

**Park County Board of County Commissioners  
Regular Meeting**

Tuesday, January 8, 2019

Vice Chairman Jake Fulkerson called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Tuesday, January 8, 2019. Also present were Commissioners, Dossie Overfield, Lloyd Thiel and Joe Tilden, and First Deputy County Clerk Hans Odde. Commissioner Lee Livingston was absent.

City of Cody Mayor Matt Hall led the audience in the Pledge of Allegiance.

Vice Chairman Fulkerson welcomed the two new board members to their first official meeting of the Board of County Commissioners.

**Commissioners RE: Election of 2019 officers**

Commissioner Tilden made a motion to appoint Commissioner Fulkerson as Chairman of the Park County Commission. Commissioner Thiel seconded and the motion carried.

Commissioner Overfield made a motion to appoint Commissioner Tilden as Vice Chairman of the Park County Commission. Commissioner Thiel seconded and the motion carried.

**Consent Agenda:**

- 1) Approval of Minutes: December 18, 2018 (Colleen Renner, Park County Clerk)
- 2) Approval of Payroll
- 3) Approval of Vouchers
- 4) Approve designation of official newspapers, pursuant to W.S. § 18-3-517
- 5) Approve and sign financial disclosure statements pursuant to W.S. § 6-5-118 (a) (Colleen Renner, Park County Clerk)
- 6) Approve Payment to Bryan Cave Leighton Paisner BCP Invoice 1083036, \$68,460.10. Park County is responsible for \$10,994.24

Chairman Fulkerson stated that a request was received from Mr. Odde to remove item #6 for further discussion and therefore will be considered separately. Commissioner Tilden made a motion to approve consent agenda items 1 through 5. Commissioner Overfield seconded and the motion carried.

Approve Payment to Bryan Cave Leighton Paisner BCP Invoice 1083036, \$68,460.10. Park County is responsible for \$10,994.24

Mr. Odde asked the commissioners to consider what budget line item they would like to have this litigation expenditure paid as there are several places from which to pay it. The Commissioners agreed that the litigation is something they instigated and it should come from their budget and there will need to be a budget amendment completed at the end of the fiscal year.

Commissioner Tilden made a motion to pay the bill from Bryan Cave Leighton Paisner in the amount of \$10,994.24 and take it from the Legal Services Fees line item of the County Commissioner's budget. Commissioner Thiel seconded and the motion carried.

<b>Payee</b>	<b>Amount</b>
360 OFFICE SOLUTIONS	1,597.48
A & I DISTRIBUTORS	111.40
ALBERTSONS - SAFEWAY	165.24
ALDRICH'S - POWELL	334.23
AMERICAN WELDING & GAS, INC.	96.34
APPLIED CONCEPTS, INC.	339.00
AT&T MOBILITY	2,058.84
BAILEY ENTERPRISES, INC.	298.40
BEACON 20	1,119.65
BENNETT, M.D., THOMAS L.	3,950.00

