

**REPORT TO THE  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, January 4, 2022  
Carbon Building – Courthouse Annex, Rawlins WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, January 4, 2022, at 9:00 a.m. at the Carbon Building – Courthouse Annex, Rawlins, WY. Attending the meeting were Chairman, John Johnson, Vice Chairman, Sue Jones, John Espy, Byron Barkhurst and Travis Moore.

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

**ADDITIONS / CORRECTIONS**

Chairman Johnson added Road & Bridge to the agenda to discuss a road use agreement and Dixon Airport items.

**VOUCHERS**

Commissioner Moore moved to approve the report of expenditures in the amount of \$615,988.17. Commissioner Barkhurst seconded, and the motion carried unanimously.

Vendor	Detail Line Description	Total
Ables, Duane E	County Health Officer	\$1,600.00
Acme Electric Company, LLC	Electrician Services	\$434.88
Alesco, American Linen Division	Misc. Shop Supplies	\$61.66
Amazon Capital Services	Misc. Office Supplies	\$105.48
APG Media Of the Rockies	Office Closure Ad	\$30.00
Archuleta, Alexzandria	Witness Fees	\$90.00
Bank of Montreal - Mastercard	Misc. Charges	\$56,680.22
Black Hills Energy	Heating Services	\$13,171.14
Blakeman Propane	Heating Services	\$2,080.08
Bob Barker Company, Inc.	Jail Cleaning Supplies	\$269.62
Burke Moving & Storage	Moving Charges	\$20,793.25
Candy Mountain	Water	\$55.50
Carbon County Fair Board	Monthly Payment	\$4,166.67
Carbon County Library	Monthly Payment	\$32,500.00
Carbon County Museum	Monthly Payment	\$18,166.67
Carbon County Senior Services	Monthly Payment	\$16,666.67
Charm-Tex, Inc.	Jail Cleaning Supplies	\$96.50
Clerk of Dist. Court (Jurors)	Jurors	\$3,760.44
Colorado District Attorney's Council	Trial Techniques	\$1,000.00

Dell Marketing L.P.	Computers For C4	\$1,447.83
Dixon, Town Of	Water Services	\$308.00
Dominion Energy	Heating Services	\$368.79
Encartele	Jail Data	\$2,250.00
Engineering Associates	Beaver Creek Bridge	\$273.05
Floyd's Truck Center	Def Fluid	\$32.96
Franks, Kevin	Electronic Monitoring Refund	\$820.00
Further	Health Reimbursement	\$1,705.51
Galls/Quartermaster	Deputy Uniforms	\$199.04
Grainger	Misc. Parts	\$142.67
Gray, Matthew James	Expert Testimony	\$826.89
Greene, Canyon	Witness Fees	\$30.00
High Plains Power	Electric Services	\$445.00
Iacovetto, Karon	County Cleaning	\$9,765.00
Jack's Body & Fender Repair	Towing Services	\$510.00
Josephine County Sheriff's Office	Subpoena Service	\$50.00
Kaluzny, Emily	Personal Phone Usage	\$30.00
Kilburn Tire Company	Tires	\$947.00
L N Curtis & Sons	Misc. Parts	\$2,382.05
Lally, Brian J.	Headlight Reimbursement	\$21.81
Lorn, Kaylan	Witness Fees	\$30.00
Matthew Bender & Co, Inc.	Law Books	\$206.10
Medicine Bow, Town Of	Water Services	\$200.00
Memorial Hospital of Carbon Co.	Lab Fees	\$760.00
Merck Sharp & Dohme Corp.	Vaccines	\$3,632.84
Motus Space Solutions	Phase 1 & 2 Furniture	\$130,087.00
Natrona County Fire Protection Dist.	Rescue Truck	\$30,000.00
Norco, Inc.	Cylinder Rental	\$51.77
Offender Watch	Sex Offender Notifications	\$220.00
Olde Trading Post	Fuel	\$85.27
O'Reilly Auto Parts	Oil	\$22.99
Perkins Oil Co	Fuel	\$2,687.72
ProForce	9mm Ammunition	\$20,020.00
Public Safety Center, Inc	Gloves	\$361.52
Quill Corporation	Misc. Office Supplies	\$232.90
R.P Lumber Company, Inc.	Misc. Supplies	\$271.44
Rawlins Automotive	Misc. Parts	\$1,369.72
Rawlins Hardware	Misc. Supplies	\$2,045.74
Rawlins, City of	Tire Disposal	\$23.40
Rietveld, Toni	Mileage	\$55.59
Rodriguez, Candy	Elec Monitor Refund	\$743.50

