

**REPORT TO THE
MINUTES OF THE BOARD OF
CARBON COUNTY COMMISSIONERS
REGULAR MEETING
Tuesday, June 15, 2021
Carbon County Courthouse, Rawlins, WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, June 15, 2021 at 9:00 a.m. at the Carbon County Courthouse in 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

The Chairman reported the BOCC will discuss a letter received from Dale Kari resigning from the Carbon County Senior Services Board and a letter to the City of Rawlins about a special use permit. There were no other additions or corrections to the agenda.

VOUCHERS

Commissioner Barkhurst moved to approve payment to Sunrise Sanitation for \$68.00. Commissioner Espy seconded and the motion carried with all voting for the motion except Commissioner Jones who abstained due to personal conflicts.

Commissioner Barkhurst moved to approve June 2020 payroll and benefit expenses of \$906,013.96 and insurance claim and premium expenses of \$297,788.58 along with the main amount of bills of \$2,022,916.85 for an aggregate total today of \$3,226,787.39. Commissioner Espy seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
Absolute Solutions	Moving Microwave Radio in Carbon Bldg.	\$3,429.84
Acme Electric Co., LLC	Electrician Services	\$2,602.29
Advanced Heating, Inc.	Replaced Vav Units Murray Street & A/C Unit at Jail	\$20,211.00
Advanced Network Mgmt.	IT Wide Area Network Supplies/Prof. Service Fee	\$59,910.80
Alesco, American Linen Div.	Shop Towels/Laundry Bags	\$56.90
Apex Communications	Install New Radio Equip. & Radio Contract Services	\$10,186.59
Apg Media Of the Rockies	Memorial Day Closure Ad	\$38.00
Arca Search	Compass Research System Annual Fee	\$1,090.00
AvFuel Corporation	Dixon Airport Aviation Fuel	\$13,731.55
Axis Forensic Toxicology	Lab Fees	\$420.00
Baggs, Town Of	Baggs Library Water Services	\$299.12
Balestrieri, Michelle	Postage Reimbursement	\$116.00
Bank of Commerce	Re-Order Checks	\$148.11

Bank of Montreal	Various Charges	\$20,908.89
Bi Inc.	Electronic Monitoring Services	\$1,917.50
Big Bale Company	Encampment Backhoe Tires	\$1,393.62
Blakeman Propane	Heating Fuel	\$217.35
Blue360 Media, LLC	Wy Criminal & Traffic Law Books	\$1,243.13
Bob Barker Company, Inc.	Inmate Clothing	\$113.80
Bomgaars Supply	Discharge Hose	\$102.99
Bridger Fabrication	Scale Box/Grader Roller/Repair Beaver Creek Bridge	\$16,387.78
Buchanan, Karen	Mileage Reimbursement	\$70.50
Candy Mountain	Water	\$55.50
Carbon Copy	Metal Signs	\$7,280.00
Carbon County Fair Assoc.	Arena Sound System	\$7,000.00
Carbon County Vet. Hosp.	K9 Zeus Vet Appointment	\$117.50
Carbon Power & Light Inc	Electric Services	\$2,228.88
CareRight Tech., LLC	Monthly Bed Fee	\$99.00
Casper Winnelson Co	Misc. Supplies	\$294.02
Cathedral Home for Children	Funding for Div. Program, Youth Crisis Ctr & Juv. Src	\$22,500.00
CDW Government, Inc.	Tripp Ups	\$705.02
Charter Communications	Jail Tv Subscription	\$119.68
Chavez, Sarah	Meal Reimbursement	\$146.18
Convergeone, Inc.	IT Software	\$4,320.00
Cowboy Chemical	Laundry and Dish Soap	\$462.35
Daily Times	Newspaper Subscription	\$86.40
Denver Sheriff Department	Subpoenas Service Fee	\$28.50
Dirty Boyz Sanitation, Inc	Trash Services	\$1,652.00
Dominion Energy	Gas Service	\$298.56
Dude Solutions	Maintenance Software	\$4,001.35
DustBusters, Inc.	Dust Gard (Product, Freight, Application)	\$150,000.00
Elk Mountain Conoco	Fuel	\$520.43
Elk Mountain, Town Of	Water Services	\$167.00
Encartele	Jail Data	\$750.00
Engineering Associates	Road Rehab on Cr504 Resurfacing & Seminoe Dam	\$4,893.64
Engstrom, James D. DDS	Inmate Dental Services	\$2,500.00
Entenmann - Rovin Co	Attorney Badge	\$187.00
E-Z Lift Garage Doors	Hanna Fire Garage Door Services`	\$1,260.00
Fatbeam LLC	Fiber Service/Internet Service/ Fiber Move	\$8,384.88
FCI Constructors of Wy	Carbon Bldg. Project	\$1,140,579.45
Forster Landscape & Const.	Sprinkler Set Up	\$80.00
Foxit Software Incorporated	IT PDF Software	\$8,589.00
Futurity It, Inc	Orion Software License	\$1,500.00
Galls/Quartermaster	Sheriff Uniforms	\$322.04

