

**Park County Board of County Commissioners
Regular Meeting
May 7, 2013**

A regular meeting of the Board of County Commissioners of Park County, Wyoming, was held on Tuesday, May 7, 2013. Present were Chairman Loren Grosskopf, Commissioners Bucky Hall, Lee Livingston, Joe Tilden and Tim French, and County Clerk Jerri Torczon.

Chairman Loren Grosskopf called the meeting to order and Commissioner Joe Tilden led the audience in the Pledge of Allegiance.

Recognition - Terry Root's Retirement as Wapiti District Ranger on Shoshone National Forest.

Chairman Grosskopf congratulated Terry Root, former Wapiti District Ranger on Shoshone National Forest, on his recent retirement. Mr. Root stated that it just doesn't get any better than being able to be District Manager and being able to live in Cody, Wyoming. Mr. Root stated that the working relationship between him and the Board of County Commissioners has been great and that the Board has always been professional enough to give the respect that someone deserves. He said that although it is a national forest, the decisions made impact the local level a great deal. Mr. Root introduced Paul Flanagan, who will be the interim District Ranger until a replacement can be found. The Board thanked Mr. Root for his dedicated service and gave him their best regards for the future.

Bid Opening - Litter Control Fence Installation Project at Park County Regional Landfill.

Tim Waddell, Solid Waste Manager, and Travis Hill, Assistant Solid Waste Manager, came before the Board and conducted the bid opening for the Litter Control Fence Installation Project at Park County Regional Landfill. Bids were received from Yellowstone Fencing of Cody, in the amount of \$29,700.00; Two Tough Guys of Cody, in the amount of \$14,948.00; Lemming's Fencing of Cody, in amount of \$19,255.00; from Jason Lapp Fencing of Ralston, in the amount of \$15,900.00; and from Site Work, Inc. (formerly Olson Fencing) of Powell, in the amount of \$17,095.00. Bids will be reviewed with a recommendation for award of the bid later in the meeting.

Bid Opening - Crandall Transfer Station.

Tim Waddell, Solid Waste Manager, and Travis Hill, Assistant Solid Waste Manager, came before the Board and conducted the bid opening for the Crandall Transfer Station. Bids were received from Two Tough Guys, in the amount of \$120.00 per month for rent and \$350.00 per trip to the landfill and from Keele Sanitation, in the amount of \$75.00 per month for rent and \$288.00 per trip to the landfill. Bids will be reviewed with a recommendation for award of the bid later in the meeting.

Request for Dust Control on Road 4.

Martin Summers and Michael Lohr came before the Board and requested that the County finish chip sealing the remaining 5/10 of a mile on Road 4, that has not been chip sealed, in order to eliminate the dust in the area, especially during harvest season. They stated that when the big trucks go up and down that road, it creates so much dust it is just like a dust bowl. The Board asked questions regarding the road and discussed putting speed limit signs or speed reduction signs on the road. No action was taken.

Approval - Wyoming Department of Transportation - High Risk Rural Roads Program.

Greg Meinecke, County Engineer, came before the Board and presented the Cooperative Agreement between the Wyoming Department of Transportation and the Park County Commission for award of the High Risk Rural Roads Program. This safety program will enable Park County to centerline strip approximately sixty-four miles of high risk rural roads, based on studies done by the Wyoming Department of Transportation through accident reports, which requires a local match of 9.51%. Total federal funds that will apply to this project are \$52,374.00, with a two year

completion date. It was moved by Commissioner Hall, seconded by Commissioner Tilden and unanimously carried to approve the agreement and authorized the Chairman to sign.

Appointment of Viewer for Road 49B near Willwood Bridge .

Greg Meinecke, County Engineer, came before the Board and requested that the Board appoint a Viewer for Road 49B near the Willwood Bridge. This portion of road varies greatly from the original road. Some of the right-of-ways had been abandoned, but the process has never been completed. Because of the construction of the new Willwood Bridge and road realignment, the vacations and right-of-ways need to be finalized. It was moved by Commissioner Hall, seconded by Commissioner Livingston and unanimously carried to appoint Greg Meinecke as viewer for Road 49B.

Approval - Maintenance Agreement with U.S. Forest Service.