BIG HORN CO-OP MARKETING ASSN.	25.00
BIG HORN WHOLESALE, INC.	1,869.29
BLACK HILLS ENERGY	1,460.18
BOB BARKER COMPANY	1,402.24
BONINE, DUNCAN	97.89
BOONE'S MACHINE SHOP	2,350.00
BRANDON-WINTERMOTE, KIMBERLY	89.17
BRAZELTON, LILLIAN	63.22
BUILDERS FIRST SOURCE	13.42
CARQUEST AUTO PARTS - #064250	17.25
CARROLL, DEBRA	70.33
CDW GOVERNMENT, INC.	547.72
CENTURYLINK	5,713.88
CENTURYLINK BUSINES SERVICES	3.39
CHARTER COMMUNICATIONS	389.26
CLARK KING & MICHEL, PC	2,550.00
CODY ACE HARDWARE	393.41
CODY ENTERPRISE	1,321.16
CODY TREE SURGERY, INC	4,455.00
CODY WINNELSON CO.	169.75
CODY, CITY OF	19,642.65
CROFT, KIMBALL	93.20
CRUM ELECTRIC SUPPLY CO.	6.37
DENNY MENHOLT CHEVROLET BUICK GMC	31,998.00
DENNY MENHOLT CHEVROLET BUICK GMC	53,119.09
DIVERSIFIED INSPECTIONS/ITL, INC.	1,380.00
ENGINEERING ASSOCIATES	2,268.75
FASTENAL	109.50
FREMONT MOTOR CODY, INC.	75.99
FRENCH, TIM A	436.00
GALLS, LLC	243.50
GROSSKOPF, LOREN M	276.92
GUERTIN, ANDREW	18.36
HANSON CHEMICAL INC.	1,001.68
HONNEN EQUIPMENT CO.	445.57
INTERSTATE BATTERIES	931.65
IVERSON SANITATION	50.00
JACKS TRUCK & EQUIPMENT, INC.	894.37
KANE FUNERAL HOME	380.00
K-B COMMERCIAL PRODUCTS	1,070.32
KEEGAN, KRISJANSONS & MILES, PC	2,270.00
KENCO SECURITY AND TECHNOLOGY	356.75
LINDENTHAL, PATRA	94.91
LINTONS BIG R, INC.	427.88
LIVINGSTON, LEE	466.52
LONG BUILDING TECHNOLOGIES, INC.	1,042.73
LYLE SIGNS, INC.	3,446.39
MAJESTIC LUBE, INC.	150.85
MARQUIS AWARDS & SPECIALTIES, INC	53.65
MAXX DIESEL REPAIR	352.23
MONTANA-DAKOTA UTILITIES CO.	273.85
MORRISON, MARION	91.35
MOTOR PARTS, INC.	22.32
MOUNTAIN WEST COMPUTER	68.41
NATIONAL BUSINESS SYSTEMS	2,000.00
NEMONT	47.69
NETWORK INNOVATIONS, INC.	337.50
NICHOLSON DIRT CONTRACTING	9,710.00
NORTHWEST SPECIALTY SALES CO., LLC	734.24
NORTHWEST WY FAMILY PLANNING	940.00
OFFICE SHOP, THE	2,064.67
O'REILLY AUTO PARTS - CODY	250.92
PARK COUNTY PUBLIC HEALTH	20.00
PARK COUNTY SHERIFF	420.00
PAVEMENT MAINTENANCE, INC.	29,794.50
PEAK ENVIRONMENTAL MGT., INC.	1,275.00
PENNO, KAYE	380.00
PENWELL, STEVE	54.95
PHILLIPS, CLINT	480.00
PITNEY BOWES, INC. - A/R	71.25
POWELL ACE HARDWARE, LLC	263.40
POWELL TRIBUNE, INC.	100.00

POWELL, CITY OF	6,108.93
PUTNEY, LINDA	100.07
QUIGLEY, JILL	31.60
QUILL CORPORATION	721.21
RIMROCK TIRE CO - CODY	15.90
ROCKY MOUNTAIN POWER	1,231.26
SCHRADER METAL & DESIGN, INC.	500.86
STOTZ EQUIPMENT	309.75
SUMMERS, JOSH	53.79
SYSCO FOOD SERVICES OF MONTANA	1,714.52
TCT WEST, INC	8,425.62
TRACTOR & EQUIPMENT CO	3,547.01
TRI STATE TRUCK & EQUIP, INC	372.63
UPS STORE, THE	21.92
VERIZON WIRELESS	50.04
VERIZON WIRELESS	167.02
VISIONARY COMMUNICATIONS, INC.	82.43
WAL MART COMMUNITY/GEMB	351.13
WALMART COMMUNITY/GEMB	24.32
WEBSTER, II, C.E., ATTORNEY LLC	660.00
WHITE INK, LLC	141.00
WHITLOCK MOTORS	86.18
WILLIAMS & SONS, LLC	4,590.33
WOODWARD TRACTOR & RENTAL, INC	4,020.00
WYOMING BEHAVIORAL INSTITUTE	7,958.00
WYOMING DEPARTMENT OF EMPLOYMENT	169.06
WYOMING DEPT OF TRANS - MOTOR VEHICLES	2.00
WYOMING ENGINEERING SOCIETY	60.00
WYOMING INFORMATION TECHNOLOGY DIV	76.65
WYOMING STATE PUBLIC DEFENDER	400.00
WYOMING TAXPAYERS ASSOCIATION	195.00
<b>TOTAL</b>	<b><u><u>247,764.25</u></u></b>

Chairman Fulkerson allowed privilege of the floor to City of Cody Mayor Matt Hall who introduced new city council members Heidi Rasmussen (Ward 2), Diane Ballard (Ward 3) and Public Works Director Phillip Bowman. New councilman Justin Baily (Ward 1) was not able to attend.

**Michael Conners, Chief Information Officer**

**RE: Approve Full Time Position for IT Department, Tyler Banning**

Mr. Conners informed the commissioners that Mr. Banning has completed his education and would now like to transition him from a temporary employment status to full time. Commissioner Thiel made a motion to approve the request as presented. Commissioner Tilden seconded and the motion carried.

**Joy Hill, Director of Planning & Zoning**

**RE: Resolution – Update Appointments of delegated Local Officials**

Commissioner Tilden made a motion to approve **Resolution 2019-01** appointing Park County Planner Joy Hill and Assistant Planner Kim Dillivan small waste water administrators for Park County. Commissioner Overfield seconded and the motion carried.

