

Dated at Green River, Wyoming this 21st day of October, 2014.

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

Don Van Matre, Member

Reid O. West, Member

ATTEST:

Steven Dale Davis, County Clerk

Commissioner Comments/Reports

Commissioner Bailiff

Commissioner Bailiff reported that he attended the Snow Pokes meeting concerning trail closures, the Little Mountain Tour, and visited the county shop, the Road and Bridge department, the Purchasing department and met with facilities staff. Commissioner Bailiff explained that he received a call from Bairoil resident Mike Roehrs regarding a firm that will dispose of waste oil and recommended that the information be forwarded to the Solid Waste Disposal District No. 2 board and to the Bairoil Town Council. Lastly, Commissioner Bailiff reported that he attended the Farson candidate forum noting that the subject of county roads was addressed and explained that he spoke with Public Works Director John Radosevich to address the concerns.

Chairman Johnson explained that the closing of BLM roads is a significant issue with the Coalition of Local Governments (CLG) and stated that a commissioner in Utah was cited for access on alleged BLM property and applauded the individuals cited for taking on the issue of access to public lands. Chairman Johnson reiterated that the CLG comments on every issue that comes up. Chairman Johnson also explained that Battery Systems would be willing to pick up batteries, free of charge, in the Town of Wamsutter if a pallet is set up for the Bairoil citizens as well.

Commissioner Kolb

Commissioner Kolb reported that he attended the P&Z meeting, an Airport board meeting, the Aspen Mountain Medical Center Ribbon Cutting ceremony, Oktoberfest, Communities Protecting the Green, the Farson candidate forum, a Rotary Club meeting, the Green River House District forum, the coal industry update dinner, and the Little Mountain tour. Commissioner Kolb commented that both Wamsutter and Bairoil need to be considered equally regarding the Solid Waste Disposal District No. 2. Lastly, Commissioner Kolb noted that he spoke with County Treasurer Robb Slaughter, County Assessor Pat Drinkle, County Clerk Dale Davis, Land Use Director Eric Bingham, Public Works Director John Radosevich, Facilities Manager Chuck Radosevich, and Grants Manager Krisena Marchal.

Commissioner Van Matre

Commissioner Van Matre reported that he visited with Juvenile Probation Director Karin Kelly, VSO Director Larry Levitt, IT Director Tim Knight, and Grants Manager Krisena Marchal. Commissioner Van Matre expressed his appreciation to Accounting Manager Bonnie Phillips for assisting the museum with their accounting, bookkeeping and financial questions. Lastly, Commissioner Van Matre reported that he attended the coal industry update meeting and the Little Mountain tour.

Chairman Johnson

Chairman Johnson reported that he attended the Little Mountain tour. Chairman Johnson noted that he brought constituent concerns regarding the flag near the Village Inn to the attention of Rock Springs Mayor Carl Demshar. Commissioner Kolb explained that the Rotary Club takes care of the flag and shared that they plan to discuss getting assistance from the City of Rock Springs with replacing the flag. Also discussed were the flags located at the county libraries. Chairman Johnson expressed his appreciation to Deputy County Attorney Marc Dedenbach for his assistance and for always being on top of issues and bringing them to the attention of the commission. Lastly, Chairman Johnson complimented the Green River Star and the Rocket Miner for their excellent reporting of what has transpired during the Board of County Commissioners meetings.

Commissioner West

Commissioner West reported that he attended a meeting organized by District Board of Health Director Grant Christensen relative to Ebola and how Sweetwater County would respond. Commissioner West provided a facilities update on the Health and Human Services building, the Rock Springs CDC landscaping, and the Green River Library interior slab. Lastly, Commissioner West addressed the

additional storage space that the Lending Closet has requested and explained that he will continue to work on this issue.

The commission addressed BLM roads and prior agreements that allow the county to maintain some of the roads as needed. Public Works Director John Radosevich explained that the county had previously maintained some BLM roads with verbal approval and had a written agreement with the Forest Service allowing the county to assist in blading the roads with the agreement that the Forest Service would reciprocate on county roads. Following discussion regarding roads, Chairman Johnson explained that the commission position is that the roads belong to the county and, if the road has been mechanically maintained, the county has the right to maintain those roads as they see fit. Chairman Johnson instructed Mr. Radosevich to blade Pine Mountain Road, Potter Mountain Road, Elk Butte Road, and Sage Creek Road as well as any other roads they deem appropriate.

