

RESOLUTION NO. 93-1

WHEREAS, the Solid Waste Disposal District #2 (herein sometimes designated as the "District"), in the county of Sweetwater and State of Wyoming, is a duly organized and existing solid waste disposal district governed by the District Board of the Solid Waste Disposal District #2 (herein sometimes designated as the "District Board") composed of five (5) members; and

WHEREAS, the District was duly organized, pursuant to Sections 18-11-101 through 18-11-105, Wyoming Statutes 1977, by a Resolution of the Board of the County Commissioners of Sweetwater County, Wyoming, on August 4, 1993; and

WHEREAS, the District Board was duly organized, and the members of said District Board appointed and qualified, all pursuant to Sections 18-11-101 through 18-11-105, Wyoming Statutes 1977, as amended, by Resolutions of the Board of the County Commissioners of Sweetwater County, Wyoming, on August 4, 1993; and

WHEREAS, the District Board has determined, and does hereby determine, that the present solid waste disposal facilities located within the District are may require improvement; and

WHEREAS, the District Board has determined, and does hereby determine, that it is essential for the health, safety and welfare of the residents of the District, that the District establish and operate solid waste disposal facilities; and

WHEREAS, the District Board presently has insufficient funds to operate the District, and it is necessary to have such funds to operate the District; and

WHEREAS, by virtue of Section 18-11-103, Wyoming Statutes 1977, the District Board may submit to the qualified electors of the District the question of whether or not the District shall annually levy, not to exceed three (3) mils on the dollar of assessed valuation, to operate the District; and

WHEREAS, the District Board has determined and does hereby determine, that in order to provide adequate funds for the establishment of solid waste disposal facilities and the operation of the District, the question of levying a tax of not to exceed three (3) mils on the dollar of the assessed valuation of the District should be submitted at a special election.

NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT BOARD OF SOLID WASTE DISPOSAL DISTRICT #2, IN THE COUNTY OF SWEETWATER AND STATE OF WYOMING:

Section 1. That a special tax election in and for the District be, and the same hereby is, called to be held on the 14th day of December, 1993, between the hours of 7:00 o'clock

a.m. and 7:00 o'clock p.m., at which election there shall be submitted to the qualified electors of the District the question set forth in the form of proclamation of election provided by Section 15 of this Resolution.

Section 2. That the qualified electors of the District shall vote at said polls at said time and in the manner hereinafter set forth upon said proposal by secret and separate ballots prepared and furnished by the County Clerk to the Judges of Election, and in turn, furnished by them to the electors, each ballot to be printed in substantially the following form:



OFFICIAL ELECTION BALLOT

December 14, 1993

MIL LEVY QUESTION





SOLID WASTE DISPOSAL DISTRICT #2
SWEETWATER COUNTY, WYOMING

INSTRUCTIONS TO THE VOTER

To vote, complete the arrow  pointing to your choice, like this  . To vote for the question submitted, complete the arrow on the line immediately to the right of the word "For"; To vote against the question submitted, complete the arrow on the line immediately to the right of the word "Against".

QUESTION SUBMITTED:

"Shall the District Board of Solid Waste Disposal District #2 be authorized to annually levy a tax of not to exceed three (3) mils on the dollar of the assessed valuation of the taxable property within Solid Waste Disposal District #2, for the purpose of operating said District?"

FOR		
AGAINST		

Section 3. That the polling places at which the qualified electors shall vote shall be the same polling places within the District used for general elections, as follows:

POLLING PLACES

District 22, Precinct 1 Patrick Draw--CIG Building

District 23, Precinct 1 Wamsutter--Wamsutter Town Hall

District 25, Precinct 1 Bairoil--Bairoil Town Hall

The County Clerk shall designate such election judges as necessary or appropriate with all of said judges being registered electors of the District and the precinct wherein appointed, and physically, morally and mentally competent to perform their duties. Before entering upon his/her duties each election judge shall subscribe to the following oath in writing:

"I do solemnly swear (or affirm) that I will impartially and to the best of my knowledge and ability perform the duties of my office. I will studiously endeavor to prevent all frauds, deceit and abuse in the application of the election laws of this state."

Such oath shall be taken before a Judge of Election.

Section 4. That one set of ballots, substantially in the form as hereinabove provided, shall be provided by the officers conducting the election, which shall be printed on white paper and which shall contain the statement of the proposal to be voted upon and the instructions respecting the manner of marking the ballot. Such officers shall likewise provide one ballot box for each polling place.

Section 5. No person shall be permitted to or be qualified to vote at the election who was not a registered elector in the County of Sweetwater not less than 30 days before the date of the election.

Section 6. That a Notice of Voter Registration of such requirement of registration shall be made and given by the County Clerk in substantially the form as provided in Section 8 hereof, said Notice of Voter Registration to be published at least on time in the Rock Springs Rocket-Miner, Rock Springs, Wyoming, which is published in and is a newspaper of general circulation in the County and in such other newspapers as the County Clerk shall deem appropriate.

Section 7. That a person may register who is a citizen of the United States, actually and physically a bona fide resident of Wyoming, of the County of Sweetwater and of the District, and who will be at least 18 years of age on the date of the special tax election. Upon registration at least 30 days before the date of such special tax election, such person becomes a qualified elector for such election. Persons who voted in the last general election shall be deemed registered. Every qualified elector may vote.

Section 8. That said Notice of Voter Registration shall be in substantially the following form:

NOTICE OF VOTER REGISTRATION

NOTICE IS HEREBY GIVEN that the District Board of Solid Waste Disposal District #2 has called a special tax election to be held December 14, 1993.

