

Park County Board of County Commissioners
Regular Meeting
Tuesday, May 7, 2019

Chairman Fulkerson called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Tuesday, May 7, 2019. Present were Vice Chairman, Joe Tilden, Commissioners Lee Livingston, Dossie Overfield and Lloyd Thiel, and Clerk Colleen Renner.

Jeremiah Rieman led the audience in the Pledge of Allegiance.

Consent Items:

Approve-Minutes, Payroll and Vouchers

The minutes from April 16 and 23, 2019, payroll in the amount of \$571,689.32 which is one bi-weekly with health insurance, \$396,614.30 for one bi-weekly and the monthly elected payroll for \$88,845.48 and the Vouchers were presented to the Board for approval. Commissioner Livingston moved to approve all as presented, seconded by Commissioner Tilden and motion carried.

Payee	Amount
2 M COMPANY, INC.	\$1,726.32
360 OFFICE SOLUTIONS	\$782.98
A & I DISTRIBUTORS	\$461.20
ABSAROKA DOOR	\$75.00
ADAMSON POLICE PRODUCTS	\$1,533.40
ALBERTSONS - SAFEWAY	\$174.61
ALDRICH'S - POWELL	\$116.22
AT CONFERENCE	\$632.29
AT&T MOBILITY	\$2,205.60
BANGERT, BRENDA	\$10.00
BASIN EQUIPMENT REPAIR	\$3,620.50
BAUGHER STUDIO, THE	\$125.00
BEAR CO., INC.	\$965.52
BENTLEY SYSTEMS, INC.	\$604.00
BIG HORN WHOLESALE, INC.	\$2,818.79
BIG SKY COMMUNICATIONS, INC.	\$95.00
BLACK HILLS ENERGY	\$918.84
BLAIR'S MARKET	\$29.94
BLAKEMAN PROPANE, INC.	\$2,088.90
BLONIGEN, MICHAEL A.	\$843.20
BOB BARKER COMPANY	\$499.04
BONINE, DUNCAN	\$198.72
BRADFORD SUPPLY CO.	\$44.00
BRANDON-WINTERMOTE, KIMBERLY	\$180.16
BUILDERS FIRST SOURCE	\$2.37
CARQUEST AUTO PARTS - #064250	\$858.67
CDW GOVERNMENT, INC.	\$388.06
CENTURYLINK	\$5,512.88
CENTURYLINK BUSINES SERVICES	\$8.06
CHARTER COMMUNICATIONS	\$469.62
CHOICE AVIATION, LLC	\$139.39
CLERK OF DISTRICT COURT - JURY FEES	\$3,042.07
CODY ACE HARDWARE	\$518.47
CODY ENTERPRISE	\$397.13
CODY, CITY OF	\$20,039.83
COULTER CAR CARE CENTER	\$51.50
CROFT, KIMBALL	\$180.96
CRUM ELECTRIC SUPPLY CO.	\$31.50
CUSTOM GARAGE DOOR LLC	\$70.00
DALTON MASONRY	\$165.00
DARRAH LAW OFFICE, P.C.	\$608.32
DELL MARKETING L.P., C/O DELL USA L.P.	\$6,660.42
DENNY MENHOLT CHEVROLET BUICK GMC	\$30.45
DOOPER, KIM	\$116.00