Gay, Jason	Mileage Reimbursement	\$160.00
Gilbert, Gary	Fuel Reimbursement	\$76.77
Grainger	Stainless Steel Steam Table Pan/Stainless Steel Flipper	\$123.30
Greater Wy Big Bros/Sisters	County Prevention Services May 2021	\$5,568.68
Hagan, Walter	Bailiff for Circuit Court	\$150.00
Hahn Construction	Baggs Senior Center Countertop	\$4,700.00
Hali-Brite Inc.	Lamp	\$23.00
Hanna, Town Of	Water Services	\$4.96
Herman, Bobbie	Winner of The Carbon County Seal Contest	\$600.00
Hilltop Conoco	Fuel	\$62.70
Iacovetto, Karon	Monthly Janitorial Services	\$16,065.00
Inland Ag Repair	Parts for Trans Repair	\$5,000.00
Interior Galore	Carpet for Hanna Senior Center & Caretaker's House	\$9,174.56
Iron J Towing	Towing Service	\$412.00
Jack's Body & Fender Repair	Towing Services	\$444.00
Kaluzny, Emily	Reimbursement for Personal Phone Usage	\$30.00
Kari, Dale	Senior Svc Mileage Reimbursement	\$12.60
Kilburn Tire Company	Tires	\$4,047.87
Kirkeeng, Brian	Witness Fees	\$77.30
Knife River	Hot Mix Patch on Cr 504 & 500	\$20,550.00
KTGA/KBDY	Radio Ads/Tower Rent	\$419.00
Lawson Products Inc	Plow Bolts	\$149.72
Lehr, Casey	Dog Food Reimbursement for K9	\$72.07
Local Govt. Liability Pool	Membership Renewal	\$49,925.00
Long Building Tech., Inc.	Carbon Bldg., Jail, Dispatch, Courthouse A/C Repair	\$1,114.56
Macpherson & Thompson	Legal Svcs For Updating Sheriff's Policy Manual	\$4,438.20
McKesson Medical	Sanitary Wipes	\$148.27
Medicine Bow, Town Of	Water Services	\$200.00
Meister, Tawnya	Witness Fees	\$140.00
Mem. Hosp. of Carbon Co.	Lab Fees/Emergency Detention	\$538.27
Merback Award Company	Plaque and Engraving	\$100.23
Mercedes Transcription, Inc	Transcription Services	\$73.26
Merseal Law, LLC	Legal Services	\$5,630.00
Michaels Fence	Alum. Tie Wire	\$40.25
Mountain Alarm	Alarm Services	\$91.30
Mountain Trail Medical	County Health Officer	\$1,600.00
Mountain West Motors	Mechanic Work on Ford F150	\$1,489.00
MPM Corp	Trash Services	\$130.00
Norco, Inc.	Misc. Supplies	\$935.60
Nugent, Mark	Mileage and Room Reimbursement	\$808.72
Offender Watch	Community Notification	\$35.00

Olde Trading Post	Fuel	\$529.84
O'Reilly Auto Parts	Misc. Parts	\$243.01
Parker, Elizabeth	Mileage Reimbursement	\$63.00
Perkins Oil Co	Fuel	\$4,977.96
Perue Printing	Letterheads/Envelopes/Business Cards/Forms	\$736.00
Petroleum Testers, LLC.	Training for Jet Fuel Cert	\$675.00
ProForce	Less Lethal Bolowraps	\$11,505.95
Public Safety Center, Inc	Sheriff Uniform Coats	\$1,239.88
Quill Corporation	Misc. Office Supplies	\$1,904.84
R.P Lumber Company, Inc.	Misc. Supplies	\$196.70
Rawlins Automotive	Misc. Parts	\$1,344.39
Rawlins Eastside Carwash	Wash card Refill	\$60.00
Rawlins Glass Center, Inc.	New Windshield for Patrol	\$1,043.82
Rawlins Hardware	Trash Bags	\$29.98
Rawlins, City Of	Water Services	\$2,013.40
RegistrationMax, LLC	Electronic Registration Plan	\$750.00
Rocky Mountain Power	Electric Services	\$16,328.31
Rocky's Quik Stop	Diesel Fuel	\$959.46
Rodabaugh, Sherry	Bailiff for Circuit Court	\$150.00
Saratoga Auto Parts, Inc.	Misc. Parts	\$804.85
Saratoga Sun	Ads	\$599.50
Saratoga, Town Of	Water Services	\$49.50
Schaeffer Mfg. Co	Synthetic Oil	\$4,034.54
Schofield, Stephanie M	Fire Investigation	\$210.00
Sheehan Trucking	Water for Mag. Chloride	\$2,450.00
Shively Hardware	Misc. Supplies	\$487.40
Slow & Steady Law Ofc.	Legal Services	\$4,170.00
Smith Psychological Services	Fitness for Duty Eval	\$1,800.00
Spaulding, Dawnnette	Mileage Reimbursement	\$187.60
Starr, Kimberly K.	Witness Fees	\$84.00
State of Wyoming DCI	Sex Offender Registration/Sheriff Investigations	\$244.00
Stephenson, Lee Ann	Mileage Reimbursement	\$35.40
Stinker Stores, Inc.	Fuel	\$11,317.40
Summit Food Service	Inmate Meals	\$5,719.66
Sunrise Sanitation Svs., LLC.	Trash Services	\$68.00
Swanson Services Corp.	Inmate Commissary	\$1,082.64
Terminix	Pest Control Services	\$255.00
Thomson Reuters-West Pymt	Monthly Access Fee	\$802.17
Three Mile Construction	Excavator/Loader Hauling	\$880.00
Tin Boy Garage	Tires/Mirror	\$1,405.00
T-O Engineers	DWX Repair Runway 6/24	\$3,179.44