All persons desiring to vote at such election must be registered at least 30 days prior to such date, being no later than November 15, 1993. Persons who voted in the last general election are deemed registered.

Registration will be conducted during normal business hours at the office of the County Clerk, Courthouse, Green River, Wyoming.

DATED this _____ day of _____, 1993.

ALBERT B. VESCO
County Clerk

Publish:

Section 9. No person shall vote whose name does not appear on the official registry list for the precinct in which he offers to vote. Provided, however, members of the armed forces or merchant marine of the United States and citizens of the United States and of Wyoming who have been temporarily residing outside of the United States and the District of Columbia and their spouses and dependents who are eligible to register and qualified to vote and who have been discharged from the armed forces or who have terminated their service or employment too late to register at the time and place where registration is required, shall be entitled to register for the purpose of voting at such special election.

Section 10. That a person offering to vote at the election whose name does not appear on the precinct list may vote if a Judge of the Election obtains verification from the County Clerk before the polls close stating that the person's name is on the official registry list maintained by the County Clerk.

Section 11. That any qualified elector who will be absent from his place of residence on election day, or who cannot be present at his precinct polling place on election day because of illness, injury, disability, old age, or tenets of his religion, may vote by absentee ballot upon making application in person, in writing, or by telephone, to the County Clerk for an absentee ballot, and by furnishing the following information: Name in full, social security number, and residence by street, city and county, and zip code; a statement that the applicant is entitled to vote in the election; and if not obtained in person, the address to which the absentee ballot is to be mailed. Request for a ballot may be made on behalf of an absentee qualified elector if the prescribed information is furnished. Such absentee voter shall be entitled to vote upon executing an affidavit, hereby required to be made, before an official qualified to administer oaths or before two disinterested witnesses, is substantially the following form:

REQUEST FOR ABSENTEE BALLOTS
(W.S. 22-9-1-1 THRU 22-9-105)

VOTER I.D. NUMBER _____
DIST. _____ PREC. _____
MILITARY _____
TIME _____ DATE _____

NAME _____

RESIDENCE ADDRESS _____
STREET OR ROUTE

CITY OR TOWN _____ ZIP CODE _____

_____ , WYOMING
COUNTY
SOCIAL SECURITY NUMBER _____ DATE OF BIRTH _____

BALLOT REQUEST FOR:

SOLID WASTE DISPOSAL DISTRICT #2
SWEETWATER COUNTY, WYOMING
SPECIAL ELECTION--MIL LEVY QUESTION

BALLOTS TO BE MAILED TO FOLLOWING ADDRESS: _____

I HEREBY STATE THAT I AM A REGISTERED VOTER AND ENTITLED TO VOTE IN
THE ELECTION INDICATED ABOVE.

SIGNATURE

DATE OF RECEIPT BY COUNTY CLERK _____

NAME OF INDIVIDUAL REQUESTING ABSENTEE BALLOTT _____

RELATIONSHIP TO APPLICANT _____

INSTRUCTIONS

1. WHERE TO APPLY FOR ABSENTEE BALLOTS: COUNTY CLERK'S OFFICE
2. WHEN: NOT MORE THAN 40 DAYS PRIOR TO THE ELECTION AND UP TO THE DAY OF THE ELECTION.
3. YOUR REQUEST FOR AN ABSENTEE BALLOT MAY BE MADE IN PERSON, IN WRITING, OR BY TELEPHONE, OR IF MILITARY OR OVERSEAS CITIZEN, BY FEDERAL POST CARD APPLICATION (FPCA).
4. RETURN APPLICATION TO THE COUNTY CLERK'S OFFICE PROMPTLY. YOUR BALLOTS MUST BE RETURNED TO THE COUNTY CLERK'S OFFICE BY 7:00 P.M. ON ELECTION DAY IN ORDER TO BE COUNTED.

Section 12. That qualified electors may apply for an absentee ballot up to the day of election.

Section 13. That the polls shall open at 7:00 o'clock a.m. and close at 7:00 o'clock p.m., and immediately after the closing of the polls the election officers shall proceed to canvass the ballots. Record shall be made of the canvass and the results disclosed by such canvass shall be certified by the election officers to the Board.

Section 14. That a proclamation and notice of election shall be made and given by the County Clerk in substantially the same form as provided in Section 15 hereof, said proclamation and notice of election to be published in the following manner:

One publication in the Rock Springs Rocket-Miner, Rock Springs, Wyoming, which is published in and is a newspaper of general circulation in the County, said publication being not more than forty (40) nor less than thirty (30) days before the election.

Section 15. Said proclamation and notice shall be in substantially the following form:

PROCLAMATION AND NOTICE
OF SPECIAL TAX ELECTION
To Be Held December 14, 1993
SOLID WASTE DISPOSAL DISTRICT #2
County of Sweetwater, State of Wyoming

PUBLIC NOTICE IS HEREBY GIVEN, according to law and the requisite action of the District Board of Solid Waste Disposal District #2, that a special tax election of said District will be held on the 14th day of December 1993, between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m., at which election there will be submitted to the qualified electors of the District the following question:

QUESTION SUBMITTED:

"Shall the District Board of Solid Waste Disposal District #2 be authorized to annually levy a tax of not to exceed three (3) mills on the dollar of the assessed valuation of the taxable property within Solid Waste Disposal District #2, for the purpose of operating said District?"

Every citizen of the United States of the age of eighteen years and upward who is, on the day of said election, a bona fide resident of Wyoming, Sweetwater County, and Solid Waste Disposal District #2, and who was registered to vote therein not less than 30 days before the election, shall be entitled to vote on such question in the precinct in which (s)he was registered.

