

**Park County Board of County Commissioners  
December 15 - 16, 2009  
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held Tuesday, December 15-16, 2009. Present were Chairman Bill Brewer, Commissioners Tim French, Dave Burke, Jill Shockley Siggins and Bucky Hall, and County Clerk Kelly Jensen.

**Park County TV Translators**

Following discussion regarding the costs to operate and maintain the Park County television translator program, Commissioner Burke made a motion, seconded by French, that Park County will exit the television translator program completely, by shutting down or transferring all translators to other entities, no later than July 1, 2010 and stop all maintenance and expenses on the translators effective March 1, 2010. Motion carried.

**Board Appointments**

Commissioner Burke made a motion, seconded by Hall, to reappoint Ray Mentock and Michael Shotts to three-year terms on the Buffalo Bill Dam Visitors' Center Board of Directors. Motion carried.

Commissioner French made a motion, seconded by Burke, to reappoint Nicki Leck and Matt Hall to three-year terms on the Park County Historic Preservation Commission. Motion carried.

Commissioner Hall made a motion, seconded by French, to approve the nomination of Steve Jones to the Meeteetse Local Planning Area Advisory Committee for an unincorporated area appointment. Motion carried.

**Final Plat - Capps Simple Subdivision 187**

Assistant Planner Becky Conrad presented the application of Mike Capps for a simple subdivision consisting of two lots, Lot 1 of 2.75 acres and Lot 2 of 4.96 acres within Section 24, NE4NE4 and NW4NE4 (RS), T54N, R101W, 6<sup>th</sup> P.M., Park County, Wyoming in the GR-P zoning district, located at 52 Lane 16 west of Highway 14-A.

Commissioner Hall made a motion, seconded by French, to approve **RESOLUTION 2009-71, APPROVAL OF THE CAPPS SIMPLE SUBDIVISION #187 FINAL PLAT**. Voting in favor of the motion were Commissioners French, Burke and Hall. Opposed was Siggins. Motion carried.

**Landfill Permit Renewal**

Commissioner Hall made a motion, seconded by Siggins, to approve and allow the Chair or Vice Chair to sign the Solid Waste Facility Permit Application form for the Park County Regional landfill expansion project. Motion carried.

**Award Landfill Improvement Bids**

Commissioner Hall made a motion, seconded by French, to approve and award the bid for the Park County Regional Landfill Phase 1 Improvements to Weeden Construction, of Lewistown, Montana (with offices in Banner, Wyoming) in the amount of \$2,832,195.04, pending final approval by the Wyoming Department of Environmental Quality. Motion carried.

Commissioner Hall made a motion, seconded by Siggins, to approve and allow the chair to sign Draft 1 of the contract for construction of Phase 1 Improvements to the Park County Regional Landfill, conditional upon approval by the County Attorney and Wyoming DEQ. Motion carried.

**Approve Minutes**

Commissioner Hall made a motion, seconded by Burke, to approve the minutes of the December 8, 2009 meeting. Motion carried.

**Vouchers**

Commissioner Hall made a motion, seconded by Burke, to approve the vouchers presented for payment. Motion carried

**Lease Amendments**

Commissioner Hall made a motion, seconded by Siggins, to approve a lease renewal for Trudell Geophysical Consulting; a one-month amendment and a lease renewal for Herrod Geoscience Consulting, and to accept the lease termination from Steve Olenick, PE effective December 31, 2009. Motion carried.

Trudell Geophysical – 128 sf @ \$13.00/sf/year, \$1,664.00 total, 2/1/10 – 1/31/11.  
Herrod Geophysical – 308 sf @ \$13.00/sf/year, \$4,004.00 total, 2/1/10 – 1/31/11

**Bid Award – Oil Distributor**

County Engineer Dave Kieper stated the low bid opened at the December 8, 2009 meeting did not meet specifications. Upon recommendation of the County Engineer, Commissioner Burke made a motion, seconded by French, to approve the lowest bid that met specifications and award the bid for one oil distributor to Tri-State Trucking and Equipment of Billings in the net amount of \$101,913 including a trade-in of \$20,000. Motion carried.

**Transfer DEQ Storm Water Permit**

Upon recommendation of County Engineer Dave Kieper, Commissioner Siggins made a motion, seconded by Hall, to approve and allow the chair to sign a Notice of Transfer and Acceptance of terms of an authorization under the Large Construction General Permit for storm water discharges for the Bridge over the South Fork of the Shoshone River. Motion carried.

