

**OFFICIAL MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, December 3, 2019
Carbon County Courthouse, Rawlins, WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, December 3, 2019 at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman, John Johnson, Vice Chairman, Sue Jones, John Espy, Travis Moore, and Byron Barkhurst.

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

ADDITIONS / CORRECTIONS

There were no additions or corrections to the agenda.

VOUCHERS

Commissioner Espy moved to approve the report of expenditures in the amount of \$371,444.93. Commissioner Moore seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
307 PROFESSIONAL CLEAN LLC	CUSTODIAL SERVICES	\$10,485.00
ACME ELECTRIC COMPANY, LLC	MISC ELECTRICIAN SERVICES	\$5,510.75
ANTON COLLINS MITCHELL LLP	AUDIT SERVICES	\$20,000.00
APEX COMMUNICATIONS	EQUIP. INSTALL ON SHERIFF TRUCK	\$3,747.14
BAGGS, TOWN OF	WATER SERVICES	\$192.95
BANK OF MONTREAL - MASTERCARD	AED BATTERIES AND PADS	\$26,265.34
BIG HORN ROOFING, INC	JAIL ROOF REPLACEMENT	\$41,130.00
BLACK HILLS ENERGY	HEATING SERVICES	\$11,870.19
BOMGAARS SUPPLY	MISC PARTS	\$36.87
BOWLUS, JACQUELINE	JURY TRIAL LUNCH REIMBUR.	\$41.65
BUILD RITE LUMBER COMPANIES	MISC SUPPLIES	\$1,401.10
BULBS.COM	LIGHT BULBS	\$366.68
CAMPBELL, D. JASON	MILEAGE	\$27.00
CARBON COUNTY LAW LIBRARY	DAVIS 2019 DUES	\$200.00
CASPER STAR-TRIBUNE	RUNWAY REPAIR BID REQUESTS	\$692.00
CASPER WINNELSON CO	MISC PARTS	\$415.66
CLERK OF DIST COURT (JURORS)	DISTRICT COURT JURORS	\$4,974.00
CMI-TECO	DIESEL EXHAUST FLUID	\$61.02
CNA SURETY	BLACK NOTARY BOND	\$50.00
COLORADO STATE UNIVERSITY	LAB SERVICES	\$200.00
COLSON ROBERTS, ASHLEA A	FUEL REIMBURSEMENT	\$30.00
COUCH II, WAYNE M.D	COUNTY HEALTH OFFICER	\$1,600.00

COWBOY CHEMICAL	DISH SOAP/CLEANER	\$508.30
CULLIGAN WATER CONDITIONING	WATER SOFTENER SALT	\$285.00
DALLIN MOTORS INC	OIL CHANGE	\$34.43
DIRTY BOYZ SANITATION, INC	TRASH SERVICES	\$1,496.00
DIXON, TOWN OF	WATER SERVICES	\$308.00
DOI/BLM - ROCK SPRINGS	CARBON CEMETERY LEASE	\$250.00
ELEVATED TRAINING SOLUTIONS	RANDOM DRUG TEST	\$30.00
ELK MOUNTAIN, TOWN OF	PROPANE SERVICES	\$80.18
ENCARTELE	PREPAID INMATE PHONE CARDS	\$4,000.00
E-Z LIFT GARAGE DOORS	REPAIR SALLY PORT DOOR	\$1,998.00
FURTHER	HRA REIMBURSEMENT	\$1,794.66
GALLS/QUARTERMASTER	NAMEPLATES	\$26.00
GRAINGER	MISC PARTS	\$458.55
GRAPHIC BUSINESS SOLUTIONS, LLC	WINDOW ENVELOPES	\$363.50
HANNA, TOWN OF	WATER SERVICES	\$222.51
HEMMERT, RUSSELL	FOOD REIMBURSEMENT	\$250.59
HERMAN, BOBBIE	MILEAGE	\$27.00
HERNANDEZ, BRENDA	INTERPRETER SERVICES	\$25.00
HIGH DESERT WELDING & MACHINE	METAL/CUTS	\$71.04
HIGH PLAINS POWER	ELECTRIC SERVICES	\$23.02
HUCKE, HENRY	DOT PHYSICAL REIMBURSEMENT	\$103.00
INTERSTATE ALL BATTERY CENTER	TRANSMITTER BATTERY BACKUP	\$1,010.80
JOHNSTON, RANAE	MILEAGE	\$75.50
KAISLER, TODD	MILEAGE	\$54.00
KARI, DALE	MILEAGE	\$28.80
KINETIC LEASING	FIRE TRUCK LEASE PAYMENT	\$25,038.00
LOADER, JEAN	MILEAGE	\$175.50
MCKESSON MEDICAL-SURGICAL	MEDICAL SUPPLIES	\$162.87
MERCEDES TRANSCRIPTION, INC	TRANSCRIPTION SERVICES	\$108.35
MEYER, ROBERT K	FUEL REIMBURSEMENT	\$25.75
MIDWEST CONNECT	CARBON BLDG POSTAGE LABELS	\$85.00
MILLER, CORINNE	MEAL REIMBURSEMENT	\$170.20
MOSS, BARBARA	MILEAGE	\$54.60
MY OFFICE ETC.	OFFICE SUPPLIES	\$137.84
NEWBROUGH, MIKE	FUEL REIMBURSEMENT	\$24.50
NUMON, JERRY	FUEL REIMBURSEMENT	\$210.10
O'REILLY AUTO PARTS	MISC PARTS	\$71.24
PARKER, ELIZABETH	PLANNER/MILEAGE	\$20.82
PLAINSMAN PRINTING & SUPPLY	LABELS/CASE BINDERS	\$723.22
PUBLIC SAFETY CENTER, INC	TACTICAL JACKETS	\$276.00
QUILL CORPORATION	PAPER	\$169.90
RAWLINS AUTOMOTIVE	IDLER PULLEY	\$699.43
READY, JUSTIN	MILEAGE	\$48.00