Greg Meinecke, County Engineer, presented a Maintenance Agreement with the U.S. Forest Service for maintenance and grading on Kirwin Road, Sunlight Road and Hunter Creek Road, in the amount of \$15,000.00. It was moved by Commissioner Hall, seconded by Commissioner French and unanimously carried to approve the Maintenance Agreement and allow the Chairman to sign.

Approval - Memorandum of Understanding - Big Horn Basin Farmers Market Association.

J.R. Megee, Director of the Big Horn Basin Farmers Market Association, came before the Board regarding the Memorandum of Understanding for use of the Park County Complex grounds and parking lot for vendor parking and access from June through October for the Farmers Market. After a general discussion, it was moved by Commissioner Hall, seconded by Commissioner Tilden and unanimously carried to approve the Memorandum of Understanding and authorized the Chairman to sign.

Update - Northwest Wyoming Off Highway Vehicle Alliance, Inc (NWWYOHVA).

Dana Sander, President of the Northwest Wyoming Off-Highway Vehicle Alliance, Inc. (NWWYOHVA), came before the Board and presented an update. Mr. Sander stated that the Wyoming State Trails no longer has grant monies available, so the grant that was previously applied for will not be funded. Mr. Sander stated that Polaris and Yamaha do have grant money available and the OHV will be applying for those funds. Mr. Sander presented a Memorandum of Understanding for the Board's consideration regarding the Bureau of Land Management, Shoshone National Forest, State of Wyoming, and Private Managed Land within Park County. This will enable the NWWYOHVA to manage the development and maintenance of recreation projects, with oversight for completion by the Board, and will allow for a lease with the Bureau of Land Management in the Red Lake Area. Park County would obtain the lease, with the management of the project done by the organization. Mr. Sander also reported on the organization's Red Lake Cleanup day May 11, 2013. Commissioner Grosskopf and Commissioner Tilden disclosed that they are current members of the NWWYOHVA. Following a general discussion, it was moved by Commissioner Tilden, seconded by Commissioner Hall and unanimously carried to approve the Memorandum of Understanding, contingent upon County Attorney review, and authorized the Chairman to sign.

Approval of Vouchers.

Vouchers were presented to the Board for their consideration. It was moved by Commissioner Tilden, seconded by Commissioner Livingston and unanimously carried to approve the following vouchers for payment:

<u>Payee</u>	<u>Amount</u>
AAA TREES ON THE MOVE	\$4,520.00
ACE ELECTRIC, INC.	\$35,594.00
ADAMSON POLICE PRODUCTS	\$850.00
ALBERTSONS PURCHASE ADV. CARD	\$113.82
ALDRICH'S - POWELL	\$234.38
ALPHAGRAPHICS BOZEMAN	\$55.00