County Resident Concerns

Chairman Johnson opened county resident concerns. Assistant Fire Warden Jessica Knezovich extended her appreciation to the commission for their concern during her ongoing recovery. Hearing no further comments, the hearing was closed.

Break

Chairman Johnson called for a break.

Action/Presentation Items

Enterprise Enrollment for Microsoft Volume License

IT Director Tim Knight requested approval of the Enterprise Enrollment Microsoft Volume Licensing. Following discussion, Chairman Johnson entertained a motion to approve the Enterprise Enrollment Microsoft Volume License as presented by Mr. Knight and authorize the Chairman to sign. *Commissioner West so moved. Commissioner Bailiff seconded the motion.* The motion carried.

Conflict of Interest Disclosure 2014

County Clerk Dale Davis explained that pursuant to WS 6-5-118, the conflict of interest disclosure should be completed by each commissioner and filed through the County Clerk's office. Deputy County Attorney Marc Dedenbach read aloud the State Statute. The commission disclosed the banks that they do business with verbally as well as completed the conflict of disclosure form and submitted it to the County Clerk's office.

Board Appointments

Planning & Zoning Commission

Commissioner Kolb moved to remove the item from the table. Commissioner Van Matre seconded the motion. The motion carried. Following discussion, *Commissioner Kolb moved to appoint Patricia Moody to the Planning & Zoning commission. Commissioner West seconded the motion.* The motion carried.

Eden Valley Solid Waste Disposal District

Following discussion, *Commissioner Bailiff moved to fill the unexpired appointment for the Solid Waste Disposal District for Eden Valley to Scott Johnson. Commissioner Kolb seconded the motion.* The motion carried.

Approval of Wyoming Downs, LLC to Conduct Pari-Mutual Wagering in Sweetwater County

Deputy County Attorney Marc Dedenbach presented Resolution 14-10-CC-01, a resolution approving Wyoming Downs, LLC to conduct pari-mutuel wagering on live horse racing, historic horse racing, and simulcast events within Sweetwater County, Wyoming. Following discussion relative to Wyoming Downs, LLC stating, "from a satellite facility at a location to be determined," *Commissioner West moved to table Resolution 14-10-CC-01. Commissioner Kolb seconded the motion.* Following discussion relative to the results of historic horse racing, the motion carried.

Request to Replace Vacant Custodial Position

Custodial Supervisor Karen Bailey requested authorization to replace a vacant custodial position. Following discussion, Chairman Johnson entertained a motion to approve a vacant/budgeted position. *Commissioner Bailiff so moved. Commissioner Van Matre seconded the motion.* The motion carried.

Approval of the Countywide Consensus Block Grant Joint Resolution for the City of Green River & the Town of Superior

Grants Manager Krisena Marchal presented the Countywide Consensus Block Grant Joint Resolution for the City of Green River and the Town of Superior. Following discussion, Chairman Johnson entertained a motion to approve the Countywide Consensus Block Grant Joint Resolution #SWBFY15/16-4 for the City of Green River and the Town of Superior. *Commissioner Kolb so moved. Commissioner Bailiff seconded the motion.* The motion carried.

Approval of the Letter of Support for the Sweetwater Family Resource Center's 2014 Access and Visitation Grant Application

Grants Manager Krisena Marchal and Sweetwater Family Resource Center representative Kathy Garrison presented the letter of support for the Sweetwater Family Resource Center's 2014 Access and Visitation grant application. Following discussion, Chairman Johnson entertained a motion to approve, and

authorize the Chairman to sign, the letter of support for the Sweetwater Family Resource Center's 2014 Access and Visitation grant application. *Commissioner Bailiff so moved. Commissioner Van Matre seconded the motion.* The motion carried.

Health Insurance Conversion Policy

Human Resource Director Garry McLean explained that the State of Wyoming requires employers to provide conversion coverage to former employees and recommended that the County accepts the \$.075 per employee per month (PEPM) at an estimated annual cost of \$4,500.00. Following discussion, *Commissioner West moved to proceed with the recommendation from HR to award the conversion coverage policy to the county's 3rd party administrator--UMR at \$.075 PEPM rate or an estimated annual cost of \$4,500.00 and authorize the Chairman to sign. Commissioner Kolb seconded the motion.* Following further discussion relative to amending state statute and speaking with state representatives, the motion carried.