Sanchez, Kimberly	Witness Fees	\$90.00
Saratoga Auto Parts, Inc.	Misc. Parts	\$173.49
Saratoga Sun	Misc. Ads	\$1,278.00
Schaeffer Mfg. Co	Lube	\$4,584.33
Schilling & Winn Pc	Legal Services	\$4,328.28
Scriven, Olivia	Witness Fees	\$15.00
Security Transport Services, Inc.	Inmate Transport	\$3,162.65
Sheets, Ed	Finish Sheetrock Texture	\$342.31
Sikes, Melisa	Postage/Stickers	\$70.08
Slow And Steady Law Office, PLLC	Legal Services	\$11,920.00
SNF, Inc	2 2021 Ram Fire Truck	\$164,040.00
South Central Wy Ems	Quarterly Payment	\$11,250.00
Spaulding, Dawnnette	Emergency Financial Assistance	\$5.30
Staples Advantage	Misc. Office Supplies	\$339.43
State Of Wyoming DCI	Sex Offender Changes M. Calhoun	\$25.00
Stinker Stores, Inc.	Fuel	\$11,409.87
Summit Food Service	Jail Meals	\$11,003.70
Swanson Services Corporation	Jail Commissary	\$1,887.83
T-O Engineers	DWX Master Plan Update	\$785.00
Uline	Velcro	\$159.20
UPRSWDD	Trash Services	\$190.00
Valley Fire Extinguisher	Annual Maintenance	\$305.45
Waco	Waco Dues	\$325.00
Walker, Deborah C	Patches Sewn	\$96.00
Western Truck Repair	Shock	\$137.00
Western Truck Repair	Seal/Shoe Kit	\$118.85
Wy Dept Of Transportation	Brush Creek Bridge	\$26.28
Wy Machinery Company	Service Maintenance	\$440.24
Wy Rents, LLC	Jack Hammer Rental	\$88.00

## **CONSENT AGENDA**

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. The consent agenda includes the December 21, 2021, regular meeting minutes; monthly receipts from Planning and Development in the amount of \$1,475.00, bonds for Georgia R. Miller, Treasurer for Carbon County School District #2 in the amount of \$50,000.00; Cynthia Culver, Trustee for Medicine Bow Rural Health Care District in the amount of \$5,000.00; Jessica Sue Andrews, Trustee for Medicine Bow Rural Health Care District in the amount of \$5,000.00; Kay Embree, Trustee for Medicine Bow Rural Health Care District in the amount of \$5,000.00; Clint A. Weber, Treasurer for Baggs Cemetery District in the amount of \$5,000.00; Stacey L. Ward, Deputy Treasurer for Carbon County in the amount of \$10,000.00; Eileen Keller, Deputy Treasurer for Carbon County in the amount of \$10,000.00; and Althea Foster, Clerk/Treasurer for

the Town of Baggs in the amount \$50,000.00. Commissioner Moore seconded, and the motion carried unanimously.

### **ELECTED OFFICIALS & DEPARTMENT HEADS**

#### **Sheriff**

Archie Roybal, Sheriff requested and received approval to fill vacant detention deputy position.

Sheriff Roybal discussed an invitation to award for 50/50 grant from Small Rural Tribal Body-Worn Camera Program for 20 body cameras for patrol deputies. The grant would cover approximately \$40,000.00. The county would be responsible for \$27,900.00 from the Sheriff's budget plus in-kind match.