ENGINEERING ASSOCIATES	\$330.00
FASTENAL	\$193.65
FREMONT MOTOR POWELL, INC.	\$110.17
FULL DRAW CONSTRUCTION	\$9,147.60
GOODYEAR PRINTING	\$342.00
GRAINGER	\$97.68
GUERTIN, ANDREW	\$114.12
HANSON CHEMICAL INC.	\$1,433.18
HARRIS GOVERN FT. COLLINS USER GROUP	\$150.00
HEARTLAND PAPER COMPANY	\$6,661.48
HINZE, BOBBIE	\$172.84
HOLDER, BOBBIE JO	\$276.54
HONNEN EQUIPMENT CO.	\$654.46
HUNTER CLEAN CARE LLC	\$6,691.00
INTERSTATE TIRE SERV. INC	\$35.00
IVERSON SANITATION	\$50.00
K-B COMMERCIAL PRODUCTS	\$439.64
KEELE SANITATION	\$225.00
KENCO SECURITY AND TECHNOLOGY	\$356.75
KNOWBE4 INC.	\$16,740.00
KUCK, DAVID	\$308.52
LEON UNIFORM COMPANY, INC.	\$167.97
LONG BUILDING TECHNOLOGIES, INC.	\$3,508.10
MAJESTIC LUBE, INC.	\$38.95
MAXX DIESEL REPAIR	\$540.00
MICKELSON, JOSEPH D	\$321.32
MILLERS FABRICATION & CONST.	\$196.65
MORRISON, MARION	\$184.80
MOTOR PARTS, INC.	\$169.03
MOUNTAIN WEST COMPUTER	\$318.73
NATIONAL BUSINESS SYSTEMS	\$2,000.00
NEMONT	\$48.26
NORTHWEST RURAL WATER DISTRICT	\$90.65
NORTHWEST WY FAMILY PLANNING	\$400.00
OFFICIAL COURT RECORD	\$600.00
O'REILLY AUTO PARTS - POWELL	\$29.97
PARK COUNTY ANIMAL SHELTER	\$10,000.00
PARK COUNTY GLASS, INC.	\$35.00
PARK COUNTY PUBLIC HEALTH	\$20.00
PHILLIPS, CLINT	\$1,432.50
PLAINSMAN PRINTING SUPPLY	\$3,265.25
POST AND ASSOCIATES	\$400.00
POSTMASTER, CODY WY	\$200.00
POWELL ACE HARDWARE, LLC	\$213.33
POWELL LOCK	\$373.00
POWELL TRIBUNE, INC.	\$128.66
POWELL, CITY OF	\$6,239.59
PUTNEY, LINDA	\$203.36
QUIGLEY, JILL	\$40.00
ROCKY MOUNTAIN POWER	\$1,486.71
ROCKY MOUNTAIN WINDSHEILD CO	\$55.00
RYNO'S RENTAL, LLC	\$125.63
SABER PEST CONTROL	\$120.00
SANOFI PASTEUR, INC	\$1,407.15
SAUCEDA, DAVE	\$60.32
SELBYS, INC.	\$320.50
SIMPSON, KEPLER & EDWARDS, LLC	\$1,620.00
SMITH, DEBORA	\$208.00
STOTZ EQUIPMENT	\$249.78
STREET, DARCY	\$55.68
STROHS INDUSTRIAL LUBRICATION	\$85.00
SUMMERS, JOSH	\$60.37
SYSO FOOD SERVICES OF MONTANA	\$3,684.74
TCT WEST, INC	\$8,440.75
THIEL, LLOYD	\$107.88
TITAN MACHINERY	\$357.43
T-O ENGINEERS	\$97.50

TRI STATE TRUCK & EQUIP, INC	\$2,775.25
TRIPLE L SALES	\$135.01
TW ENTERPRISES, INC.	\$3,601.03
UW EXTENSION	\$589.43
V.F.W. POWELL	\$389.48
VARDIMAN, JEREMIAH	\$725.00
VERIZON WIRELESS	\$167.68
VERIZON WIRELESS	\$152.70
VERIZON WIRELESS	\$50.08
VISIONARY COMMUNICATIONS, INC.	\$82.43
WAGNER, CAROL	\$225.00
WAL MART COMMUNITY/GEMB	\$1,181.85
WHITE INK, LLC	\$25.35
WILLIAMS & SONS, LLC	\$112.50
WINTER EQUIPMENT COMPANY, INC.	\$9,192.96
WOGOMAN, RICK M.	\$1,050.00
WOODWARD TRACTOR & RENTAL, INC	\$245.75
WYOMING DEPARTMENT OF HEALTH	\$40,141.54
WYOMING DEPT OF AGRICULTURE	\$50.00
WYOMING INFORMATION TECHNOLOGY DIV	\$79.11
WYOMING LAW ENFORCEMENT ACADEMY	\$1,120.00
TOTAL	<u>\$216,369.27</u>

Scott Steward, Park County Sheriff – RE: Disposal/Replacement of Search & Rescue Polaris Ranger

Sheriff Steward has \$30,000 in the SaR budget vehicle account and would like approval to purchase a new side-by-side type off road vehicle. Commissioner Overfield made a motion to approve the purchase and dispose of the 2004 UVT in the best manner possible for the County, Commissioner Thiel seconded, and motion carried.

Sheriff Steward gave a brief update on applications received for the Homeland Security position. Commissioner Overfield and Thiel volunteered to participate in the interview process.

