

Park County Board of County Commissioners
Regular Meeting
Tuesday, April 19, 2022

Chairwoman Overfield called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Tuesday, April 19, 2022. Present were Vice Chairman, Scott Mangold, Commissioners Lee Livingston, Lloyd Thiel, Joe Tilden and Clerk Colleen Renner.

Kim Dillivan led the audience in the Pledge of Allegiance.

Consent Items:

Approve-Minutes, Payroll and Vouchers

Commissioner Tilden made a motion to approve the following consent agenda items: minutes from April 5, 2022; payroll \$423,395.72; vouchers; WYDOT MOU and Congressional Tour MOU; FFY 2022 Q2 TANF Report and TANF FFY 2023 Applications; ad for Buildings & Grounds Superintendent and the monthly earnings and collection statements for the Clerk, Clerk of District Court, and Sheriff. Commissioner Thiel seconded and the motion carried.

Payee	Amount
360 OFFICE SOLUTIONS	\$4,305.34
BAILEY ENTERPRISES, INC.	\$602.98
BAILEY ENTERPRISES, INC.	\$6,328.06
BEAR CO., INC.	\$3,053.20
BEARTOOTH ELECTRIC COOP	\$65.09
BENNETT, M.D., THOMAS L.	\$2,238.20
BIG HORN CO-OP MARKETING ASSN.	\$1,173.12
BIG HORN COUNTY CORONER	\$500.00
BIG HORN RADIO NETWORK	\$255.00
BIG HORN RURAL ELECTRIC COMPANY	\$5.81
BIG HORN WHOLESALE, INC.	\$1,845.56
BILLIN, AARON R.	\$188.00
BLACK HILLS ENERGY	\$9,227.93
BLAIR'S MARKET	\$49.10
BLAKEMAN PROPANE, INC.	\$913.19
BOB BARKER COMPANY	\$365.00
BOMGAARS	\$279.88
BOONE'S MACHINE SHOP	\$169.50
BROST, JASON	\$100.00
BUDGET BLINDS	\$587.00
BUILDERS FIRST SOURCE	\$7.88
BURG SIMPSON ELDREDGE HERSH & JARDINE	\$1,330.00
CARING FOR POWELL ANIMALS	\$750.00
CAROLINA SOFTWARE	\$700.00
CARQUEST AUTO PARTS - #064250	\$929.54
CBL SALT LAKE CITY	\$144.20
CDW GOVERNMENT, INC.	\$6,353.92
CENTURYLINK	\$3,616.73
CENTURYLINK BUSINES SERVICES	\$17.22
CHARTER COMMUNICATIONS	\$284.64
CODY ACE HARDWARE	\$184.52
CODY COUNCIL ON AGING	\$11,750.00
CODY ENTERPRISE	\$4,106.64
CODY, CITY OF	\$625.00
COULTER CAR CARE CENTER	\$61.95
CRISIS INTERVENTION SERVICES	\$2,500.00
CROFT, KIMBALL	\$142.32
CRONK, BRENDA	\$14.04
CRUM ELECTRIC SUPPLY CO.	\$244.08
CUSTOM DELIVERY SERVICE, INC.	\$46.62
CUSTOM PRODUCTS CORPORATION	\$1,875.05