Commissioner Espy moved to authorize the Sheriff's signature on a grant award for the Small Rural Tribal Body-Worn Camera Program and proceed to complete the application for 20 body cameras for patrol deputies for a total amount of \$67,900.00 with \$40,000.00 covered by the grant, \$27,900.00 from county funds, \$12,225.00 from in-kind employment pay for training and setup for a total of \$40,125.00 from the county. Commissioner Moore seconded, and the motion passed unanimously.

#### **Buildings & Grounds**

Jim Piche, Buildings & Grounds Manager requested and received approval to fill up to three vacant positions. He has one vacant now and two that may be leaving.

Mr. Piche stated that full demolition has begun at the Courthouse today and construction is expected to last approximately 15 months. District Court's move to the Interim Justice Center is almost complete and went well. Finally, the crew to repair the Road & Bridge crane are expected next week.

#### **Road & Bridge**

Kandis Fritz, Road & Bridge Superintendent, reported the Rock Creek Wind Project will access their project through the Cooper Cover Road in Carbon County therefore a road use agreement will be necessary. She anticipates \$300,000.00 for road maintenance from impact assistance funds. The impact assistance meeting is not yet scheduled.

Ms. Fritz stated that she will be bidding 165 miles of magnesium chloride work to be done this summer.

#### **Assessor**

Renee Snider, County Assessor requested and received approval to fill vacant position.

#### **Emergency Management**

Lenny Layman, Emergency Management Coordinator presented a grant award agreement for a dedicated vehicle through Wyoming Office of Homeland Security. The grant is \$85,000.00 with half of that being a match from the county. He has distributed vehicle specifications and requested bids from various dealers around the state and will request a bid be awarded at the next meeting to allow for plenty of time for delivery of a vehicle prior to the grant deadline later this year.

Commissioner Jones moved to authorize the Chairman's signature on the Grant Award Agreement between Wyoming Office of Homeland Security and Carbon County for the Office of Emergency Management dedicated vehicle and accessories in an amount not to exceed \$42,500.00 in grant funds plus an equal match for a term of October 1, 2020, through September 30, 2022. Commissioner Barkhurst seconded, and the motion passed unanimously.

Mr. Layman presented a monthly update for the Office of Emergency Management. He plans to have the Board of Carbon County Commissioners Preparedness Cooperative Agreement completed soon and have the first training on January 19, 2022, from 8 am to noon. February 2 Mr. Layman will hold the Carbon County Grants Plus funding options meeting. This would be a meeting of various municipalities and agencies with needs for equipment or other items but have a lack of funding. The WY Department of Homeland Security would attend the meeting and assist entities in which grants would apply and provide an opportunity for agencies to work together on grants.

Also, the Saratoga Airport is working on getting a National Weather Service Terminal Aerodrome Forecast (NWS TAF). TAF's are basically a 24hr weather forecast for the airport. However, it is geared toward the Aviation community and provides cloud base heights, visibility, obstructions to the visibility including snow, blowing snow, rain, thunderstorms, fog, dust, smoke, wind speeds and low-level wind shear.

## **IT**

Matt Webster, IT Specialist discussed a Memorandum of Understanding with Wyoming Supreme Court. The MOU delineates the responsibility between the Supreme Court and the county for installation of IT equipment and technology systems both during the remodel of the Courthouse and beyond.

Commissioner Espy moved to authorize the chairman's signature on the Memorandum of Understanding with Wyoming Supreme Court to delineate responsibility between Wyoming Supreme Court and the county for installation of IT equipment and technology systems dedicated to Circuit and District Courts pending attorney approval. Commissioner Moore seconded, and the motion passed unanimously.

## **Fire**

John Rutherford, Fire Warden, reported the brush truck being purchased with the State Loan & Investment Board grant is complete and will be picked up in the next couple weeks. The used truck purchased from Natrona County has been picked up and will soon be in service.

