

July 6, 1993

COMMISSIONER'S PROCEEDINGS

REGULAR MEETING

July 6, 1993

The Board met at 9:00 a.m. in the Commissioner's Meeting Room of the Courthouse, Rawlins, Wyoming. Commissioners Artlin Zeiger, Gary Graalman and Linda Fleming were present. Artlin Zeiger, Chairman.

FINANCIAL REPORTS of the County Officers were audited and placed on file.

BONDS

Scott R. Estep Treasurer	Carbon County Visitors Council July 16, 1993 to July 16, 1994	\$ 20,000.00
Mary Belle Lambertsen Secretary/Treasurer	Carbon County Museum Board July 1, 1993 to July 1, 1994	1,000.00
Larry Mowry Superintendent	Carbon County School District #2 July 1, 1993 to July 1, 1994	50,000.00
Harry E. Russell.III Treasurer	Little Snake River Conservation District July 1, 1993 to July 1, 1994	5,000.00

ASSESSOR

County Assessor, Darrell Stubbs presented the Carbon County abstract of assessment roll for 1993.

MEMORIAL HOSPITAL OF CARBON COUNTY

A motion was made by Graalman, seconded by Fleming and unanimously carried to appoint Roger Schneider to the Memorial Hospital Board of Carbon County.

LIBRARY BOARD

A motion was made by Fleming, seconded by Graalman and unanimously carried to appoint Sanford Robinson to the Carbon County Library Board.

EXTENSION SERVICES

The Commissioners signed a certificate of compliance for Carbon County's extension educator salary agreement with the University of Wyoming regarding compliance with Federal employment requirements.

PLANNING

The administrator's report for the month of June, 1993 was presented by Carbon County Planner, Nina Adams.

MINUTE AMENDMENT

A motion was made by Fleming, seconded by Graalman and unanimously carried to amend the April 6, 1993 minutes regarding Resolutions 1993-2 and 1993-3. The motion deleted the 1993-2 and 1993-3 Resolutions from the April 6, 1993 minutes and approved the resolutions for the July 6, 1993 meeting. The resolutions are as follows:

R E S O L U T I O N 1 9 9 3 - 2

A RESOLUTION VACATING A PORTION OF A PUBLIC HIGHWAY, CARBON COUNTY ROAD 385, NORTH SPRING CREEK ROAD

WHEREAS the Town of Saratoga is receiving 61.98 acres of land from the Bureau of Land Management for use in extending the Saratoga airport runway; and,

WHEREAS the Bureau of Land Management is requiring the vacation of a portion of Carbon County Road 385, North Spring Creek Road, prior to said conveyance to the Town of Saratoga; and,

WHEREAS the Town of Saratoga has agreed to convey to Carbon County a Right-of-Way to replace the vacated portion of Carbon County Road 385, North Spring Creek Road; and,

WHEREAS the Carbon County Commissioners desire to cooperate with the Town of Saratoga and find that said vacation will be in the public interest,

NOW, THEREFORE, BE IT RESOLVED BY THE CARBON COUNTY COMMISSIONERS, that Carbon County shall vacate that portion of Carbon County Road 385, North Spring Creek Road, described as follows:

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A strip of land for the purposes of abandonment of a specific portion of Carbon County North Spring Creek Road 385 upon, over, under and across the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, NE $\frac{1}{4}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21, all in T. 17N., R. 84W., 6th P.M. Carbon County, Wyoming;

lying between parallel Right-of-Way lines 100 feet apart, being 50 feet on each side when measured at right angles or radially to and parallel with the following described centerline of road;

said parallel Right-of-Way lines are to be prolonged or shortened to terminate at their points of intersection with appropriate legal boundaries of ownership;

Beginning at a point which is in said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, said point of beginning bears N 44°19'03" E, 2515.73' from SW Corner of said Section 15, said corner being monumented by a BLM Brass Cap marked 1989;

thence S 53°09'01" W, 664.03';

thence S 49°32'23" W, 741.83' to the point of beginning of a circular curve to the left, the radius of which is 1147.37';

thence along said curve through a central angle of 21°14'32", 425.38' to the end of said curve;

thence S 29°14'40" W, 2678.86' to the point of beginning of a circular curve to the left, the radius of which is 1226.39';

thence along said curve through a central angle of 20°15'51", 433.74' to the end of said curve, said end of curve also being the point of termination of said centerline of road;

said point of termination bears S 25°51'16" W, 2182.90' from said SW Corner of Section 15;

the forgoing described strip of land is 4943.84' in length, and contains 11.3495 acres more or less.

