

**Park County Board of County Commissioners  
October 21, 2008  
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held in Cody, Wyoming on Tuesday, October 21, 2008. Present were Chairman Tim French, Commissioners Bill Brewer, Marie Fontaine, Jill Shockley Siggins and Bucky Hall and County Clerk Kelly Jensen.

**Bresnan Communications**

Dan Higgins of Bresnan Communications outlined Bresnan's current operations and services available to Park County residents in response to the Board's meetings with TCT West, Inc. Higgins stated Bresnan has had fiber optic service in Park County since 1989, including services to home users upon individual request. Bresnan has also linked the five Cody schools through fiber optics and installed it in Cody City Hall, Park County Law Enforcement Center and Northwest College. Chief Information Officer Mike Conners informed the Board that Park County paid approximately \$20,000 to install fiber linkage for its buildings. No action was taken.

**Park County Library Building Appraisal Proposals**

Administrative Assistant Peggy Ruble presented three quotes to conduct an appraisal of the old Park County Library building. They were QM Appraisal-Cody (\$2500); Sage Appraisal Services-Cody (\$3500) and Whitlock Appraisal-Powell (\$3500).

Commissioner Fontaine made a motion, seconded by Siggins, to accept the proposal from QM Appraisal of Cody for a Summary Appraisal Report on the Old Park County Library at a cost of \$2500 with the report complete by November 19, 2008. Motion carried.

**Vehicle Replacement Policy**

Count Engineer Dave Kieper presented a draft Park County Vehicle Replacement Policy defining the purchase, transfer and disposal of vehicles in the Park County fleet. It includes establishment of a Park County Vehicle Committee to review all vehicle needs for Park County in advance of the annual budgeting process. The Board asked that Enterprise Funds (Landfill) purchase any vehicles transferred into their department. The Board will consider adopting the policy at their November 4, 2008 meeting.

**TCT West Communications Building**

Rod Collingwood of TCT West and Chris Edwards, TCT West's attorney addressed the Board regarding a land lease proposal to construct a communication building northeast of the Park County Complex. The Board reviewed the draft lease agreement and recommended modifications. County Attorney Bryan Skoric reviewed changes previously approved by all parties that would be added to the final document prior to signing. County Assessor Doug Brandt noted property taxes on the land that should be paid by the lessee.

Commissioner Hall made a motion, seconded by Siggins, to approve a lease agreement with TCT West, Inc. with modifications agreed upon in the final document and including all exhibits referenced in the draft agreement. The lease shall run 11/1/2008 – 10/31/2018 with the lessee having the option for automatic ten-year renewal. TCT West shall pay \$200/month beginning 11/1/2008. Voting in favor were Commissioners Hall, Siggins and Fontaine. Opposed was Brewer, stating he supports the project but opposes Park County leasing land to a private business. Motion carried.

**Approve Minutes**

Commissioner Fontaine made a motion, seconded by Siggins, to approve the minutes from the October 14, 2008 meeting. Motion carried.

**Friends of Park County History**

Tonia Grdina, Secretary-Treasurer of the Friends of Park County History requested authorization to extend the unexpended balance of Park County's FY2008 \$2500.00 contribution into FY2009, allowing expenditure of \$1012.00.

Commissioner Hall made a motion, seconded by Fontaine, to approve \$1012.00 from the FY09 1930.5000 Community Support budget for the Friends of Park County History for their Park County Centennial photo exhibit. Motion carried.

**Bid Opening – Hunter, Draper, YXD Bridge**

Commissioner Hall made a motion, seconded by Siggins, to approve the County Road Fund Project Eligibility Certification Form for the Bridge Over the Southfork of the Shoshone River. Motion Carried.

Commissioner Siggins made a motion, seconded by Fontaine, to approve and allow the Chair to sign a Letter of Concurrence for Federal Project BROS-0C11060, Bridge Over the Southfork of the Shoshone River with COP Construction LLC being the apparent low bidder at \$1,454,741.40 for construction plus all related engineering and other costs, with Park County's estimated match at or near \$295,225.81. Motion carried.

Prior to the end of the Board meeting, County Engineer Dave Kieper notified the Board that WYDOT contacted him with a change to the terms of the construction contract, decreasing Park County's match. Commissioner Brewer made a motion, seconded by Hall, to allow the Chair to sign an Addendum to the Bridge Contract when it is available from WYDOT, decreasing Park County's match requirement from 20% to 10% of total project costs. Motion carried.

#### **ERG Assistance – BLM/RMP**

Commissioner Siggins reviewed Park County's intention to participate with Big Horn, Hot Springs and Washakie Counties in an agreement with Ecosystem Research Group to prepare comments on behalf of the Counties, as cooperators, in the Bureau of Land Management's Resource Management Plan. No action taken.