Mr. Rutherford reported \$39,000.00 was budgeted to purchase air packs but needs an additional \$5,800.00 for the entire purchase due to a recent price increase.

Attorney Davis presented a lease agreement with the Town of Baggs for fire equipment for approval and Chairman's signature. Essentially the town would earn the equipment or pay it off at or before the 5-year mark and the equipment becomes theirs. Mr. Rutherford added that the county's mechanic has done some maintenance and replaced the tires. Attorney Davis reported the Baggs Fire Contract for Services had been signed previously and was effective January 1, 2022.

Commissioner Jones moved to approve the lease agreement between Carbon County and the Town of Baggs for fire equipment 2005 Kenworth water tender in the amount of \$40,000.00 and for a term of 5 years. Commissioner Espy seconded, and the motion passed unanimously.

### **Public Health**

Amanda Brown, Public Health Nurse, presented an update on services her office is providing as well as COVID updates. In addition, she is requesting designs for murals to be painted in the kid's nook in her office and she will have the commissioners make the final approval.

### **Planning and Development**

#### **Certifications**

Sarah Brugger, County Planning Director presented Certifications of Recommended Action for Z.C. Case #2022-01 – Bryan Annan and Z.C. Case #2022-02 – Michael Lutz.

Commissioner Barkhurst moved to accept the Certification of Recommended Action from the Carbon County Planning & Zoning Commission Z.C. Case #2022-01 – Bryan Annan and Z.C. Case #2022-02 – Michael Lutz and schedule a public hearing for February 1, 2022, 11:15 a.m. at the Carbon Building-Courthouse Annex in Rawlins, Wyoming. Commissioner Moore seconded, and the motion carried unanimously.

### **Treasurer**

Lindsey West, Carbon County Treasurer requested the Chairman's signature on Resolution No. 2022-01 Carbon County Investment Policy and to designate depositories for the county. She has received depository applications from RNB State Bank and Bank of Commerce.

Commissioner Moore moved to authorize the Chairman's signature on Resolution No. 2022-01 Carbon County Investment Policy and to designate Bank of Commerce and RNB State Bank as depositories for Carbon County for 2022 and the Investment Policy Compliance Letter. Commissioner Espy seconded, and the motion carried unanimously.

### **RESOLUTION NO. 2022-01**

## **CARBON COUNTY INVESTMENT POLICY**

**WHEREAS**, W.S. §9-4-831(h) mandates every political subdivision adopts “a statement of investment policy”; and

**WHEREAS**, CARBON COUNTY desires to adopt an investment policy at least as restrictive with respect to the types of investment as authorized by W.S. §9-4-831(a), a copy of which is affixed hereto and incorporated herein by this reference.

**NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF CARBON COUNTY, WYOMING:**

- (a) The CARBON COUNTY financial accounting procedures are divided among the County Commissioners, the County Clerk and the County Treasurer. The County Clerk is designated as budget officer (W.S. §16-4-102(a)(iv)); the County Treasurer is in charge of the county treasury (W.S. § 18-3-804) and 18-3-805. Warrants for payment from the treasury must be authorized by the Board of County Commissioners (W.S. §18-3-504 and 18-3-805);
- (b) It shall be the policy of the Carbon County Treasurer to invest public funds in a manner which will provide the highest investment return with the maximum security, and conforming to all federal, state and local laws and regulations governing the investment of public funds;
  - (1) To the extent possible, the Carbon County Treasurer will attempt to match its investments with anticipated cash flow requirements. Unless matched to a specific cash flow, the Carbon County Treasurer will not directly invest in securities maturing more than two (2) years from the date of purchase.
  - (2) Funds in excess of cash flow requirements may be invested in securities maturing not more than five (5) years from the date of purchase, if the maturity of such investments is made to coincide as nearly as practicable with the expected use of funds.
- (c) Any person affecting an investment transaction on behalf of CARBON COUNTY, or offering investment advice, shall sign a statement indicating he or she has read this policy and agrees to abide by this policy and by applicable federal, state and local laws, with respect to the advice given and transactions undertaken on behalf of the County.
- (d) The Carbon County Treasurer shall be, and is hereby authorized to make such statutory investments, at his or her discretion, as will conform to this policy which shall be deemed at least as restrictive as the types of investments authorized by W.S. §9-4-831(a).
  - (1) The County shall diversify its instruments by security type and institution. With the exception of U.S. Treasury securities, certificates of deposits and authorized pool, no more than twenty-five percent (25%) of the County’s total investment portfolio will be invested in a single security type.
  - (2) To provide assurance that the County will be able to continue financial operations without interruption and dependent upon interest rates and satisfaction with services, the County will generally attempt to utilize at least two financial institutions as depositories.