Triple X Contracting, Inc.	Trash Services	\$300.00
Trudiligence, LLC	Background Check	\$69.99
True North Steel	Concrete Step Base	\$20,400.00
Tyler Technologies, Inc	Fixed Assets Training	\$300.00
U S Identification Manual	Identification Manual	\$82.50
Us Bank	Misc. Charges	\$3,700.29
Valley Oil Company	Fuel	\$1,871.64
Voiance Language Svs LLC	Over the Phone Interpretation	\$5.25
W.A.R.M. Property Ins. Pool	Property Assessment For 2021-2022	\$199,673.86
Walker, Deborah C	Flags and Shields Sewn on Shirts	\$48.00
Walker, Jeanette R.	Mileage Reimbursement	\$39.00
Watch Guard Video	Repair/Labor for In-Car Video	\$351.00
Webb, Julie	Mileage Reimbursement	\$97.00
Wells, Jacquelin	Mileage Reimbursement	\$110.50
Western Plains Bus. Sol.	Envelopes	\$695.00
Western Wy Comm. College	MSHA Training Class	\$1,100.00
Wex Bank	Fuel & Late Fees	\$261.46
Winters Griffith Architects	Construction Administration	\$25,154.00
WLC Engineering	Carbon Bldg. Waterline Replacement	\$2,245.50
Wy Behavioral Institute	Emergency Detentions	\$3,016.00
Wy County Comm.'s Assoc.	WCCA Fy22 Dues	\$11,773.00
Wy Dept Of Transportation	New Plate for Emergency Mgmt. Trailer	\$5.00
Wy Dept Of Workforce Svs-	Unemployment	\$1,963.96
Wy Diesel Service	Repairs	\$2,121.75
Wy Machinery Company	Equip. Rental	\$1,517.18
Wy Public Health Laboratory	Labs	\$137.00
Wyoming Disposal Systems	Hanna Sc Trash Services	\$219.00
Yocum, Leo	Mileage Reimbursement	\$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 June 1, 2021 regular meeting minutes, June 2 and June 3 Budget Workshop Meeting Minutes, monthly receipts from Carbon County Clerk in the amount of \$38,491.00, monthly receipts from Clerk of District Court in the amount of \$5,655.50, monthly receipts from Road and Bridge in the amount of \$100.00, a bond for Patrick K. Waldron, Treasurer for Savery Little Snake River Water Conservancy District in the amount of \$10,000.00, a bond for Brandee Nicole Forster, Clerk/Treasurer for the Town of Dixon in the amount of \$50,000.00, and a bond for Gregory C. Ryan, Treasurer for Highline Watershed Improvement District in the amount of \$5,000.00. Commissioner Barkhurst seconded, and the motion carried unanimously.

ELECTED OFFICIALS & DEPARTMENT HEADS

Sheriff's Office

Loretta Hansen, Victim Witness Coordinator with the Carbon County Sheriff's Office presented a Contract for Services to Victims of Crime for the Chairman's signature. She noted funding next year will be significantly reduced over the next biennium. The surcharges for federal crimes were smaller for this year and during COVID-19 she stated there were not as many convictions.

Commissioner Moore moved to authorize the Chairman's signature on the Fiscal Year 21-22 Contract for Services to Victims of Crime Between the State of Wyoming, Office of the Attorney General, Division of Victim Services and Carbon County Sheriff's Office Victim Witness Program in the amount of \$58,315.00 through June 30, 2022. Commissioner Barkhurst seconded, and the motion carried unanimously.

Emergency Management

Lenny Layman, Emergency Management Coordinator introduced Andrew Zawislanski, Phillips 66 Pipeline, Ken Harman Chief Executive Officer and Stephanie Hinkle, Marketing, Communications & Foundation Director both from Memorial Hospital of Carbon County. along with Rod Waeckerlin, MHCC Trustee, and MHCC Foundation Board Members Mindy Munson Greene and Dr. Duane Ables.

Phillips 66 through a supporting partnership using Memorial Hospital of Carbon County's 501c3, donated \$29,750.00 to Carbon County for Carbon County Coordination Center (C4) Communications mobile dispatch center project. Without the hospital's support the donation from Phillips 66 would not have been possible.

Joe Parsons, District Manager for the Saratoga Encampment Rawlins (SER) Conservation District discussed the Boozer Creek Project. The project was designed to construct a natural channel to prevent flooding in the area. After two unsuccessful attempts to obtain FEMA funds a new funding stream was implemented. The SER District obtained a planning grant totaling \$84,400.00 and has hired WWC Engineering of Laramie to assist. The potential loss of property from a flood is undetermined however Mr. Parsons stated an irrigation ditch has already been lost along with hay ground. Four additional homes and the Saratoga Hot Springs bridge would be in danger of flood damage as well.

Mr. Layman reported he received a FEMA grant award for the Mullen Fire mitigation in the amount of \$77,625.00. He distributed a photo of LZ Training at the Seven Mile Hill GE Windfarm. Members of the Sheriff's Office, Hanna Fire, South Central WY Emergency Medical Service were trained on how to load patients into a medical helicopter. He also stated June 24 the Fair Safe program will evaluate safety at the Carbon County Fairgrounds.

