

Park County Board of County Commissioners
April 21, 2009
Regular Meeting

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held in Cody, Wyoming Tuesday, April 21, 2009. Present were Chairman Bill Brewer, Commissioners Tim French, Dave Burke, Jill Shockley Siggins and Bucky Hall, and County Clerk Kelly Jensen.

Public Hearing – Northwest Rural Water District

Commissioner Siggins made a motion, seconded by Hall, to open a public hearing to consider petitions for enlargement of the Northwest Rural Water District (NWRWD). Motion carried. NWRWD Manager Dossie Overfield stated the public hearing was advertised in the Cody Enterprise and Powell Tribune and no written comments were received. Property owners of ten parcels petitioned to enlarge the district. There being no comments other than those from Overfield, Commissioner Siggins made a motion, seconded by French, to close the public hearing. Motion carried.

Commissioner Hall made a motion, seconded by Burke, to approve and allow the Chair to sign the Order of the Park County Board of County Commissioners Approving Petition for Enlargement of the Northwest Rural Water District Without Election. Motion carried.

Property Tax Deferral Program

Commissioner Siggins presented information on a state program to reimburse counties for property taxes under a property tax deferral program being utilized by Teton County only. The program requires proof of low-income status and is a deferral program, not a tax forgiveness program. Deferrals are subject to 4% interest. A lien on the property is required, as is annual review of income eligibility. Wyoming has several million dollars set aside to fund the program. If Park County chose to offer the program, the rules adopted by Teton County could be modified for Park County. County Assessor Doug Brandt commented on the program, noting Park County currently offers tax reduction programs property owners are encouraged to consider. No action was taken.

Powell Shop Building - Architects

Having conducted interviews with three architectural firms on April 15, 2009, Commissioner Siggins made a motion, seconded by French, to select CTA Architects Engineers of Billings, Montana to design the Powell Road and Bridge Shop building. Voting in favor of the motion were Commissioners Siggins, French and Burke. Opposed was Commissioner Hall. Motion carried.

Amended Plat SS-11

Assistant County Planner Jeff Goodrich presented the application of Lawrence and Christina Larsen for an amended plat on land described as Lot 1 Simple Subdivision 11 and the southwest corner of Lot 80-T, T55N, R99W, 6th P.M., Park County, Wyoming in the RR-2 Zoning District. The amendment reconfigures the Lot line separating Lot 1 and the lot to the southwest. Lot 1 will be renamed Lot 1-A and reduced from 9.55+/- acres to 5.29+/- acres. The southwest lot labeled exception will increase from 1 acre to 5.26+/- acres. It is located at 799 Lane 8, north of Lane 8 and east of Road 8 near Powell.

Commissioner Hall made a motion, seconded by French, to approve **RESOLUTION 2009-22, APPROVAL OF AN AMENDED PLAT FOR LOT 1 OF SIMPLE SUBDIVISION 11, T55N, R99W, 6TH P.M. PARK COUNTY, WYOMING.** Motion carried.

Final Plat - JML Homestead Minor Subdivision

This item was not considered at the meeting.

Vicious Dogs

Sage Creek area resident Robert Spears appeared before the Board to encourage Park County to enact a resolution allowing control of vicious dogs outside municipal boundaries. Spears expressed concern regarding neighbor's dogs that have attacked numerous animals in the neighborhood, resulting in the death of at least one pet. County Attorney Bryan Skoric and Sheriff Scott Steward confirmed Spears' statement that current laws do not allow prosecution of dog owners unless

humans or livestock are injured. Spears asked Commissioners to adopt a resolution that allows prosecution in cases where there are vicious dogs.

County Attorney Bryan Skoric outlined State Statute, noting the Board can adopt a resolution allowing the Sheriff and County Attorney to cite and prosecute in defined circumstances. They stated a resolution could be written that does not unnecessarily burden the Sheriff's Department while still addressing vicious animal cases. The County Attorney and Sheriff will research the matter and present recommendations to the Board of County Commissioners at a future date. No action was taken.

Approve Minutes

Commissioner Hall made a motion, seconded by Siggins, to approve the minutes of the April 14-15, 2009 meeting. Motion carried.

Approve Vouchers

Commissioner Siggins made a motion, seconded by Burke to approve the mid-month vouchers and pay the bills as presented. Motion carried.

Bid Opening – Trench Roller

County Engineer Dave Kieper opened four bids for a Trench Roller with Optional Radio Remote Control. A recommendation will be presented to the Board at a future meeting. Bids were opened as follows:

Jack's Truck & Equipment (Gillette)	\$29,992.00 (Whacker Neuson)
Woodward Tractor & Rentals (Cody)	\$27,900.00 (Whacker Neuson)
Tractor & Equipment (Worland)	\$30,602.30 (Caterpillar)
Titan Machinery (Billings)	\$26,810.00 (Bowmag Case)

Leases – Park County Complex

Commissioner French made a motion, seconded by Hall, to approve the following leases at the Park County Complex. The motion carried.