DE HAAN ELECTRONICS	\$478.53
DEFENSE TECHNOLOGY, LLC	\$1,114.15
DENNY MENHOLT CHEVROLET BUICK GMC	\$65.20
FASTENAL	\$329.65
Forterra Pipe & Precast	\$8,521.11
FORWARD CODY WYOMING, INC.	\$3,500.00
FREMONT MOTOR CODY, INC.	\$43.18
GARLAND LIGHT & POWER CO.	\$1,385.43
GLASS WAREHOUSE	\$34.02
GOODYEAR PRINTING	\$58.76
GRAINGER	\$212.00
GUERTIN, ANDREW	\$24.75
HONNEN EQUIPMENT CO.	\$856.52
HORN, MICHELLE	\$30.42
HUMDINGER EQUIPMENT, LTD.	\$263.95
INTERSTATE TIRE SERV. INC	\$175.00
JOHN DEERE FINANCIAL	\$5,500.00
K-B COMMERCIAL PRODUCTS	\$971.73
KEELE SANITATION	\$5,139.08
LEON UNIFORM COMPANY, INC.	\$677.00
LIFE - ASSIST	\$1,385.84
LIVINGSTON, LEE	\$346.32
LOEPER, JESSICA	\$2,552.50
MAJESTIC LUBE, INC.	\$30.00
MANNAHOUSE FOOD PANTRY	\$2,000.00
MASTER'S TOUCH, LLC	\$1,593.81
MEETEETSE SENIOR CENTER	\$2,500.00
MEETEETSE VISITOR CENTER	\$1,500.00
MEETEETSE, TOWN OF	\$249.20
MONTANA-DAKOTA UTILITIES CO.	\$2,964.95
MOTOR PARTS, INC.	\$426.06
MOTOR POWER EQUIPMENT	\$500.99
MURDOCH OIL, INC.	\$1,162.25
MURDOCH'S RANCH & HOME POWELL	\$79.99
NORCO, INC.	\$80.48
NORMONT EQUIPMENT CO	\$2,089.16
ODDE, HANS	\$365.55
OFFICE SHOP, THE	\$90.97
PARK CO COURT SUPERVISED TREATMENT PROG	\$3,000.00
PARK COUNTY 4-H COUNCIL	\$1,500.00
PARK COUNTY ANIMAL SHELTER	\$2,250.00
PAVEMENT MAINTENANCE, INC.	\$60,400.00
PENWELL, STEVE	\$74.04
PILCH ENGINEERING INC., PC	\$3,200.00
PLAINSMAN PRINTING SUPPLY	\$3,289.52
POSTMASTER, CODY WY	\$374.00
POWELL ECONOMIC PARTNERSHIP, INC.	\$3,000.00
POWELL SENIOR CITIZENS AGO-GO, INC	\$11,750.00
POWELL TRIBUNE, INC.	\$4,768.30
POWELL VALLEY RECYCLING	\$625.00
POWELL WELDING AND INDUSTRIAL SUPPLY LLC	\$10.02
PRODUCTION MACHINE COMPANY	\$9,490.92
PSYCHOLOGICAL SERVICES, INC.	\$880.00
QUILL CORPORATION	\$46.47
RADAR SHOP, THE	\$437.45
RENO COLLISION CENTER, INC	\$3,767.49
ROCKY MOUNTAIN WASH, LLC	\$123.75
ROGER'S SPORT CENTER	\$195.72
SABER PEST CONTROL	\$230.00
SAUCEDA, DAVE	\$304.20
SCHLATTMANN LAW OFFICE	\$985.00
SIMONE, ARMAND III	\$1,200.00
SPENCER FLUID POWER	\$22.91
SUMMERS, JOSH	\$36.63
SYSCO FOOD SERVICES OF MONTANA	\$1,512.16
TRACTOR & EQUIPMENT CO	\$201.22
TRI STATE TRUCK & EQUIP, INC	\$9,967.70

TWO SISTERS CONTRACTING, LLC	\$18,804.64
TWO SISTERS CONTRACTING, LLC RETAINAGE	\$989.72
VILOS, BRANDEN S., ATTORNEY AT LAW, PC	\$530.00
VISA - #0037 - B. POLEY	\$236.22
VISA - #0045 - B. SKORIC	\$112.53
VISA - #0052 - P. MEYER	\$206.96
VISA - #0078 - L. LIVINGSTON	\$170.94
VISA - #0086 - W.E. CRAMPTON	\$1,659.05
VISA - #0227 - G. PALMERSHEIM	\$1,471.86
VISA - #0235 - B. EDWARDS	\$469.16
VISA - #0250 - C. RENNER	\$1,348.15
VISA - #0268 - P. LINDENTHAL	\$148.78
VISA - #0359 - S. STEWARD	\$1,711.44
VISA - #0367 - J. HILL	\$458.21
VISA - #4079 - S. STEWARD	\$2,834.78
VISA - #4087 - M. CONNERS	\$14,642.99
VISA - #4103 - S. STEWARD	\$1,815.18
VISA - #4111 - S. STEWARD	\$100.00
VISA - #5258 - M. GARZA	\$103.43
VISA - #5449 - HOMELAND SECURITY	\$502.22
WEBSTER, II, C.E., ATTORNEY LLC	\$840.00
WHITE INK, LLC	\$45.00
WPCI CONSULTANTS, INC.	\$149.24
WYOMING DEPARTMENT OF EMPLOYMENT	\$153.97
WYOMING DEPARTMENT OF HEALTH	\$160.00
WYOMING DEPARTMENT OF HEALTH/PBL HLTH LB	\$6.00
WYOMING STATE PUBLIC DEFENDER	\$74,758.31
WYOMING WATER WORKS	\$321.50
YELLOWSTONE BEHAVIORAL HEALTH	\$10,000.00
YOUTH CLUBS OF PARK COUNTY	\$2,250.00
TOTAL	<u>\$377,877.64</u>