AMERICAN WELDING & GAS, INC.	\$104.49
AT&T MOBILITY	\$2,154.04
BAILEY, NANCY L	\$84.04
BEAR CO., INC.	\$2,039.52
BENNETT-BROWN, STEPHANIE L.	\$160.00
BEST WESTERN RAMKOTA HOTEL	\$511.29
BIBLIO BISTRO	\$44.00
BIG HORN CARPET ONE, INC.	\$4,249.43
BIG HORN ENERGY, INC.	\$5,898.58
BIG HORN GALLERIES	\$114.80
BIG HORN PAINT, INC.	\$276.74
BIG HORN REDI-MIX, INC.	\$92,150.00
BIG HORN WHOLESALE, INC.	\$3,320.64
BIG VALLEY BEARING & SUPPLY, INC.	\$459.86
BILLINGS CLINIC	\$90.00
BLAIR'S MARKET	\$380.32
BLOEDORN LUMBER - POWELL	\$35.16
BOB BARKER COMPANY	\$461.97
BRAZELTON, LILLIAN	\$88.14
BRESNAN COMMUNICATIONS	\$359.54
BRUCO, INC.	\$3,716.20
C & C WELDING, INC.	\$14.60
CAMPBELL'S REPAIR & COLLISION	\$34.99
CARQUEST AUTO PARTS - #064250	\$1,167.25
CARQUEST AUTO PARTS - #274890	\$285.49
CDW GOVERNMENT, INC.	\$18,871.53
CENTURYLINK	\$2,497.18
CENTURYLINK BUSINES SERVICES	\$0.05
CHILDRESS, ANDY	\$79.52
CMI-TECO	\$45.11
CODY ACE HARDWARE	\$1,267.39
CODY COUNCIL ON AGING	\$12,500.00
CODY ENTERPRISE	\$30.00
CODY ENTERPRISE	\$80.60
CODY PAINT & BODY, INC.	\$243.75
CODY WINNELSON CO.	\$344.42
CODY, CITY OF	\$20,564.24
COLORADO CUSTOMWARE USER GROUP, INC.	\$150.00
CONTECH ENGINEERED SOLUTIONS, INC.	\$36,000.00
COPENHAVER KATH KITCHEN & KOLPITCKE LLC	\$110.00
CORRECTIONAL HEALTHCARE MGMT, INC.	\$17,365.81
COULTER CAR CARE CENTER	\$115.99
CRAMPTON, WILLIAM E.	\$289.61
CRUM ELECTRIC SUPPLY CO.	\$617.49
DAVIS & CANNON, LLP	\$2,952.50
DAVIS, JAMES F.	\$30.51
DE HAAN ELECTRONICS	\$187.50
DELL MARKETING L.P., C/O DELL USA L.P.	\$8,284.57
DERRIK WALTON DDS & DARREN J RUESCH DDS	\$220.00
DIAMOND TRAFFIC PRODUCTS	\$6,745.42
DOOPER, KIM	\$121.48
ECOSYSTEM RESEARCH GROUP, LLC	\$20,816.23
ELIAS, RONDA	\$341.83
ELLIOT RIVERS PUBLISHING CO	\$22.50
ENERGY WEST - WYOMING	\$1,358.15
ENGINEERING ASSOCIATES	\$8,467.50
FASTENAL	\$5.35
FAY, JUDI	\$100.00
FED EX	\$35.80
FLACK, TOM	\$81.78
FONTAINE, MARIE A	\$75.00
FORENSICS LIMITED, LLC	\$460.00
FREMONT MOTOR CODY, INC.	\$67.47
FROST, SANDRA M.	\$155.38
GAMBLES-STORE 4234, INC.	\$137.55
GARY'S VACUUM & STAMPS	\$439.55

GARZA, MICHAEL	\$83.25
GDA ENGINEERS	\$1,224.00
GEDNEY, KELLEY	\$26.56
GILL, PAUL	\$68.00
GINEST, MEL D.D.S.	\$63.40
GRAINGER	\$5,116.15
GREENWOOD MAPPING, INC.	\$2,500.00
GREYBULL DENTAL CLINIC	\$150.00
GROSSKOPF, LOREN M	\$119.32
HALLMAN, EAGLER & HUNT, P.C.	\$410.00
HANSON CHEMICAL INC.	\$39.90
HENY, JESSICA	\$193.23
HILL FAMILY DENTISTRY PC	\$150.00
HOLM, BLOUGH AND COMPANY	\$3,428.05
HONNEN EQUIPMENT CO.	\$606.98
HOWARD, FRED L	\$93.08
HUNTER, DIXIE	\$12.45
INTERMOUNTAIN WOOD PRODUCTS	\$1,006.57
INTERSTATE BATTERIES	\$409.80
INTERSTATE TIRE SERV. INC	\$55.00
IVERSON SANITATION	\$50.00
J.C. REPAIR, INC.	\$264.00
JACKS TRUCK & EQUIPMENT, INC.	\$291.50
JAMIESON, M.D., CHARLES E	\$1,500.00
JOHN DEERE FINANCIAL	\$359.47
K-B COMMERCIAL PRODUCTS	\$3,834.70
KEEGAN & WINSLOW P.C.	\$3,928.00
KEELE SANITATION	\$275.00
KENCO SECURITY AND TECHNOLOGY	\$254.25
KUIPERS, TARA	\$81.36
LAW OFFICE OF ALEX H. SITZ III	\$853.96
LEON UNIFORM COMPANY, INC.	\$233.25
LINTONS BIG R, INC.	\$1,182.36
LOEPER, JESSICA	\$4,430.00
LSC ENVIRONMENTAL PRODUCTS, LLC	\$7,380.00
MAJESTIC LUBE, INC.	\$146.10
MANNAHOUSE	\$2,425.00
MARQUIS AWARDS & SPECIALTIES, INC	\$779.83
McINTOSH OIL, INC.	\$13,483.67
MEETEETSE, TOWN OF	\$250.00
MEINECKE & SITZ, ATTYS AT LAW	\$200.00
MEINECKE, GREGORY R.	\$69.84
METTLER-TOLEDO, LLC	\$857.50
MICKELSON, JOSEPH D	\$293.80
MONTANA-DAKOTA UTILITIES CO.	\$1,728.15
MOORE MEDICAL, LLC	\$1,435.18
MOORE, DDS, LEONARD	\$150.00
MOTOR PARTS, INC.	\$201.11
MURDOCH OIL, INC.	\$17,605.00
NAPA AUTO PARTS	\$22.99
NATIONAL BUSINESS SYSTEMS	\$3,309.52
NEMONT	\$47.71
NORCO, INC.	\$537.45
NORTHERN SAFETY CO., INC	\$585.75
NORTHWEST RURAL WATER DISTRICT	\$69.00
OFFICE SHOP, THE	\$1,740.13
OSBORNE, SHARON	\$538.86
PARK CO EMPLOYEE BENEFITS TRUST	\$54.00
PARK COUNTY 4-H COUNCIL	\$10,329.13
PARK COUNTY ANIMAL SHELTER	\$1,000.00
PARK COUNTY PUBLIC HEALTH	\$10.00
PARK COUNTY SHERIFF	\$61.80
PARK COUNTY TREASURER	\$5,796.61
PENWELL, STEVE	\$114.84
POLECAT PRINTERY	\$420.42
POWELL ACE HARDWARE, LLC	\$84.49