**Local Government Liability Pool Board**

Commissioner Hall made a motion, seconded by Siggins, to vote for Newcastle Mayor Greg James and Dayton Mayor Bob Wood for municipal terms on the Local Government Liability Pool Board of Directors. Voting in favor of the motion were Commissioners Hall, Siggins and French. Burke abstained, stating inadequate information to vote. Motion carried.

Commissioner Burke made a motion, seconded by Hall, to vote for Don Richards of the Shoshone Municipal Pipeline Joint Powers Board for a Special District term on the Local Government Liability Pool Board of Directors. Motion carried.

**Public Hearing - Painter Store Zoning Map Amendment**

Commissioner Siggins made a motion, seconded by French, to open a public hearing to consider the application for an amendment to zoning for Painter Place LLC. Motion carried.

Assistant Planner Becky Conrad presented the application of Carol and Richard Lunger, Painter Place LLC, for an amendment to the zoning of the Painter Outpost PUD-08 Planning Area C to Commercial zoning, the application stating the parcel has historically been commercial, that Planned Unit Developments are no longer permitted under County regulations, and Commercial Zoning would simplify continuation of current activities. The property is located at 4 Van Dyke Road.

Commissioners received comments from six area landowners, four of whom expressed concern with possible future commercial operations and two who support the zone change. Those expressing concern did not state opposition to the amendment, but did outline concerns with lighting, signage and potential types of business operations. All who spoke supported the current operations of the Painter Store. Commissioners also received comments from the applicant who stated the sale of the property is confused through the PUD and the lack of commercial zoning for a commercial business. The applicant is seeking the amendment so the current operations fit within the appropriate zoning.

There being no further comments to come before the Board, Commissioner Hall made a motion, seconded by Siggins, to go out of the public hearing. Motion carried. Commissioner Hall made a motion, seconded by French, to approve **RESOLUTION 2009-72, APPROVAL FO A ZONING MAP AMNEDMENT FOR PAINTER OUTPOST FROM PLANNED UNIT DEVELOPMENT 08 PLANNING AREA C TO COMMERCIAL ZONING ON A PARCEL OF LAND DESCRIBED AS LOT 102 OF THE 2<sup>ND</sup> AMENDED PLAT OF THE PAINTER STORE SUBDIVISION, SECTION 4, T56N, R106W, 6<sup>TH</sup> P.M., PARK COUNTY, WYOMING.** Voting in favor of the motion were Commissioners Hall, French and Brewer. Opposed were Siggins and Burke. Motion carried.

**Recess**

Commissioners recessed the meeting until Wednesday, December 16, 2009 at 9:00 a.m. in the Old Law Library.

**Wage Study Work Session**

Commissioners met in work session in the Old Law Library with elected officials to review wage study. No action was taken.

### **Executive Session**

Commissioner Siggins made a motion, seconded by Hall, to go into executive session pursuant to Wyoming State 16-4-405(a)(ix) to consider or receive confidential information. Motion carried. Commissioner Hall made a motion, seconded by French, to close the executive session. Motion carried.

### **Approve Voucher**

Commissioner French made a motion, seconded by Hall to add a voucher for payment to Capstone Construction in the amount of \$124,292.50 with 10% of the payment (\$12,429.25) set aside for retainage on the landfill expansion project. Motion carried.