Kim Dillivan, Planning & Zoning – RE: Public Hearing: Beartooth Cabins SUP-231

Chairwoman Overfield opened the public hearing. Commissioner Thiel abstained from the discussion and voting.

Mr. Dillivan presented the SUP for owners Bill & Susan O’Mara for a highway commercial business use, consisting of an eight-cabin complex, a historic log cabin, two bath house structures and a common area for grilling and dining. The property is located 0.5 miles northwest of State Highway 120 in a GR-20 zoning district. Legal notices and agency referrals have been met. The surrounding land is agricultural, residential and BLM. It will operate May 15 to November 1. Prior to commencing use, an enlargement or replacement of the existing septic system for the historic cabin and residence is needed, along with an approved septic system to serve the bath houses.

Chairwoman Overfield called for public comments. Mr. O’Mara complimented the Planning & Zoning office on being extremely helpful and personable through a pleasant process. With no further comments, Commissioner Livingston made a motion to close the public hearing, Commissioner Tilden seconded, motion carried.

Commissioner Tilden moved to approve as presented, Commissioner Livingston seconded, motion carried. **RESOLUTION 2022-34**

Kim Dillivan, Planning & Zoning – RE: Public Hearing: Copper Mountain Shed Sales SUP-232

Chairwoman Overfield opened the public hearing.

Mr. Dillivan presented the SUP to operate a business displaying and selling small storage barns, cabins, greenhouses, and storage sheds to the public. The property is also the location of Copper Mountain Irrigation, and this business will share the building, using two offices, bathrooms, and a reception area. The use is minor commercial business, retail, and services. The zoning is GR-P, neighboring land is mostly ag. Being within 1 mile of Powell, the city was notified and had no

concerns. Legal notices and agency referrals were met, and no public comments received. Operation will be Monday – Friday 8 a.m. – 5 p.m.

The chairwoman called for public comments. There being none, Commissioner Tilden made a motion to close the public hearing, Commissioner Thiel seconded, motion carried.

Commissioner Livingston moved to approve as presented, Commissioner Mangold seconded, motion carried. **RESOLUTION 2022-35**

Kim Dillivan, Planning & Zoning – RE: Public Hearing: Graceland MS-64 Sketch Plan

Chairwoman Overfield opened the public hearing.

Mr. Dillivan presented a five-lot subdivision for Graceland Incorporated, consisting of lots that are 3.93, 3.02, 6.95, 7.33 and 7.13 acres, all for residential use. The land is located 2 miles south of Powell in zoning GR-P, neighboring land is residential and agricultural, notices and agency referrals have been met. No public comments received.

The chairwoman called for public comments. Brian Edwards, County Engineer clarified a letter dated February 28, 2022, stating the existing road is adequate for this development. The road needs to be named. The developer shall participate in a shared improvement and maintenance agreement with all landowners that use the road. Any future development will require a 60-foot R.O.W., and the road widened to 24 feet.

There being no further comments, Commissioner Livingston made a motion to close the public hearing, Commissioner Tilden seconded, motion carried.