Buildings & Grounds

Buildings & Grounds Manager Jim Piche presented proposals to update Jail HVAC controls & system to NE4, Dynamic Controls. These controls will be consistent with the new controls that the

Carbon Building and Courthouse will have. There is a license for each facility, and each can be compatible with each other. Proposals were received from Long Technologies for \$30,885.00 and Dynamic Controls for \$28,957.00. He noted Dynamic Controls will go through the entire jail to review all controls for this price. The only thing not included in Dynamic Control's price was parts. He recommended using Dynamic Controls. The BOCC stated it would consider the request at the next meeting after the budget is balanced.

The Library has been moved to first floor and will open soon. He has received new horse stalls and new arena pens that will be installed and ready for fair.

Mr. Piche presented the Lease Agreement with Kaylam Wilson for the Fairgrounds house for approval. Mr. Wilson is his newest employee.

Commissioner Espy moved to approve the Lease Agreement with Kaylam Wilson for 523 Rodeo Street, Rawlins, WY (Fairground's house) for a term of 1-year ending May 31, 2022 in the amount of \$600.00 per month plus a \$200.00 non-refundable pet deposit. Commissioner Jones seconded and the motion carried unanimously.

Fire Warden

John Rutherford, Interim Fire Warden reported he recently applied for a \$5,000.00 State Fire Assistance Grant. The funds will go towards his salary.

Mr. Rutherford presented the wildland truck bids that were received. They are as follows: BFX Fire Apparatus for a new Ram 5500 in the amount of \$164,040.00 and CET Fire Pumps for a 2022 Ford F550 in the amount of \$123,462.00 with a delivery fee the total is \$126,962.00. CET's bid didn't meet the specifications in numerous areas including that the engine wasn't NFPA compliant and he feels the liability of having that specification is required. Mr. Rutherford recommended to award the bid to BFX Fire for the purchase of the Wildland Fire Truck. The truck will be paid for using SLIB grant funds plus impact assistance funds.

Commissioner Jones moved to approve the purchase of a Wildland Fire Truck from BFS Fire Apparatus for a new Ram 5500 in the amount of \$164,040.00. Commissioner Moore seconded and the motion passed unanimously.

Mr. Rutherford stated the US Forest Service intends to go into Stage 1 fire restrictions this week along with Routte and Moffat Counties in CO. This would mean no open campfires outside designated campfires. The BLM isn't entertaining fire restrictions quote yet according to John however he feels the fuel moistures will indicate the need soon and he anticipates this for the county soon as well. Commissioner Barkhurst asked him to be more proactive and Mr. Rutherford felt he would like to follow BLM's lead to not confuse the public with two messages but noted that should be very soon.

Road & Bridge

Kandis Fritz, Road & Bridge Coordinator presented an agreement with Locke Trucking for the Seminoe Road allowing the company to access and deliver sand from Pit 180 down County Road 351 for 27 miles to Hanna.

Commissioner Espy moved to enter into a Roadway Use Agreement between Carbon County and Brian Locke Trucking for the Seminoe Road, County Road 351. Commissioner Moore seconded and the motion carried unanimously.

Lease Agreement Gravel Permit #525 with Ron Wille and Lease Agreement Gravel Permit # 425 with James Wiant for commissioner approval.

Commissioner Moore moved to approve the Chairman's signature on the Lease Agreement Gravel Permit #525 for County Road 700 with Ron Wille in the amount of \$500.00 per year in a lump sum for 833 tons of aggregate to be removed from the Miller Gravel Pit and thereafter at a rate of \$0.60 per ton for a term of July 1, 2021 through June 30, 2022; and the Lease Agreement Gravel Permit # 425 for County Road 504 with James Wiant in the amount of \$500.00 per year in a lump sum for 833 tons of aggregate to be removed from the Wiant Gravel Pit and thereafter at a rate of \$0.60 per ton for a term of July 1, 2021 through June 30, 2022. Commissioner Barkhurst seconded, and the motion passed unanimously.

Ms. Fritz also presented the Final Acceptance of CM20101 project for County Roads 291 and 270 application of Magnesium Chloride for commissioner approval.

Commissioner Moore moved to approve the Final Acceptance of CM20101 project for County Roads 291 and 270 application of Magnesium Chloride. Commissioner Jones seconded and the motion carried unanimously.

Ms. Fritz reported she will have a large culvert replacement project coming up on County Road 15, it will be over \$50,000.00 so it will require an engineer. She requested and received authorization to go out to bid for an engineer.

EXECUTIVE SESSION

Commissioner Espy moved to go into executive session at 10:05 a.m. with Clerk Bartlett and Kandis Fritz to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Moore seconded, and the motion carried unanimously.

Sarah Chavez, Deputy County Attorney joined the session at 10:08 a.m. and Kandis left at 10:18 a.m.

Commissioner Espy moved to come out of executive session at 10:19 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Barkhurst seconded, and the motion carried unanimously.

Clerk

Carbon County Clerk Bartlett presented a resolution to adopt the official county seal designed by Bobbie Herman that was recently chosen as the winner of the seal contest. The seal is being digitally produced by a graphic artist in various versions and will be trademarked.

Commissioner Jones moved to approve the Chairman's signature on Resolution No. 2021-21 - A Resolution Adopting an Official Seal. Commissioner Barkhurst seconded, and the motion passed unanimously.

