

September 4, 1979

COMMISSIONER'S PROCEEDINGS  
REGULAR MEETING

The Board met at 10:00 A.M., Commissioners Robert Grieve, Emil Lemich and Martin McMahon present: Grieve, Chairman.

MINUTES of the regular meeting of August 7th and August 8th were read and approved.

MONTHLY REPORTS of the County officers were audited and placed on file.

The following bills were approved for payment:

Martin McMahon	Salary - Commissioners	\$ 563.22
Emil Lemich	Salary - Commissioners	345.48
Robert Grieve	Salary - Commissioners	496.22
Marjorie Larson	Salary	159.89
County Clerk	Salaries	8,074.82
County Treasurer	Salaries	6,995.00
County Assessor	Salaries	5,643.20
County Sheriff	Salaries	22,191.65
County Attorney	Salaries	5,681.20
Arthur Greene	Salary - Surveyor	1,071.83
County Agent	Salaries	1,291.42
Clerk of Court	Salaries	3,610.10
Justice Court	Salaries	2,618.39
Steve Noecker	Salary - J.P.	659.02
Gilbert E. & Marian Blumenthal	Salary - J.P.	530.13
Edna Jackson	Salary - J.P.	553.09
Agnes Stocks	Salary - J.P.	378.23
Billie McCoul	Salary - J.P.	52.98
County Sheriff	Salaries	9,131.39
Courthouse Custodians	Salaries	4,406.18
Herbert Matson	Salary - Fairground Custodian	703.09
Computer Department	Salaries	1,402.16
Road & Bridge	Salaries	20,767.92
Doyle Thompson	Salary - Water Commissioner	424.35
Robert L. Hileman	Salary - Water Commissioner	266.61
Donald L. Perry	Salary - Water Commissioner	384.91
Carl Vyvey	Salary - Water Commissioner	449.35
Lewis C. Waldron	Salary - Water Commissioner	436.85
Election Department	Salaries	930.43
Daniel Klein, M.D.	Salary - Public Health Officer	281.61
Public Health Nursing Services	Salaries	995.81
Daniel Schinkel	Salary - Fire Department	276.37
Allen Bergstrand	Salary - Civil Defense	302.77
Planning & Zoning	Salaries	1,701.35
Acme Sanitary Supply	Jail Supplies	257.80
AELE Publications	Sheriff Supplies	39.00
American Caselaw Corporation	Attorney Supplies	16.75
Randy Anderson	County Agency expenses	375.41
J. R. Bates	R & B Expenses	140.00
Bel Air Inn Restaurant	District Court costs	71.90
BiRite Drug	Various expenses	304.30
Gilbert Blumenthal	Rent	75.00
Brinkerhoff Investigations	Sheriff investigation	120.00
David Brooks	R & B expenses	130.00
George Buckendorf	R & B expenses	9.26
Build Rite Lumber	ILT - Radio Tower	40.71
Burkes Conoco	CH & J - Supplies	17.32
Forrest O. Butler	District Court - witness fees	137.40
Carbon Engineering	R & B Repairs	213.23
Carbon Power & Light	R & B - electric services	8.60
Chevron USA	Sheriff - fuel	121.71
Chevron, USA - Rawlins	Sheriff - gasoline	785.26
Childress Electric	Radio System - supplies	1.64
City Plumbing & Culligan	CH & J - supplies	10.50
Coast to Coast	CH & J - supplies	106.26
Commercial Security Bank	County Attorney - payment	306.06
Commissioner of Public Lands	Fire Protection - repairs	48.00
CES (Computer Election)	Election supplies	670.00
Conoco, Inc.	Sheriff - gasoline	229.56
Cooper Chevrolet	R & B - repairs	4,408.54
Council of Governments	ILT - Council of Gov.	15,000.00
R.T. Crouch	Sheriff - travel expense	42.81
Ernest Cruz	District Court - fees & costs	25.00
Culverts & Industrial Supply	R & B - culverts	3,715.86
C.W. Enterprises	ILT (Radio)	188.90
Diamond International	R & B repairs	64.82
D & K Sanitation	CH & Jail	50.00
Dodie S. Delaney, R.N.	Public Health expense	182.67
Dixon Garage	R & B - Fuel	609.36
Dennis Doherty	County Treasurer - Bonds	250.00
Electric Service Company	CH & Jail - supplies	62.96
Elk Mountain Hotel	District Court - fees & costs	113.65
Ellis Blacksmith Shop	R & B - repairs	15.00
Energy Housing, Inc.	Rent	605.00
Fenimore Chevrolet, Inc.	R & B - repairs	14.25