Commissioner Livingston moved to approve as presented with conditions listed, Commissioner Tilden seconded. After discussion Mr. Dillivan stated #6 and #7 of staff recommendations were the same and recommended removing #6. Commissioner Livingston agreed to amend the motion, which carried. **RESOLUTION 2022-36**

Tina Bernard, Executive Director, Youth Clubs of Park County – RE: Special Funding Request

Ms. Bernard thanked the board for the past support and gave a brief updated and challenges they face getting positions filled. Fuel costs will limit field trips, but they are receiving more support from the families. Their request for FY22-23 is \$25,000.

Lisa Peterman, Crisis Intervention Services – RE: Special Funding Request

Ms. Peterman is requesting \$11,000 for the upcoming fiscal year. The monies are mostly used as a match for other grants they seek. Ms. Peterman will also be requesting the Board write a letter of support when Crisis Intervention restarts its capital campaign for two efficiency apartments. The shelter went dark with Covid, and people stayed with batterers instead of becoming homeless.

Kim Dillivan, Planning & Zoning – RE: Public Hearing: Go Mama Go Arena Variance

Chairwoman Overfield opened the public hearing.

Mr. Dillivan presented the variance request from property owner Julie Thompson for an equine arena to host events. The applicant received two Special Use Permits in 2007 for processing and selling ag commodities. The variance would allow a third principal use of the property for a major recreation facility that already exists. The applicant cannot move forward with a SUP unless the variance is approved. Agency referrals and notice requirements have been met. Combining this SUP with the earlier ones was discussed, but there is no process for that.

Chairwoman Overfield called for public comments. Ms. Thompson asked the board if they had questions. Susan Rand commented, saying she lives on Road 9, has never seen safety issues and likes to watch the performances. This variance does not cover the parking issue; it is only for the variance on the property.

Commissioner Thiel moved to close the public hearing, Commissioner Livingston seconded, motion carried.

Commissioner Livingston moved to approve the variance, saying the two prior SUPs do not create a problem in approving this use. Commissioner Tilden seconded. Following further discussion about the variance not being in harmony, the motion carried. **RESOLUTION 2022-37**

Kim Dillivan, Park County Planning & Zoning – RE: Public Hearing: Go Mama Go Arena SUP-233

Chairwoman Overfield opened the public hearing.

Mr. Dillivan presented the SUP with site plan review for approval to host equine arena events. There is an existing 37,500 square-foot outdoor riding arena located on a portion of a 2.5-acre parcel. A portion of a 70-acre parcel will be used for parking. The location is GR-P zoning and major recreation facility is allowed with an SUP. The property owners are Steve & Julie Thompson, and the land is 3 miles southwest of Powell. The variance was just approved, legal notices and agency referrals have been met. Many written comments have been received supporting the use. Two individuals have verbally mentioned concerns regarding the proposed use and public safety.

Chairwoman Overfield called for public comments. Commissioner Thiel questioned a condition related to food vendors and a chemical toilet limit. Commissioner Livingston expressed full support but was concerned with folks crossing the road and those driving the road.

Ms. Thompson stated signs are placed to make drivers aware. Mr. Thompson stated parking in the pasture across the road is best; the other possible places are dirt.

Mr. Edwards stated there are concerns regarding public safety of the proposed designated contestant parking. Increased use of the roadway is a potential concern because of the residential subdivisions. If approved additional consideration for traffic control during the events which would be like a contractor who establishes temporary construction zones.

Commissioner Tilden questioned if the permit could be reevaluated if traffic increases greatly in that area.

Maria Berchtold stated she lives in the area and watches runners, walkers with or without dogs and hikers on the roadways. She feels that, with proper signage during the events, it should not be a problem. After further discussion regarding parking on the south side of the house, the legality of a traffic plan and where the liability falls, perpetual parking and signage are all questions that need to be addressed.

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

Commissioner Livingston felt he was not able to make decision without knowing the legality of traffic plan agreement. Commissioner Tilden questioned the legality of a right of way permit. Mr. Edwards suggested they reach out to county attorney.

Commissioner Tilden made a motion to table until May 3. Commissioner Livingston seconded for discussion, moved to decide soon, and is asking to amend the date as the answers might not be available by May 3. Commissioner Tilden accepted the amendment and motion carried.

Chairwoman Overfield suggested the Thompsons call to make sure which meeting the decision will be made at.