Mid-States Consultants – 430 square feet at \$12/sf/year, term 4/15/09 – 3/14/10, \$5,160/year, payable monthly.

University of Wyoming (lease modification) – 360 additional square feet at \$10.00/sf/year, term 11/1/08 – 6/30/10, \$3,600/year, payable monthly.

Letter to City of Cody – Solid Waste

Commissioner Hall made a motion, seconded by Siggins, to approve and allow the Chair to sign a letter to the City of Cody regarding landfill rates and funding options. Motion carried.

Letter to DEQ – Solid Waste

Commissioner Burke made a motion, seconded by Hall, to approve and send a letter drafted by Holm, Blough and Company on behalf of Park County to the Wyoming Department of Environmental Quality regarding the Park County landfill. Motion carried.

Park County Fairgrounds – Roof Replacement Bids

Park County Fair Board members Steve Martin and Scott Heny presented bids received by the Fair Board for roof replacements at the Fairgrounds. The Fair Board received six bids ranging from \$41,500 – \$143,900. Although Fair Board members recommended accepting the bid of \$69,910 from Metzler Construction, Commissioner Burke made a motion, seconded by Siggins, to accept the low bid of \$41,500 from JC Construction of Powell for replacement of barn roofs at the Park County Fairgrounds. Motion carried.

TV Translator Work Session

Commissioners met in the Old Law Library with Chief Information Officer Mike Conners to review the status of Park County's TV translators. Conners reported Park County has 27 translator boxes ranging in age from 10-30 years old and with varying levels of functionality. Although used by commercial television stations, the County is not paid for this use. Recent nationwide frequency reforms resulted in the County being forced to consider replacing all translators, at a minimum cost of \$630,000 (equipment cost only, excluding installation or construction) to continue providing free television service to residents not using cable or dish service. Commissioners asked the County Clerk and Commissioners' office staff to coordinate newspaper ads seeking information from translator users to estimate the number of residents using the translators. No action was taken.

Executive Session

Commissioner Hall made a motion, seconded by Siggins, to go into executive session under 16-4-405(a)(iii) and (ix), litigation and personnel. Motion carried. Commissioner Hall made a motion, seconded by Burke, to go out of executive session and return to the regular meeting. Motion carried.

Bills Paid

A T & T	\$27.96
ADVANCE HEATING & A/C, INC	\$508.00
ALBERTSONS PURCHASE ADV. CARD	\$57.05
ALDRICH LUMBER - CODY	\$18.09
ALLTEL COMMUNICATIONS LLC	\$1,727.29
ANDERSON MASONRY, LLC	\$260.00
BEARTOOTH ELECTRIC COOP	\$39.82
BEDUHN, NICK	\$400.00
BEST WESTERN DOUGLAS INN	\$601.40
BIG HORN ENERGY, INC.	\$2,618.92
BIG HORN RURAL ELECTRIC COMPANY	\$327.74
BIG HORN WHOLESALE, INC.	\$2,246.72
BLACK BOX NETWORK SERVICES	\$2,431.24
BOONES MACHINE SHOP	\$585.00
BRAZELTON, LILLIAN	\$42.90
BRESNAN COMMUNICATIONS	\$159.96
BRUCO, INC.	\$388.40
CARQUEST OF CODY WY #3106	\$29.88
CASPER STAR-TRIBUNE	\$50.70
CDW GOVERNMENT, INC.	\$43,512.58
CHADWICK VETERINARY HOSPITAL	\$750.48
CODY ACE HARDWARE	\$440.16
CODY COUNCIL ON AGING	\$4,166.74
CODY ENTERPRISE	\$3,318.15
CODY, CITY OF	\$325.00
COMPUTER SOFTWARE ASSOCIATES, INC	\$75.00
CONNERS, MICHAEL	\$24.20
CONOCOPHILIPS, INC.	\$754.97
COULTER CAR CARE CENTER	\$160.00
CRISIS INTERVENTION SERVICES	\$2,382.09
CRUM ELECTRIC SUPPLY CO.	\$533.76
CYASO	\$11,250.00
DALE WEAVER, INC	\$13,663.67
DELL MARKETING CORP.	\$17,878.22
DORMS AUTOMOTIVE & MARINE	\$454.53
ECOSYSTEM RESEARCH GROUP, LLC	\$11,306.25
ELLIOT RIVERS PUBLISHING CO	\$525.00
ENERGY WEST - WYOMING	\$16,476.25
ENVIRONMENTAL SYS. RESEARCH INST	\$2,900.00
FRAZIER, ANDREW	\$36.09
FRED PRYOR SEMINARS	\$149.00
FUEL DEPOT, INC.	\$2,314.06
GAMBLES-STORE 4234, INC.	\$99.16
GARY'S	\$22.95
GINEST, MEL D.D.S.	\$200.00
GLOBALSTAR USA, INC.	\$19.74
GRAINGER	\$122.49
HCL TRUCK EQUIPMENT INC	\$1,534.75
HOLM, BLOUGH AND COMPANY	\$5,588.75
HOUSEL, JOHN O.	\$1,435.00
HOWARD, KATHERINE D.	\$114.40
IBM CORPORATION	\$600.57
INTEGRIWORKS, INC.	\$3,090.00
INTERSTATE BRANDS CORPORATION	\$341.62
KENCO SECURITY AND TECHNOLOGY	\$191.25

