WATER SERVICES	\$ 58.00
EMERGENCY SAFETY SUPPLY, LLC	SUPPLIES	\$ 116.01
ENCAMPMENT, TOWN OF	WATER SERVICES	\$ 96.00
ENCARTELE	INMATE PHONE CARDS	\$ 4,000.00
ENTENMANN - ROVIN CO	SUPPLIES	\$ 344.50
FAIRFIELD INN & SUITES	MOTEL CHARGES	\$ 186.00
FOX, SID	REIMBURSEMENT	\$ 82.59
FRITZ WELDING & MACHINE, INC.	CCYCC PROJECT	\$ 47.50
GCR ELECTRONICS, LLC	MONTHLY SITE RENTAL	\$ 1,200.00
GLAXOSMITHKLINE PHARMA	VACCINES	\$ 518.75
GRAINGER	FIRE AND SMOKE SEAL	\$ 469.50
GRAPHIC BUSINESS SOLUTIONS, LLC	ENVELOPES/SHIPPING	\$ 330.00
GREATER WY BIG BROS/SISTERS	GRANT SERVICES	\$ 3,031.09
HANNA, TOWN OF	WATER SERVICES	\$ 241.70
HERMAN, BOBBIE	MILEAGE	\$ 27.00
HOSTLERS GENERAL STORE	FUEL	\$ 233.88
INTERMOUNTAIN LOCK & SECURITY	LOCKER LOCK PIN	\$ 170.16
INTNLACADEMICSOFEMGDISPATCH	QUIZZES	\$ 5.00
IRON J TOWING	TOW CHARGES	\$ 1,107.50
J H KASPAR OIL COMPANY	FUEL	\$ 16,465.45
JACK'S BODY & FENDER REPAIR	VEHICLE MAINTENANCE	\$ 146.70
KATY MED SOLUTIONS	ADHESIVE BANDAGES	\$ 54.70
KENCO SECURITY AND TECHNOLOGY	MONITORING ALARM/TEST	\$ 39.00
KERBS, CORSON	MILEAGE	\$ 27.00
KILBURN TIRE COMPANY	TIRES	\$ 417.78
KTGA/KBDY	TOWER RENT	\$ 150.00
L N CURTIS & SONS	FIRE SUPPLIES	\$ 1,772.00
LITTLE AMERICA-CHEYENNE	MOTEL CHARGES	\$ 279.00

M.D. PRODUCTS, INC.	FENDERS FOR CAT BLADES	\$ 1,180.82
MATTHEW BENDER & CO, INC.	WY COURT RULES	\$ 550.69
MCGRAW, JOAN	MILEAGE	\$ 24.00
MEDICINE BOW, TOWN OF	WATER SERVICES	\$ 197.50
MEMORIALHOSPITALOFCARBONCTY	EMERGENCY DETENTIONS	\$ 11,939.05
MERCEDES TRANSCRIPTION, INC	TRANSCRIPTION	\$ 103.62
MERCK SHARP & DOHME CORP.	VACCINES	\$ 2,934.07
MIKE'S LOCK & KEY	CUTTINGKEYS/KEY CODE	\$ 125.00
MOORE MEDICAL CORP.	MEDICAL SUPPLIES	\$ 420.00
MPM CORP / EVERGREEN DISPOSAL	TRASH SERVICES	\$ 130.00
MY OFFICE ETC.	SUPPLIES	\$ 61.47
NORCO, INC.	CYLINDER RENTAL	\$ 767.44
OFFICE ALLY	MONTHLY CHARGES	\$ 29.95
O'REILLY AUTO PARTS	PARTS	\$ 24.77
PERKINS OIL CO	FUEL	\$ 1,843.81
PERUE PRINTING	BUSINESS CARDS	\$ 89.95
PRICE DIGESTS	ALL ACCESS PACKAGE FEES	\$ 999.95
PUBLIC SAFETY CENTER, INC	GLOVES	\$ 194.80
QUILL CORPORATION	SUPPLIES	\$ 183.86
RACO INDUSTRIES	LABELS/RIBBON	\$ 496.83
RAWLINS AUTOMOTIVE	PARTS	\$ 647.00
RAWLINS EASTSIDE CARWASH	WASH CARD	\$ 126.00
RAWLINS, CITY OF	FACADEEASEMENT/FIRESVCS	\$ 52,631.11
READY, JUSTIN	MILEAGE	\$ 48.00
RIETVELD, TONI	REIMBURSEMENT	\$ 22.64
ROCK CREEK VFD	FUEL	\$ 404.57
ROCKY MOUNTAIN POWER	ELECTRIC SERVICES	\$ 5,789.83
SANOFI PASTEUR, INC.	VACCINES	\$ 1,994.72
SARATOGA AUTO PARTS, INC.	PARTS	\$ 750.82
SARATOGA, TOWN OF	WATER SERVICES	\$ 150.96
SCHILLING & WINN PC	LEGAL SERVICES	\$ 1,439.54
SECRETARY OF STATE	NOTARY CERTIFICATE	\$ 30.00
SECURITY TRANSPORT SERVICES, INC.	INMATE TRANSPORT	\$ 2,083.05
SHEPARDCONSTRUCTION SOLUTIONS	CCYCC ADDITION	\$ 41,186.00
SHIVELY HARDWARE	SUPPLIES	\$ 490.35
SLOWAND STEADY LAW OFFICE, PLLC	LEGAL SERVICES	\$ 1,300.50
SOCIETYFORHUMANRESOURCEMGMT	PROFESSIONAL MEMBERSHIP	\$ 189.00
STOLNS, DUANE	REIMBURSEMENT	\$ 6.99
SUNRISE SANITATION SERVICE, LLC.	TRASH SERVICES	\$ 65.00
SWANSON SERVICES CORPORATION	COMMISSARY SUPPLIES	\$ 1,232.65
SWEETWATER COUNTY SHERIFF	INMATE HOUSING	\$ 2,925.00