Park County Commissioners – RE: 2022 County Commissioner Scholarship Selections

Chairwoman Overfield stated the Board received 16 new applications and one renewal. The Board reads through the applications and scores them, with scholarships awarded to: Jayden Asher, Powell; Allison Edwards, Cody; Mickle

Ogden, Meeteetse, and Madelyn Horton for renewal. Alternates will be Beth Brazelton, Powell; Calvin Erickson, Meeteetse; and Kinley Bollinger, Cody.

Commissioner Livingston made a motion to approve as presented, Commissioner Thiel seconded, motion carried.

Park County Commissioners – RE: Revisit Mount Jackson Pollock Discussion

Commissioner Tilden made a motion to reconsider since new information has been received about this land being privately owned. Commissioner Mangold seconded, motion carried.

Chairwoman Overfield stated it came to light the USGS does not verify land ownership and therefore the property owner was not contacted. Commissioner Livingston then reached out to the landowner and said the owners are not in favor of the mountain on their property being named. A lengthy discussion ensued with Dewey Vanderhoff, who was disappointed with the reconsideration and feels something in Park County should be named after Mr. Pollock.

Commissioner Thiel move to rescind the original motion and oppose the naming of red hills after Pollock; Commissioner Tilden seconded. Commissioner Livingston clarified his conversation with Mark McCarty, the owners are against the naming of the red hills. Motion carried.

Myron Henry, Powell Valley Recycling – RE: Special Funding Request

Mr. Henry is requesting \$8,847 and expressed his disappointment with declining funds over the past several years. The future trucking fees are taking away all the profits. The hours are from 9 a.m.-4 p.m. Tuesday, Wednesday, Thursday and 9 a.m.-2 p.m. on Saturdays. Currently, the City of Powell pays \$2 per person. Mr. Henry stated they will be hosting a solid waste program the last full week of August at the Fairgrounds. Everyone is invited.

Lisa Watson, President NWC & Shelby Wetzel, Executive Director NWC Foundation – RE: Utilization of Community Charitable Relief Program funds & Request for Fairground Kitchen

Ms. Wetzel gave an update on the funds received from the Charitable Relief Program that the College received from the County and how they were distributed; without this support, no scholarships would have been available for 47 students. Federal mandates with CDL licensing have also become a major program for NWC.

Ms. Watson gave an overview of the Student Center Project, which the Legislature approved in a capital construction bill. In discussions with architects, construction managers, design teams and the Board of Trustees, the best location for the center is the current location. That creates a need for temporary dining and the college has found modular kitchen rentals to be very expensive. Ms. Watson requested use of the commercial kitchen at the Fairgrounds for 15 to 18 months, starting in January, for preparing meals; food will be served elsewhere.

Brian Beavers, Buildings & Grounds, stated there is minimal amount of kitchen use at Heart Mountain Hall. Most needing a kitchen will probably be satisfied with Homesteader Hall.

Chairwoman Overfield will help with a contract.

Pat Meyer, Assessor – RE: Elected Official Salaries Review

Mr. Meyer presented his recommendation after researching projections from Wall Street Journal, Kiplinger, and Forbes. Mr. Meyer recommends \$97,037 for the next four years for the Assessor, Clerk, Treasurer and Clerk of District Court; Sheriff \$99,375; Attorney \$115,743; Coroner \$46,765 and Commissioners to \$42,292. These costs with benefits will be just over 0.05% compared to our budgets. Legislators raised the maximum to \$145,000 for a reason.

Commissioner Tilden said county government is changing and becoming more complicated; we have no idea what the future holds. A decision on elected officials' salaries will be made May 3.

Chairwoman Overfield stated the personnel committee is also working on a proposal for employee wages.

One more order of business

Commissioner Livingston made a motion to advertise for an office assistant at the Fairgrounds. Commissioner Mangold seconded, motion carried

Adjourn.

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

Dossie Overfield, Chairwoman

Scott Mangold, Vice Chairman

Lee Livingston, Commissioner

Lloyd Thiel, Commissioner

Joe Tilden, Commissioner

Attest:

Colleen Renner, County Clerk