#### **Lease Renewal – Eleutian Technology**

Commissioner Siggins made a motion, seconded by Hall, to approve a lease renewal with Eleutian Technology, LLC at the Park County Complex for 1180 square feet at \$11.00/sf per year, total cost \$12,980 or \$1,081.67/mo. 11/1/08-10/31/09. Motion carried.

#### **Public Hearing – Rhodes SUP**

Chairman French opened the public hearing to consider the application of William D. and Jamie L. Rhodes, for a Special Use Permit to allow commercial storage on property described as Lot 1 of Rhodes SS-132, T51N, R102W, 6<sup>th</sup> P.M., Park County, Wyoming. It is located north of 49 Big Sky Road, west of Big Sky Road in the GR-5 Zoning District in the Lower Southfork area. Assistant County Planner Nikki Leck presented the application and a new request by the applicants to consider additional buildings without increasing the total 3600 square feet approved by the Park County Planning and Zoning Board for commercial storage facilities.

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

Commissioner Brewer made a motion, seconded by Hall, to approve **RESOLUTION 2008-75** REMANDING THE SPECIAL USE PERMIT BACK TO THE PLANNING AND ZONING COMMISSION FOR FURTHER CONSIDERATION OF A SPECIAL USE PERMIT TO ALLOW COMMERCIAL STORAGE WITHIN LOT 1 OF RHODES SS-132, T51N, R102W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING. Motion carried.

#### **Public Hearing – Denney SUP**

Chairman French opened the public hearing to consider the application of Jerry Denney on property owned by Denney Farms FLP, for a special use permit to allow a large rock products mine and a construction staging area in the GR-20 zoning district on property described as a parcel of land within northeast ¼ of Section 30, T58N, R101W, 6<sup>th</sup> P.M., Park County, Wyoming. It is located at 41 Road 1BH, west of Highway 120, approximately 3000 feet west of Road 1BH and 1000 feet north of Road 1BF in the Clark area. Assistant County Planner Jeff Goodrich presented the application. Upon hearing comments from County staff, the applicant, applicant's attorney and one neighbor, and there being no further comments, Commissioner Brewer made a motion, seconded by Siggins, to close the public hearing. Motion carried.

Commissioner Hall made a motion, seconded by Brewer, to approve **RESOLUTION 2008-72**, A SPECIAL USE PERMIT TO ALLOW A LARGE ROCK PRODUCTS MINE AND A CONSTRUCTION STAGING AREA WITHIN THE NORTHEAST 1/4 OF SECTION 30, T58N, R101W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING. Voting in favor of the motion were Commissioners Hall, Fontaine and Brewer. Opposed was Commissioner Siggins, recommending limited hours of operation and requiring a master plan be submitted on the proposed asphalt and concrete batch plants. Motion carried.

#### **Worstell Simple Subdivision SS-168**

Assistant County Planner Nikki Leck presented the application of Heath and Dana Worstell for a simple subdivision described as a two-lot subdivision totaling approximately 5.01+/- acres for Lot 1 and 5.01+/- acres for Lot 2 from an original parcel containing

10.02+/- acres within the S1/2N1/2, Lot 38-L, Resurvey, T55N, R99W, 6<sup>th</sup> P.M., Park County, Wyoming located in the GR-P zoning district, east of Highway 295, south of Powell in the Willwood area.

Commissioner Fontaine made a motion, seconded by Hall, to approve **RESOLUTION 2008-73, APPROVAL OF A FINAL PLAT FOR THE WORSTELL SS-168 WITHIN THE S1/2N1/2, LOT 38-L, RESURVEY, T. 55 N., R. 99 W., 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING.** Motion carried.

**SLIB Application**

Commissioner Fontaine made a motion, seconded by Hall to approve **RESOLUTION 2008-74, ALLOWING SUBMISSION OF AN APPLICATION TO THE STATE LANDS AND INVESTMENT BOARD FOR UP TO \$100,000 TO PURCHASE THREE SHERIFF'S DEPARTMENT PATROL VEHICLES.** Motion carried.

**Fixed Asset Procedures**

County Clerk Kelly Jensen presented the draft Fiscal Procedures for Fixed and Controlled Assets. The Board will take action at their November 4, 2008 meeting.