POWELL OFFICE SUPPLY, INC.	\$1,654.60
POWELL, CITY OF	\$5,407.73
PRESTON, LYNELL K	\$24.86
PRO-BUILD - CODY	\$26.40
PRODUCTION MACHINE CORP.	\$4,407.71
PROGRESSIVE FARMER	\$24.00
QUILL CORPORATION-	\$216.30
RAMADA PLAZA RIVERSIDE	\$375.00
RAPID FIRE PROTECTION, INC	\$2,890.00
RED BARN	\$36.05
RED IRON REPAIR, INC	\$362.50
REDD ROOFING COMPANY WYOMING	\$8,323.42
RENNER, COLLEEN	\$49.72
RIMROCK TIRE CO - CODY	\$1,875.09
RIMROCK TIRE CO - POWELL	\$291.85
ROCKY MOUNTAIN POWER	\$883.34
ROOP, KELSEY	\$326.57
S & S AUDIO-VIDEO, INC.	\$61.47
S & S NIELSEN, LLC	\$10,791.97
SAGE CIVIL ENGINEERING, INC.	\$5,598.75
SANDERS PLUMBNG & HEATNG, INC.	\$1,857.01
SANOFI PASTEUR, INC	\$1,102.04
SATCOM GLOBAL FZE	\$52.48
SELBYS, INC.	\$344.46
SHOSHONE OFFICE SUPPLY, INC.	\$1,514.77
SILVER SHIELD SYSTEM	\$4,642.86
SILVER STONE PROPERTIES, LLC	\$1,750.00
SKYCASTERS, LLC	\$2,988.00
ST VINCENT HEALTHCARE, INC.	\$2,250.97
STIMAC, KAREN	\$354.82
STROHS INDUSTRIAL LUBRICATION	\$470.00
STROUPE PEST CONTROL, CO.	\$95.00
SUN RIDGE SYSTEMS, INC.	\$15,646.00
SUPERCIRCUITS, INC	\$845.20
SYSCO FOOD SERVICES OF MONTANA	\$4,409.74
TACONE CONSULTING	\$5,925.00
TCT WEST, INC	\$6,387.93
TESSCO INC	\$1,409.50
THOMPSON REUTERS - WEST	\$602.61
TITAN MACHINERY	\$87,533.00
TITAN MACHINERY	\$1,691.45
TRACTOR & EQUIPMENT CO	\$272.13
TRI STATE TRUCK & EQUIP, INC	\$30,500.00
TRI STATE TRUCK & EQUIP, INC	\$52.74
TW ENTERPRISES, INC.	\$1,658.97
TWO TOUGH GUYS SERVICES	\$485.00
TWOMEDICINE	\$2,970.00
UNIVERSITY OF WY - ADMIN BUSINESS OFFICE	\$9,678.00
UNIVERSITY OF WY EXTENSION	\$50.00
UPS STORE, THE	\$108.20
V.F.W.	\$336.00
VERIZON WIRELESS	\$415.94
WAL MART COMMUNITY/GEMB	\$1,482.97
WCTA.	\$70.00
WELLS FARGO INSURANCE SERVICES USA, INC.	\$2,500.00
WILLIAMS & SONS, LLC	\$200.00
WINDSHIELD DOCTOR	\$55.00
WOODWARD TRACTOR & RENTAL, INC	\$1,231.63
WOODWORKER'S SUPPLY, INC.	\$160.58
WYOMING DEPARTMENT OF HEALTH	\$38,817.58
WYOMING DEPT OF AGRICULTURE	\$50.00
WYOMING INFORMATION TECHNOLOGY DIV	\$7.65
WYOMING LAW ENFORCEMENT ACADEMY	\$150.00
WYOMING STATE PUBLIC DEFENDER-	\$1,200.00
YELLOWSTONE BEHAVIORAL HEALTH	\$11,250.00
TOTAL	\$716,071.08