Resolution No. 2021- 21

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming
adopting a County Seal and Setting County Guidelines and Application for Use of the
County Seal.**

WHEREAS, Carbon County has designated an official County seal pursuant to Carbon County Seal Contest held in April and May 2021; and

WHEREAS, on the 1st day of June 2021 the Board of County Commissioners of Carbon County selected a county seal that will serve to represent all County residents by being symbolic of who we are, historically and culturally, as a County; and

WHEREAS, the seal, by Bobbie Herman of Elk Mountain, is old-fashioned in design from the hand drawn lettering, use of stippling to the eagle sitting atop the outline of the county with a banner in the eagle's beak that contains the date that Carbon County officially became a county, to inside the county lines that contain images of a train, a coal bucket, pick and shovel, refinery, pumpjack, wind turbine, a cowboy, cow, sheep, elk, with mountains and trees that all cross their boundaries into other areas to represent how the combination all works together to create our county.

WHEREAS, the County seal will be used to identify official County documents; and

WHEREAS, Carbon County anticipates filing for registration of the Carbon County Seal with the Copyright Office in accordance with title 17, United States Code, and attests that registration has been made for the "County seal."; and

WHEREAS, the Board of County Commissioners of Carbon County has determined that it is necessary to establish rules governing the use of the County seal in order to preserve its intended use as an official and identifying insignia of the County.

NOW THEREFORE, BE IT RESOLVED, by the Board of County of County Commissioners of Carbon County, State of Wyoming that the following rules and policies shall apply governing the use or display of the County seal.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 15th day of June 2021.

BOARD OF COUNTY COMMISSIONERS FOR CARBON COUNTY

-s-Willing "John" Johnson, Chairman
-s- Sue Jones, Vice Chairwoman
-s- John Espy, Commissioner
-s- Byron Barkhurst, Commissioner
-s- Travis Moore, Commissioner

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

Clerk Bartlett reported that Dale Kari has submitted a letter of resignation from the Carbon County Senior Services Board as of August 1, 2021.

Commissioner Jones moved to regretfully accept the letter of resignation from Dale Kari from the Carbon County Senior Services Board. Commissioner Barkhurst seconded, and the motion carried unanimously.

Clerk Bartlett presented board applications that she received from Denise Rice for re-appointment to the Carbon County Juvenile Services Board as the Mental Health Provider, Patricia Hays for reappointment to the Carbon County Library Board, Garry L. Goergen for re-appointment to the Memorial Hospital of Carbon County Board, Jennifer Moore and Lori Smith both for re-appointment to the Carbon Count Museum Board, Danny Runner and Joe Glode both for re-appointment to the Platte Valley Community Center Joint Powers Board and Ben Spaulding as a new applicant for the Platte Valley Community Center Joint Powers Board.

Clerk Bartlett stated that we still have one vacant position each for Carbon County Library Board and the Rawlins-Carbon County Airport Board.

Commissioner Jones moved to reappoint Jennifer Moore and Lori Smith to the Carbon County Museum Board both for a 3-year term ending June 2024. Commissioner Espy seconded and the motion carried with all commissioners voting for the motion except Commissioner Moore who abstained due to conflict.

Commissioner Jones moved to reappoint Denice Rice to the Carbon County Juvenile Services Board as the Mental Health Provider for a 3-year term ending June 2024, Patricia Hays to the Carbon County Library Board for a 3-year term ending June 2024, Garry L. Goergen to the Memorial Hospital of Carbon County Board for a 5-year term ending June 2026, Danny Runner and Joe Glode to the Platte Valley Community Center Joint Powers Board both for a 3-year term ending June 2024 and appoint Ben Spaulding to the Platte Valley Community Center Joint Powers Board for a 3-year term ending June 2024. Commissioner Espy seconded, and the motion passed unanimously.

Clerk Bartlett confirmed the BOCC approved office closures Friday, June 18 at each department head's discretion so staff can attend the funeral for recently retired County Coroner, Paul Zamora. The closure will be from 10:30 – 1:30 p.m.

Commissioner Moore moved that all county flags be flown at half-staff for the remainder of June in honor of County Coroner, Paul Zamora who recently passed away. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett presented Lease Financing Engagement with Kutak Rock LLP for 6th Penny Project Funding for approval.

Commissioner Moore moved to authorize the Chairman's signature on the Lease Financing Engagement with Kutak Rock LLP for services as bond counsel and a term sheet for NBH Bank using Option 3 both for financing the Carbon Building and Courthouse construction project. Commissioner Barkhurst seconded, and the motion passed unanimously.

Clerk Bartlett stated there may have been some confusion with a recent notice the county received from the City of Rawlins regarding a special use permit for a liquor store at 1111 Daley St. The notice was addressed to the Carbon County Fairgrounds and the county owns additional property in the area. She thought it would be worthwhile to write to the City to let them know that the county interpreted that notice to mean all the county property in the area including the jail, crisis center, vacant property, and the fairgrounds.

Commissioner Jones moved to authorize the Chairman's signature on a letter to the City of Rawlins clarifying that the county's option to not object to a special use permit for Sunnyside Liquor applied to all county property in the area. Commissioner Barkhurst seconded, and the motion carried unanimously.