Hans Odde, Park County Deputy Clerk – RE:

1. **Approve Malt Beverage Permit** – Application submitted by Jake Clark Mule Days, LLC for five 24-hour malt beverage permits and held at 1134 Road 13, Ralston, June 12-16, Commissioner Tilden made a motion to approve, Commissioner Overfield seconded, and motion carried.
2. **Report on Multi-State Information Sharing & Analysis, Center Annual Meeting – April 28th – May 1, 2019, Denver, CO** – Cybersecurity was the main topic of discussion at this three-day event where best practices at the national, state and local levels were discussed. An elections cybersecurity tabletop exercise will be conducted in Cheyenne by the Secretary of State in June.

Kim Dillivan, Park County Planning & Zoning, Planner II – RE: Public Hearing: Zoning Variance, AmSum Partners LLC

Upon advice from the County Attorney, Chairman Fulkerson declared a conflict and left the meeting and Vice Chairman Tilden opened the public hearing.

Mr. Dillivan presented the staff report for a variance application to develop a Major Industrial Use in a GR-35 zone submitted by Grand ES Ventures on behalf of AmSum Partners, LLC. The property is located approximately 10.7 miles west of Hwy 120 along County Road 8VC. In 2007 a water bottling company was started at this location. Mr. Northrup would like to restart this business.

Vice Chairman Tilden called for public comment. Scott Northrup, Applicant, briefed the board regarding his business plan, Andrea Cook and Robert Savala expressed concerns and with more public wanting to speak and time running short prior to the next advertised public hearing Commissioner Thiel made a motion to continue this public hearing at 2:30 p.m. today, Commissioner Livingston seconded, and motion carried.

Kim Dillivan, Park County Planning & Zoning, Planner II – RE: Public Hearing: Amended Plat Bullock Sage Creek

Chairman Fulkerson opened the public hearing.

Mr. Dillivan presented on March 29, an application to amend the Sage Creek Major Subdivision vacating original lots 11 and 17 and creating two newly configured lots, Lot 111 and Lot 117. The lots are located 1.5 miles east of Cody, all notices were met, proposed parcels meet the average lot size requirements and most properties in the vicinity are residential or agriculture.

Chairman Fulkerson called for public comments. Bob Spears made comments regarding potential septic issues and covenants which the county does not enforce. After discussion Commissioner Thiel moved to close the public hearing, Commissioner Tilden seconded, and motion carried.

Commissioner Thiel made a motion to accept the amended plat and approve the resolution, Commissioner Tilden seconded, and motion carried.
RESOLUTION 2019-20

Jerimiah Rieman, Executive Director, Wyoming County Commissioners Association – RE: 2019 Legislative Update

Mr. Rieman introduced himself and is working his way around the state to visit every County's Commission meeting since he is new to this position. Mr. Rieman gave updates on SF49 - private schools and it's passing without the Governor's signature; HB196 – Ag and Family exemptions; HB69 which allows collection of sales taxes from market place facilitators which takes affect July 1; SF41 allowing counties county fair endowments; SF17 County Clerks records cleanup bill; HB4 federal natural resource account and amendments allowing monies for counties to develop Natural Resource Management plans; and SF57 public record requests.

Mr. Rieman gave brief association updates, revenue estimate manual updates, Secure Rural Schools payments, and workers comp plan that will be ready by December.

Mr. Rieman then reiterated the importance of Commissioners attending the legislature and committee meetings if they are close to your communities.

Colleen Renner, Park County Clerk – RE: Park County Employees New Pay Plan for Step & Grade Levels

Clerk Renner presented the new step plan which is adding seven additional steps and splits each 5% step increase in half and makes each step 2.5% allowing departments more flexibility in granting merit increases. Commissioner Tilden made a motion to approve the new pay plan, Commissioner Livingston seconded, and motion carried.

Barb Poley, Park County Treasurer – RE: Approve Retaining Current Attorney for the Vanguard Case Leaving Present Law Firm

Ms. Poley would like to retain the same attorney that is presently working on the Vanguard case but is changing law firms. Commissioner Livingston made a motion to allow, Commissioner Tilden seconded, and motion carried.