Approval of Payroll.

Payroll for April 19, 2013, in the amount of \$2,813.94; for April 25, 2013, in the amount of \$7,784.33; for April 25, 2013, in the amount of 354,107.01; and for May 6, 2013, in the amount of \$75,562.42 were presented to the Board for consideration. It was moved by Commissioner Livingston, seconded by Commissioner Tilden and unanimously carried to approve payroll as presented.

Approval of Minutes.

The minutes of the regular meeting of April 16, 2013, the special meeting of April 30, 2013, and the special meeting of May 2, 2013 were presented to the Board for their consideration. It was moved by Commissioner French, seconded by Commissioner Tilden and unanimously carried to approve the minutes as presented.

Approval - Demaris House, Memorandum of Understanding.

Marge Wilder, President, and Lynn Houze, Vice-President and Director of the Cody Heritage Museum, came before the Board regarding the Demaris House Memorandum of Understanding. Following a general discussion, it was moved by Commissioner Tilden, seconded by Commissioner Hall and unanimously carried to approve the Memorandum of Understanding, with the same termination date as the current lease, July 31, 2014. Marge Wilder reminded the Board about the upcoming Field of Honor. This year 1,000 flags are targeted to be sold for display during the second week of June.

Approval - Amendment Two to the Contract Between Wyoming Department of Health, Division of Healthcare Financing and Park County Public Health Nursing.

The Amendment Two to the Contract between Wyoming Department of Health, Division of Healthcare Financing and Park County Public Health Nursing was presented to the Board for their consideration. It was moved by Commissioner Tilden, seconded by Commissioner Hall and unanimously carried to approve the contract and authorized the Chairman to sign.

Approval - Six-Month Final Plat Extension for Wasserman SS-212.

Becky Ross, Planner II, came before the Board and presented a request for a six-month final plat extension for Wasserman SS-212, to allow the applicant more time to work with the Irrigation District on water distribution plans. The extension would allow until November 7, 2013 for the final plat. It was moved by Commissioner Livingston, seconded by Commissioner French and unanimously carried to approve the extension as requested.

Appointment - Yellowstone Country Assistance Network (YCAN).

It was moved by Commissioner Tilden, seconded by Commissioner Livingston and unanimously carried to appoint Whitney Koontz, Office Assistant for the County Commissioners, as the County Representative on the Yellowstone Country Assistance Network. YCAN is operated as a non-profit organization, funded by a Community Service Block Grant and provides services and outreach on poverty issues in Park County.

Bid Award - Litter Control Fence Installation Project at Park County Regional Landfill and Crandall Transfer Station.