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First Wyoming Bank -N/A Rawlins	J.P. - supplies	\$ 3.45
Jean Ann Fleenor	District Court Reporter	8.00
Fleming Implement	R & B - repairs	179.64
Dennis Flynn	District Court costs	7.50
James Frailery	District Court costs	30.00
Dwight H. France	Sheriff - Transport Prisoners	746.50
Franks Plumbing	CH & Jail	568.55
Paul Fultz	Sheriff - Travel expense	40.78
Gambles	Election supplies	10.46
Gregory R. Gregor M.D.	Coroner - Medical Consultant	500.00
Jack Gemmell	District Court - fees & costs	131.11
Vickie Genoff	County Agent - expenses	287.49
Glenn Ashmore Chevrolet	Ambulance repair	154.15
Robert Grieve	Commissioner expense	31.28
Oscar A. Hall & John A. Hoke	Public Defenders - rent	450.00
Herold Iron Works	R & B repairs	18.00
Bridgett Hettgar, R.N.	Public Health expense	60.50
Moyne Hoffman	Planning & Zoning expenses	94.12
Horizon Printing	Various	813.15
I.B.M.	Various	790.57
Edna Jackson	J.P. - rent & telephone	79.52
J. & S. Contractors Supply Co.	R & B - supplies	92.00
John's Body Shop	Repairs	209.10
J.H. Kaspar Oil Company	R & B - fuel	9.38
Kinnaman Supply Company	Various - supplies	236.18
Daniel S. Klein, M.D.	Health Care of Prisoners	287.00
Robert Konrath	Planning & Zoning expenses	11.51
Norman J. Kretzer	R & B - new equipment	115.00
Emil Lemich	Commissioner expense	92.30
Kendal McBride	Coroner - Fees & expense	109.20
Rodney McColl	R & B - Expenses	210.00
McMahon Motors	Senior Service Expenses	158.88
Maberry's Glass Shop	R & B - Repairs	160.20
Maxson Realty	Premium on bonds	21.00
The Mills Company	Various	1,312.05
Moss Equipment Company	R & B - Repairs	1,184.35
Mountain Bell	Various	2,536.55
Douglas Naffziger	R & B - Expenses	210.00
Northern Gas Division - Saratoga	R & B - Utilities	16.32
Northern Gas Division	Various	231.36
C.W. Ogburn - Sheriff	Board of Prisoners	4,405.00
C.W. Ogburn	Sheriff - Expenses	32.93
Osborne Block Realty	Planning & Zoning - Rent	250.00
Pacific Power & Light Co.	Various Electric services	562.48
Norman Palm	Planning & Zoning - Expenses	15.30
Sherrie Patch, R.N., PHN	Public Health - expense	24.79
The Paymaster Corporation	County Treasurer - Maintenance	349.50
Perkins Conoco Oil	R & B - Fuel	763.56
Phillips Petroleum Company	Sheriff - Fuel	116.67
Pitney Bowes	Postage meter	69.00
Merwyn Powell	County Assessor - Mileage	125.12
Rawlins Automotive	Various	153.03
City of Rawlins, Water Department	Various	230.35
Rawlins Newspapers	Printing & Publishing	2,110.80
Rawlins Diesel Service	Road & Bridge - Supplies	170.78
Rawlins Fire Extinguisher Service	Fire Protection	214.40
Rawlins Travel Management	District Court - Fees & costs	736.00
Jonathan Rhoades	R & B - Expenses	170.00
Robo Wash	Sheriff - Car expenses	3.00
Rocky Mountain Hooker, Inc.	R & B - Repairs	6.00
Rocky Mountain Police Supply	Sheriff - Supplies	15.30
Rocky Mountain Power Service Inc.	R & B - Supplies	275.87
Russell, Greenhawt, Rummel	District Court Appointed Attorneys	70.00
Sarand, Inc.	County Attorney	73.33
Saratoga Auto Parts	Various	34.30
Secretary of State	County Attorney - Supplies	60.50
Shively Hardware	R & B - Parts & supplies	118.97
Larry L. Shriner	Coroner - Fees & expenses	227.00
Skyline Motors	Various	105.66
Snake River Press	Various printing & publishing	24.68
Snyders Communication	Sheriff - Repairs	16.65
Rod Solomon	District Court - Witness fees	93.56
Square Shooters Eating House	District Court - Meals for Jurors	145.35
P.V. Sridharan, M.D.	Dr. Recruiting - Salary	600.00
P.V. Sridharan, M.D.	Dr. Recruiting - Advance	5,525.20
Data Services Division	Data Processing - State of Wyoming	124.99
Lance Stewart	Planning & Zoning - Mileage	46.00
Agnes Stocks	J.P. - Rent	75.00
Doyle Thompson	Water Commissioner - Mileage	121.38
U.S. Welding Supply	R & B - Supplies	383.87
Valley Telephone Co.	Various	8.00
David R. VanBockel, M.D.	Dr. Recruiting	1,833.18
Rebecca VonForell	County Agent - Expenses	446.40
Carl L. Vyvey	Water Commissioner - Mileage	17.68
Steven Walters	District Court - Witness fees	68.75
P.S. "Sid" Weber	Planning & Zoning - Expenses	29.32
Western Equipment Company	R & B - Repairs	1,763.54
James Williams	R & B - Expenses	210.00

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Williams & Harrison	District Court - Witness fees	\$ 83.60
Wilson Equipment & Supply Co.	R & B - Supplies	2,900.00
Wilson Industries, Inc.	R & B - Supplies	50.51
Wyoming Association of Judges	Justice Court - Dues	125.00
Wyoming State Treasurer - Girls School	Misc. - Care of Girls	7.50
Wyoming Highway Dept.	Sheriff - Radio rental	330.00
Wyoming Peace Officers Association	Sheriff - Dues	180.00
Wyoming State Treasurer - Boys School	Misc. - Care of Boys	34.00
Wyoming Retirement System	Various - Social Security	8,689.44
Wyoming Taxpayer Association	County Treasurer - Dues	15.00
Wyoming Wholesale	Various	162.85
Yampa Valley Electric	Various	26.17
Yates Hardware	R & B - Supplies	54.26
Zep Manufacturing Company	CH & Jail - Supplies	127.74
Colonial Insurance	Various - Insurance	152.80
Workmens Compensation	Compensation to State	454.12
Department of Revenue & Taxation	Fire Protection License	2.00
Rawlins National Bank	Various - Withholding Taxes	21,544.48
Equitable Life & Health Insurance	Various - Life & Health	5,796.63
Wyoming Retirement	Various - Retirement	

## REVENUE SHARING

Community Resource Center	Funding	\$41,000.00
Fleming Implement	Int. Fire & Water Tank Truck	\$12,999.14

## RETAIL LIQUOR LICENSE

There being no protest, the Commissioners approved the renewal of a Retail Liquor License to Robert F. and Janice Konrath, dba Four (4) K Country Club, a building 36' x 50' x 50', 2100 square feet situated in the legal subdivision, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 35, T21N, R84W.