For the purpose of the special election, the District shall be divided into three (3) voting precincts, the boundaries of which shall be the same election precincts as those used for general elections which include portions of Solid Waste Disposal District #2 are hereafter set forth. The election precincts and polling places are as follows:

<u>DISTRICT and PRECINCT</u>	<u>POLLING PLACE</u>
22-1 Patrick Draw	CIG Building
23-1 Wamsutter	Wamsutter Town Hall
25-5 Bairoil	Bairoil Town Hall

No person shall be permitted or qualified to vote at the election who was not registered to vote not less than 30 days before the election, except that members of the armed forces or merchant marine of the United States and citizens of the United States and of Wyoming who have been temporarily residing outside the United States and their spouses and dependents who are eligible to be registered and qualified to vote and who have been discharged from the armed forces or who have terminated their service or employment too late to register, shall be entitled to register for the purpose of voting at such election. Every qualified elector may vote.

Any qualified elector who will be absent from his place of election on election day, or who cannot be present at his (her) precinct polling place on election day because of illness, injury, disability, old age, or tenets of his religion, may vote by absentee ballot upon making application, in person, in writing, or by telephone, or by application made on his behalf, at the office of the County Clerk, Green River, Wyoming, furnishing his (her) name in full, social security number, residence by street, city and county, and zip code; a statement that the applicant is entitled to vote in the election; and if not obtained in person, the address to which the absentee ballot is to be mailed. Application for absentee ballot may be made up to the day of election.

At said election, one ballot box shall be provided at each polling place. One set of ballots shall be provided, which shall be printed on white paper, and which shall contain the question to be voted upon and instructions respecting the manner of marking the same.

IN WITNESS WHEREOF, the County Clerk of Sweetwater County, Wyoming, has caused this proclamation to be given this 14th day of October, 1993.

ALBERT B. VESCO
County Clerk

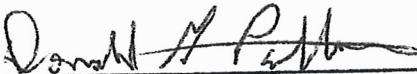
Publish:

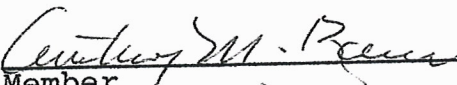
Section 16. That the officers of the District be, and they are hereby, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.


Section 17. That all acts, orders or resolutions, or parts thereof, in conflict with this Resolution be, and the same hereby are, repealed.


Section 18. That 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 not affect any of the remaining provisions of this Resolution.

ADOPTED AND APPROVED this 14th day of October, 1993.


Chairman


Member


Member


Member

Member

AREA CODE 307
PHONE 875-9360, GREEN RIVER
PHONE 382-7985, ROCK SPRINGS

P.O. BOX 730



COPY

Office of

County Clerk and Ex-Officio Register of Deeds

Sweetwater County, Wyoming
GREEN RIVER, WYOMING 82935

ALBERT B. VESCO
County Clerk

L.K. "BOBBY" BAILIFF
Chief Deputy

December 16, 1993

Solid Waste Disposal District #2
C/O Todd Patton, Chairman
P.O. Box 309
Wamsutter, Wyoming 82336

Dear Chairman Patton:

Enclosed please find the official results of the Solid Waste Disposal District #2, Mill Levy Question Election, held December 14, 1993 within Sweetwater County, Wyoming.

Please note that there were 123 for and 13 against the question, with a total 136 voters voting within the District.

I am, this day, notifying by this letter, Mr. David Rauzi, Sweetwater County Assessor, that the Solid Waste Disposal District #2 Mill Levy Question has passed and the District Board of Solid Waste Disposal District #2 be authorized to annually levy a tax of not to exceed three (3) mills on the dollar of the assessed valuation of taxable property within Solid Waste Disposal District #2, Sweetwater County, Wyoming.

I suggest that your Board contact the Department of Audit, State of Wyoming, Cheyenne, Wyoming, for instructions in setting up your budget, etc.

If this office can be of further help, please advise.

Yours truly,

Albert B. Vesco
County Clerk

Encloser

Copies:

Mr. David Rauzi, County Assessor
Mr. Mark Kot, Planning Department

December 14, 1993

MILL LEVY QUESTION
SOLID WASTE DISTRICT #2

ELECTION RESULTS

22-1 PATRICK DRAW

TOTAL VOTES CAST 22 FOR 16 AGAINST 6

23-1 WAMSUTTER

TOTAL VOTES CAST 67 FOR 66 AGAINST 1

25-1 BAIROIL

TOTAL VOTES CAST 47 FOR 41 AGAINST 6

=====

COMPLETE ELECTION TOTALS

TOTAL VOTES CAST 136 FOR 123 AGAINST 13

CERTIFICATE OF CANVASS OF RETURNS OF
SOLID WASTE DISPOSAL DISTRICT #2
MILL LEVY QUESTION ELECTION
SWEETWATER COUNTY, WYOMING

DECEMBER 14, 1993

THE STATE OF WYOMING)
COUNTY OF SWEETWATER) ss.

We the duly appointed election judges for the Mill Levy Question Election, do hereby certify that we have this day canvassed the returns of the Solid Waste District # 2 Mill Levy Question Election held in Sweetwater County, State of Wyoming, on the 14th day of December 1993.

TOTAL NUMBER OF BALLOTS CAST IN THE ELECTION : 47

FOR: 41

AGAINST: 6

Sharon Bunch

SIGNATURE OF ELECTION JUDGE

Barker A. Stine

SIGNATURE OF ELECTION JUDGE

Cleta M. Smith

SIGNATURE OF ELECTION JUDGE

SIGNATURE OF ELECTION JUDGE

CERTIFICATE OF CANVASS OF RETURNS OF
SOLID WASTE DISPOSAL DISTRICT #2
MILL LEVY QUESTION ELECTION
SWEETWATER COUNTY, WYOMING

DECEMBER 14, 1993

THE STATE OF WYOMING }
COUNTY OF SWEETWATER } ss.