Tim Waddell, Solid Waste Manager, came before the Board and recommended the award of bid for the Litter Control Fence Installation Project at the Park County Regional Landfill to Two Tough Guys, in the amount of \$14,918.00, and the award of the bid for the Crandall Transfer Station to Keele Sanitation, in the amount of \$75.00 for container rent and \$288.00 per trip. It was moved by Commissioner Tilden, seconded by Commissioner Hall and unanimously carried to award the bids as recommended.

Recess .

The meeting recessed for lunch and reconvened at 1:15 p.m.

Public Hearing – Consideration of the Application of Scott and Laura Shoopman to Amend Existing SUP – 117 to Allow a Multi-Family 4-Plex at 987 Lane 8H, Within Lot 75-E of Lot 75, a Residential ½ Acre R-H zone.

Chairman Grosskopf opened the public hearing. Becky Ross, Planner II, presented the staff report and answered questions of the Board. Letters of protest were received from Janet Pampe, Jeremy Walton, and Rich and Janine Westrick. Comments were made by Alta Groskopf and Pauline Buchanan regarding their concerns about straw and horse manure blowing onto their property, concerns about horse and blow flies and concerns about the smell. Linda Gillett, County Planner, stated that even though this property adjoins residents in the Powell city limits, the property is actually in the county, so county zoning regulations would apply. Scott Shoopman spoke regarding his application and stated that his facilities are used by college students who board their horses. He stated that the additional 4-Plex would allow up to 16 horses. He stated that the tenants are required to clean the stalls once a week and he hauls off the manure once a month. With the additional horses, he plans on hauling the manure off twice a month. He stated that there will be no more straw used for bedding. The applicant said he would build a barricade for the manure and put up fencing for the wind between the buildings.

It was moved by Commissioner Tilden, seconded by Commissioner Livingston and unanimously carried to close the public hearing.

Approval - Application of Scott and Laura Shoopman to Amend Existing SUP – 117 to Allow a Multi-Family 4-Plex at 987 Lane 8H, Within Lot 75-E of Lot 75, a Residential ½ Acre R-H zone.

It was moved by Commissioner Hall, seconded by Commissioner Tilden, and unanimously carried to approve **RESOLUTION NO. 2013-20**, APPROVAL OF A SPECIAL USE PERMIT AMENDMENT TO EXISTING SUP-117 TO ALLOW THE ADDITION OF ONE MULTI-FAMILY FOUR-PLEX, with the conditions that wind fence be installed, a barricade be used for the manure and disposal of the manure at least twice per month.

Approval - Memorandum of Understanding and Professional Services Agreement for City of Cody Cost-Sharing of Law Enforcement Center.

Mayor Nancy Tia Brown and City Administrator Jenni Rosencranse of the City of Cody, Sheriff Scott Steward and IT Supervisor Michael Conners came before the Board regarding the Memorandum of Understanding and Professional Services Agreement for the City of Cody Cost-Sharing of Law Enforcement Center. Following a general discussion, it was moved by Commissioner French, seconded by Commissioner Hall and unanimously carried to approve the Memorandum of Understanding and Professional Services Agreement, in the amount of \$378,914.00, with an additional amount for the City's portion of the property insurance, in the amount of \$3,276.00.

Executive Session.

It was moved by Commissioner Hall, seconded by Commissioner Livingston and unanimously carried to go into Executive Session, regarding matters confidential by law, pursuant to Wyoming Statute §16-4-405(a)(ix).

It was moved by Commissioner Hall, seconded by Commissioner Tilden and unanimously carried to go out of Executive Session.

Approval - Proposal.

It was moved by Commissioner Hall, seconded by Commissioner Livingston and unanimously carried to approve the proposal as discussed in Executive Session.,

Update on Wolf Litigation.

Commissioner Tilden presented an update on the Wolf Litigation. He stated that there was a conference call concerning the three court cases pending, two of which will be heard in Washington D.C. A discussion was held regarding the cost of continued participation. The Board wanted some limits set on the County's funding costs.

Adjournment.

It was moved by Commissioner Hall, seconded by Commissioner Livingston and unanimously carried to adjourn the meeting.

Loren Grosskopf, Chairman

Joseph E. Tilden, Vice Chairman

Bucky Hall, Commissioner

Lee Livingston, Commissioner

Tim A. French, Commissioner

Attest:

Jerri B. Torczon, County Clerk