**Bills Paid**

A T & T	\$27.96
A-1 ELECTRIC	\$69.88
AEROTRONICS, INC.	\$655.06
ALDRICH LUMBER - CODY	\$13.18
ALLTEL COMMUNICATIONS LLC	\$1,927.05
BAILEY, NANCY L	\$159.36
BEAR CO INC.	\$69.90
BEARTOOTH ELECTRIC COOP	\$41.78
BEER, DAWN	\$55.10
BENNETT, M.D., THOMAS L.	\$1,585.00
BEST WESTERN RAMKOTA HOTEL	\$140.00
BIG HORN ENERGY, INC.	\$5,960.78
BIG HORN GLASS	\$663.44
BIG HORN PAINT, INC.	\$67.13
BIG HORN RADIO NETWORK	\$810.00
BIG HORN RURAL ELECTRIC COMPANY	\$300.48
BIG HORN WHOLESALE, INC.	\$2,250.31
BILLINGS GAZETTE, INC.	\$1,590.00
BLACK BOX NETWORK SERVICES	\$360.00
BLOEDORN LUMBER - POWELL	\$16.49
BOYS & GIRLS CLUB OF PARK CO	\$1,250.00
BRESNAN COMMUNICATIONS	\$159.96
CAMPBELL'S REPAIR & COLLISION	\$812.88
CARQUEST OF CODY WY #3106	\$47.35
CDW GOVERNMENT, INC.	\$1,519.70
CHOICE AVIATION LLC	\$134.14
CLARK, DAVID M	\$75.00
CODY ACE HARDWARE	\$678.26
CODY COUNCIL ON AGING	\$4,166.74
CODY ENTERPRISE	\$818.10
CODY WINNELSON CO.	\$76.34
COLLINS, HARVEY	\$72.00
COLOR WORLD PRINTERS-BOZEMAN	\$420.00
COMMERCIAL LAUNDRY SALES	\$100.67
COMMUNITY HOME OXYGEN	\$12.50
CONNERS, MICHAEL	\$28.67
CONOCOPHILIPS, INC.	\$908.98
COPENHAVER, KATH, KITCHEN & KOLPITCKE	\$400.00
COULTER CAR CARE CENTER	\$195.50
CREATIVE PRODUCT SOURCING, INC - DARE	\$44.00
CRUM ELECTRIC SUPPLY CO.	\$547.17
DANIELS, DONNA	\$20.00
DATA IMAGING SYSTEMS, INC	\$223.60
DAVIS, JONATHAN W.	\$595.93

DE HAAN ELECTRONICS	\$5,887.40
DELL MARKETING CORP.	\$11,383.78
DEMCO, INC	\$6,012.56
DORMS AUTOMOTIVE & MARINE	\$253.06
EMEDCO, INC.	\$237.77
ENERGY WEST - WYOMING	\$4,320.82
ERICKSON, EDGAR J.	\$548.75
ETSCORN, DYLAN	\$21.53
FABRICIUS, JEREMY	\$204.00
FORWARD FOR CODY, INC	\$5,000.00
FRAZIER, ANDREW	\$62.08
FREMONT MOTOR CODY, INC.	\$43.85
FUEL DEPOT, INC.	\$5,302.92
GAMBLES-STORE 4234, INC.	\$17.47
GARY'S	\$70.45
GENERATION X, INC.	\$25,498.00
GILLETT, LINDA	\$23.40
GLOBALSTAR USA, INC.	\$20.10
GRIFFIN, JANA	\$29.36
GROATHOUSE CONSTRUCTION INC	\$334,571.00
HAMPTON INN - CASPER	\$400.00
HEART MTN IRRIGATION DISTRICT	\$52.41
HECKLER & KOCH DEFENSE INC	\$1,168.00
HKM ENGINEERING, INC	\$2,161.94
HOLDER, BILL	\$105.60
HON COMPANY, THE	\$21,876.87
HONNEN EQUIPMENT CO.	\$46.77
HOPKINS MEDICAL PRODUCTS, INC.	\$170.85
HOUSTON SUPPLY	\$72.09
HOWARD, KATHERINE D.	\$60.84
IBM CORPORATION	\$600.57
IDENTIX INCORPORATED	\$5,440.00
INFOPRINT SOLUTIONS COMPANY	\$586.95
INTERSTATE BRANDS CORPORATION	\$406.61
INTERSTATE TIRE SERV. INC	\$338.96
JAMIESON, M.D., CHARLES E	\$500.00
K MART CORPORATION	\$145.52
KEEGAN & WINSLOW P.C.	\$2,178.34
KENCO SECURITY AND TECHNOLOGY	\$101.25
KRISJANSONS, BRIGITA S.	\$400.00
LABELS FOR LESS	\$136.73
LEON UNIFORM COMPANY, INC.	\$738.11
LEROUX, JOHN	\$3,695.00
LIVINGSTON, VIRGINIA	\$47.25
LOCAL GOVT. LIABILITY POOL	\$5,000.00
LONG, SHERRY	\$55.10
MAJESTIC LUBE, INC.	\$80.65
MARQUIS AWARDS & SPECIALS, INC	\$13.00
McCUE AUTOMOTIVE SPECIALTIES	\$976.36
McCUMBER LOCKSMITH SHOP	\$164.01
MEDICAL CENTER PHARMACY	\$278.04
MERCK & CO., INC.	\$1,985.08
MONTANA-DAKOTA UTILITIES CO.	\$141.90
MOTOR PARTS, INC.	\$123.45
MOUNTAIN WEST SCREEN PRINTERS, INC	\$558.36
NAPA AUTO PARTS	\$40.36
NATIONAL BUSINESS SYSTEMS, INC	\$8,378.13
NATIONAL EMERGENCY NUMBER ASSN	\$120.00
NEMONT	\$48.57
NORTHERN GARDENS	\$45.90
OFFICE SHOP, THE	\$1,394.47

