

**Park County Board of Commissioners
April 17, 2007
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, held in Cody, Wyoming on Tuesday April 17, 2007. Present were Commission Chair Bucky Hall, Commissioners Marie Fontaine, Tim French, Bill Brewer and Jill Shockley Siggins and County Clerk Kelly Jensen.

Viewers & Appraisers – Justice Private Road Petition

Deputy County Attorney Jim Davis presented names of five individuals willing to serve as viewers and appraisers for the Justice Private Road Petition and recommended the Board name three to present to the parties involved.

Commissioner Shockley Siggins made a motion, seconded by Fontaine, to approve and sign the Order Appointing Viewers and Appraisers for the Justice Private Road Petition, with Wes Metzler, Stan Parker and Louis Kousoulos named as viewers and appraisers and Bob Swander and Bob Bole as alternate names. Further, to allow the named parties to meet and begin the process. Motion carried.

Copperleaf Subdivision Permit and Final Plat Change

Deputy County Attorney Jim Davis presented a resolution setting forth the specific findings and conclusions of the Board of County Commissioners at the April 10, 2007 Board meeting.

Commissioner French made a motion, seconded by Fontaine, to approve **RESOLUTION 2007-21, APPROVAL OF A CHANGE TO SUBDIVISION PERMIT AND FINAL PLAT AS APPROVED BY RESOLUTION NO. 2006-16 (RECORDED DOCUMENT 2006-1847) FOR THE COPPERLEAF SUBDIVISION, ON LAND DESCRIBED AS PORTIONS OF SECTIONS 15, 22 AND 23 OF T.52N., R.105W., 6TH P.M., PARK COUNTY, WYOMING.** Voting in favor of the motion were Commissioners French, Fontaine and Chairman Hall. Opposed were Commissioners Brewer and Shockley Siggins. Motion carried.

Construction Manager At-Risk, Park County Library Construction

Commissioner Brewer stated he has a relative employed by a Construction Manager At-Risk (CMAR) candidate, creating a conflict of interest. He therefore did not participate in interviews and would not vote to select a CMAR for the Park County Library Construction Project.

Commissioner Shockley Siggins made a motion, seconded by Fontaine, to hire Groathouse Construction, Inc. of Cody, Wyoming, as the Construction Manager At-Risk for the Park County Library Construction Project. Voting in favor were Commissioners Shockley Siggins, Fontaine and French. Commissioner Brewer abstained. Motion carried.

Approve Minutes

Commissioner Fontaine made a motion, seconded by Shockley Siggins, to approve the minutes for the April 10, 2007 meeting. Motion carried.

Amend Agenda

Commissioner French made a motion, seconded by Fontaine, to amend the agenda to consider Personnel Action Forms for the Solid Waste Department and the Emergency Management Performance Grant for 2008. Motion carried.

Personnel Action Forms – Solid Waste

Commissioner French made a motion, seconded by Brewer, to approve Personnel Action Forms to hire as temporary part-time landfill employees beginning April 17, 2007 Hector Granados Jr., Hector Grenados, Maria Amparo Munoz, Angel Granados, Mercedes Maria Granados and Jessica Granados. Motion carried.

Landfill Rate Increase

Solid Waste Superintendent Dave Hoffert presented proposed revenue and expense statements for Fiscal Year 2008 reflecting a rate increase from \$50-\$60 per ton for municipalities and contractors. Hoffert proposed the increase take effective July 1, 2007 if approved so funds can be set aside for the landfill-lining project. Hoffert asked the Commissioners to attend a meeting with municipalities Thursday, April 19, 2007 when he would present the rate increase proposal. No action was taken.

Personnel Action Form – District Court Judge

Commissioner Fontaine made a motion, seconded by Brewer, to approve the Personnel Action Form for District Court for Corrinnda Davis as a legal secretary beginning April 23, 2007. Motion carried.

Personnel Action Form – Buildings and Grounds

Commissioner Fontaine made a motion, seconded by French, to approve the Personnel Action Form for the Buildings and Grounds Department for Teri Mennell as a regular part-time custodian beginning April 17, 2007. Motion carried.