- (e) The Treasurer is charged with the responsibility of providing a monthly financial report, to include investment activity and returns, in the County's Financial Report.
- (f) This policy shall be effective through the calendar year 2022.

**WHEREFORE**, be it resolved that the Board of County Commissioners adopts the aforementioned policy, and this policy shall be reviewed on an annual basis.

**ADOPTED** this 4<sup>th</sup> day of January 2022.

**BOARD OF COUNTY COMMISSIONERS**

-s- Byron Barkhurst  
-s- John Espy  
-s- Willing "John" Johnson  
-s- Sue Jones  
-s- Travis Moore

**ATTEST:** -s- Gwynn Bartlett, County Clerk

**Clerk**

Gwynn Bartlett, County Clerk presented a letter to become a party to the Rock Creek Wind Energy Project for Chairman's signature.

Commissioner Jones moved to authorize any commissioner's signature on the letter to the Department of Environmental Quality advising them that Carbon County desires to be a party to Rock Creek Wind Energy Project siting permit application. Commissioner Barkhurst seconded, and the motion passed unanimously.

Clerk Bartlett presented Amendment #1 to the Administrative Services Agreement for Chairman's signature. The amendments include a preauthorization requirement for ABA Therapy (found under Mental Health/Outpatient services), an amendment for the copay maximizer program and required compliance changes for 2022.

Commissioner Barkhurst moved to approve the Chairman's signature on Amendment #1 to the Administrative Services Agreement between Carbon County Employees and Blue Cross Blue Shield of Wyoming. Commissioner Espy seconded, and the motion passed unanimously.

Clerk Bartlett presented a board application that she received from Zachary Hartshorn for the Rawlins-Carbon County Airport Board.

Commissioner Moore moved to appoint Zachary Hartshorn to the Rawlins-Carbon County Airport Board for a 5-year term ending January 2027. Commissioner Espy seconded, and the motion passed unanimously.

Clerk Bartlett reported she has scheduled sexual harassment training for employees and blood draws covered by the county's health insurance will be coming up in February.

Clerk Bartlett requested and received approval to replace an upcoming vacant position.

Clerk Bartlett discussed the upcoming Rock Creek Wind Energy Project impact assistance meeting. A special meeting has been scheduled for Wednesday, January 12, 2022, at 8:30 a.m. at the Carbon Building-Courthouse Annex.

Clerk Bartlett updated the BOCC on redistricting and asked if they would like to comment to the Corporations Committee or the legislature on the current plan the committee is working from. Commissioner Jones reported there have been no public meetings and she did not feel rural Carbon County should be lumped in with Rawlins. The Board agreed they would like to send a letter to the Corporations Committee and copy Carbon County's delegation noting the board's fear of Carbon County's rural population losing its representation to populated Green River. The BOCC would like the rural population intact keeping HD47 while keeping large municipal areas separate from the rural populations as much as possible.

### **Attorney**

Ashley Mayfield Davis, Carbon County Attorney presented a lease modification for United Way so that DCI can occupy the space for BOCC approval and Chairman's signature.