We the duly appointed election judges for the Mill Levy Question Election, do hereby certify that we have this day canvassed the returns of the Solid Waste District # 2 Mill Levy Question Election held in Sweetwater County, State of Wyoming, on the 14th day of December 1993.

TOTAL NUMBER OF BALLOTS CAST IN THE ELECTION : 22

FOR: 16

AGAINST: 6

Janice L. Pott
SIGNATURE OF ELECTION JUDGE

Brenda L. Cook
SIGNATURE OF ELECTION JUDGE

Julia Deschamps
SIGNATURE OF ELECTION JUDGE

SIGNATURE OF ELECTION JUDGE

CERTIFICATE OF CANVASS OF RETURNS OF
SOLID WASTE DISPOSAL DISTRICT #2
MILL LEVY QUESTION ELECTION
SWEETWATER COUNTY, WYOMING

DECEMBER 14, 1993

THE STATE OF WYOMING)
COUNTY OF SWEETWATER) ss.

We the duly appointed election judges for the Mill Levy Question Election, do hereby certify that we have this day canvassed the returns of the Solid Waste District # 2 Mill Levy Question Election held in Sweetwater County, State of Wyoming, on the 14th day of December 1993.

TOTAL NUMBER OF BALLOTS CAST IN THE ELECTION : 67

FOR: 66

AGAINST: 1

Carol L. Loff
SIGNATURE OF ELECTION JUDGE

Beverly A. Kiser
SIGNATURE OF ELECTION JUDGE

Marie J. Peterson
SIGNATURE OF ELECTION JUDGE

SIGNATURE OF ELECTION JUDGE



COPY

AREA CODE 307
PHONE 875-9360, GREEN RIVER
PHONE 382-7985, ROCK SPRINGS

P.O. BOX 730

Office of

County Clerk and Ex-Officio Register of Deeds

Sweetwater County, Wyoming
GREEN RIVER, WYOMING 82935

ALBERT B. VESCO
County Clerk

L.K. "BOBBI" BAILIFF
Chief Deputy

Barbara Tucker
Sweetwater County Solid Waste Disposal Dist #2
Courthouse
Green River, Wy 82935

On April 26, 1994 the following was filed in the office of
the Sweetwater County Clerk:

Rules and regulations relating to the by-laws of Solid Waste Disposal District
#2.

Receiving # 1161515

Albert B. Vesco, County Clerk

By: [Signature] Deputy

By-Laws

SOLID WASTE DISPOSAL DISTRICT #2

County of Sweetwater

I certify that the attached is a true and correct copy of the by-laws of Solid Waste Disposal District #2 relating to the orderly performance of its governing Board's duties. These by-laws are adopted in accordance with Wyoming Statute §18-11-101 et. seq. This is a new set of by-laws.

Prior to adoption these by-laws were made available for public inspection on February 15, 1994, and notices of intended adoption were mailed to all persons, if any, requesting notice of the proposed by-laws.

The attached by-laws are effective immediately upon filing with the County Clerk.

Signed this 13 day of April, 1994.

Donald Patton

Donald Patton, Chairman

1161515

STATE OF WYOMING
COUNTY OF SWEETWATER } ss.
FILED FOR RECORD ON

APR 23 1994

at 2:25 o'clock PM

in Book _____ Page _____

Mary Kay Seike Deputy

APR 23 1994

Sweetwater County Solid Waste Disposal District #2

RESOLUTION 94-1

WHEREAS, the governing board of Sweetwater County Solid Waste Disposal District #2 (Board) deems it desirable to establish and adopt formal by-laws to provide for the orderly performance of its duties and the transaction of its business; and,

WHEREAS, the Board has duly appraised the public of its intention to adopt such bylaws and has made said bylaws available for public inspection; and,

WHEREAS, a public hearing concerning the adoption of said bylaws was held before the Board on March 23, 1994; and,

WHEREAS, the Board has carefully considered the comments and suggestions of all interested parties;

NOW, THEREFORE, BE IT RESOLVED:

1. The governing board Sweetwater County Solid Waste Disposal District #2 adopts the attached document entitled "Sweetwater County Solid Waste Disposal District #2 Board By-Laws" as its official bylaws.
2. The Board Chairman and the Board Secretary/Treasure are authorized to sign and attest said by-laws.
3. The Board Chairman is authorized to sign a certification statement and file a true and correct copy of the by-laws with the Sweetwater County Clerk.

Dated this 13 day of April, 1994.

By: Donald Patton
Donald Patton, Chairman

Attest:

Donna R. Patton
Secretary/Treasure

TABLE OF CONTENTS.

By-Laws of Solid Waste Disposal District #2 Board

CHAPTER I - MEMBERSHIP	3
CHAPTER II - OFFICERS	3
CHAPTER III - MEETINGS	4
CHAPTER IV - QUORUM AND VOTING	5
CHAPTER V - CONDUCT OF MEETINGS	5
CHAPTER VI - MINUTES AND RECORDS	5
CHAPTER VII - VACANCIES AND ABSENCES	5
CHAPTER VIII - COMMITTEES	6
CHAPTER IX - EXPENSES	6
CHAPTER X - AMENDMENTS	6

APR 26 1994

SWEETWATER COUNTY
SOLID WASTE DISPOSAL DISTRICT #2 BOARD

BY-LAWS

SWEETWATER COUNTY, WYOMING

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming (County Commissioners), have created Sweetwater County Solid Waste Disposal District #2 and have appointed a governing board (Board) for said district; and

WHEREAS, said Board deems it desirable to establish and adopt formal by-laws to provide for the orderly performance of its duties and transaction of its business;

NOW THEREFORE BE IT ENACTED:

CHAPTER I - MEMBERSHIP

The Board consists of five (5) members appointed by the County Commissioners. A member's term, except for certain initial appointees, shall be for three (3) years. Terms of office shall be staggered. The length of initial appointees' terms were set to establish staggered terms of office.