## RETAIL MALT BEVERAGE PERMIT

There being no protest, the Commissioners approved the renewal of a Retail Malt Beverage Permit to Frank E. & Roberta Erickson, dba Three (3) Forks Muddy Gap Service, Portion of Section 27, T28N, R89 in a frame building.

## BONDS APPROVED

John T. Cobb	Savery-Little Snake River Water District	\$ 1,000.00	\$ 1,000.00
Geraldine B. Norris	County Clerk Deputy	1,500.00	1,500.00
Enid Z. Baker	County Clerk Deputy	1,500.00	1,500.00
Rosemary E. Thorlakson	County Clerk Deputy	1,500.00	1,500.00
Florence Moore	County Clerk Deputy	1,500.00	1,500.00

## REBATE

Carmin Capozzoli	Erroneous Assessment	\$ 313.74
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## ABATEMENT

Carmin Capozzoli	Erroneous Assessment	\$ 151.65
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## BEAVER CREEK COUNTY ROAD

The following permit to construct an access driveway was granted to Ira J. Wiant, P.O. Box 66, Encampment, Wyoming, located on Beaver Creek Road, Carbon County, approximately 10 miles Southeast from Encampment, for ingress or egress to a residence, Section 30, Township 14N, Range 82 W, 6th P.M.; access drive width 30 feet, on East of highway, in a rural area.

ACD

## BIDS FOR SHERIFF DEPARTMENT VEHICLES

Two (2) bids were received and opened for the Sheriff's Invitation on four (4) new vehicles:

Shively Hardware Company, Saratoga, Wyoming	\$19,849.86 for two
Glenn Ashmore Chevrolet-Cadillac, Inc., Rawlins, Wyoming	29,790.00 for four

A motion was made by Lemich and Seconded by McMahon to accept the bid of Glenn Ashmore Chevrolet-Cadillac, Inc, Rawlins, Wyoming for four (4) vehicles as specified by the Sheriff Department. Roll was called on said motion with the following results, Grieve-aye, McMahon-aye, Lemich-aye.

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## BIDS FOR ROAD &amp; BRIDGE ELK MOUNTAIN SHOP BUILDING

Two (2) bids were received and opened for the Road & Bridge Department for a 50 X 80 foot metal shop building:

Jones Development Co., Inc., Hanna, Wyoming	\$94,870.00
Arrow Construction Co., Inc., Rawlins, Wyoming	77,500.00

A motion was made by Lemich and seconded by McMahon to accept and approve the low bid of Arrow Construction Company, Inc.; subject to completion of the land purchase, in the amount of \$77,500.00. Roll was called on said motion with the following results; Grieve-aye, McMahon-aye, Lemich-aye.

## SALE OF COUNTY PROPERTY

Bids were accepted at the Office of the County Clerk until 5:00 P.M., August 31, 1979, for the sale of the following described property at which time said bids were publicly opened and read, namely:

One (1) 1961 Terex TS 14 Scraper, serial #31522

The following bid was reviewed: Consolidated Welding & Salvage, Inc. \$8250.00  
Rawlins, Wyoming 82301

Being the only bidder, the scraper was sold to Consolidated Welding & Salvage, Inc., P.O. Box 140, Rawlins, Wyoming, 82301 in the amount of \$8250.00.

## CARBON COUNTY ALCHOLIC BEVERAGE PERMITS

A motion was made by Lemich and seconded by McMahon and unanimously carried to pass the following Resolution:

## RESOLUTION

A RESOLUTION PROVIDING FOR EXPIRATION OF ALL LIQUOR LICENSES, MALT BEVERAGE PERMITS, AND CATERING PERMITS ISSUED AFTER SEPTEMBER 1, 1979, on SEPTEMBER 1, 1980, AND PROVIDING FOR LICENSE FEES, AND REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH.

BE IT RESOLVED by the Board of County Commissioners of the County of Carbon:

That fees for retail liquor licenses, limited retail liquor licenses, restaurant liquor licenses, and twenty-four hour malt beverage permits and catering permits shall be as follows:

\$2,000 retail liquor license  
\$1,000 limited retail liquor license  
\$ 500 County retail malt beverage permit  
\$2,000 restaurant liquor license  
\$10.00 twenty-four hour malt beverage permit  
\$10.00 catering permit

The above fees shall apply for all licenses issued after September 1, 1979, and expiring September 1, 1980.

PASSES, APPROVED AND ADOPTED this 4th day of September, 1979.

BOARD OF COUNTY COMMISSIONERS OF  
THE COUNTY OF CARBON

By s/ Robert Grieve  
Chairman

## ATTEST:

s/ Mary G. Bradford  
County Clerk

## CARBON COUNTY PLANNING &amp; ZONING

Public Hearings were held before the Board on the following:

Case #79-17 - Final Plat Approval, Subdivision Permit, Zone Change - River Bend Estates, by L.V. Stafford, Box 820, Buffalo, Wyoming - Final Plat approval and Subdivision Permit application for a 17 unit mobile home park located at Fort Steele, Wyoming. Also zone change from RAM (Ranching, Agriculture, & Mining) to RD (Residential Development). Plans call for converting present 4.77 acre overnight campground into a 17 unit mobile home park. Site is legally described as a portion of NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 35, Township 21N, Range 85W, Carbon County, Wyoming. A motion was made Lemich and seconded by McMahon to approve. Roll was called with the following results: Grieve-aye, McMahon-aye, Lemich-aye.

