

**Park County Board of Commissioners  
June 17, 2008  
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held in Cody, Wyoming on Tuesday, June 17, 2008. Present were Chairman Tim French, Commissioners Bill Brewer, Jill Shockley Siggins, Marie Fontaine and Bucky Hall, and County Clerk Kelly Jensen.

**Public Hearing – Liquor License Renewals**

Chairman French opened the public hearing to consider renewal of Park County liquor licenses. Comments were heard from Park County Clerk Kelly Jensen, one retail license holder and a concerned Ralston citizen. There being no further comments, Commissioner Hall made a motion, seconded by Siggins, to close the public hearing. Motion carried.

Commissioner Fontaine made a motion, seconded by Siggins, to renew all liquor licenses for license year July 25, 2008–July 24, 2009 with the Rocking D River Ranch license contingent upon Park County receiving notification from the State of Wyoming that sales tax on alcohol sales has been properly reported and paid; the Powell Country Club license contingent upon receiving remaining information for officers and directors; and the Heart Mountain Pub of Ralston being sent a letter from the Board of County Commissioners regarding concerns expressed by area residents. Motion carried.

**Public Hearing – FY08 Budget Amendment**

Chairman French opened the public hearing to consider FY08 Budget Amendments. Upon hearing comments from the Park County Clerk and there being no further comments, Commissioner Hall made a motion, seconded by Brewer, to close the public hearing. Motion carried.

Commissioner Fontaine made a motion, seconded by Hall, to adopt **RESOLUTION 2008-47, AMENDING THE FY08 BUDGET: TRANSFERRING FUNDS AND INCREASING THE FISCAL YEAR 2008 GENERAL FUND.** Motion carried.

**Cowboy Ambassador**

Ray Maple of Tom O’Day Productions provided an update on his work as a Cowboy Ambassador for Park County. No action was taken.

**Budget Review – Parks and Recreation**

The Park County Parks and Recreation Board presented the proposed FY09 program budget. No action was taken.

**Final Budget Review Meeting**

Commissioners set June 30, 2008 to review Fiscal Year 09 revenue projects and July 10, 2008 for final budget review. The Fiscal Year 09 budget hearing remains July 14, 2008. No action was taken.

**Out-of-State Travel – Solid Waste**

Commissioner Hall made a motion, seconded by Siggins, to approve an out-of-state travel request for Solid Waste Superintendent Dave Hoffert to travel to Bozeman, Montana on or about June 23, 2008 to view a demonstration of an alternate landfill cover. Motion carried.

**Approve Minutes**

Commissioner Fontaine made a motion, seconded by Siggins, to approve the minutes for the June 10-11, 2008 Commission meeting. Motion carried.

**Cooperative Law Enforcement Agreement – Shoshone National Forest**

Upon recommendation by Sheriff Scott Steward, Commission Hall made a motion, seconded by Brewer, to approve and allow the Chair to sign Amendment #2 to Cooperative Law Enforcement Agreement No. 06-LE-11021404-022 for Cooperative Law Enforcement with the Shoshone National Forest April 1, 2008-March 31, 2009 at a total reimbursement to Park County not to exceed \$9,100.00. Motion carried.

**Resolution Denying Petition to Vacate and Realign Roads**

Commissioner Hall made a motion, seconded by Brewer, to adopt **RESOLUTION 2008-48, DENIAL OF PETITION TO VACATE A PORTION OF COUNTY ROAD 7RP**

AND TO REALIGN A PORTION OF COUNTY ROAD 7QT TRAVERSING PORTIONS OF LAND IN T56N, R103W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING. Motion carried.

**Park County Complex Lease**

Commissioner Hall made a motion, seconded by Siggins, to authorize Acting Building and Grounds Superintendent Dennis Spargur to remove a door at the Park County Complex from Suite 2010 and to locate it in suite 2031 to expand space used by the University of Wyoming and to work with them on a new lease; and to remove a wall between Suites 2256 and 2005 for office space for the Buildings and Grounds Superintendent. Motion carried.

**Certificate of Substantial Completion – Lane 9 West Reconstruction, Phase II**

Commissioner Siggins made a motion, seconded by Hall, to approve and allow the Chairman to sign the Certificate of Substantial Completion, Pay Estimate #4, Change Order #1 and the Final Pay Estimate #5 for Lane 9 West Reconstruction, Phase II Project. Motion carried.