Board members may be re-appointed. No Board member shall have any right to expect re-appointment. Board members shall vacate their seats upon expiration of their term, unless re-appointed, and regardless of whether or not a successor has been appointed.

All the lawful powers of the district shall be vested in and exercised by the Board. The business and affairs of the district shall be conducted and controlled by the Board.

CHAPTER II - OFFICERS

The officers of the Board shall be a Chairman, Vice-Chairman and Secretary/Treasurer. The Board may appoint a Clerk, from outside its membership, to assist the officers by taking the minutes of each meeting and carrying out normal clerical functions.

The powers and duties of the officers shall be as provided by the Board. In the absence of such provisions, the respective officers shall have the powers and shall discharge the duties customarily held and performed by like officers of similar governmental entities.

By-Laws of Solid Waste Disposal District #2

The Chairman shall preside at all meetings of the Board. In the absence of the Chairman, the Vice-Chairman shall preside, and in the absence of the Vice-Chairman, the Secretary/Treasurer shall preside.

The Chairman and the Secretary/Treasurer shall co-sign all legitimate warrants of the Board. The Chairman shall sign and the Secretary/Treasurer shall attest all other documents on behalf of the Board. The Vice-Chairman may sign or attest warrants or documents if the Chairman or Secretary/Treasurer is unable or unavailable to do so.

The terms of office for all officers of the Board shall be for one year and thereafter until their respective successors are elected and take office. Election of officers shall be held during the regular January meeting. Terms of all officers shall commence the first day of February. All officers shall be eligible for re-election to any number of terms. A person may hold only one office at a time.

When an office becomes vacant for whatever reason, the Board shall elect a successor as soon as practical. The successor shall hold the office for the predecessor's unexpired term.

CHAPTER III - MEETINGS

The Board shall hold regular monthly meetings. The time and location of such meetings shall be set by the Board. The Board shall publish notice of their set time and meeting place and so long as they continue to meet at such time and place need not publish further notice of meetings. When necessary the Board may change the time and place of their regular monthly meeting and shall publish notice of any such change.

Special or emergency meetings may be called when and where needed by the Chairman and in the Chairman's absence, by the Vice-Chairman. Any meeting may be adjourned to executive session by vote of the Board.

All regular, special, or emergency meetings shall be open to the public. Executive sessions are not open to the public.

By-Laws of Solid Waste Disposal District #2

CHAPTER IV - QUORUM AND VOTING

A simple majority of the membership of the Board (three or more members) shall constitute a quorum. A quorum is necessary for the Board to take any action at a meeting except to adjourn. The vote of a majority of the members present at a meeting where a quorum exists shall be determinative. The Chairman shall have a vote on all matters requiring a vote of the Board.

If a quorum cannot be present at a meeting, and the approval of warrants or certain other business cannot be delayed until a quorum is gathered, then the Chairman, or in the absence of the Chairman, the Vice-Chairman, may authorize a canvassing of the Board by telephone. A vote of the majority of the Board (three or more members) is required to pass any proposition put to vote over the telephone. The matter shall be noted in the next set of minutes brought before the Board for approval.

CHAPTER V - CONDUCT OF MEETINGS

Roberts' Rules of Order shall guide the conduct of all meetings of the Board. Unless otherwise designated by the Board, the most recent edition of Roberts' Rules of Order shall be used.

CHAPTER VI - MINUTES AND RECORDS

The Secretary/Treasurer or Clerk shall record in the minutes the time and place of each meeting, the names of all members and visitors present, and all action taken by the Board. The Secretary/Treasurer or Clerk shall cause the minutes to be typed forthwith for approval or amendment and approval at the next regular or special meeting. A copy of the minutes shall be given to each member of the Board and each of the County Commissioners.

An original copy of the approved minutes, shall be filed chronologically within an official minutes book of the Board and shall be made available as a matter of public record.

CHAPTER VII - VACANCIES AND ABSENCES

Vacancies on the Board, however caused, shall be filled by appointment of the County Commissioners. A person appointed to fill a vacancy shall serve for the unexpired portion of their predecessor's term.

By-Laws of Solid Waste Disposal District #2

The Board may, in its discretion, declare a member's seat on the Board vacated by reason of neglect, if a member of the Board misses three (3) or more meetings in a twelve month period without good cause. Except in the case of an emergency, members are expected to provide forty-eight (48) hours advance notice of an absence from a scheduled meeting by contacting the Secretary/Treasurer or the Clerk.

CHAPTER VIII - COMMITTEES

The Chairman of the Board may appoint such special advisory committees as the Chairman deems necessary or advisable. The Chairman shall be an ex-officio member of all committees.

The Chairman shall designate the members of each committee and shall name the Committee Chairman. The Committee Chairman and at least one committee member shall be members of the Board. Vacancies on such committees shall be filled by appointment of the Board Chairman. No committee shall have any authority to take action on behalf of or in any manner bind or commit the Board.

CHAPTER IX - EXPENSES

Within the limits of available funds, members of the Board shall be reimbursed for all reasonable expenses associated with attendance at meetings, educational seminars, workshops, or other activities related to their duties as Board members. In order to be reimbursed a member's attendance at any such activity must be approved by the Board.