ROSTAD LAW, LLC	LEGAL SERVICES	\$2,630.56
SARATOGA HOT SPRINGS RESORT	MEALS	\$64.00
SCHAEFFER MFG CO	OIL	\$1,120.35
SHEPARD, SHANDRA NP	REPRODUCTIVE HEALTH NURSE	\$150.00
SHIVELY HARDWARE	SNOWCAT TIRE REPAIR	\$78.13
SLOW AND STEADY LAW OFFICE	LEGAL SERVICES	\$15,750.00
STAGE STOP GENERAL STORE	MEALS	\$92.03
STAPLES ADVANTAGE	MISC OFFICE SUPPLIES	\$216.93
STINKER STORES, INC.	FUEL	\$5,773.35
SUMMIT FOOD SERVICE	JAIL MEALS	\$7,434.58
SWANSON SERVICES CORPORATION	COMMISSARY SUPPLIES	\$945.93
T.W. ENTERPRISES, INC.	GENERATOR SUPPLIES	\$3,545.85
TERMINIX	PEST CONTROL	\$175.00
TERRACON	CARBON BLDG SHEAR WALL STUDY	\$4,500.00
THOMSON REUTERS-WEST PAYMENT	WEST INFORMATION CHARGES	\$786.44
THOS. Y. PICKETT & CO., INC.	VALUATION CONTRACT INSTALLMENT	\$6,000.00
TIGER MART	FUEL	\$527.95
T-O ENGINEERS	PROJECT 190035 SRVS JULY 2019	\$74,394.85
TRADING POST	FUEL	\$360.90
TREVATHAN, SABRINA RMR	TRANSCRIPTION SERVICES	\$610.40
TRUE VALUE OF RAWLINS	MISC PARTS	\$514.71
VALLEY OIL COMPANY	FUEL	\$1,113.73
VOLUNTEER FIREMEN PENSION FUND	NOV VOLUNTEER FIRE PENSION	\$480.00
WLC ENGINEERING	CONTRACT ADMINISTRATION	\$153.00
WY DEPT OF TRANSPORTATION	SAVERY BRIDGE REPLACEMENT	\$4,040.61
WY MACHINERY COMPANY	MISC PARTS/LEASE PMT	\$68,939.08
YOCUM, LEO	MILEAGE	\$24.00

CONSENT AGENDA

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. The consent agenda includes the November 19, 2019 regular meeting minutes, a bond for Jim D. Copeland, Superintendent for Carbon County School District #2 in the amount of \$50,000.00 and Notice of Valuation Changes in the amount of (\$3,235,202.00). Commissioner Barkhurst seconded and the motion carried unanimously.

ELECTED OFFICIALS & DEPARTMENT HEADS

Planning and Zoning

Commissioner Espy moved to accept the Certification of Recommended Action for Case File 2019-07 for Brush Creek Ranch, an Amendment to an existing Conditional Use Permit for expansion of the guest ranch and resort along with associated recreational uses and support

facilities that will be operated in context and in conjunction with the historic ranching operations. This amendment is intended to obtain authorization for new and future building improvements throughout the Brush Creek Ranch properties; including The Farms at Brush Creek Ranch, The American Wagyu Beef/Brush Creek Agricultural Center Buildings, Employee Housing and the Rendezvous Camp. The overall property contains approximately 13,150 acres, including a 3,434 acre conservation easement. The motion schedules a public hearing for January 7, 2020 at 11:15 a.m. Commissioner Moore seconded and the motion carried unanimously.