DATED this 6th day of July, 1993.

CARBON COUNTY COMMISSIONERS:

By: -s- Artlin Zeiger, Chairman
 -s- Linda Fleming, Commissioner
 -s- Gary Graalman, Commissioner

ATTEST: -s- W.E. Harshman, County Clerk

R E S O L U T I O N 1 9 9 3 - 3

A RESOLUTION VACATING ALL BUT A PORTION OF A PUBLIC HIGHWAY, CARBON COUNTY ROAD 316.

WHEREAS the Carbon County Commissioners believe that the major portion of Carbon County Road 316 has become unsafe for use by the public; and,

WHEREAS the Carbon County Commissioners are without the necessary funds to repair and restore the majority of Carbon County Road 316; and,

WHEREAS the majority of Carbon County Road has not been used by the public in many years; and,

WHEREAS the Carbon County Commissioners are concerned about the safety of the citizens of Carbon County and the potential liability of Carbon County;

NOW, THEREFORE, BE IT RESOLVED BY THE CARBON COUNTY COMMISSIONERS, that Carbon County shall vacate that portion of Carbon County Road 316, described as follows:

All of those parts of the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 4, S $\frac{1}{2}$ N $\frac{1}{2}$ Section 5, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ Section 6, T. 22 N., R. 80 W., S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 12, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, NW $\frac{1}{4}$ Section 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ Section 15, T. 22 N., R. 81 W., all of the 6th P.M., Carbon County, Wyoming, lying between right of way lines 200 feet apart, being 100 feet on each side (or as otherwise noted) and parallel when measured at right angles or

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radially to the following described survey line of highway, said parallel right of way lines beginning at a point in the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 4, T. 22 N., R. 80 W., on the westerly boundary of the new right of way as same is described in an Agreement between the Union Pacific Railroad Company and the State of Wyoming, said agreement being dated December 20, 1948, and ending on the East Corporate Limits of the Town of Elmo which is the west boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, T. 22 N., R. 81 W.: Beginning at a point in the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 4, T. 22 N., R. 80 W., on the westerly boundary of the new right of way as same is described in an Agreement between the Union Pacific Railroad Company and the State of Wyoming, said agreement being dated December 20, 1948, which point of beginning is S. 87° 31' E. a distance of 355 feet from a point which is S. 84° 51' E. a distance of 1434.9 feet from a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, T. 22 N., R. 80 W., from which the northeast corner of said Section 5 bears N. 0° 19' W. a distance of 1702.6 feet, said point of beginning being on a 1° 30' circular curve to the right, at which point a line tangent to said curve bears S. 89° 51' W.; thence along said 1° 30' circular curve to the right through a central angle of 5° 20' a distance of 355 feet to the end of said curve; thence N. 84° 51' W. a distance of 1434.9 feet to a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, T. 22 N., R. 80 W., from which the northeast corner of said Section 5 bears N. 0° 19' W. a distance of 1702.6 feet; thence, continuing N. 84° 51' W. a distance of 2132.3 feet to the point of beginning of a 2° 00' circular curve to the left; thence along said 2° 00' circular curve to the left through a central angle of 30° 00' a distance of 1500.0 feet to the end of said curve; thence S. 65° 09' W. a distance of 2867.7 feet; thence, with said parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, continuing S. 65° 09' W. a distance of 3357.7 feet to the point of beginning of a 2° 00' circular curve to the right; thence continuing with said parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, along said 2° 00' circular curve to the right through a central angle of 9° 40' a distance of 483.3 feet to the end of said curve; thence, continuing with said parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, S. 74° 49' W. a distance of 699 feet, more or less, to a point on the west boundary of said Section 6, from which the southwest corner thereof bears S. 0° 28' E. a distance of 704.38 feet; thence, continuing with said parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, continuing S. 74° 49' W. a distance of 2158.6 feet to the point of beginning of a 1° 00' circular curve to the left; thence, continuing with said parallel right of way lines 150 feet apart being 50 feet on the right or northerly side, along said 1° 00' circular curve to the left through a central angle of 27° 28' a distance of 2746.8 feet to the end of said curve; thence, continuing with said parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, S. 47° 21' W. a distance of 159.4 feet, more or less, until the right of way line 50 feet to the left or southerly side intersects the north boundary of the right of way for the Union Pacific Railroad Company; thence, with the right of way line on the left or southerly side being the north boundary of the right of way for the Union Pacific Railroad Co. and the right of way line on the right or northerly side being 100 feet and parallel to the survey line of highway, continuing S. 47° 21' W. a distance of 938 feet to the west boundary of Section 12, T. 22 N., R. 81 W. from which the west quarter corner of said Section 12 bears southerly 699.0 feet; thence, with parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, continuing S. 47° 21' W. a distance of 1242 feet, more or less, until the right of way line 50 feet on the left or southerly side intersects the northerly boundary of the right of way of the Union Pacific Railroad Co.; thence, with the right of way line on the left or southerly side being the north boundary of the right of way for the Union Pacific Railroad Co. and the right of way line on the right or northerly side being 100 feet and parallel to the survey line of highway, continuing S. 47° 21' W. a distance of 300 feet; thence, continuing S. 47° 21' W. a distance of 1402 feet to the point of beginning of a 0° 15' circular curve to the left; thence along said 0° 15' circular curve to the left through a central angle of 6° 05' a distance of 2433.2 feet to the end of said curve; thence S. 41° 16' W. a distance of 1975.9 feet to a point on the west boundary of Section 14, T. 22 N., R. 81 W., from which the northwest corner thereof bears N. 0° 58' W. a distance of 1840.0 feet; thence, continuing S. 41° 16' W. a distance of 1846.4 feet to the point of beginning of a 3° 15' circular curve to the right; thence, with the right of way line on the left or southerly side being the north boundary of the right of way for the Union Pacific Railroad Co. and the right of way line on the right or northerly side being 100 feet and parallel to the survey line of highway, along said 3°