TRADING POST	FUEL	\$ 575.59
TREVATHAN, SABRINA RMR	TRANSCRIPTION	\$ 286.20
TRUE VALUE OF RAWLINS	SUPPLIES	\$ 233.10
TRUENORTH STEEL	CATTLE GUARD BLOCKS	\$ 2,556.00
TUMBLEWEED DISTRIBUTUTING	RADIANT TUBE HEATER	\$ 4,450.00
TYLER TECHNOLOGIES, INC	ITAX/IREG	\$ 35.00
US BANK	VARIOUS CHARGES	\$ 8,060.07
WEBB, JULIE	MILEAGE	\$ 77.00
WEBSTER, MATTHEW S	MILEAGE	\$ 46.50
WEX BANK	FUEL	\$ 127.35
WLC ENGINEERING	CCYCC ADDITION	\$ 4,553.50
WOODWARD & ASSOCIATES, INC.	CCYCC PROJECT	\$ 2,062.00
WY BEHAVIORAL INSTITUTE	EMERGENCY DETENTIONS	\$ 1,340.00
WY DEPT OF TRANSPORTATION	SAVERY CREEK BRIDGE	\$ 339.70
WY MACHINERY COMPANY	PARTS	\$ 3,968.35
WY PUBLIC HEALTH LABORATORY	LAB SERVICES	\$ 1,359.00
WY RENTS, LLC	EQUIPMENT RENTAL	\$ 303.50
YAMPA VALLEY ELECTRIC	ELECTRIC SERVICES	\$ 921.60
GRAND TOTAL		\$ 890,632.71

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

Commissioner Chapman moved to approve insurance premiums and claims in the amount of \$247,543.89 and payroll and benefit costs totaling \$811,697.26 and other expenditures in the amount of \$890,567.71 for a grand total today of \$1,949,873.86. Commissioner Espy seconded and the motion carried unanimously.

### **CONSENT AGENDA**

Commissioner Espy moved to approve the consent agenda noting any item could be removed for further discussion. The consent agenda includes the October 2, 2018 regular meeting minutes; September 2018 monthly receipts for the Carbon County Clerk of District Court in the amount of \$2,306.14; and September 2018 monthly receipts for the Carbon County Clerk in the amount of \$23,737.50. Commissioner Davis seconded and the motion carried unanimously.

### **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 2:21 p.m. with Gwynn Bartlett, Ashley Mayfield Davis, Archie Roybal and Matt Webster to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Matt and Archie left the session at 2:21 p.m.