Update on Memorial Hospital of Sweetwater County

Memorial Hospital CEO Jerry Kline and CFO Irene Richards provided an overall update on the hospital relative to their fiscal budget, the audit, new services provided, as well as performance and improvements. The commission addressed competitors and questioned the agreement that the hospital has with the University of Utah and what the future of Memorial Hospital looks like. Mr. Kline explained that the model developed will assist the hospital in expanding their service area and area of expertise including telemedicine, teleburn, electronic ICU (ELICU), and the regional cancer center. Mr. Kline further addressed exchange communication of electronic health records. Discussion ensued relative to air med coverage, surgical center implementation procedures, joint venture agreements, and independent physician's vs hospital employed physicians.

Lunch

Chairman Johnson recessed the meeting for lunch. After the lunch break, Chairman Johnson opened the afternoon session.

Planning & Zoning- Public Hearing

Wess & Luzviminda Carlsen and Howard Caldwell Conditional Use Permit- Guest House

Planner III Steve Horton provided the Planning & Zoning report and presented Resolution 14-10-ZO-02. Owners Wess and Luzviminda Carlsen were present. Following discussion, *Commissioner Kolb moved to approve Resolution 14-10-ZO-02. Commissioner West seconded the motion.* Chairman Johnson opened the public hearing. Hearing no comments, the public hearing was closed. The motion carried.

RESOLUTION 14-10-ZO-02

**WESS & LUZVIMINDA CARLSEN AND HOWARD CALDWELL
CONDITIONAL USE PERMIT
GUEST HOUSE**

WHEREAS, Wess & Luzviminda Carlsen and Howard Caldwell have requested a Conditional Use Permit to allow a Guest House in accordance with Section 7 of the 2014 Zoning Resolution. This Guest House will be located on approximately 2.0 acres of land owned by Wess & Luzviminda Carlsen and Howard Caldwell and described as:

Dakota Estates Subdivision, Lot 10, Sweetwater County and commonly known as 19 Greve Circle, Rock Springs, Wyoming.

WHEREAS, the Sweetwater County Board of County Commissioners held a public hearing in regards to this matter on October 21, 2014 and has given due consideration to the recommendation of the Planning and Zoning Commission and to all the evidence and testimony presented at the hearing;

NOW THEREFORE BE IT RESOLVED that the Sweetwater County Board of County Commissioners APPROVES the Conditional Use Permit for a Guest House in accordance with the regulations of Section 7 of the 2014 Zoning Resolution.

Dated this 21st day of October, 2014.

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

ATTEST:

Don Van Matre, Member

Steven Dale Davis, County Clerk

Reid O. West, Member

Searle Bros. Construction / AllWyo State Towing, LLC Variance to Allow Vehicle Storage and Disposal Facility in Commercial Zoning District and Conditional Use Permit to Operate Vehicle Storage and Disposal Facility in Commercial Zoning District

Planner III Steve Horton provided the Planning & Zoning report and presented Resolution 14-10-ZO-01. AllWyo State Towing, LLC General Manager Tim Keevert was present. Following discussion, Chairman Johnson opened the public hearing. Hearing no comments, the public hearing was closed. *Commissioner Kolb moved to approve Resolution 14-10-ZO-01. Commissioner Van Matre seconded the motion.* The motion carried.

RESOLUTION 14-10-ZO-01

**SEARLE BROS. CONSTRUCTION AND ALLWYO STATE TOWING, LLC
VARIANCE AND CONDITIONAL USE PERMIT
VEHICLE STORAGE AND DISPOSAL FACILITY**

WHEREAS, AllWyo State Towing, LLC has requested a Variance from Section 5 of the 2014 Zoning Resolution to allow a Vehicle Storage and Disposal Facility as a Conditional Use in the Commercial Zone District and a Conditional Use Permit to allow the operation of a Vehicle Storage and Disposal Facility in accordance with Section 7 of the 2014 Zoning Resolution. AllWyo State Towing is proposing to operate their business on approximately 1.66 acres of land owned by Searle Bros. Construction, described as:

Mountaineer Subdivision, 5th Section, Block 13, Lot 1, Sweetwater County and commonly known as 107 Mesa Drive, Rock Springs, Wyoming.