Commissioner Barkhurst moved to approve the Chairman's signature on the Lease Modification for United Way so that the Department of Criminal Investigation can occupy their office through June 2023. Commissioner Moore seconded, and the motion passed unanimously.

Attorney Davis presented Amendment Eight to the Lease between WY Dept. of Transportation and Carbon County for Driver Services Office at the Little Snake River Valley Library for Chairman's signature.

Commissioner Barkhurst moved to approve the Chairman's signature on Amendment Eight to the Lease between WY Dept. of Transportation and Carbon County for Driver Services Office at the Little Snake River Valley Library for term of February 1, 2009, through January 31, 2024, in an amount of \$360.00 per year. Commissioner Espy seconded, and the motion passed unanimously.

### **COMMISSIONERS**

Vice Chairman Sue Jones presented various documents for the Dixon Airport including the crack seal project, an application for Federal Assistance for the Dixon Airport fence relocation project and the categorical exclusion on the fence relocation project for Chairman's signature.

Commissioner Jones moved to authorize the Chairman's signature on the Cooperative Agreement between the WY Department of Aeronautics and Carbon County for crack seal project at the Dixon Airport in the amount of \$4,376.49, which is 20% of the actual construction costs of \$21,882.46. Commissioner Barkhurst seconded, and the motion carried unanimously.

Commissioner Jones moved to approve the Chairman's signature on the Application for a Federal Assistance Grant for Dixon Airport fence relocation project in the amount of \$601,000.00 with the county portion being \$24,040.00, for term of November 1, 2021, through December 31, 2022. Commissioner Barkhurst seconded, and the motion passed unanimously.

Commissioner Jones moved to authorize the Chairman's signature on the CATEX. Commissioner Barkhurst seconded, and the motion carried unanimously.

### **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 10:33 a.m. with Clerk Bartlett, Lenny Layman and Ashley Mayfield Davis to discuss 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 11:18 a.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Moore seconded, and the motion carried unanimously.

### **MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)**

Ken Harmon, Chief Executive Officer for Memorial Hospital of Carbon County presented a monthly update on the status of MHCC including financials, physician recruitment, as well as COVID cases, testing and vaccines. He also discussed having a work session with the City of Rawlins regarding options for land the hospital currently owns, some of which is in Rawlins and some outside of Rawlins. They hope to merge the parcels.

### **Public Hearing – Z.C. Case File No. 2021-12**

Chairman Johnson opened a public hearing at 11:30 a.m. to hear Planning & Zoning file type Z.C. Case File #2021-12, Paul Draves' request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.42) on approximately 2.42 acres. The RD Zone is intended to provide land for residential development that is typically single family detached and located within Town Expansion Areas and within or nearby Rural Centers. Residential single-family zones are intended to be in areas planned for residential development that are easily accessible and infrastructure already exists or is readily available, it is located at 45 North Cherokee Road, approximately 1.5 miles north on Carbon County Road #451 on the west side. Sarah Brugger, Planner/GIS Specialist, presented the case file.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:33 a.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2022-02, 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 #2021-12, Paul Draves' request for a Zone

Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.42) on approximately 2.42 acres, located at 45 North Cherokee Road, approximately 1.5 miles north on Carbon County Road #451 on the west side. Commissioner Barkhurst seconded, and the motion carried unanimously.

**Resolution No. 2022 – 02**

**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 #2021-12**

**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, December 6, 2021, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, December 6, 2021, 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, December 6, 2021, 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 zone 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, January 4, 2022; and

**WHEREAS**, at said public hearing on January 4, 2022, 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 that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; 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 #2021-12:** Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.42) on approximately 2.42 acres. The RD Zone is intended to provide land for residential development that is typically single family detached and located within Town Expansion Areas and within or nearby Rural Centers. Residential single-family zones are intended

to be located in areas planned for residential development that are easily accessible and infrastructure already exists or is readily available.