CHAPTER X - AMENDMENTS

These by-laws may be altered, amended, or repealed in whole or in part and new by-laws may be adopted at any time by appropriate action of the Board.

By-Laws of Solid Waste Disposal District #2

APPROVED AND ADOPTED on this 13 day of April, 1994
by the governing Board of Sweetwater County Solid Waste Disposal
District #2.

SWEETWATER COUNTY SOLID WASTE DISPOSAL DISTRICT #2:

By: Donald Patton
Chairman

ATTEST:

Q M K
Secretary/Treasurer

Sweetwater voters OK solid waste district levy

By James Tiemann
News editor

BAIROIL — Voters in eastern Sweetwater County approved a three-mill levy for a new solid waste district Tuesday and a spokesman said the Wamsutter landfill will eventually be used as a central dumping location.

Bairoil Mayor Lori Brandon said the town's landfill was closed in October because of tougher state regulations. The town is currently paying a Casper company to haul their trash to the Rawlins landfill. That arrangement will continue, she said, since Bairoil has no plans to build a new landfill. Hauling costs are costing the town about \$2,200 each month, Brandon said.

The Wyoming Department of Environmental Quality gave Bairoil until last October to close its landfill. Brandon said that deadline prompted the town council to make arrangements to haul the trash elsewhere. But, after a contract was signed with BFI in Casper, the DEQ decided to extend the closing of the landfill for two more years.

"We could have operated our dump for another two years. But, oh well," she said.

The Bairoil Town Council will turn over all trash operations to the newly-formed Sweetwater County Solid Waste District No. 2 as soon as it is organized. The board consists of representatives from Bairoil, Wamsutter, Table Rock and Croston Junction. Bairoil has already built a "transfer site," where trash is collected and then hauled to another landfill.

Tony Rigano, a member of the solid waste district board, said the maximum mill levy for solid waste districts

SWEETWATER

Continued from Page 1

in Wyoming is three mills. But, he estimated that only 1.25 mills will be levied to pay for disposal costs.

"We asked for the maximum assessment capabilities, but that doesn't mean that's what we're going to do. We hope to operate on about 1.25 to 1.50 at the max. Area businesses — some of the larger corporations — were unhappy. But, that's if we tax at the three mills. That would be quite a burden. It's going to be quite a bit less," Rigano said.

Once the solid waste district is organized, it will make arrangements to begin hauling trash to Wamsutter, according to Rigano.

"Right now I think they are moving (the trash) into Rawlins We're going to have to review all that as an entire board and see what we're going to do in the future. But, I'm sure the trash from this end of the county will have to end up in the Wamsutter landfill. The district will be taking that over," he added.

§ 18-11-102. Powers; management; rates; penalty for violation of rules.

Following the creation of a solid waste disposal district the board of county commissioners shall appoint not less than three (3) nor more than nine (9) residents of the district to constitute the governing board of the district. Appointees shall serve a term of three (3) years and may be reappointed for three (3) additional terms. Terms of office shall be staggered. The governing board may exercise all powers granted to cities and towns by W.S. 15-1-103(a)(xxi) and (xl) and shall adopt rules and regulations in managing the disposal of solid wastes within the district. Violation of a rule or regulation of the governing board requiring disposal of solid wastes in designated sites constitutes a misdemeanor punishable upon conviction by a fine not to exceed seven hundred fifty dollars (\$750.00) or imprisonment not exceeding six (6) months or both. A governing board may also enforce its rules and regulations by appropriate legal proceedings and expend and generate revenue relative to the purpose of a solid waste disposal district. The governing board may permit persons or entities not included within the district to utilize the facilities of the district. The governing board may impose fees upon persons or entities included within or outside of the district for the privilege of utilizing the facilities of the district at rates established by the governing board and any revenue generated in this manner shall only be used to operate the district. (Laws 1975, ch. 126, § 1; 1977, ch. 124, § 1; 1993, ch. 211, § 1; 1995, ch. 19, § 1.)

Cited in *Eastern Laramie County Solid Waste v. State Bd. of Equalization*, 9 P.3d 268, 2000 Wyo. LEXIS 174 (Wyo. 2000).

§ 18-11-103. Taxation; limitation.

(a) A solid waste disposal district board may submit to the qualified electors of the district the question of whether or not the district shall annually levy not to exceed three (3) mills on the dollar of assessed valuation of the district to operate the district. The question shall be submitted by the county clerk as ordered by the board of county commissioners at an election called, conducted, canvassed and returned in the manner provided for bond elections by the Political Subdivision Bond Election Law, W.S. 22-21-101 through 22-21-112.

(b) The board of county commissioners at the time of making the levy for county purposes shall levy a tax upon the taxable property within a solid waste disposal district to be used solely to operate the district. These monies shall be placed in an account certified by the solid waste disposal district governing board if the mill levy authorization has been approved pursuant to subsection (a) of this section. (Laws 1975, ch. 126, § 1; 1976, ch. 17, § 1; 1977, ch. 124, § 1; 1996, ch. 97, § 2.)

§ 18-11-104. Operation of disposal system.

Any requirements or exceptions pertaining to the operation of solid waste disposal systems by cities and towns are also applicable to county solid waste disposal districts. (Laws 1975, ch. 126, § 1; 1977, ch. 124, § 1.)

§ 18-11-105. Procedures.

The Wyoming Administrative Procedure Act [§§ 16-3-101 through 16-3-115] is applicable to all proceedings under W.S. 18-11-101 through 18-11-105 except establishing or changing the boundaries of a solid waste disposal district. (Laws 1975, ch. 126, § 1; 1977, ch. 124, § 1.)