Clerk

Commissioner Jones moved to approve Resolution No. 2019-37, A Resolution Providing Official Intent to Reimburse Certain Capital Expenditures from Bonds, Notes or Other Financing Obligation. Commissioner Espy seconded and the motion carried unanimously.

Attorney

Commissioner Jones moved to approve the Notice of Sale of Real Property Located in Elmo, WY and Agreement for Sale of Real Estate. Commissioner Barkhurst seconded and the motion carried unanimously.

Commissioner Jones moved to authorize the Chairman's signature on the Quitclaim Deed to the City of Rawlins for the land located within the NE1/4 of Section 16, Township 21, North Range 87 West, 6th P.M., City of Rawlins, Carbon County, Wyoming. Commissioner Espy seconded and Commissioner Moore stated his concern that the City of Rawlins has not updated the county. He asked to be kept up to date about the project as the city proceeds. Attorney Davis stated the deed could be delayed until the city provides an update. The motion was tabled until December 17 and he requested the City of Rawlins come with an update at that time.

Executive Session

Commissioner Espy moved to go into executive session at 11:04 a.m. with Attorney Davis, Patty Bentsen and Clerk Bartlett to discuss matters of personnel, potential litigation and other matters considered confidential by law. Commissioner Moore seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 11:40 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Barkhurst seconded and the motion carried unanimously.

Attorney

Commissioner Jones moved to opt into a negotiated class in the existing opiate litigation. Commissioner Espy seconded and the motion carried unanimously.

Commissioners

Commissioner Barkhurst moved to authorize the Chairman's signature on the Amendment 2 to the Professional Services Agreement for EKM&P for their fees using a total construction budget of \$18 million. Commissioner Espy seconded and the motion carried unanimously.

PUBLIC HEARINGS

C.U.W. Case #2019-02-Two Rivers Wind Energy Project and C.U.W. Case #2019-03-Lucky Star Wind Energy Project

Chairman Johnson opened a public hearing at 1:32 p.m. to hear Planning & Zoning C.U.W. Cases #2019-02-Two Rivers Wind Energy Project, Request for a Conditional Use Permit for a Commercial Wind Energy Facility in the Ranching, Agriculture and Mining (RAM) Zone and Planning & C.U.W. Case #2019-03-Lucky Star Wind Energy Project, request for a Conditional Use Permit for a Commercial Wind Energy Facility in a Ranching, Agriculture and Mining (RAM) Zone. Sid Fox, County Planning Director presented the case files.

Chairman Johnson called for additional comments for or against the case. There being none he closed the public hearing at 1:42 p.m.

Commissioner Jones moved to deny C.U.W. Case #2019-02-Two Rivers Wind Energy Project request for Conditional Use Permit for a Commercial Wind Energy Facility in a Ranching, Agriculture and Mining (RAM) Zone located in Northeast Carbon County; north of US Highway 30 and the Town of Medicine Bow and C.U.W. Case #2019-03-Lucky Star Wind Energy Project request for a Conditional Use Permit for a Commercial Wind Energy Facility in a Ranching, Agriculture and Mining (RAM) Zone located South of Highway 30 and the Town of Medicine Bow in Carbon County. The Application Area is located on approximately 79,818 total acres (with 15,802 acres located in Carbon County) and the remainder in Albany County. Commissioner Espy seconded and Chairman Johnson stated he does not feel he is saying not the project but rather the process. He feels policy has been set to give direction to the process. Commissioner Moore asked if the process is sped up if the applicant reapplies and Mr. Fox replied that the public notices would have to be redone if the applicant reapplied. He clarified that the industrial siting permit is good for three years and a condition of that permit is that the county issues the permit within that timeframe. Mr. Fox estimated 3-4 months from a reapplication to approval/denial. Mr. McDonald stated they would likely only feel comfortable reapplying once the BLM permit has been issued. He asked if the project could be permitted with a condition of a BLM permit being issued. The motion passed unanimously.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 2:04 p.m. Commissioner Moore seconded and the motion carried unanimously.

A regular meeting of this Board will be held Tuesday, January 7, 2020 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 or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.

-s- Gwynn G. Bartlett, Carbon County Clerk

Approved this 17th day of December, 2019.

BOARD OF COUNTY COMMISSIONERS
CARBON COUNTY, WYOMING

-s- Willing John Johnson, Chairman