Case #79-19 - Zone Change - Ira Wiant, Box 66, Encampment, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-5 (Residential Development) on 5 acres (m/1) located approximately 10 miles southeast of Encampment, Wyoming and legally described as w $\frac{1}{2}$  N $\frac{1}{2}$  E $\frac{1}{2}$  NE $\frac{1}{2}$  SE $\frac{1}{4}$  Section 30, Township 14N, Range 82W, Carbon County, Wyoming. A motion was made McMahon seconded by Lemich to approve. Roll was called with the following results: Grieve-aye, McMahon-aye, Lemich-aye.

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Case #79-21 - Zone Change - Robert A. Edwards, P.O. Box 121, Encampment, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-5 (Residential Development) for residential purposes. Site is located off of Black Hall Road, East of Riverside, Wyoming, and consists of 2.23 acres, legally described as a portion of NE $\frac{1}{4}$  Section 6, Township 14N, Range 83W, Carbon County, Wyoming. A motion was made by McMahon and seconded by Lemich to approve. Roll was called with the following results: Grieve-aye, Lemich-aye, McMahon-aye.

Case #79-22 - Zone Change - Richard W. Brown, P.O. Box 1933, Rawlins, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-1 (Residential Development) for residential purposes. Site is located in Fort Steele, Wyoming, legally described as SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 26, Township 21N, Range 85W, Carbon County, Wyoming. A motion was made by Lemich and seconded by McMahon to approve. Roll was called with the following results: Grieve-aye, Lemich-aye, McMahon-aye.

Case #79-09 - Zone Change - El Rancho Not So Grande, By John Crow, President, Box 1211, Saratoga, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-40 (Residential Development). Site is approximately 3 miles northeast of Saratoga, Wyoming, and is legally described as NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 30, Township 18N, Range 83W, Carbon County, Wyoming. No motion was made to move off the table.

Case #79-10 - Zone Change - Michael A. Jonas, Box 1222, Saratoga, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-10 and RD-10 (Residential Development). Site is approximately 2 miles south of Saratoga, Wyoming, along Spring Creek Road, and is legally described as SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 25, Township 17N, Range 84W, Carbon County, Wyoming. No motion was made to move off the table.

#### IR PROJECT ON HANNA NORTH ROAD

A motion was made by McMahon and seconded by Grieve to appoint Emil T. Lemich as a viewer for the Proposed IR Project on the Hanna North Road.

#### BAGGS SOLID WASTE DISPOSAL DISTRICT BOARD

A motion was made by Lemich to reappoint Charlotte Corson for a three (3) year term commencing September 4, 1979 to September 4, 1982. Roll was called with the following results; Grieve-aye, McMahon-aye, Lemich-aye.

#### CARBON COUNTY SNOWY RANGE COMMUNITY ACTION AGENCY

A motion was made by Lemich and seconded by McMahon to appoint Rev. John Meyer, Rawlins, Wyoming to the Carbon County Snowy Range Community Action Agency for a three (3) year term commencing September 1, 1979 to September 1, 1982. Roll was called with the following results; Grieve-aye, McMahon-aye, Lemich-aye.

#### CARBON COUNTY SHERIFF RADIO SYSTEM

An agreement was executed by and between Yampa Valley Electric Association, Inc. and Carbon County for an electric line on Baker's Peak to the Radio System that is being installed.

This Agreement is for a five year period with a monthly minimum of \$45.00. After the five year period the minimum will drop to the rate book charges, which is \$6.80 at the present time.

There being no further business, the meeting was adjourned until the following day.

September 5, 1979

The Board resumed its session at 10:00 A.M., Grieve, Lemich, and McMahon present. Grieve, Chairman.

#### CARBON COUNTY JOINT FACILITIES

STATE OF WYOMING )  
                      )  
                      ) SS.  
COUNTY OF CARBON )

A regular meeting of the Board of County Commissioners (herein "Board") of Carbon County, Wyoming, was held at the regular meeting place of the Board at the County Courthouse, in Rawlins, Wyoming, in said County, on Wednesday, September 5, 1979, at the hour of 11:00 a.m., pursuant to notice and call duly given to each member of the Board.

The meeting was called to order by the Chairman of the Board, and upon roll call the following members were found to be present, constituting a quorum:

Chairman:	Robert Grieve
Other Commissioners:	Martin "Mutt" McMahon
	Emil T. Lemich
Absent:	None

constituting all the members of the Board.

There were also present:

County Clerk:	Mary G. Bradford
County Treasurer:	C. R. Engstrom
County Attorney:	Craig Williams

The following proceedings, among others, were had and taken:

Commissioner Lemich introduced the following resolution, which was thereupon read in full and is as follows:

#### RESOLUTION

WHEREAS, at a bond election duly called and held within Carbon County, Wyoming, on Tuesday, July 10, 1979, a majority of those qualified electors of the County voting thereon approved the following proposal:

Shall the Board of County Commissioners of Carbon County, Wyoming, be authorized to issue the registered coupon bonds

September 4, 1979

Case #79-21 - Zone Change - Robert A. Edwards, P.O. Box 121, Encampment, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-5 (Residential Development) for residential purposes. Site is located off of Black Hall Road, East of Riverside, Wyoming, and consists of 2.23 acres, legally described as a portion of NE $\frac{1}{4}$  Section 6, Township 14N, Range 83W, Carbon County, Wyoming. A motion was made by McMahon and seconded by Lemich to approve. Roll was called with the following results: Grieve-aye, Lemich-aye, McMahon-aye.