Attorney

Sarah Chavez, Chief Deputy Carbon County Attorney presented Amendment One to the Memorandum of Understanding between Wyoming Department of Health, Public Health Division and Carbon County for COVID-19 contract tracing and disease surveillance. The purpose of this amendment is because the original agreement had an expiration date of June 30, 2021 and the amendment is to extend the performance period of the agreement to December 31, 2021.

Commissioner Jones moved to approve the chairman's signature on Amendment One to the Memorandum of Understanding between Wyoming Department of Public Health, Public Health Division and Carbon County in the amount of \$187,724.00 to extend the performance period from June 20, 2021 to December 31, 2021 for disease surveillance and testing. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Jones moved to approve the chairman's signature on Amendment One to the Memorandum of Understanding between Wyoming Department of Public Health, Public Health Division and Carbon County in the amount of \$100,000.00 to extend the performance period from June 20, 2021 to June 30, 2024 and amend the county's Statement of Work for crisis response. Commissioner Barkhurst seconded, and the motion passed unanimously.

Treasurer

County Treasurer Patty Bentsen discussed Senate File 60 (SF0600) regarding monthly ad valorem taxation of mineral production payment agreements with various mineral companies. She would like a resolution to adopt a process of collecting taxes under the old system, once or twice annually rather than monthly. Taxpayers could enter into an agreement with the BOCC to avoid monthly payment after a resolution is adopted and advertisement takes place.

There was discussion by Commissioner Barkhurst of pursuing efforts to delay the enactment for at least one year while the state figures out how to implement this. Chairman Johnson agreed and thought in the meantime to approve a resolution to begin a process that would allow the county to enter into agreements with producing taxpayers. There was further discussion of how to delay the implementation of this senate file including the possibility of a court ordered stay due to specific reasons, merit and the problems it is causing within our budget and our ability to take care of the bills. Commissioner Moore would like to have language added that states the lack of clarity of the senate file that was proposed; the undue burden on our county treasurer and the lack of equity in the application of this legislation statewide, because 8 out of 23 counties have this burden and it is a distinct lack of equity. The county would want other counties to join as well.

Commissioner Jones moved approve Resolution 2021-22, A Resolution to Declare an Application Process for Exemption from Monthly Ad Valorem Tax Payments Pursuant to Wyo. Statute 39-13-113(f) with agreements lasting up to three years through December 31, 2024 and may be extended upon mutual agreement of the parties. Commissioner Barkhurst seconded, and the motion passed unanimously.

Resolution No. 2021 – 22

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

**A RESOLUTION TO DECLARE AN APPLICATION PROCESS FOR EXEMPTION FROM
MONTHLY AD VALOREM TAX PAYMENTS PURSUANT TO WYO. STAT. ANN. § 39-
13-113(f)**

WHEREAS Pursuant to WYO. STAT. ANN. § 39-13-113(f), a County may enter into an agreement with a qualified taxpayer to exempt the taxpayer from the monthly payment schedule as required by WYO. STAT. ANN. § 39-13-113 related to the payment schedule for Ad Valorem taxes;

WHEREAS, Carbon County's Treasurer, in conjunction with taxing authorities within Carbon County, have recommended the development of an application process pursuant to WYO. STAT. ANN. § 39-13-113(f)(i)(a); and

WHEREAS, the Board of County Commissioners of Carbon County have heard and considered the views and comments of the public, effected taxpayers, and taxing authorities;

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Carbon County hereby establishes the following uniform criteria and application process for a taxpayer to be considered for an exemption from the monthly payment schedule as required by WYO. STAT. ANN. § 39-13-113:

ELIGIBILITY:

1. A taxpayer must be current on all tax obligations to Carbon County and the State of Wyoming as of the date of application. By submitting an application, the applicant declares eligibility. Eligibility must be verified by the Carbon County Treasurer.
2. Minerals produced for which the exemption is sought must be from property acquired prior to March 24, 2020.
3. A taxpayer must timely submit a signed application to the Carbon County Treasurer with the following information:
 - a. Name of the applicant and authorized agent,
 - b. Mailing address,

- c. Telephone number,
- d. Email address,
- e. Tax year in which application is made, and
- f. Information identifying parcels for which the exemption is sought.

TERMS OF AGREEMENT:

Any agreement between Carbon County and a taxpayer exempting the taxpayer from the monthly payments required by WYO. STAT. ANN. § 39-13-113 must include the following minimum terms:

1. A term of no more than three (3) years;
2. Any determination by Carbon County that false information was provided by the applicant in its application or any failure or shortfall by the applicant in payment of any tax obligation to either the State of Wyoming or Carbon County shall be considered a default and result in the immediate termination of any agreement.
3. Upon the termination of any agreement, any applicant shall immediately begin making monthly payments for the ad valorem tax on mineral production on the next occurring twenty-fifth day of the month under the process and procedure as defined in WYO. STAT. ANN. § 39-13-113 as amended.
4. Upon termination, any applicant must pay the entirety of any tax due and owing from production in calendar year 2020 and 2021 in conjunction with its first payment due and owing on any current mineral production, the next occurring twenty-fifth day of the month and must expressly waive any right to utilize the eight percent (8%) per year payment schedule as described in WYO. STAT. ANN. §39-13-113(g).

**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 the “Resolution to Declare an Application Process for Exemption from Monthly Ad Valorem Tax Payments Pursuant to Wyo. Stat. Ann. § 39-13-113(f)”.