**Bill Crampton, Nursing Manager**

**RE: Discussion on Temporary Two-Year Position for Public Health**

Mr. Crampton reported that the Wyoming State Department of Health has identified Park County as an area that may benefit from funding for a two year temporary position that would do outreach for prevention of sexually transmitted diseases. After further discussion the commissioners felt there are too many questions to make a decision at this time and requested that Mr. Crampton come back to them with further information at a later date.

**Martin Knapp, Homeland Security**

**RE: Approve the Chairman to Sign the Grant Agreement between Wyoming Office of Homeland Security and County of Park**

Commissioner Tilden made a motion to approve the annual EMPG grant agreement between Wyoming Office of Homeland Security and Park County. Commissioner Overfield seconded and the motion carried.

**Executive Session: pursuant to W.S. § 16-4-405 (a) (ii)**

Commissioner Tilden made a motion to enter into executive session. Commissioner Overfield seconded and the motion carried.

Commissioner Tilden made a motion to exit from executive session. Commissioner Thiel seconded and the motion carried.

Commissioner Tilden made a motion to appoint Greg Mayton to the Buffalo Bill Dam Visitor Center Board of Directors. Commissioner Overfield seconded and the motion carried.

Commissioner Tilden made a motion to appoint Andris Vaskis to the Buffalo Bill Dam Visitor Center Board of Directors. Commissioner Overfield seconded and the motion carried 3 – 1 Commissioner Thiel dissenting.

Commissioner Tilden made a motion to appoint Loren Grosskopf and Bucky Hall to the Park County Parks & Recreation Board of Directors. Commissioner Thiel seconded and the motion carried.

Commissioner Tilden made a motion to appoint Dr. Aaron Billin, MD as the Park County Health Officer. Commissioner Overfield seconded and the motion carried.

**Commissioners:**

**RE: Latimer Appeal of Small Waste Water Violation**

Park County Planner Joy Hill summarized the violations that she cited Dan Latimer dba DW Latimer Excavation for regarding Mr. Latimer's failure to acquire a permit to install a small waste water treatment system in November of 2018 for Patrick and Deborah Montgomery. Ms. Hill stated that Mr. Latimer had been warned in the past that he was in violation on other projects that he did not obtain permits for and has a history of avoiding the regulations. Ms. Hill issued a "notice of violation" on November 14, 2018 citing Mr. Latimer for two days of violations at \$750 per day and a \$100 investigative fee for a total of \$1,600.

Mr. Latimer is appealing the notice of violation and fine and stated that he felt that he wasn't doing anything illegal as he had an emergency with impending bad weather and had broken ground and placed the septic tank in the interest of saving time before obtaining the permit. Mr. Latimer stated that the Montgomery's were in the process of moving their home due to a geological shift in the mountain and also needed to relocate the septic system. Commissioner Thiel asked Mr. Latimer how long he knew that he was going to need a permit. Mr. Latimer responded saying that work on the project had been ongoing for several months. Commissioner Overfield asked if Mr. Latimer knew if the owners had a building permit and he responded that he did not know.

Commissioner Thiel asked Ms. Hill if Mr. Latimer had any violations related to his work and she stated that he seems to be a very competent installer and he had not had any work related violations.

After further discussion Commissioner Tilden made a motion to deny Dan Latimer's appeal and uphold the Park County Planning Director's Notice of Violation to Dan Latimer for failure to obtain a Small Waste Water System permit in a timely fashion and reduce the fine from \$1,600 to \$100. Commissioner Thiel seconded and the motion carried.

**Resolution 2019-02**

**Commissioners:**

**RE: Select Wyoming County Commissioners Association Board Member**

Commissioner Overfield made a motion to appoint Commissioner Fulkerson to the WCCA board of directors. Commissioner Thiel seconded and the motion carried.

**Executive Session: pursuant to W.S. § 16-4-405 (a) (iii)**

Commissioner Tilden made a motion to enter into executive session. Commissioner Thiel seconded and the motion carried.

Commissioner Thiel made a motion to exit from executive session. Commissioner Overfield seconded and motion carried. No decisions were made in or as a result of this executive session.

**Adjourn**

Commissioner Tilden made a motion to adjourn. Commissioner Thiel second and the motion carried.

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Jake Fulkerson, Chairman

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Joseph E. Tilden, Vice Chairman

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Lee Livingston, Commissioner

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Dossie Overfield, Commissioner

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Lloyd Thiel, Commissioner

Attest:

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Hans Odde, First Deputy County Clerk