Case #79-22 - Zone Change - Richard W. Brown, P.O. Box 1933, Rawlins, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-1 (Residential Development) for residential purposes. Site is located in Fort Steele, Wyoming, legally described as SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 26, Township 21N, Range 85W, Carbon County, Wyoming. A motion was made by Lemich and seconded by McMahon to approve. Roll was called with the following results: Grieve-aye, Lemich-aye, McMahon-aye.

Case #79-09 - Zone Change - El Rancho Not So Grande, By John Crow, President, Box 1211, Saratoga, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-40 (Residential Development). Site is approximately 3 miles northeast of Saratoga, Wyoming, and is legally described as NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 30, Township 18N, Range 83W, Carbon County, Wyoming. No motion was made to move off the table.

Case #79-10 - Zone Change - Michael A. Jonas, Box 1222, Saratoga, Wyoming - zone change from RAM (Ranching, Agriculture, & Mining) to RD-10 and RD-10 (Residential Development). Site is approximately 2 miles south of Saratoga, Wyoming, along Spring Creek Road, and is legally described as SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 25, Township 17N, Range 84W, Carbon County, Wyoming. No motion was made to move off the table.

#### IR PROJECT ON HANNA NORTH ROAD

A motion was made by McMahon and seconded by Grieve to appoint Emil T. Lemich as a viewer for the Proposed IR Project on the Hanna North Road.

#### BAGGS SOLID WASTE DISPOSAL DISTRICT BOARD

A motion was made by Lemich to reappoint Charlotte Corson for a three (3) year term commencing September 4, 1979 to September 4, 1982. Roll was called with the following results; Grieve-aye, McMahon-aye, Lemich-aye.

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There being no further business, the meeting was adjourned until the following day.

September 5, 1979

The Board resumed its session at 10:00 A.M., Grieve, Lemich, and McMahon present. Grieve, Chairman.

#### CARBON COUNTY JOINT FACILITIES

STATE OF WYOMING )  
                      )  
                      ) SS.  
COUNTY OF CARBON )

A regular meeting of the Board of County Commissioners (herein "Board") of Carbon County, Wyoming, was held at the regular meeting place of the Board at the County Courthouse, in Rawlins, Wyoming, in said County, on Wednesday, September 5, 1979, at the hour of 11:00 a.m., pursuant to notice and call duly given to each member of the Board.

The meeting was called to order by the Chairman of the Board, and upon roll call the following members were found to be present, constituting a quorum:

Chairman:	Robert Grieve
Other Commissioners:	Martin "Mutt" McMahon
	Emil T. Lemich
Absent:	None

constituting all the members of the Board.

There were also present:

County Clerk:	Mary G. Bradford
County Treasurer:	C. R. Engstrom
County Attorney:	Craig Williams

The following proceedings, among others, were had and taken:

Commissioner Lemich introduced the following resolution, which was thereupon read in full and is as follows:

#### RESOLUTION

WHEREAS, at a bond election duly called and held within Carbon County, Wyoming, on Tuesday, July 10, 1979, a majority of those qualified electors of the County voting thereon approved the following proposal:

Shall the Board of County Commissioners of Carbon County, Wyoming, be authorized to issue the registered coupon bonds

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of said County, in an amount not to exceed \$2,600,000, or so much thereof as may be necessary, for the purpose of establishing, purchasing, constructing and equipping joint public school and County Courthouse and administrative office facilities, including a library, said bonds to bear interest at a rate or rates not to exceed 7-1/2% per annum, to mature within not exceeding 21 years from their date or dates, and to be issued and sold upon such lawful terms and conditions, and with such covenants and agreements as the Board may determine, including, at its option, provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

WHEREAS, the Board of County Commissioners of Carbon County, Wyoming (the "Board") has determined and does hereby determine to issue said bonds in the amount of \$2,600,000 for the purpose of establishing, purchasing, constructing, and equipping joint public school and County Courthouse and administrative office facilities, including a library.

WHEREAS, after public advertisement, sealed bids were received and opened for the purchase of said bonds on September 5, 1979; and

WHEREAS, the bid submitted by Harris Trust & Savings Bank of Chicago, Illinois and Associates (herein "Purchaser"), for the purchase of said bonds, bearing interest as hereinafter set forth, at par and accrued interest to the date of delivery and a premium of \$321 was the best bid submitted and was informally accepted by the Board; and

WHEREAS, the Board determines that it is necessary and for the best interests of the County and its inhabitants to provide for the issuance of said bonds in the amount of \$2,600,000 for said purposes.

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

Section 1. Ratification. All consistent action previously taken by the Board and the officers of the County is ratified, approved and confirmed.