### **Bills Paid**

Al's Appliance	\$230.90
Alltel Communications Llc	\$420.52
Apco International, Inc.	\$92.00
Arnold & Porter, Llc	\$35.77
At Conference	\$4.26
Bangert, Brenda	\$69.05
Baugher, Charla	\$12.50
Bear Co Inc.	\$10.00
Beartooth Electric Coop	\$56.47
Beartooth Health Care Llc	\$8,166.66
Big Horn Carpet One, Inc.	\$28,874.19
Big Horn Energy, Inc.	\$1,342.93
Big Horn Glass	\$593.00
Big Horn Paint, Inc.	\$135.96
Big Horn Radio Network	\$336.00
Big Horn Rural Electric Company	\$293.99
Big Horn Wholesale, Inc.	\$1,638.55
Blatt, Timothy J.	\$44.55
Boyer, Joyce	\$624.52
Bresnan Communications	\$202.85
Carolina Software	\$200.46
Carquest Of Cody Wy #3106	\$38.39
Church, Ronda	\$60.50
Civic Research Institute, Inc.	\$179.95
Cody Ace Hardware	\$322.46
Cody Council On Aging	\$4,166.74
Cody Enterprise	\$1,425.90
Cody, City Of	\$3,602.81
Copenhaver, Kath, Kitchen & Kolpitcke	\$690.00
Crisis Intervention Services	\$4,757.05
Crum Electric Supply Co.	\$285.06
Daylight Donut	\$33.60
Dell Marketing Corp.	\$573.97
Edwards, Chris	\$490.00
Energy West - Wyoming	\$7,439.82
Farm Plan	\$1,307.74
Fed Ex	\$46.23
Fitzwater, Vickie	\$26.40
Frazier, Andrew	\$33.80
Fuel Depot, Inc.	\$64.46
Funkes Cleaners	\$38.50
Garland Light & Power Co.	\$447.01
Gary's	\$41.50
Gates, Sharon	\$33.78
H & H Document Solutions	\$115.25
Heartland Ag - Business Group	\$45.00
Hiltz, Tom	\$29.69
Holm, Blough And Company	\$36,178.50
Honnen Equipment Co.	\$17,000.00
Howard, Katherine D.	\$85.80
Humane Society Of Park County	\$500.00
Interstate Brands Corporation	\$232.46
Iverson Sanitation	\$130.00

K Mart Corporation	\$3.79
Keegan & Winslow P.C.	\$2,268.35
Keele Sanitation	\$330.00
Kpow-Am	\$281.25
Krisjansons, Brigita S.	\$400.00
Lab Safety Supply Inc	\$3,326.41
Leon Uniform Company, Inc.	\$389.41
Lintons Big R, Inc.	\$275.98
Majestic Lube, Inc.	\$7.00
Matrix	\$932.87
Mccumber LOCKSMITH SHOP	\$103.75
Mcintosh OIL, INC.	\$2,391.52
Medical Center Pharmacy	\$579.80
Meeteetse Senior Citizens	\$2,500.00
Meeteetse, Town Of	\$100.70
Meinecke & Sitz, Attys At Law	\$520.00
Merck & Co., Inc.	\$1,527.00
Micek, Steve	\$200.00
Mickelson, Joseph D.	\$79.20
Montana-Dakota Utilities Co.	\$198.24
Motor Parts, Inc.	\$7.64
Mountain High Health Foods	\$9.40
Nada Used Car Guide	\$154.00
Nemont	\$48.36
Park County Flex Spnd Ben Acct	\$184.95
Park County Sheriff	\$44.40
Penwell, Steve	\$54.95
Physio-Control, Inc	\$245.57
Pilch Engineering & Surveying	\$843.00
Powell Office Supply, Inc.	\$659.95
Powell Valley Hardware	\$21.99
Pro-Build - Cody	\$45.84
Pss World Medical Inc	\$144.55
Quality Propane Service Inc	\$133.12
Qwest	\$5,942.37
Red Eagle Oil Company, Inc.	\$4,624.20
Results Group, Ltd., The	\$1,350.00
Rocky Mountain Power	\$124.61
Rovenna Signs & Design	\$991.15
Schrader Metal & Design, Inc.	\$83.25
Shoshone Office Supply, Inc.	\$566.29
Simpson, William L	\$400.00
Sirsidynix	\$53,925.00
Stroupe Pest Control, Co.	\$95.00
Supercircuits, Inc	\$4,654.91
Sysco Food Services Of Montana	\$827.98
Tct West, Inc	\$286.92
Tessco Inc	\$82.63
Thronburg, Gerri	\$40.00
Triple L Sales	\$56.00
Two Tough Guys Services	\$742.66
Ups Store, The	\$21.45
Valley Welders & Ind Supply	\$8.53
Verizon Wireless	\$201.06
Visa - First National Bank & Trust	\$14,355.88
Webster Motors, Inc.	\$1,467.70
West Payment Center	\$463.45
Woodward Tractor & Rental, Inc	\$2,534.80
Worland Cleaners & Supply	\$213.50
Wurzel, Patricia A	\$8.80
Wy Dept Of Health	\$37,266.20
Wyoming Department Of Employment	\$116.49
Wyoming Dept Of Trans	\$30.00
Wyoming Water Works	\$54.00
Yellowstone Automotive	\$66.65
Capstone Construction	\$111,863.25

**Adjournment**

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

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Bill Brewer, Chairman

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Bucky Hall, Vice Chairman

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Jill Shockley Siggins, Commissioner

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Dave Burke, Commissioner

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Tim A. French, Commissioner

Attest:

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Kelly Jensen, County Clerk