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15' circular curve to the right through a central angle of $8^{\circ} 32'$ a distance of 262.5 feet; thence, with parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, continuing along said $3^{\circ} 15'$ circular curve to the right through a central angle of $33^{\circ} 51'$ a distance of 1041.6 feet to the end of said curve; thence continuing with parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, S. $83^{\circ} 39'$ W. a distance of 39.4 feet to the point of beginning of a $2^{\circ} 30'$ circular curve to the right; thence continuing with parallel right of way lines 150 feet apart being 50 feet on the left or southerly side and 100 feet on the right or northerly side, along said $2^{\circ} 30'$ circular curve to the right through a central angle of $21^{\circ} 21'$ a distance of 854 feet, more or less, until said parallel right of way line 50 feet on the left or southerly side intersects the north boundary of the right of way of the Union Pacific Railroad Co.; thence, with the right of way line on the left or southerly side being the north boundary of the right of way of the Union Pacific Railroad Co. and the right of way line on the right or northerly side being 100 feet and parallel to the survey line of highway, continuing along said $2^{\circ} 30'$ circular curve to the right through a central angle of $2^{\circ} 45'$ a distance of 110 feet; thence, continuing along said $2^{\circ} 30'$ circular curve to the right through a central angle of $3^{\circ} 15'$ a distance of 130 feet to the end of said curve; thence N. $69^{\circ} 00'$ W. a distance of 1984.0 feet to a point on the west boundary of Section 15, T. 22 N., R. 81 W., from which the west quarter corner thereof bears northerly 397.4 feet.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED LAND:

N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ in Section 16, T. 22 N., R. 81 W., 6th P.M., Carbon County, Wyoming, more particularly described as follows:

N. $69^{\circ} 00'$ W. a distance of 2552.5 feet to the point of beginning of a $3^{\circ} 30'$ circular curve to the left; thence along said $3^{\circ} 30'$ circular curve to the left through a central angle of $44^{\circ} 28'$ a distance of 1270.5 feet to the end of said curve; thence S. $66^{\circ} 32'$ W. a distance of 384.8 feet to a point on the west boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, T. 22 N., R. 81 W., from which the southwest corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ bears southerly a distance of 121.8 feet.