Cited in *Board of Trustees v. Spiegel*, 549 P.2d 1161, 1976 Wyo. LEXIS 191 (Wyo. 1976).

CHAPTER 12**Improvement and Service Districts**

Sec.

18-12-101. Title; purpose; application and construction.

18-12-102. Definitions.

18-12-103. Districts authorized; general function.

Sec.

18-12-104. Jurisdiction.

18-12-105. Commencement by petition.

18-12-106. Petition for formation.

18-12-107 through 18-12-111. [Repealed.]

Sec.

18-12-112. Powers

18-12-113. District

18-12-114. Compensation; i

18-12-115. Cost ass

18-12-116. Resolution
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18-12-117. Notice of

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18-12-121. Contents

18-12-122. Election

18-12-123. Resolution

18-12-124. Bonds sec

18-12-125. Exemption

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MIKE SULLIVAN
GOVERNOR

State Board of Equalization
Ad Valorem Tax Division

Phone: 307-777-7215

Fax: 307-777-7722

October 17, 1994

Todd Patton, Chairman
Solid Waste #2
P.O. Box 309
Wamsutter, WY 82336-0309

Dear Todd,

As directed by Wyoming Statute 39-2-304, the Ad Valorem Tax Division has begun retrieving all 1995 tax district information from legally formed taxing entities. We are requesting that you send to our office all changes to your tax district boundary no later than December 9, 1994. To fully satisfy our statutory obligations, we will require one complete legal description and one complete map. The following applies:

§39-2-304. Legal descriptions and maps for new taxing entities.

"Any governmental entity with authority to levy property taxes which is formed or organized or which changes its geographical boundaries shall cause one (1) copy of the legal description and one (1) copy of an official map designating the geographical boundaries as formed or changed to be filed with the state Ad Valorem Tax Division and with the county clerk and county assessor in the county or counties within which the entity is located within ten (10) days following the effective date of the formation, organization or alteration. (Laws 1977, ch. 88, §§ 1, 2.)"

Your continued cooperation in this matter is greatly appreciated. If you have any questions regarding this matter, please feel free to contact the Ad Valorem Tax Division at (307) 777-5240.

Thank you.

Robert Eicher
Management Information Systems Coordinator

R E S O L U T I O N - S O L I D W A S T E D I S T R I C T # 2

WHEREAS, Sweetwater County recognizes that Wyoming solid waste disposal regulations will become more stringent and costly because of mandates from the United States Environmental Protection Agency's "Subtitle D" regulations; and

WHEREAS, the various communities within Sweetwater County have approached the Board of County Commissioners of the County of Sweetwater, State of Wyoming concerning problems created by these impending regulations, up to and including such problems as being forced to close landfills due to not having sufficient funds to maintain operations; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming recognizes the limitations of the Sweetwater County general fund to satisfy these increasing needs; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming recognizes that adequate funding to meet these increasing solid waste demands can be more effectively provided through properly established districts as shown by the performance of Solid Waste District #1 and the Eden Valley Solid Waste District; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming has reviewed and considered recommendations presented by the Sweetwater County Solid Waste Task Force to create a solid waste disposal district on the east side of the county; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming, has the authority, pursuant to Sections, 18-11-101, et seq., Wyoming Statutes, 1977 as amended, to establish by resolution one (1) or more solid waste disposal districts composed of any portion of the county; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming feels that it is in the best interests of the citizens of Sweetwater County in order to meet their immediate and long-term solid waste disposal needs to create a solid waste disposal district on the east side of Sweetwater County; and

WHEREAS, the Board of County Commissioners of the County of Sweetwater, State of Wyoming recognizes that the solid waste disposal needs of the east side of Sweetwater County are diverse; and, to best serve these interests, board members for the said solid waste district should be selected in a manner which recognizes these needs.

18-11-102

NOW, THEREFORE, IT IS RESOLVED that a solid waste disposal district be, and hereby is, created for the purpose of serving the eastern portion of Sweetwater County, Wyoming. The boundaries of said district are as follows:

All that portion of Sweetwater County bounded on the north by the north line of Sweetwater County and on the east by the east line of Sweetwater County and on the south by the south line of Sweetwater County and on the west by the following described line:

Beginning at the S.W. Corner of T12N, R98W, thence northerly along the west line of T12N, R98W, T13N, R98W; T14N, R98W; T15N, R98W, to the N.W. Corner of T15N, R98W said Corner is also the S.E. Corner of Solid Waste District #1;

thence northerly along the east and north line of Solid Waste District #1 as follows: northerly along the west line of T16N, R98W, to the N.W. Corner of said T16N, R98W;

thence westerly along the south line of T17N, R98W to the S.W. Corner of said T17N, R98W;

thence northerly along the west line of said T17N, R98W to the N.W. Corner of said T17N, R98W;

thence easterly along the south line of T18N, R98W to the S.E. Corner of Section 33, T18N, R98W;

thence northerly along the east line of Sections 33, 28, 21, 16, 9 and 4 of T18N, R98W and the east line of Sections 33, 28, 21, 16, 9 and 4 of T19N, R98W and the east lines of Sections 33, 28, 21, 16, 9 and 4 of T20N, R98W to the N.E. Corner of Section 4 T20N, R98W;

thence easterly along the north line of T20N, R98W to the S.W. Corner of T21N, R97W;

thence northerly along the west line of T21N, R97W to the N.W. Corner of said T21N, R97W;

thence westerly along the south line of T22N, R98W, and T22N, R99W to the S.W. Corner of said T22N, R99W, said corner is also the S.E. Corner of the Eden Valley Solid Waste District;

thence leaving the east and north line of the Solid Waste District #1 and following the east line of the Eden Valley Solid Waste District as follows: northerly along the west line of T22N, R99W; T23N, R99W; T24N, R99W to the N.W. Corner of said T24N, R99W;

thence westerly along the south line of T25N, R99W to the S.W. Corner of said T25N, R99W;

thence northerly along the west line of T25N, R99W and T26N, R99W to a point on the north line of Sweetwater County, said point is also the N.W. Corner of said T26N, R99W.