**Memorandum of Understanding – Guardian ad Litem**

Consideration of the MOU was rescheduled to June 30, 2008 as the Board had not received the document. No action was taken

**Letter of Participation in WYECIP**

Commissioner Hall made a motion, seconded by Siggins, to approve and sign a letter to Wyoming Business Council State Energy Program Coordinator Tom Fuller seeking participation in the Wyoming Energy Conservation Improvement Program (WYECIP). Motion carried.

**Federal Land Processes – Coordinator Status**

Commissioner Fontaine and County Planner Linda Gillett presented information regarding Cooperator vs. Coordinator status on federal land processes. The Board directed the County Attorney, Fontaine and Gillett to obtain additional information to determine if there is benefit to requesting Park County be included in Coordinator in addition to Cooperator status for federal land issues. No action was taken.

**Public Hearing – Dirksen Variance Request**

Chairman French opened the public hearing for a variance request for Lawrence and Linda Dirksen from Chapter IV, Section 2(j)(1)(b)(vi) requiring them to provide water taps for both of two proposed simple subdivision lots to connect to the Northwest Rural Water District water supply. There is an existing water well on proposed Lot 2 that they desire to use for the existing residence in lieu of providing a water tap for Lot 2. The property is located at 1108 Road 10, bordered on the north by Lane 11, the east by Road 10, and the south by Lane 11 ½. The legal description is a parcel of land within Lot 52-A and Lot 52-H, Section 28, T55N, R99W, 6<sup>th</sup> P.M. Park County, Wyoming. The property lies within the GR-P zoning district.

Upon hearing comments from the County Planning staff and there being no further comments, Commissioner Hall made a motion, seconded by Brewer, to close the public hearing. Motion carried.

Commissioner Hall made a motion, seconded by Fontaine, to grant the variance and adopt **RESOLUTION 2008-49, APPROVAL OF A VARIANCE FROM CHAPTER IV, SECTION 2(j)(1)(b)(vi) OF THE PARK COUNTY DEVELOPMENT STANDARDS AND REGULATIONS FOR THE DIRKSEN SS-169 ON PROPERTY DESCRIBED AS A PARCEL OF LAND WITHIN LOT 52-A AND LOT 52-H, SECTION 28, T55N, R99W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING.** Voting in favor of the motion were Commissioners Hall, Fontaine and Brewer. Opposed was Siggins. Motion carried.

**Public Hearing – Heart Mountain Interpretive Learning Center**

Chairman French opened the public hearing to consider the application of the Heart Mountain Wyoming Foundation for the proposed Heart Mountain Interpretive Learning Center including an 11,000sf building legally described as that part of Farm Unit J described as Tract 46 of Lot 25, T54N, R100W, 6<sup>th</sup> P.M., Park County, Wyoming. The property is located northeast of Road 19, adjacent to Highway 14-A in the GR-P zoning district.

Upon hearing comments from the County Planning staff, Heart Mountain Wyoming Foundation representatives, a County resident opposed to the Special Use Permit and two County residents supporting the Special Use Permit, Commissioner Hall made a motion, seconded by Brewer, to close the public hearing. Motion carried.

Commissioner Hall made a motion, seconded by Siggins, to adopt **RESOLUTION 2008-50**, APPROVAL OF A SPECIAL USE PERMIT AND SITE PLAN REVIEW TO ALLOW A MAJOR COMMUNITY USE FOR THE HEART MOUNTAIN INTERPRETIVE LEARNING CENTER WITHIN TRACT 46 OF LOT 25, T54N, R100W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING. Motion carried.

**Final Plat – High Plains Major Subdivision**

County Planning staff presented the High Plains Major Subdivision, whose applicants are Edwin and Carol Higbie. It is a final subdivision plat for the High Plains Subdivision, in the GR-5 zoning district, dividing 32.78+/- acres into six (6) single-family residential lots ranging in size from 5.04+/- acres to 6.37+/- acres with an exempt remainder of 177.94+/- acres from an existing parcel containing 210.72+/- acres on land described as within Tract 74-C Resurvey, Section 19 and Section 20, T53N, R101W, 6<sup>th</sup> P.M. Park County, Wyoming.

Commissioner Hall made a motion, seconded by Fontaine, to adopt **RESOLUTION 2008-51**, APPROVAL OF THE SUBDIVISION PERMIT AND FINAL PLAT FOR THE HIGH PLAINS SUBDIVISION LOCATED WITHIN TRACT 74-C, RESURVEY, SECTION 19 AND SECTION 20, T53N, R101W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING. Motion carried.