Amend agenda

Commissioner French made a motion, seconded by Fontaine, to amend the agenda to consider Personnel Action Forms for the Sheriff’s Department. Motion carried.

Personnel Action Forms – Detention Center

Commissioner Fontaine made a motion, seconded by French, to approve Personnel Action Forms to move Robert R. Cooke, II from Detention Deputy to Detention Sergeant beginning April 18, 2007 and to hire as a new employee William David Hunt, II as a Detention Deputy beginning April 18, 2007. Motion carried.

Commissioner Fontaine made a motion, seconded by French, to allow Lieutenant Atwood to fill two additional open positions in the Detention Facility. Motion carried.

Software Maintenance Agreement

Commissioner French made a motion, seconded by Brewer, to approve and allow the Chair to sign Exhibits A and B of the Agreement for Extended Service for Software Support and Additional Maintenance Fees with Tiburon, Inc. for the term July 1, 2007 – June 30, 2008 for a base fee of \$10,373.00 plus hourly rates for technical and training services for the Clerk of District Court’s office. Motion carried.

Juror Appreciation Day Proclamation

Commissioner Shockley Siggins made a motion, seconded by Fontaine, to proclaim May 1, 2007 as Juror Appreciation Day in Park County. Motion carried.

Out-of-State Travel Request – Road and Bridge

Commissioner Brewer made a motion, seconded by French, to authorize Road and Bridge Foreman Ron Nieters to travel to Peoria, Illinois to tour the John Deere factory April 25-27, 2007, costs being paid by John Deere Corporation. Motion carried.

Homeland Security EMPG Grant

Commissioner French made a motion, seconded by Fontaine, to approve and authorize the Chair to sign the proposed Fiscal Year 2007 Emergency Management Performance Grant (EMPG) program budget with a total budgetary request of \$96,751.02 for the Office of Homeland Security. Motion carried.

State Loan and Investment Board Consensus List

Commissioner French made a motion, seconded by Fontaine, to approve **RESOLUTION 2007-22, A RESOLUTION PRESENTING A CONSENSUS LIST OF PROJECTS FOR STATE LOAN AND INVESTMENT BOARD FUNDING FROM PARK COUNTY AND THE MUNICIPALITIES OF MEETEETSE, POWELL AND CODY UNDER CHAPTER 23-CAPITAL CONSTRUCTION PROJECT FUNDING.** Voting in favor of the motion were Commissioners French, Brewer and Fontaine. Opposed was Commissioner Shockley Siggins. Motion carried.

Out-of-State Travel Request - Commissioner

Commissioner Shockley Siggins made a motion, seconded by Brewer, to authorize Commissioner French to travel to Idaho Falls, Idaho to attend a Yellowstone National Park Winter Use Cooperating Agency meeting May 4, 2007 and pay costs from the NEPA account. Motion carried.

Board Vacancies

Commissioner Fontaine made a motion, seconded by Shockley Siggins, to approve the proposed schedule and authorize Administrative Assistant Peggy Ruble to advertise vacancies on the Yellowstone Regional Airport Board and Park County Historic Preservation Board. Motion carried.

TANF/CPI Quarterly Reports

Commissioner Shockley Siggins made a motion, seconded by Fontaine, to approve and allow the Chair to sign the Temporary Assistance for Needy Families/Community Partnership Initiative Grant (TANF/CPI) Quarterly Budget Reports for January – March 2007 to the Department of Family Services, with a reimbursement request of \$13,657.97. Motion carried.

Library Financing Update

First Company Representative Dave Reetz provided a financial report for the Park County Library construction project, including projections of revenues and expenses. Total project cost, including the library portion of the building and the preliminary plan is projected at \$7,388,157.00. No action was taken.

Public Hearing - Thompson Special Use Permit

Chairman Hall opened a public hearing to consider an application from Steve and Julie Thompson for a Special Use Permit (SUP) for a Value Added Agricultural Business to process (dry-roll, blend and bag) commodities including, but not limited to, corn, oats and barley and an Agricultural Support Business for the sale of the processed feed. The property is located south of Lane 11½ at 1155 Road 11, legal description is part of Farm Unit H or Lot 53-I and part of Farm Unit E or Lot 52-L, T.55N., R.99W., 6th P.M., Park County, Wyoming. It lies within the GR-P (General Rural Powell) zoning district.