WHEREAS, the Sweetwater County Board of County Commissioners held a public hearing in regards to this matter on October 21, 2014 and has given due consideration to the recommendation of the Planning and Zoning Commission and to all the evidence and testimony presented at the hearing;

NOW THEREFORE BE IT RESOLVED that the Sweetwater County Board of County Commissioners APPROVES the following:

1. A Variance to allow a Vehicle Storage and Disposal Facility to be operated as a Conditional Use in a Commercial Zone District.
2. A Conditional Use Permit to allow a Vehicle Storage and Disposal Facility to be operated in accordance with Section 7 of the 2014 Zoning Resolution and the following conditions:
 - a. Approval and compliance with State of Wyoming for licensing for the impound yard.
 - b. Approval and compliance with IFC inspections and requirements.
 - c. Impounded vehicles are allowed to be stored for 30 days or less. Longer storage requires a Vehicle Storage and Disposal License from WYDOT.
 - d. Screening must be installed for the portion of the fence along Mesa Drive and along the Northwest portion from Mesa Drive to the building.
 - e. The outdoor storage is contained to the lower 1/3 of the property.

Dated this 21st day of October, 2014.

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

Don Van Matre, Member

ATTEST:

Steven Dale Davis, County Clerk

Reid O. West, Member

Jean Dickinson/Vermillion Ranch LP Appeal of Denied Construction Permit 2014 Zoning Resolution Requires Conditional Use Permit

Planner III Steve Horton explained that Vermillion Ranch LP has submitted an appeal to a denied construction permit for a private cemetery proposed to be located on the ranch property off Hwy 430. Representative Kent Felderman was present on behalf of Jean Dickinson. Following discussion,

Chairman Johnson opened the public hearing. Hearing no comments, the public hearing was closed. **Commissioner Bailiff moved to grant the appeal and authorize the Chairman to sign. Commissioner Van Matre seconded the motion.** The motion carried.

Action Items/Presentations Continued

Simple Land Division Approval for Paul Zancanella and Approval of a MOU to Install Sewer Line

Planner III Steve Horton presented the MOU between Dan Madsen, the buyer of lot 5A of Zancanella simple land division, and the Sweetwater County Commission. Representative Kent Felderman was present on behalf of Paul Zancanella. Following discussion, Chairman Johnson opened the public hearing. **Commissioner Kolb moved to approve the MOU between Dan Madsen, the buyer of lot 5A of Zancanella simple land division, and the Sweetwater County Commission. Commissioner Bailiff seconded the motion.** The motion carried.

Commissioner West moved to approve the simple land division of Paul Zancanella's lot 5 and, therefore will become lot 5A and lot 5B and authorize the Chairman to sign. Commissioner Van Matre seconded the motion. The motion carried.

Re-Sign Washam Creek Subdivision Rescission of MOU

Planner III Steve Horton presented the rescission of MOU between Edward Harberston, the owner and developer of Washam Creek Subdivision, and the Sweetwater County Board of County Commissioners. Following discussion, Chairman Johnson entertained a motion to approve the rescission of MOU between Edward Harberston, the owner and developer of Washam Creek Subdivision, and the Sweetwater County Board of County Commissioners. **Commissioner Kolb so moved. Commissioner West seconded the motion.** The motion carried.

Executive Session(s)-Personnel/Legal

Chairman Johnson entertained a motion to enter into executive session for legal and personnel. **Commissioner Kolb so moved. Commissioner Van Matre seconded the motion.** The motion carried. A quorum of the commission was present.

After coming out of executive session, Chairman Johnson explained that no action was required.

Adjourn

There being no further business to come before the Board this day, the meeting was adjourned subject to the call of the Chairman.

This meeting was recorded and is available from the County Clerk's office at the Sweetwater County Courthouse in Green River, Wyoming

THE BOARD OF COUNTY COMMISSIONERS
OF SWEETWATER COUNTY, WYOMING

Wally J. Johnson, Chairman

Gary Bailiff, Member

John K. Kolb, Member

Don Van Matre, Member

Reid O. West, Member

ATTEST:

Steven Dale Davis, County Clerk