**Work Session – Library Construction**

Commissioners held a work session with County staff and Park County Library Construction Manager-at-Risk Fred Bronnenberg of Groathouse Construction on the Park County Library construction budget. Topics included telephone and data transport wiring, carpet, fencing, retaining wall and other construction matters.

Commissioner Hall made a motion, seconded by Siggins, to approval Proposal Request #6 for earthwork and foundation drainage and installation of a modular retaining wall at a cost of \$16,211 from the construction contingency funds. Motion carried.

**Bonds**

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

Sheron Long, Park County Travel Council.....\$ 50,000.00

**Bills Paid**

A T & T	\$60.01
ALBERTSONS PHARMACY #807	\$233.76
ALCOPRO, INC.	\$953.00
ALLTEL COMMUNICATIONS LLC	\$642.63
ANTLER INN	\$152.00
BALLARD FUNERAL HOME	\$2,334.00
BANGERT, BRENDA	\$8.47
BASIN MECHANICAL, INC.	\$960.73
BEAR CO INC.	\$480.00
BEARTOOTH ELECTRIC COOP	\$39.93
BENNETT, M.D., THOMAS L.	\$1,250.00
BIG HORN COOP MARKETING ASSN	\$166.94
BIG HORN ENERGY, INC.	\$465.56
BIG HORN PAINT, INC.	\$123.92
BIG HORN RURAL ELECTRIC COMPANY	\$286.49
BIG HORN WHOLESALE, INC.	\$903.79
BILLINGS CLINIC	\$113.00
BOB BARKER COMPANY	\$417.49
BOYS & GIRLS CLUB OF PARK CO	\$2,530.00
BRESNAN COMMUNICATIONS	\$159.96
BRUCO, INC.	\$1,614.50
CDW GOVERNMENT, INC.	\$634.16
CHUCKS LAWN CARE	\$9,650.00
CLARK, DAVID M	\$1,120.00
CODY ACE HARDWARE	\$776.81
CODY COUNCIL ON AGING	\$4,165.86
CODY DAIRY SERVICE LLC	\$536.97
CODY ENTERPRISE	\$3,287.70
CODY WINNELSON CO.	\$3.59

CODY, CITY OF	\$2,047.85
COMPUTER SOFTWARE ASSOCIATES, INC	\$39.25
COPENHAVER, KATH, KITCHEN & KOLPITCKE	\$400.00
COURTCALL, LLC	\$40.00
CRESENT SALES	\$325.40
CROWNE PLAZA BILLINGS	\$70.00
CRUM ELECTRIC SUPPLY CO.	\$171.59
CTA ARCHITECTS	\$955.54
CULLIGAN WATER CONDITIONING	\$180.00
DARRAH, DARRAH, & BROWN, P.C.	\$710.84
DAVIS, LARRY E & NANCY ANNE	\$1,255.80
DE HAAN ELECTRONICS	\$292.50
DELL MARKETING CORP.	\$6,220.37
DOMINICK, LCSW / STEVE	\$180.00
ELECTION SYS & SOFTWARE, INC	\$7,500.00
ENERGY WEST - WYOMING	\$8,563.15
ERICKSON, EDGAR J.	\$160.00
FILENER CONSTRUCTION, INC.	\$2,224.01
FITZWATER, VICKIE	\$24.24
FORENSICS SOURCE	\$104.49
FRENCH, TIM	\$183.82
GAMBLES-STORE 4234, INC.	\$38.57
GARLAND LIGHT & POWER CO.	\$278.24
GARYS	\$14.00
GONSALEZ, RANEE L.	\$1,446.25
GOODYEAR PRINTING	\$439.51
GRAINGER	\$131.09
H & H BUSINESS SYSTEM INC.	\$54.15
HALL, THOMAS BUCKY	\$80.80
HANSON CHEMICAL INC.	\$130.25
HARRIS TRKING & CONST., INC.	\$349.66
HOLDINGS LITTLE AMERICA	\$854.74
HOTSY INTERMOUNTAIN	\$12,577.50
HOWARD, KATHERINE D.	\$78.78
INTERMOUNTAIN TRAFFIC SAFETY	\$614.12
INTERSTATE BRANDS CORPORATION	\$207.49
INTERSTATE TIRE SERV. INC	\$5,435.40
INTERWEST SAFETY SUPPLY, INC.	\$392.00
J.C. REPAIR, INC.	\$201.00
JAMIESON, M.D., CHARLES E	\$332.00
JONES, LARRY B	\$1,520.00
K MART CORPORATION	\$78.78
KEEGAN & WINSLOW P.C.	\$1,973.32
KENCO SECURITY AND TECHNOLOGY	\$89.50
KINCHELOE PLUMBING & HEATING	\$24.51
KRISJANSONS, BRIGITA S.	\$400.00
LEON UNIFORM COMPANY, INC.	\$562.00
LYLE SIGNS, INC.	\$4,588.58
MAJESTIC LUBE, INC.	\$10.00
MC CARTY AND REED, ATTORNEYS AT LAW,L.C.	\$2,825.16
MC CUMBER LOCKSMITH SHOP	\$11.35
MC KINNEY, CHAD	\$17.93
MEDICAL CENTER PHARMACY	\$729.18
MEETEETSE, TOWN OF	\$66.20
MIDLAND IMPLEMENT CO INC	\$385.37
MIDWEST FENCE COMPANY	\$4,463.00
MONTANA-DAKOTA UTILITIES CO.	\$568.39
MOORE, LEONARD D.D.S.	\$438.00
MOTOR PARTS, INC.	\$1,291.00
MOTOROLA	\$170.00
NEMONT	\$50.09