DATED this 6th day of July, 1993.

CARBON COUNTY COMMISSIONERS:

By: -s- Artlin Zeiger, Chairman
 -s- Linda Fleming, Commissioner
 -s- Gary Graalman, Commissioner

ATTEST: -s- W. E. Harshman, County Clerk

SHERIFF

A public hearing was held at 2:30 p.m. to hear objections concerning the raising of fees charged by the Sheriff for paper service.

A motion was made by Graalman, seconded by Fleming and unanimously carried to raise the Sheriff fees to the legal limit.

ROAD & BRIDGE

County Road & Bridge Supervisor, Don Neuman gave his administrator's report.

The Commissioners signed the following agreements:

- a right of way easement on Carbon County Road #605 between Carbon County and Blake Sheep Co.
- a right of way easement on Carbon County Road #401 and #500 between Carbon County and Curtis Rochelle
- a right of way easement on Carbon County Road #401 between Carbon County and Kimbell, Inc.

The Commissioners forwarded letters to Joe Yovich with the Wyoming Department of Transportation as follows:

- a letter requesting the use of SC-CFM funds to oil and chip 3.1 miles of Carbon County Roads #504 and #209.
- a letter requesting the use of SC-CFM funds to gravel seven miles of Carbon County Road #203

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RESOLUTION

A motion was made by Graalman, seconded by Fleming and unanimously carried to approve the following resolution:

R E S O L U T I O N 1 9 9 3 - 7

RESOLUTION TO DISSOLVE CARBON COUNTY, WYOMING -
TOWN OF HANNA, WYOMING, IMPACT JOINT POWERS
AGREEMENT

WHEREAS, the Carbon County Commissioners and the Town of Hanna, Wyoming, acting by and through their respective governing bodies, entered into the Carbon County, Wyoming - Town of Hanna, Wyoming, Impact Joint Powers Agreement the 23rd day of June, 1976; and

WHEREAS, the parties on two (2) occasions have amended such agreement, all as in form as attached hereto; and

WHEREAS, the Agreement provides the following relative to the duration of such board:

2. DURATION: The duration of this agreement and the Joint Powers Board created hereby shall be perpetual unless said Agreement and Board shall be dissolved and terminated by the joint action of the Governing Body of Hanna, Wyoming, and the Board of County Commissioners of Carbon County, Wyoming; provided that the Agreement and Board shall not be dissolved or terminated so long as there exists outstanding financial obligations of the Board.

WHEREAS, the Board does not have any outstanding indebtedness or financial obligations; and,

WHEREAS, the Carbon County Commissioners desire to dissolve the Carbon County, Wyoming - Town of Hanna, Wyoming, Impact Joint Powers Board and make distribution of the assets held by such Board.

NOW, THEREFORE, BE IT RESOLVED by the Carbon County Commissioners of the County of Carbon, Wyoming:

1. The Carbon County, Wyoming - Town of Hanna, Wyoming, Impact Joint Powers Board should be dissolved effective June 30, 1993.

2. The Carbon County Commissioners have been contacted by the Town of Hanna, Wyoming, which concurs in the dissolution of the Board. The Carbon County Commissioners and the Town of Hanna, Wyoming, shall take all steps necessary to effectuate the dissolution of the Board and Agreement, including the winding up of the affairs of the Board, the distribution of the assets and such other matters as may be incidental to such dissolution.

DATED this 6th day of July, 1993.

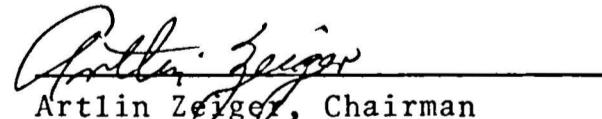
CARBON COUNTY COMMISSIONERS
Carbon County, Wyoming

(seal)

By: -s- Artlin Zeiger, Chairman

ATTEST: -s- W. E. Harshman, Secretary

THERE BEING NO FURTHER BUSINESS, the meeting was adjourned.


Artlin Zeiger, Chairman

ATTEST:


W. E. Harshman, County Clerk