Section 2. Bond Details. For the purpose of advancing the general welfare of the citizens of the County be establishing, purchasing, constructing and equipping joint public school and County courthouse and administrative office facilities, including a library, the County of Carbon, in the State of Wyoming, on behalf of said County and upon the credit thereof, shall issue its negotiable coupon, general obligation bonds designated "Carbon County, Wyoming, General Obligation Building Bonds, Series September 1, 1979," in the principal amount of \$2,600,000, consisting of 520 bonds numbered 1 through 520, inclusive, in the denomination of \$5,000 each, dated September 1, 1979, payable to bearer, and bearing interest from the date thereof until their respective maturities at the respective rates hereinafter designated, evidenced by one set of coupons payable to bearer and attached to said bonds, said interest being payable on September 1, 1980, and semiannually thereafter on March 1 and September 1 in each year, and being numbered and maturing serially, without option of prior redemption, in regular numerical order on September 1 in each of the designated amounts and years, as follows:

Bond Numbers (All Inclusive)	Interest Rates (Per Annum)	Amounts Maturing	Years Maturing
1 - 20	7.00%	\$100,000	1980
21 - 50	7.00%	\$150,000	1981
51 - 90	7.00%	\$200,000	1982
91 - 130	6.40%	\$200,000	1983
131 - 175	5.40%	\$225,000	1984
176 - 225	5.40%	\$250,000	1985
226 - 275	5.50%	\$250,000	1986
276 - 330	5.50%	\$275,000	1987
331 - 385	5.50%	\$275,000	1988
386 - 450	5.50%	\$325,000	1989
451 - 520	5.60%	\$350,000	1990

The principal of and the interest on the bonds shall be payable in lawful money of the United States of America, without deduction for exchange or collection charges, at the office of the County Treasurer of Carbon County, in Rawlins, Wyoming. If any bond is not paid upon presentation at its maturity, interest shall continue at the coupon rate stated on the face of the bond until the principal thereof is paid in full.

Section 3. Negotiability. Title to any bond or to any coupon shall pass by delivery merely as a negotiable instrument payable to bearer. Subject to the provisions specifically made or necessarily implied herein, the bonds and the coupons appertaining thereto shall be fully negotiable and shall have all the qualities of negotiable paper, and the holder or holders of negotiable instruments under the provisions of the Uniform Commercial Code -- Investment Securities.

Section 4. Execution. Said bonds shall be signed with the manual signature of the Chairman of the Board of County Commissioners and countersigned with the facsimile signature of the County Treasurer and bear a facsimile of the County Seal. Each bond shall bear the certificate of the County Clerk manually signed and endorsed with her signature, to the effect that the said bond and the issue of which it is a part are within the lawful debt limit of said County, and are issued pursuant to law. Each bond shall also bear the certificate of the County Treasurer, executed with his facsimile signature, that a record of the series of bonds of which said bond is a part has been kept in a public book provided for that purpose showing the number, date of issue, to whom issued, amount of bond, date of redemption, and payment of interest and principal, all in accordance with law. Each of said bonds shall have attached thereto an appropriate number of coupons securing the payment of the interest accruing thereon as it falls due. Each interest coupon shall bear the facsimile signature of the County Treasurer, and said coupons, when issued as aforesaid as a part of said bonds, shall be the lawful promises and obligations of said County securing the payment of said interest as it becomes due.

September 5, 1979

Section 5. Effect of Signatures. The bonds, coupons, and certificates, bearing the signatures of the officers in office at the time of the signing thereof, shall be the valid and binding obligations of the County, notwithstanding that before the delivery thereof and payment therefor, any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. The Chairman of the Board of County Commissioners or the County Treasurer, at the time of the execution of a signature certificate appertaining to the bonds by said officer, and also at the time of the execution of the bonds, may adopt as and for his own facsimile signature the facsimile signature of his predecessor in office appearing on the bonds or coupons.

Section 6. Incontestability. Each bond shall recite that said bond is issued under the authority of W.S. 18-4-304 and 18-4-305, that it is one of a series approved at an election held for that purpose, that the total indebtedness of the County does not exceed the lawful debt limit of the County, and that the bond has been issued under the authority of, and in full compliance with, and for a purpose authorized by, the Constitution of the State of Wyoming and by law and pursuant to Section 18-4-305, W.S. 1977, such recital shall conclusively impart full compliance with all the provisions thereof, and all bonds issued containing such recital shall be incontestable for any cause whatsoever after their delivery for value.

Section 7. Bond, Coupon, and Certificate Form. The bonds, the coupons thereto attached, and the certificates to appear thereon, shall be in substantially the following form:

(Form of Bond)

UNITED STATES OF AMERICA

STATE OF WYOMING

COUNTY OF CARBON

GENERAL OBLIGATION BUILDING BOND

SERIES SEPTEMBER 1, 1979

NO. \_\_\_\_\_ \$5,000

The County of Carbon in the State of Wyoming (herein "County"), for value received, acknowledges itself indebted and hereby promises to pay to the bearer hereof the sum of

FIVE THOUSAND DOLLARS

on September 1, 19\_\_\_\_, with interest hereon from date until maturity at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum, evidenced by one set of interest coupons attached hereto, said interest being payable on September 1, 1980, and semiannually thereafter on March 1 and September 1 in each year. Both the principal of and interest on this bond are payable in lawful money of the United States of America, without deduction for exchange or collection charges, at the office of the County Treasurer of Carbon County, Wyoming, in Rawlins, Wyoming, upon presentation and surrender of this bond and the attached coupons as they severally become due. If this bond is not paid upon presentation at its maturity, it shall continue to draw interest at the coupon rate stated on the face hereof until the principal hereof is paid in full.

The bonds of the series of which this is one (herein the "bonds") are not subject to redemption prior to their respective maturities.