NORTHWEST SIGN RECYCLING LLC	\$2,498.47
OFFICE SHOP, THE	\$61.75
OTIS ELEVATOR CO.	\$566.58
OVERLAND WEST, INC.	\$286.55
PAMIDA, INC.	\$103.30
PARK COUNTY	\$50,000.00
PARK COUNTY FLEX SPND BEN ACCT	\$164.40
PARK COUNTY PUBLIC HEALTH	\$100.00
PARK COUNTY SHERIFF	\$32.31
PAVEMENT MAINTENANCE, INC.	\$2,146.00
PAWNEE IRRIGATION SUPPLY, INC.	\$8.64
PINECO TREE SERVICE	\$990.00
POWELL DRUG, INC.	\$8.56
POWELL TRIBUNE, INC.	\$3,436.81
POWELL VALLEY HARDWARE	\$89.89
QWEST	\$7,317.12
ROCKY MOUNTAIN POWER	\$708.62
S & S AUDIO-VIDEO, INC.	\$53.02
SHOCKLEY SIGGINS, JILL	\$474.70
SHOSHONE OFFICE SUPPLY, INC.	\$510.28
SIMPSON, WILLIAM L.	\$400.00
SKORIC, BRYAN	\$423.91
SMITH, J. TRAVIS	\$160.00
ST VINCENT HEALTHCARE, INC.	\$144.75
STAGECOACH MOTOR INN	\$65.00
STROUPE PEST CONTROL, CO.	\$350.00
SYSCO FOOD SERVICES OF MONTANA	\$3,112.43
TCT WEST, INC	\$151.16
THISTLE, THE	\$90.00
TIBURON, INC.	\$10,891.00
TRACTOR & EQUIPMENT CO	\$33.72
TRI STATE TRUCK & EQUIP, INC	\$4,777.71
UNITED BUILDING CENTERS	\$78.49
UNIVERSITY OF WY - COLLEGE OF LAW	\$13.04
UPS STORE, THE	\$11.03
VERIZON WIRELESS	\$90.04
VISA	\$285.04
VISA - FIRST NATIONAL BANK & TRUST	\$5,228.70
WEBSTER MOTORS, INC.	\$69.87
WEST PARK HOSPITAL	\$75.00
WILLIAMS & SONS, LLC	\$212.46
WOGOMAN, RICK M.	\$1,050.00
WOODWARD TRACTOR & RENTAL, INC	\$1,786.45
WYOMING DEPARTMENT OF EMPLOYMENT	\$150.10
WYOMING FIRE SAFETY, LLC	\$83.00
WYOMING RETIREMENT SYSTEM	\$3,917.86
YELLOWSTONE BEHAVIORAL HEALTH	\$93.34
6/17/08 TOTAL WARRANTS:	<u>\$212,939.13</u>

**Adjournment**

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

\_\_\_\_\_  
Tim A. French, Chairman

\_\_\_\_\_  
Bill Brewer, Vice Chairman

\_\_\_\_\_  
Jill Shockley Siggins, Commissioner

\_\_\_\_\_  
Marie Fontaine, Commissioner

\_\_\_\_\_  
Bucky Hall, Commissioner

Attest:  
\_\_\_\_\_  
Kelly Jensen, Park County Clerk