OLSON, BRUCE	\$189.93
OTIS ELEVATOR CO.	\$446.19
OVERLAND WEST, INC.	\$304.44
PARK COUNTY CLERK	\$15.00
PARK COUNTY TREASURER	\$16,420.27
PARKWAY PLAZA	\$1,041.73
PENWELL, STEVE	\$34.10
PETERSON	\$4,702.91
PHONETICS, INC	\$1,271.97
PITNEY BOWES - RESERVE ACCOUNT	\$11,050.00
PITNEY BOWES, INC. - A/R	\$84.94
PMCH, CORP.	\$25,000.00
POLECAT PRINTERY	\$33.00
POWELL OFFICE SUPPLY, INC.	\$678.63
POWELL SENIOR CITIZENS AGO-GO, INC	\$5,000.00
POWELL VALLEY HARDWARE	\$25.46
PROFORMA	\$62,450.00
PSS - SALT LAKE CITY	\$39.60
QUALITY PROPANE SERVICE INC	\$49.50
QWEST	\$7,189.76
QWEST BUSINESS SERVICES	\$4.99
REBER, WARDI	\$23.20
RED EAGLE FOOD STORES	\$1,106.65
REGIONAL POWER SOLUTIONS	\$635.50
REPORTER	\$12,640.46
RILEY, PHD, LLC, THEO A	\$100.00
RIMROCK TIRE CO - CODY	\$647.80
ROCKY MOUNTAIN POWER	\$562.60
SANOFI PASTEUR, INC	\$1,035.42
SHELL FLEET PLUS, INC.	\$51.19
SHOSHONE OFFICE SUPPLY, INC.	\$514.73
SIGGINS, ALAN	\$110.10
SIMS, MARY	\$28.08
SKORIC, BRYAN	\$267.54
SMITH, J. TRAVIS	\$4,520.00
SPIRIT MOUNTAIN AVIATION, INC.	\$356.83
ST VINCENT HEALTHCARE, INC.	\$767.20
STRECK	\$331.11
STREICHERS	\$139.99
STROUPE PEST CONTROL, CO.	\$200.00
SWANDER, ROBERT A	\$75.00
SYSCO FOOD SERVICES OF MONTANA	\$3,966.75
TESSCO INC	\$248.32
TWO TOUGH GUYS SERVICES	\$683.84
U.S. IDENTIFICATION MANUAL	\$82.50
UNITED BUILDING CENTERS	\$37.85
UPS STORE, THE	\$116.30
VALLEY WELDERS & IND SUPPLY	\$8.00
VERIZON WIRELESS	\$88.54
VISA - FIRST NATIONAL BANK & TRUST	\$1,206.13
WALTON, DERRIK, DDS, PC	\$27.80
WENKE, SUSAN K.	\$20.00
WHITSON, TOM D.	\$94.89
WOODWARD TRACTOR & RENTAL, INC	\$156.00
WORLD COMMUNICATION CENTER	\$37.79
WYOMING BEHAVIORAL INSTITUTE	\$6,850.00
WYOMING COUNTY & PROS. ATTORNEYS ASSN	\$175.00
WYOMING DEPARTMENT OF EMPLOYMENT	\$133.06
WYOMING DEPARTMENT OF HEALTH	\$35,987.80
WYOMING FIRE SAFETY, LLC	\$583.00
WYOMING LAW ENFORCEMENT ACADEMY	\$500.00

WYOMING STATE BAR	\$1,412.50
WYOMING WATER WORKS	\$150.00
YELLOWSTONE REGIONAL AIRPORT	<u>\$26,447.75</u>
TOTAL CHECKS WRITTEN 10/21/08	<u><u>\$729,572.37</u></u>

**Adjournment**

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

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Tim A. French, Chairman

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Bill Brewer, Vice Chairman

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Jill Shockley Siggins, Commissioner

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Marie Fontaine, Commissioner

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Bucky Hall, Commissioner

Attest:

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Kelly Jensen, Park County Clerk