The bonds are issued by the County on its behalf, in its name, and upon its credit, for the purpose of establishing, purchasing, constructing and equipping joint public school and County courthouse and administrative office facilities, including a library, under the authority of, and in full compliance with, and for a purpose authorized by, the Constitution of the State of Wyoming and by law. Said bond is issued under the authority of Sections 18-4-304 and 18-4-305, Wyoming Statutes 1977, and any amendments thereof, and all other laws thereunto enabling, and this is one of a series which has been approved by a vote of the duly qualified electors of said County, voting on the question at an election duly held in said County for said purpose on July 10, 1979. In accordance with the provision of Section 18-4-305, W.S. 1977, this recital conclusively imparts full compliance with all the provisions of the act, and all bonds so issued containing this recital are incontestable for any cause whatsoever after their delivery for value. It is hereby recited, certified, and warranted that all the requirements of law have been complied with by the proper officers of the County in the issuance of this bond; and that the total indebtedness of said County, including that of this bond, does not exceed the lawful debt limit of the County or any other limit of indebtedness or other limitation prescribed by the Constitution or laws of the State of Wyoming; and that provisions have been made for the levy and collection of annual taxes sufficient to pay the interest on and the principal of this bond when the same become due (except to the extent other funds are available therefor).

The full faith, credit, and all taxable property lying within the County are solemnly pledged for the punctual payment of the principal of and the interest on this bond.

IN WITNESS WHEREOF, the Board of County Commissioners of Carbon County, Wyoming, has caused this bond to be executed in the name of the County, with the manual signature of the Chairman of the Board of County Commissioners, and countersigned with the facsimile signature of the County Treasurer of Carbon County, Wyoming, and to bear a facsimile of the corporate seal of the County, and has caused each of the annexed interest coupons to be executed with the facsimile signature of the County Treasurer, all as of September 1, 1979.

(Manual Signature)  
Chairman, Board of County Commissioners

(Facsimile Signature)  
County Treasurer

(FACSIMILE SEAL)

(End of Form of Bond)

September 5, 1979

(Form of Coupon)

Coupon

No. \_\_\_\_\_

\$ \_\_\_\_\_

September

On March 1, 19\_\_\_\_, the County of Carbon in the State of Wyoming, will pay to bearer in lawful money of the United States of America, at the office of the County Treasurer of Carbon County, Wyoming, in Rawlins, Wyoming, the amount herein stated, being interest on its Carbon County, Wyoming, General Obligation Building Bond, Series September 1, 1979, and bearing Bond

No. \_\_\_\_\_

(Facsimile Signature)  
County Treasurer, Carbon County, Wyoming

(End of Form of Coupon)

(Form of Certificates)

CERTIFICATE OF INDEBTEDNESS  
OF CLERK OF  
CARBON COUNTY, WYOMING

I, the undersigned, the duly elected, qualified, and acting Clerk of the County of Carbon in the State of Wyoming, do hereby certify that the within bond and the issue of which it is a part are within the lawful debt limit of said County, and are issued according to law.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County this \_\_\_\_\_, 1979.

(Manual Signature)  
Clerk, Carbon County, Wyoming

(Manual Seal)

CERTIFICATE OF REGISTRATION  
OF COUNTY TREASURER

IT IS HEREBY CERTIFIED by the undersigned, the duly elected, qualified, and acting Treasurer of the County of Carbon, in the State of Wyoming, that a record of the series of bonds of which this bond is a part has been kept in a public book provided for that purpose of showing the number, date of issue, to whom issued, amount of bond, date of redemption, and payment of interest and principal, in accordance with law.

(Facsimile Signature)  
County Treasurer, Carbon County,  
Wyoming

(End of Form of Certificates)

STATE OF WYOMING )  
                         ) SS  
COUNTY OF CARBON )

LEGAL OPINION CERTIFICATE

I, \_\_\_\_\_, the duly elected, qualified and acting Clerk of the County of Carbon, in the State of Wyoming, do hereby certify that the following approving legal opinion of Messrs. Dawson, Nagel, Sherman & Howard, Attorneys at Law, Denver, Colorado, to wit:

(Opinion was inserted in submargins, including complimentary closing and "/s/, Dawson, Nagel, Sherman & Howard")

is a true, perfect, and complete copy of annually executed and dated copy thereof on file in the records of the County; that a manually executed and dated copy of the opinion was forwarded to a representative of the original purchasers, for retention in its records; and that the opinion was dated and issued as of the date of the delivery of and payment for the bonds of the series of which this bond is one.

IN WITNESS WHEREOF, I have caused to be hereunto set my facsimile signature.

(Facsimile Signature)  
Clerk

(End of Form of Legal Opinion Certificate)

Section 8. Delivery. Said bonds, when executed and registered as provided by law, shall be, by the County Treasurer, delivered to the Purchaser, upon the payment by said Purchaser to said County Treasurer of the agreed purchase price, and the proceeds derived therefrom shall be used exclusively for the purpose recited in said bonds as hereinbefore set forth, but the Purchaser or any holder from time to time shall in nowise be responsible for the application of the proceeds of said bonds by said Board or the County or any officers thereof.

Section 9. Payment of Bonds and Interest. The principal and interest falling due on said bonds on September 1, 1980, shall be paid out of any funds of said County available therefor, and for the

September 5, 1979

purpose of reimbursing said funds, meeting the interest accruing on said bonds thereafter promptly and as the same become due, and paying the principal of said bonds as they mature serially, there shall be levied by the Board of County Commissioners of Carbon County, Wyoming, on all taxable property in said County, in addition to all other taxes, direct annual taxes sufficient for said purpose; and said taxes shall be collected in the same manner as other taxes for County purposes. Said taxes when collected shall be applied solely for the purpose of the payment of said interest and principal of said bonds, respectively, and for no other purpose whatever, until the indebtedness so contracted under this resolution, both principal and interest, shall have been fully paid, satisfied, and discharged; but nothing herein contained shall be construed so as to prevent the County from applying any other funds that may be in the treasury of the County and available for the purpose to the payment of interest or principal as the same respectively mature, and upon such payments, the levy or levies herein provided may thereupon, to that extent, be diminished.