PRESENTED, READ, AND ADOPTED at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 15th day of June 2021.

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

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

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

The BOCC asked the County Attorney’s Office to determine the process of delaying implementation of SF60 for at least one year and that the information be presented to them next week. Treasurer Bentsen will reach out to the other producing counties to see if they would want to join Carbon County.

Commissioner Barkhurst moved to authorize the County Attorney’s Office to determine the feasibility of delaying Senate File 60 from the 2021 legislative session and if the county has legal

standing and after review of the process by the Board to move forward and authorize the County Attorney's Office to act on the Stay on the Board's behalf. Commissioner Jones seconded and there was discussion of the time frame of SF60. The motion carried unanimously.

BUDGET AMENDMENT – PUBLIC HEARING

Chairman Johnson opened a public hearing at 11:01 a.m. to hear about a proposed Budget Amendment to departmental budgets for Fiscal Year 2021 and Clerk Bartlett noted the hearing was advertised in the Saratoga Sun on June 9. Gwynn reported the following departments need amended: Building & Grounds Administration, Building & Grounds Maintenance & Repair, Coroner, and Administration. She explained the administration is primarily over due to emergency detentions, guardian ad litem, advertising, and litigation. Jim explained the buildings & Grounds are over due to overpayments in custodial services and maintenance mostly due to repairs at the jail.

Chairman Johnson called for comments for or against the amendment. There being none, he closed the hearing at 11:03 a.m.

Commissioner Barkhurst moved to adopt Resolution 2021-23 FY 2021 Budget Amendment Number Two for departmental budgets. Commissioner Moore seconded and the motion carried unanimously.

RESOLUTION 2021 - 23

FY 2021 BUDGET AMENDMENT NUMBER TWO

WHEREAS Carbon County adopted the Fiscal Year 2021 Budget in accordance with the Wyoming Uniform Municipal Fiscal Procedures Act; and

WHEREAS the Board of Carbon County Commissioners wishes to amend the adopted budget in accordance with the same Act

NOW, THEREFORE, BE IT RESOLVED that the following budget amendments are made.

Fund/Entity	Approved Budget	Amendment Amount	Amended Budget
Department 480 Coroner	\$157,790.00	\$1,397.91	\$159,187.91
Department 570 Administration	\$4,472,153.00	\$150,000.00	\$4,622,153.00
Department 582 Emergency Management	\$68,000.00	\$5,202.32	\$73,202.32
Department 595 Reserves	\$1,369,088.52	(\$156,600.23)	\$1,212,488.29

PASSED, APPROVED AND ADOPTED this 15th day of June 2021.

CARBON COUNTY, WYOMING
-s- Willing John Johnson, Chairman

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

Certifications

Kristy Rowan Office Manager presented a Certification of Recommended Action for C.U. Case File No. 2021-03 for Victoria Hoffman.

Commissioner Moore moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission for C.U. Case File No. 2021-03 for Victoria Hoffman and schedule a public hearing for Monday, July 19, 2021 at 11:30 a.m. at the County Courthouse in Rawlins, Wyoming. Commissioner Espy seconded and the motion carried unanimously.

Commissioner

Commissioner Moore presented and read a Proclamation for Scleroderma Awareness Day and Month.

Commissioner Moore moved to authorize the Chairman's signature on the Proclamation for the Scleroderma Awareness Day and Month, June 29, 2021, and all of June 2021. Commissioner Espy seconded and the motion passed unanimously.

Proclamation
Scleroderma Awareness Day and Month
June 29, 2021 and June 2021

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, Carbon County seeks to increase public awareness of Scleroderma, a serious yet rare disease that affects residents of Carbon County

WHEREAS, through public awareness, Carbon County seeks to focus on the needs of people with scleroderma and improve the services to those people and their families

WHEREAS, Carbon County recognizes the work of the Rocky Mountain Chapter of the National Scleroderma Foundation and offers support to the chapter as well as the local Wyoming support group.

WHEREAS, we, the Carbon County Commissioners, do hereby proclaim June 2021 as Scleroderma Awareness Month and June 29, 2021 as Scleroderma Awareness Day.

NOW, THEREFORE, I, John Johnson, Chairman of the Carbon County Board of Commissioners, do hereby proclaim June 2021 as Scleroderma Awareness Month and June 29, 2021 as Scleroderma Awareness Day in Carbon County, Wyoming and encourage the residents of Carbon County to join me in support of Scleroderma Awareness.

IN WITNESS THEREOF, I have hereunto set my hand this 15th day of June, in the Year of our Lord, Two Thousand and twenty-one.

-s-John Johnson, Chairman
Carbon County Board of Commissioners

Attest:

-s- Gwynn Bartlett, Carbon County Clerk

Vice Chairman, Sue Jones requested the Chairman's signature on the Agreement for Transfer of Entitlements. The agreement would transfer \$170,833.00 of FY 2019, 2020 and 2021 federal funds from Rawlins Municipal Airport/Harvey Field to Northeast Wyoming Regional Airport/Campbell County for use on a project in 2021. The City of Rawlins Mayor, City Attorney and Rawlins-Carbon County Airport Board Chairman have all signed their portion of the Certification of Transferring Sponsor.