Commissioner Espy moved to come out of executive session at 2:35 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

### **County Attorney**

Commissioner Espy moved to authorize the Chairman's signature on the Surface Owner Consent for Right of Entry for the Carbon County Public Library located at 300 N 3<sup>rd</sup>, Hanna, WY 82327. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Chapman moved to authorize the Chairman's signature on the US Department of Agriculture Forest Service Special Use Permit for the Blackhall Mountain Radio Repeater. Commissioner Espy seconded and the motion carried unanimously.

### **Clerk**

Commissioner Jones moved to authorize the Chairman's signature on the Carbon County Youth Crisis Center Notice of Substantial Completion including Schedules I, II, III and IV for Shepard Construction Solutions LLC; Western States Fire Protection Co; STC Construction Company and Long Building Technologies. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Espy moved to approve change order 1 for the Carbon County Youth Crisis Center addition for Shepard Construction in the amount of \$2,000.00 net to remove fabric below footers and to build a temporary fire rated wall. Commissioner Jones seconded and the motion carried unanimously.

Commissioner Espy moved to authorize the Chairman's signature on Grant Agreements Between the Wyoming Office of Homeland Security and Carbon County for Project ID 18-SHSP-CAR-CC-HCP18 in the amount of \$28,000.00 for Courthouse security updates; Project ID 18-SHSP-CAR-FD-HEM18 in the amount of \$9,500.00 for WyoLink compatible radios; Project ID 18-SHSP-CAR-SC-HRP18 in the amount of \$12,000.00 for the City of Rawlins' Code Red subscription; and Project ID 18-SHSP-CAR-FD-HRP18 in the amount of \$57,600.00 for self-contained breathing apparatus air packs and bottles. Commissioner Davis seconded and the motion carried unanimously.

Commissioner Chapman moved to authorize the Chairman's signature on the Wyoming BlueCross BlueShield ASO Group Reopening Request. Commissioner Espy seconded and the motion carried unanimously.

### **Commissioners**

Commissioner Espy moved to approve the final recommendations of the Carbon County WY Public Lands Advisory Committee as follows: Prospect Mountain Wilderness Area, most will

become wilderness along with a special management area on the forest service side on the west with special management descriptions; Encampment River WSA to designate this as the Encampment River Canyons Wilderness with special grazing language, reducing the size of the WSA by over 3 acres to allow diversion from Minor Creek for the Odd Fellows water right; Bennett Mountain WSA would become the Bennett Mountain Special Management Area to permit motorized vehicles only on designated roads, continue grazing in accordance with federal laws, prohibit timber harvest and oil and gas development and entry under the 1872 mining law and maintain fire management; Ferris Mountain will have no recommendation as there was not a consensus so it will remain a WSA. Commissioner Jones seconded and Dr. Throgmorton explained WSA's are land in limbo and he is pleased with the progress of the board to make these recommendations. The motion carried unanimously.

## **EXECUTIVE SESSION**

Commissioner Jones moved to go into executive session at 3:13 p.m. with Gwynn Bartlett, Ashley Mayfield Davis and Sid Fox to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried with all voting for the motion except Commissioner Davis who abstained due to conflict. Commissioner Davis did not attend the session.

Commissioner Espy moved to come out of executive session at 3:23 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried with all voting for the motion except Commissioner Davis who abstained due to conflict.

Commissioner Espy moved to approve Carbon County Planning and Zoning Commission C.U. Case File #2018-13 Purple Sage 1 – Baggs Communications Site request permit a telecommunications tower and related facilities in the Ranching, Agriculture and Mining (RAM) Zone District approximately 1.64 miles south of Baggs and approximately 1.11 miles east of WY HWY 789 on a tract of leased land (10,000 sq.ft. or 0.23 acres) located in a portion of the SW1/4, Section 15, T12N, R91W with the recommended conditions from staff, and to authorize the chairman's signature on the resolution which will include the findings to be identified by Attorney Davis. Commissioner Chapman seconded and Attorney Davis identified the findings of fact as follows: (1) The Conditional Use is generally consistent with the goals, strategies and actions of the comprehensive land use plan, including the future land use map; (2) The proposed use does serve a public need; (3) The proposed use is appropriate for the proposed location and will not be detrimental to the surrounding area or to established uses; (4) The proposed conditional use is adequately served by existing facilities and services; (5) That any resulting commercial and truck traffic shall not use a residential street nor create a hazard to a developed residential area; (6) That the record owner has taken adequate steps to minimize and control potential environmental problems that might result from the proposed use. The motion carried with all voting for the motion except Commissioner Davis who abstained due to conflict.