Section 10. Supplemental Powers. The officers of the County be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution, including, without limiting the generality of the foregoing:

A. Printing Bonds. The printing of the bonds; and

B. Final Certificates. The execution of such certificates as may properly be required by the Purchaser thereof relating to the signing of the bonds, the tenure and identity of the County officials, the assessed valuation and indebtedness of the County, the delivery of the bonds, and the receipt of the bond purchase price, and if in accordance with the facts, the absence of litigation pending or threatened, affecting the validity thereof and the absence and existence of factors affecting the exemption of interest on the bonds from federal income taxation.

Section 11. Repealer. All acts, orders, or resolutions, or parts thereof, in conflict with this resolution be, and the same hereby are, repealed.

Section 12. Irrepealability. After the bonds hereby authorized have been issued, this resolution shall constitute a contract between the County and the holder or holders of said bonds, and shall be and remain irrepealable until said bonds and the interest accruing thereon shall have been fully paid, satisfied, and discharged.

Section 13. Severability. If any section, paragraph, clause, or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect any remaining provisions of this resolution.

ADOPTED AND APPROVED this September 5, 1979.

(SEAL)

ATTEST:

s/ Mary G. Bradford

Clerk

The motion for the adoption of the resolution was then made by Commissioner Lemich, and seconded by Commissioner McMahon. The question being upon the adoption of the resolution, the roll was called with the following result:

Those Voting Aye:

Robert Grieve  
Martin "Mutt" McMahon  
Emil T. Lemich

Those Voting Nay

None

Those Absent:

None

The Chairman thereupon declared that 3 members of the Board of County Commissioners had voted in favor of said resolution, and that the motion was carried and that said resolution had been duly adopted.

The Chairman thereupon declared that the entire proceedings should be published in the Rawlins Daily Times, a newspaper published in the County of Carbon and that the County Clerk should within 48 hours after the adjournment of this meeting, furnish said paper with a copy of the proceedings of said meeting, pursuant to Section 18-3-516, Wyoming Statutes 1977, and all laws thereunto enabling.

Other business not concerning the County's Bonds was thereupon considered.

There being no further business, upon motion duly made, seconded and unanimously carried, the Board adjourned.

(SEAL)

ATTEST)

s/ Mary G. Bradford

County Clerk

s/ Robert Grieve

Chairman, Board of County Commissioners

September 5, 1979

A motion was made by Lemich and Seconded by McMahon to accept a proposal to provide Construction Management Services to facilitate the aid in design, coordination and bidding and construction of the remodel work necessary on the old Central High School building in Rawlins, Wyoming. The Agreement was between the Board of County Commissioners of Carbon County Gesco Management Corporation. Said Agreement on file in the office of the County Clerk. Roll was called with the following results; Grieve-aye, McMahon-aye, Lemich-aye.

A motion was made by Lemich and seconded by McMahon to adopt an Agreement between Carbon County Board of Commissioners and Sundberg Drafting Service for the design, construction drawings, and construction supervision of the prosed remodeling of the old central high school building located at Third and Buffalo, Said Agreement is on file in the office of the County Clerk. Roll was called with the following results; Grieve-aye, Lemich-aye, McMahon-aye.

#### CARBON COUNTY INSURANCE

Frank Maxson of Maxson Realty met with the Commissioners to review the coverage of County buildings, vehicles and other equipment.

#### CARBON COUNTY PUBLIC HEALTH

Sherrie Patch of the Carbon County Public Health Nursing Service requested that the Commissioners participate as members of the Public Health Nursing Advisory Committee. The Committee is made up of responsible citizens who mutual interest and efforts are concerned with the health and well being of all people in the County. The Commissioners agreed to serve on this committee.

#### RIVER BEND ESTATES MOBILEHOME SUBDIVISION

A motion was made by Lemich and seconded by McMahon and unanimously carried to approve the plat of River Bend Estates Mobilehome Subdivision in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 35, T21N, Range 85W, 6th P.M.. Stafford Well Services, Box 820, Buffalo, Wyoming.

#### BAKERS PEAK - RADIO TOWER

A delegation from Amoco Pipeline requested that they be allowed to install radio equipment in the building now under construction for the Sheriff's Radio System on Bakers Peak. The Commissioners granted their approval.

#### CARBON COUNTY HOSPITAL

Randall Draney the Administrator of the Carbon County Hospital presented a detailed report pertaining to the nurse recruiting, physician recruiting, general status and other matters concerning the hospital.

There being no further business the meeting was adjourned.

BOARD OF COUNTY COMMISSIONERS

  
\_\_\_\_\_  
Chairman

ATTEST:

  
\_\_\_\_\_  
COUNTY CLERK

#### STATEMENT OF OFFICES TO BE FILLED AND DECLARATION OF CANDIDATES ELECTED AT THE SCHOOL TRUSTEE ELECTION

HELD SEPTEMBER 11, 1979

#### SCHOOL DISTRICT NO. 1

Area B Trustee	Clark R. Hull Abe J. De Herrera	Three-year term Three-year term
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#### SCHOOL DISTRICT NO. 2

Area F Trustee	Howard M. Brokaw	Three-year term
Area G Trustee	Barry A. Field	Three-year term
Area H Trustee	James A. York, Jr.	Three-year term