**Petitioner:** Paul Draves (Applicant and Land Owner)

**Parcel Identification Number:** 21881320002300

**Rural Address:** 45 North Cherokee Road

**General Site Location:** Approximately 1.5 miles north on Carbon County Road #451 (Cherokee Road) on the west side.

**Legal Description:** A tract of land (2.42 acres) located in a portion of the NW1/4 NW1/4, Section 13, T21N, R88W, Carbon County, Wyoming. For a more complete legal description, please refer to Warranty Deed, Book 1348, Page 117.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Residential (RD-2.42) encompassing approximately 2.42 acres.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 4<sup>th</sup> of January 2022.

**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

**Public Hearing – Z.C. Case File No. 2021-13**

Chairman Johnson opened a public hearing at 11:34 a.m. to hear Planning & Zoning file type Z.C. Case File #2021-13, Devin Shepard's request for a for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4) on approximately 4 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled, it is located at 1 Saratoga Lake Road, approximately 770 feet north of Saratoga off Saratoga Lake Road; east of WY HWY 130 and Carbon County Road #301 (Leavengood Lane). Sarah Brugger, Planner/GIS Specialist, presented the case file. She did note the minimum acreage for the zone is 5 acres however because the use is consistent, she recommended moving forward with a waiver of the lot size. Commissioner Barkhurst confirmed the use is agricultural and not commercial as the applicant may be part owner in Shepard Construction Solutions. Ms. Brugger stated that if that was the case, she would ask the applicant to apply for a conditional use permit.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:41 a.m.

Commissioner Espy moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2022-03 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 #2021-13, Devin Shepard's request for a for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4) on approximately 4 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled, it is located at 1 Saratoga Lake Road, approximately 770 feet north of Saratoga off Saratoga Lake Road; east of WY HWY 130 and Carbon County Road #301 (Leavengood Lane). Commissioner Moore seconded, and the motion carried unanimously.

**Resolution No. 2022 - 03**

**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 #2021-13**

**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, December 6, 2021, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, December 6, 2021, 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, December 6, 2021, 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 zone 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, January 4, 2022; and

**WHEREAS**, at said public hearing on January 4, 2022, 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 that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; 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 #2021-13:** Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4) on approximately 4 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled.

**Petitioner:** Devin Shepard (Applicant and Land Owner)

**Parcel Identification Number:** 17841210007700

**Rural Address:** 1 Saratoga Lake Road

**General Site Location:** Approximately 770 feet north of Saratoga off Saratoga Lake Road; east of WY HWY 130 and Carbon County Road #301 (Leavengood Lane).

**Legal Description:** A tract of land (4 acres) located in the NW1/4 NE1/4 and NE1/4 NW1/4, Section 12, T17N, R84W. For a more complete legal description, please refer to Warranty Deed, Book 1367, Page 173.

**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 Rural Residential Agriculture (RRA-4) encompassing approximately 4 acres.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 4<sup>th</sup> of January 2022.

**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

**CITIZEN & COMMISSIONERS DISCUSSION**

Chairman Johnson asked for public comment on a proposed fire district however no citizens were present.

Commissioner Moore reported he and others are continuing to explore joint dispatch.

Commissioner Jones reported that the federal infrastructure funding bill, Dixon Airport will receive \$110,000.00 per year from 2022 through 2026 to be used towards projects at the airport. It does require a 10% match. Likely these figures would be incorporated into the Airport Improvement Program (WACIP). With a major runway rehabilitation coming around 2027 the

county could bank its entitlements for that project and use this allocation for other projects. She noted the Rawlins Airport has received the same amount.

### **EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 11:47 a.m. with Clerk Bartlett and Ashley Mayfield Davis to discuss 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 12:49 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Moore seconded, and the motion carried unanimously.

### **ADJOURNMENT**

Commissioner Espy moved to adjourn the meeting at 12:50 p.m. Commissioner Moore seconded, and the motion carried unanimously.

A regular meeting of this Board will be held February 1, 2022, at 9:00 a.m., at the Carbon Building-Courthouse Annex, located at 215 West Buffalo, Room 240A, 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.