There being no further comments, Commissioner French made a motion, seconded by Fontaine, to close the public hearing. Motion carried.

Commissioner Fontaine made a motion to adopt **RESOLUTION 2007-23**, APPROVAL OF A SPECIAL USE PERMIT TO ALLOW A VALUE-ADDED AGRICULTURAL BUSINESS FOR THE PROCESSING (DRY-ROLLING, BLENDING, AND BAGGING) OF GRANS AND AN AGRICULTURAL SUPPORT BUSINESS FOR THE SALE OF THE PROCESSED FEED WITHIN FARM UNIT H OR Lot 53-I AND PART OF FARM UNIT E OR LOT 52-L, T.55N., R.99W., 6TH P.M., PARK COUNTY, WYOMING for applicants Steve and Julie Thompson. Motion died for lack of a second

Commissioner French made a motion, seconded by Shockley Siggins, to adopt **RESOLUTION 2007-23**, APPROVAL OF A SPECIAL USE PERMIT TO ALLOW A VALUE-ADDED AGRICULTURAL BUSINESS FOR THE PROCESSING (DRY-ROLLING, BLENDING, AND BAGGING) OF GRANS AND AN AGRICULTURAL SUPPORT BUSINESS FOR THE SALE OF THE PROCESSED FEED WITHIN FARM UNIT H OR Lot 53-I AND PART OF FARM UNIT E OR LOT 52-L, T.55N., R.99W., 6TH P.M., PARK COUNTY, WYOMING for applicants Steve and Julie Thompson, striking #13 (mill production shall not exceed 720 bushels per day) from the proposed resolution. Voting in favor of the motion were Commissioners French, Shockley Siggins and Chairman Hall. Opposed were Commissioners Brewer and Fontaine. Motion carried.

Ando Simple Subdivision SS-124 Final Plat

Commissioner French made a motion, seconded by Fontaine, to approve **RESOLUTION 2007-24**, APPROVAL OF A FINAL PLAT FOR THE ANDO SS-124 SIMPLE SUBDIVISION WITHIN LOT 21 AND LOT 27 OF SECTION 6, RESURVEY, AND IN THE SW1/4SW1/4 AND NW1/4SW1/4 OF LOT 55, T.54N., R.100W., 6TH P.M., PARK COUNTY, WYOMING for applicants Howard and Diane Ando, Howard C. Ando Family Trust, located east of Road 19, south of Lane 13½ at 1860 Lane 13½, west of Highway 14-A. Motion carried.

Liberty Subdivision Final Plat

Commissioner Fontaine made a motion, seconded by French, to approve **RESOLUTION 2007-25** APPROVAL OF THE SUBDIVISION PERMIT AND FINAL PLAT FOR LIBERTY SUBDIVISION, LOCATED WITHIN NW1/4 OF LOT 57, RESURVEY, T.52N., R.101W., 6TH P.M. PARK COUNTY, WYOMING for applicant 7 Wonders, LLC - Dusty Schutzman, Managing Member. The land is located north of Highway 14-16-20, west of Sage Creek, east of Cody. Motion carried.

Bonds

The following bonds, having been approved by County Attorney Bryan Skoric, were approved by the Board of County Commissioners:

- Richard Preator, Heart Mountain Irrigation District.....\$ 5,000.00
- Judy Braten, Shoshone Project Joint Powers Board.....\$ 5,000.00

Donna Ward Town of Meeteetse.....\$ 5,000.00

Earnings and Collections

The following Earnings and Collections were presented to the Board and approved:

Kelly Jensen, Park County Clerk.....\$30,281.92

Adjournment

There being no further business to come before the Board of County Commissioners, Commissioner Fontaine made a motion, seconded by Brewer, to adjourn the meeting. Motion carried.

Bucky Hall, Chairman
Park County Board of Commissioners

Bill Brewer, Commissioner

Marie Fontaine, Commissioner

Tim French, Commissioner

Jill Shockley Siggins, Commissioner

Seal:
Attest:

Kelly Jensen, County Clerk