Commissioner Jones moved to authorize the Chairman's signature on Agreement for Transfer of Entitlements totaling \$170,833.00 from Rawlins Municipal Airport/Harvey Field to Northeast Wyoming Regional Airport/Campbell County. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Espy would like the BOCC to consider joining the lawsuit against President Biden's Executive Order suspending oil and gas production on Federal Lands. President Biden's executive order directs the Department of the Interior to indefinitely suspend new oil and natural gas leasing on federal public lands. In doing this, it will have significant adverse impacts to Carbon County and its citizens. The decision to suspend oil and gas leasing on federal lands in Carbon County will have a significant economic impact and negatively influence Carbon County through loss revenue, reduced distributions from the state, lost jobs, and a general economic decline throughout the county. There would be no cost to the county to join the intervention.

Commissioner Espy moved to have Carbon County join the lawsuit against President Biden's Executive Order suspending oil and gas production on Federal Lands. Commissioner Barkhurst seconded, and the motion passed unanimously.

ADOPTION OF CARBON COUNTY NATURAL RESOURCE MANAGEMENT PLAN - PUBLIC HEARING

Chairman Johnson opened a public hearing at 11:33 a.m. to hear public comments if any for the proposed adoption of the Carbon County Natural Resource Management Plan.

Clerk Bartlett reported per the Administrative Procedures Act the proposed plan was published April 28, 2021 for public comment however her office has received none.

Commissioner Moore discussed potential edits Leanne Correll, Joe Parsons and Dan Mika sent directly to commissioners as follows:

- Accurate public participation representation: Page 16, 1st full paragraph - remove "Baggs," as there was not a viewing location there for the March 3rd and 4th meetings.

- Accurate final plan adoption date: Page 16, 1st full paragraph - change May of 2021 to June of 2021.
- Page 17: Include the US Fish and Wildlife Wyoming Ecological Services Office, Cheyenne in the #2 list of agencies that will receive a copy of the CCNRMP.
- Accurate agriculture statistics. Page 191, first line of the last paragraph - change "\$335,681,710" to the accurate figure of "\$1,335,681,710".
- Accurate agriculture statistics. Page 191, third line of the last paragraph - change "\$1,547,80,585" to the accurate figure of "\$1,547,805,585".
- Spelling of "Carbon", page 44 in Priority Statement #9 - Change from "Carbo" to "Carbon".
- Spelling of "Carbon", page 62 in Priority Statement #16 - Change from "Carbo" to "Carbon".
- Accurate representation of Wildfires, page 63, Table 3 - The Ryan fire is listed 2 times with different acreages for both total acres burned and acres in Carbon County.
- Accurate number of WHMAs, page 139, first paragraph - It states "...seven WHMAs..." yet the table has 6.
- Correct name consistent with acronym used, page 171, first full paragraph - "Continental Divide Scenic Trail (CDNST)" should be "Continental Divide National Scenic Trail (CDNST)".
- 8.3 Economic and Socioeconomic narratives and charts in the entire section but specifically page 186 figure 36 Unemployment - narratives refer to 2020 and 2020 isn't on any of the graphs; Narrative for unemployment doesn't match at all with what figure 36 represents. Clarification is needed.
- Accurate name for NEPA, page 192, Priorities #2 - says "National Environmental Policy analysis" should be "National Environmental Policy Act analysis".
- Accurate figure reference, page 194, section 9.2.2 - "Figure 35" should say "Figure 37".
- Correct the spelling of the word "language" in Appendix C pages 232, 233, 235(x2), and 237 from "lanauge".

Commissioner Jones stated Ms. Correll's edits include other minor edits, but she didn't list them in her e-mail. She thought those edits should be incorporated by Y2 Consultants before adoption. Commissioner Moore agreed that with the extension of funds and their promise to make the final edits it should be done.

Chairman Johnson called for comments for or against and there were none. There being no comments, Chairman Johnson closed the hearing at 11:41 a.m.

Sarah Brugger will gather and send edits to Y2 Consultants for a final version to be produced for adoption and continuation of the public hearing July 6.

CITIZEN/COMMISSIONERS DISCUSSION

Commissioner Jones moved to authorize the Chairman to sign an offer of employment letter for Sarah Brugger as County Planner. Commissioner Espy seconded and the motion carried unanimously.

Commissioners Moore and Jones attended a meeting of fire chiefs last night and he complimented Commissioner Jones on her efforts at the meeting. Commissioner Jones stated her appreciation of the volunteers.

Commissioner Jones reported that the Dixon Airport beacon has been ordered due to potential pricing increases and because of lack of availability. The grant won't be reviewed until July and if for some reason the county doesn't obtain a grant the county will have to pay the \$11,000 for replacement. She also reported she will meet with Brush Creek and Fire Warden Rutherford and Ryan Wells to make an emergency plan for the ranch.

Chairman Johnson attended the Carbon Building first floor punch list walkthrough recently.

ADJOURNMENT

Commissioner Espy moved to adjourn the meeting at 11:54 a.m. Commissioner Moore seconded, and the motion carried unanimously.

A regular meeting of this Board will be held Monday, July 19, 2021 at 8:00 a.m., at the Carbon County Courthouse, Rawlins, WY. A budget workshop will be held for the Specific Purpose Tax Joint Powers Board on Monday, July 19, 2021 at 9:00 a.m. following the regularly scheduled Commissioner meeting, 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.