Said described land is located totally within Sweetwater County and the 6th Principal Meridian.

IT IS FURTHER RESOLVED that the solid waste district hereby created shall be known and designated as "Solid Waste Disposal District #2"; and

IT IS FURTHER RESOLVED that said Solid Waste Disposal District #2 shall be a governmental subdivision of the State of Wyoming and a body corporate, with all powers conferred upon it by the Constitution and Laws of the State of Wyoming as now or hereafter enacted; and

IT IS FURTHER RESOLVED that the governing board of said Solid Waste Disposal District #2 shall be comprised of five (5) members appointed by the Board of County Commissioners for the County of Sweetwater to serve for a term of three (3) years and may be reappointed to serve for one (1) additional term. Terms of office of the initial board members shall be staggered.

Done this 4th day of July, 1993.

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY
OF SWEETWATER, STATE OF WYOMING

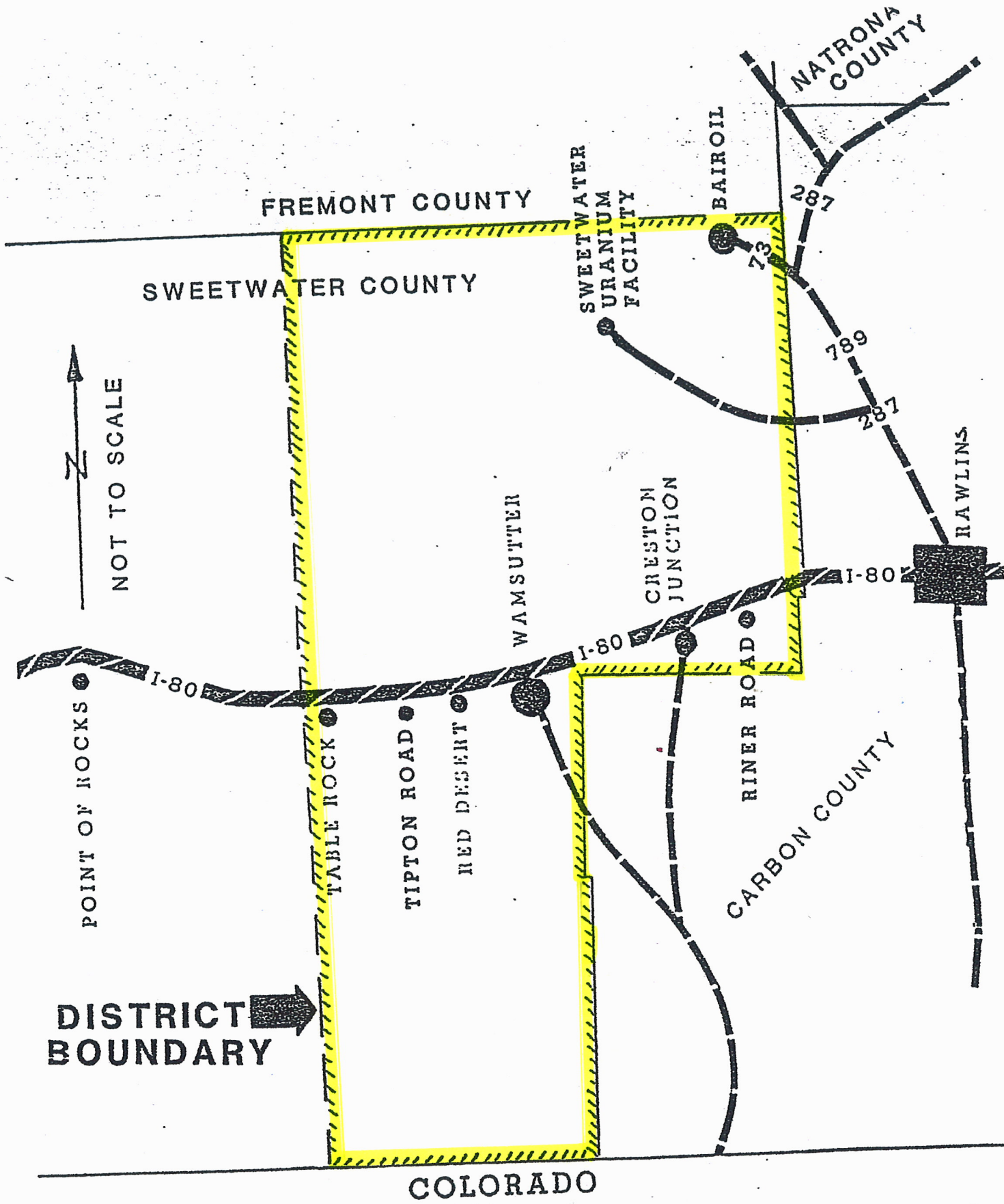
Linda M. Taliaferro
Linda M. Taliaferro, Chairperson

Fred Radosevich
Fred Radosevich, Member

Larry Callier
Larry Callier, Member

ATTEST:

Albert B. Vesco
Albert B. Vesco
Sweetwater County Clerk



**MAP OF SWEETWATER COUNTY
SOLID WASTE DISTRICT #2**