## **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 4:07 p.m. with Gwynn Bartlett, Ashley Davis and Sid Fox to discuss legal matters and other matters considered confidential by law. Commissioner Chapman seconded and the motion carried unanimously.

Commissioner Chapman moved to come out of executive session at 4:44 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Davis seconded and the motion carried unanimously.

## **Public Hearing – C.U. Case File #2018-12 – 39 CR 550 – Saratoga Communications Site**

Commissioner Jones moved denial of C.U. Case # 2018-12 39 CR 550 – Saratoga Communications Site request for a telecommunications tower up to 310 feet tall and related facilities in the Ranching, Agriculture and Mining (RAM) Zone District approximately 3 miles north of Saratoga off Carbon County Road #550 (Buck Creek Road/205 Connector) on a tract of leased land (10,000 sq.ft. or 0.23 acres) located in a portion of the W1/2 NE1/4 NW1/4 and the W1/2 E1/2 NE1/4 NW1/4, Section 31, T18N, R83W on the grounds that it is detrimental to the current land use area and that the public need is currently being met with existing towers and services in the area, some of which could have been investigated and used by this carrier, T-Mobile. Commissioner Davis seconded. The motion carried with Commissioners Jones, Chapman, Davis and Johnson voting for the motion and Commissioner Espy voting against.

## **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 5:28 p.m. with Gwynn Bartlett, Ashley Mayfield Davis and Sid 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 5:34 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Davis seconded and the motion carried unanimously.

## **C.U. Case File #2018-11 – Blacktail Mountain IV – Encampment Communications Site**

Commissioner Jones moved to deny C.U. Case # 2018-11 Blacktail Mountain IV – Encampment Communications Site request for a telecommunications tower up to 310 feet tall and related facilities in the Ranching, Agriculture and Mining (RAM) Zone District bordering the Town of Encampment on the southeast off Emerson Boulevard on a tract of leased land (10,000 sq.ft. or 0.23 acres) located in a portion of the NE1/4 NE1/4, Section 12, T14N, R84W based on the fact that this is not appropriate for the location and detrimental to the location based on the record submitted. Commissioner Espy seconded and the motion carried unanimously.

## **Commissioners**

Commissioner Jones moved to authorize the Chairman's signature on the Wyoming Department of Transportation Aeronautics Division Certificate of State Grant-In-Aid for 100 percent of AWOS maintenance costs at the Dixon Airport up to an amount of \$5,769.00. Commissioner Davis seconded and the motion carried unanimously.

Commissioner Espy moved to authorize the Chairman's signature on the Memorandum of Understanding Between the Carbon County Commissioners and the United States Department of the Interior Bureau of Land Management by and Through the Wyoming BLM State Director Regarding Process to Potentially Amend Bureau of Land Management, Wyoming's Land Use Plans for Greater Sage-Grouse Conservation and Management. Commissioner Chapman seconded and he clarified that the Chairman would sign, not the clerk as the agreement calls for. The motion carried unanimously.

### **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 5:51 p.m. with Gwynn Bartlett and Ashley Mayfield Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Davis seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 6:08 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Chapman seconded and the motion carried unanimously.

### **PURCHASE OFFER**

Commissioner Espy moved to authorize the Chairman to sign a purchase offer and any associated closing documents contingent upon attorney review. Commissioner Chapman seconded and the motion carried unanimously.

### **ADJOURNMENT**

Commissioner Espy moved to adjourn the meeting at 6:13 p.m. Commissioner Chapman seconded and the motion carried unanimously.

A regular meeting of this Board will be held November 20, 2018 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](http://www.carbonwy.com) or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.

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Gwynn G. Bartlett, Carbon County Clerk

Approved this 13th day of November 2018.

BOARD OF COUNTY COMMISSIONERS  
CARBON COUNTY, WYOMING

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Willing John Johnson, Chairman