KRISJANSONS, BRIGITA S.	\$400.00
LEON UNIFORM COMPANY, INC.	\$354.50
LINTONS BIG R, INC.	\$80.28
MAJESTIC LUBE, INC.	\$135.85
McCUMBER LOCKSMITH SHOP	\$1,144.85
McINTOSH OIL, INC.	\$1,670.37
MEDICAL CENTER PHARMACY	\$879.65
MERRITT, SUNNY G	\$16.00
MONTANA-DAKOTA UTILITIES CO.	\$1,881.33
MOORE, LEONARD D.D.S.	\$200.00
MOTOR PARTS, INC.	\$135.00
MOTOROLA	\$136.85
MOUNTAIN VIEW MEDICAL CENTER	\$323.00
MOUNTAIN WEST COMPUTER	\$10.00
NAPA AUTO PARTS	\$264.17
NATIONAL BUSINESS SYSTEMS, INC	\$4,817.07
NELSON, KIRBY	\$1,500.00
NEMONT	\$46.74
OFFICE SHOP, THE	\$1,945.64
PAMIDA, INC.	\$187.24
PARK COUNTY CLERK	\$23.00
PARK COUNTY IMPLEMENT	\$775.52
PARKWAY PLAZA	\$833.45
PATTERSON, DAVE	\$22.75
PENWELL, STEVE	\$37.94
PITNEY BOWES, INC. - A/R	\$96.00
POWELL DRUG, INC.	\$254.07
POWELL LOCKS & SECURITY	\$2.50
POWELL OFFICE SUPPLY, INC.	\$144.00
POWELL TRIBUNE, INC.	\$1,614.30
POWELL VALLEY HARDWARE	\$8.97
POWELL VALLEY HEALTHCARE, INC.	\$1,200.00
PRECISION PLAN & DESIGN	\$135.00
PRO-BUILD - CODY	\$29.88
PRODUCTION MACHINE CORP.	\$55.41
QUALITY PROPANE SERVICE INC	\$104.55
QUILL	\$325.26
QWEST	\$6,994.54
QWEST BUSINESS SERVICES	\$4.91
RED EAGLE FOOD STORES	\$227.84
REDWOOD BIOTECH, INC.	\$135.38
RIMROCK TIRE CO - CODY	\$68.75
RITEC INDUSTRIAL PRODUCTS	\$199.00
ROCKY MOUNTAIN POWER	\$1,080.59
S & S AUDIO-VIDEO, INC.	\$8.48
SATCOM GLOBAL FZE	\$33.95
SHELL FLEET PLUS, INC.	\$125.99
SHOSHONE OFFICE SUPPLY, INC.	\$386.64
SIMPSON, WILLIAM L	\$400.00
SMITH, J TRAVIS	\$400.00
SPRINGHILL SUITES CHEYENNE	\$280.00
SYSCO FOOD SERVICES OF MONTANA	\$1,637.92
TASER INTERNATIONAL	\$650.00
TAYLOR, DAVID D.D.S.	\$315.00
TWO TOUGH GUYS SERVICES	\$606.84
UPS STORE, THE	\$51.35
VALLEY WELDERS & IND SUPPLY	\$9.08
VISA - FIRST NATIONAL BANK & TRUST	\$2,515.33
WEBSTER MOTORS, INC.	\$35.54
WEST PARK HOSPITAL	\$283.60
WILLIAMS & SONS, LLC	\$40.00
WINNEBAGO COUNTY TREASURER'S DEPT	\$45.00

WOODWARD TRACTOR & RENTAL, INC	\$376.50
WYOMING COUNTY TREASURERS ASSOCIATION	\$160.00
WYOMING DEPARTMENT OF EMPLOYMENT	\$102.68
WYOMING DEPARTMENT OF HEALTH	\$36,194.45
WYOMING FIRE SAFETY, LLC	\$130.00
WYOMING SECRETARY OF STATE - NOTARY	\$30.00
WYOMING TECH TRANSFER CENTER	\$300.00
WYOMING WATER WORKS	\$180.00
YELLOWSTONE BEHAVIORAL HEALTH	\$15,091.99
YELLOWSTONE PATHOLOGISTS, P.C.	\$186.00
TOTAL CHECKS WRITTEN 4/21/09	<u>\$250,356.44</u>

Adjournment

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

Bill Brewer, Chairman

Bucky Hall, Vice Chairman

Jill Shockley Siggins, Commissioner

Dave Burke, Commissioner

Tim French, Commissioner

Attest:

Kelly Jensen, County Clerk