Michael Conners, Park County Chief Information Officer – RE: CML Security - Jail Video System Change Order

Mr. Conners presented the change order requesting single fixed cameras replaced with zoom cameras. The cost is \$3,672.92. Commissioner Tilden made a motion to approve the change order and allow Mr. Conners to sign, Commissioner Thiel seconded, and motion carried.

Brian Edwards, Park County Engineer – RE: Approve Refilling a Park County Road & Bridge Department Position Approve and Chairman Sign WYDOT Permit for Temporary Construction Access to Park County Property – Cody Streets HWY

Mr. Edwards approached the Commissioners with a plan to reorganize the front office personnel of Public Works Department due to the retirement of Bob Senitte. Mr. Edwards would like to advertise for an administrative assistant position, elevate John “Trapper” Marsh to an Operations Manager position and spread some of Senitte’s former duties across the office personnel. The changes as planned will save the department about \$7.00 per hour. Commissioner Tilden made a motion to allow Mr. Edwards to proceed with the proposed plan. Commissioner Livingston seconded and the motion carried.

Mr. Edwards then presented an agreement for temporary construction access to Park County property in front of the Heritage Museum. WYDOT will be reconstructing Sheridan Ave. in the future and will need to encroach on Park County. Commissioner Thiel made a motion to approve the temporary construction access permit as presented. Commissioner Overfield seconded and the motion carried.

Park County Commissioners – RE: Approve and Chairman Sign the MOU between Park County Commissioners, USDA Forest Service, Shoshone National Park, State of Wyoming, Department of State Parks & Cultural Resources State Trails Program Approve Ad to be Placed for Vacated Position on the Park County Historic Preservation Commission at large & Park County Parks & Recreation Board Powell, Museum Meeteetse, Fair Board

Commissioner Tilden made a motion to approve the MOU between Park County Commissioners, USDA Forest Service, Shoshone National Park, State of Wyoming, Department of State Parks & Cultural Resources State Trails Program to continue to plow the Beartooth Highway from the Junction of WYH296 & USH212 to the Pilot Creek Trailhead from November 30 through April 30. Commissioner Livingston seconded and the motion carried.

Commissioner Livingston made a motion to approve advertising for the following open board positions, Park County Historic Preservation Commission - at large, Park County Parks & Recreation Board - Powell, Meeteetse Museum and the Fair Advisory Board. Commissioner Tilden seconded and the motion carried.

Susan Kohn, Park County Commissioners Executive Assistant – RE: Approve TANF FFY2020 Award Amount

Park County is being awarded \$63,000 for FFY2020 which is down from the requested amount of \$76,434.50. Commissioner Tilden made a motion to approve the TANF awards to individual organizations as follows; Big Brothers Big Sisters \$9,450.00, Crisis Intervention \$11,340.00, Northwest College \$12,600.00, Northwest Family Planning \$8,190.00, Youth Clubs of Park County \$21,420.00. Commissioner Livingston seconded and the motion carried.

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

Chairman Fulkerson called to convene an executive session.

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

CONTINUANCE RE: Public Hearing: Zoning Variance, AmSum Partners LLC

Vice Chairman Tilden continued the public hearing from earlier in the day. Mr. Savala reiterated his concern that this business could affect his personal water well three miles away. James Klessens of Forward Cody rebutted by presenting a map of the area geology and where the artesian production well is and what formation it comes from in relation to where Mr. Salava’s well is, Mr. Klessens stated that the wells produce water from two very different formations. Mr. Northrup also stated that there are four adjudicated water rights on the well and could produce up to eight truck loads of water per day. Andrea Kirse is concerned about future commercial expansion to which Planner Joy Hill responded that there

would have to be another SUP hearing in front of the commissioners and Mr. Northrup explained that they may come back for an 1800 square foot expansion but that is it. Commissioner Livingston also clarified that if this variance is approved that the applicant will be required to apply for a SUP prior to the business starting up, Ms. Hill confirmed that they would.

Commissioner Livingston made a motion to close the public hearing. Commissioner Thiel seconded and the motion carried.

Commissioner Thiel made a motion to approve the variance request as presented. Commissioner Livingston seconded and the motion carried.

Adjourn.

Commissioner Livingston made a motion to adjourn, Commissioner Thiel seconded, and the motion carried.

Jake Fulkerson, Chairman

Joe Tilden, Vice Chairman

Lee Livingston, Commissioner

Dossie Overfield, Commissioner

Lloyd Thiel, Commissioner

Attest:

Colleen Renner, County Clerk