

**Park County Board of County Commissioners
March 17, 2009
Regular Meeting**

Proceedings of a regular meeting of the Board of County Commissioners of Park County, Wyoming, held in Cody, Wyoming Tuesday, March 17, 2009. Present were Chairman Bill Brewer, Commissioners Tim French, Dave Burke, Jill Shockley Siggins and Bucky Hall, and County Clerk Kelly Jensen.

Heavy Equipment Bids

Upon recommendation from County Engineer Dave Kieper, Commissioner Hall made a motion, seconded by Siggins, to accept the bid (opened March 10, 2009) from Cate Equipment in the amount of \$61,902.47 for a Pneumatic Roller. Further, to accept the bid from Peterbilt of Wyoming for \$86,275.00 for a Tandem Axle dump truck in the amount of \$86,275 after trade offer of \$9,000.00. Motion carried.

Heavy Equipment Bids

County Engineer Dave Kieper for opened bids for a Tandem Axle Dump Truck. Bids received were as follows, exclusive of options and with and without a trade-in. Recommendations will be presented at the April 7, 2009 meeting. No action was taken.

Vendor	Truck	Without Trade	With Trade
Tri-State Equipment	Volvo VHD 64F	164,784.00	142,000.00
Tri-State Equipment	Volvo VHD 64F	166,596.00	143,812.00
Jack's Trucks/Equip.	Western Star 4800FA Chassis	154,447.66	144,534.66
Lariat-International	International 7600 SFA 6x4	159,138.72	146,138.72
Lariat-International	International 5500i 6x4	163,266.26	150,266.26
Lariat-International	International 7600 SFA 6x4	156,300.72	143,300.72
Lariat-International	International 7600 SFA 6x4	154,704.72	141,704.72
Lariat- International	International 7600 SFA 6x4	157,800.17	144,800.17
Lariat-International	International 5500i 6x4	160,428.26	147,428.26
Lariat-International	International 5500i 6x4	161,927.71	148,927.71
Lariat-International	International 5500i 6x4	158,832.26	145,832.26
Motor Power Equip.	Kenworth T800	155,513.00	150,240.00

Sleeping Giant Funding Request

Commissioner Brewer opened discussions regarding the Sleeping Giant Ski Area and a request from the Yellowstone Receptions Foundation for funding from Park County. Deputy County Attorney Jim Davis presented an opinion that funds from the Forest Reserve Fund, which were set aside from Park County's annual revenues from the Secure Rural Schools Act, could be used for the Sleeping Giant Ski Area project. The funds are eligible due to the area's potential use of snow making equipment for fire protection in the forest and the clearing of dead trees from the area, further enhancing fire protection in the area. The funding would help ensure Sleeping Giant is a viable operation while assisting with wild land fire mitigation. Davis stated use of the funds requires an advertised 45-day public comment period.

Commissioner French made a motion, seconded by Siggins, to provide \$50,000 from Park County's Forest Reserve Account under the general provisions of the Secure Rural Schools Act, specifically the Title III provisions and to advertise a 45-day comment period as required under the Act. Motion carried.

Landfill Costs

Commissioner Burke described American Recovery and Reinvestment Act (ARRA) as it pertains to the landfill-lining project. Funds are available as 100% principal forgiveness loans. The landfill excavation does not qualify, while the liner does. Loans are available for up to 50% of eligible costs. The project qualifies under the Clean Water Act.

Commissioner Burke made a motion, seconded by Hall, to adopt and sign **RESOLUTION 2009-12, A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE STATE LOAN AND INVESTMENT BOARD FOR A LOAN THROUGH THE STATE REVOLVING FUND ON BEHALF OF THE GOVERNING BODY FOR PARK COUNTY FOR THE PURPOSE OF INSTALLING A LANDFILL LINER AT THE PARK COUNTY LANDFILL FOR USE AS A REGIONAL LANDFILL**, allowing the Chair to sign, authorizing Holm, Blough and Company to work with County staff to develop and complete the application, due by March 30, 2009, seeking Clean Water State Revolving Loan Funds (CWSRF) for 50% of the eligible costs through a 2.5% interest twenty-year loan and 50% of the eligible costs through a 100% principal forgiveness loan under the American Recovery and Reinvestment Act. Motion carried.

Bid Openings

Buildings and Grounds Superintendent Dennis Spargur opened bids for construction of the Alternate Courtroom, Courthouse Carpet Replacement and Annex Bathroom Remodel. The following bids were received.

Alternate Courtroom Construction

Montgomery Construction of Cody - \$44,430.00

Filener Construction of Cody - \$47,296.00

Annex Restroom - ADA Compliance

Robinson Construction of Powell - \$61,976.00

Cactus Creek Landscaping of Powell - \$33,238.00 (corrected to \$43,238.00)

Jim’s Building Service of Powell - \$51,000.00

Courthouse Carpet Replacement

Big Horn Carpet One of Cody - \$36,300.00

Commissioner Siggins made a motion, seconded by Hall, to accept the bid of \$36,300 from Big Horn Carpet One of Cody to replace specified carpet in the Park County Courthouse. Motion carried. Commissioner Burke made a motion, seconded by Siggins, to accept the low bid of \$44,430.00 from Montgomery Construction of Cody for the Alternate Courtroom Construction project. Voting in favor of the motion were Commissioners Siggins, Burke and Brewer. Opposed were Commissioners Hall and French. Motion carried. Commissioner Siggins made a motion, seconded by Burke, to accept the corrected low bid of \$43,238.00 from Cactus Creek Landscaping of Powell for the Annex Restroom Remodel. Motion carried.

Approve Minutes

Commissioner Siggins made a motion, seconded by Burke, to approve the minutes of the March 10, 2009 meeting. Motion carried.

Safeco Audit Report Form

Commissioner Hall made a motion, seconded by French, to approve and allow the Chair to sign the Contract Premium Audit Report for the Park County Library Construction Project for Groathouse Construction. Motion carried.

Powell Centennial Relay

Phyllis Preator of the Powell Centennial Committee presented a Proclamation for Commission signatures for a relay using varying modes of transportation from Cody to Powell May 25, 2009. Commissioner French made a motion, seconded by Siggins, to approve and sign the proclamation for the Powell Centennial Relay on May 25, 2009. Motion carried.

Mutual Aid Agreements – Homeland Security

Commissioner Hall made a motion, seconded by Siggins, to approve and allow the Chair to sign **RESOLUTION 2009-13, A RESOLUTION RESCINDING THE 1997 EMERGENCY MANAGEMENT AGENCY IN PARK COUNTY** and to approve and allow the Chair to sign **RESOLUTION 2009-14, REESTABLISHING PARK COUNTY OFFICE OF HOMELAND SECURITY AND ESTABLISHING PARK COUNTY EMERGENCY MANAGEMENT COUNCIL** and to approve and allow the Chair to sign Mutual Aid Agreements between Park County and the cities of Cody and Powell for the activation of a Multi-Agency Coordination System in Park County. Motion carried.

Landfill Monitoring Reimbursement Form

Commissioner French made a motion, seconded by Hall, to approve and allow the Chair to sign the Kusar Landfill 2007, 2008 Monitoring Grant Reimbursement form for SHWD File 10.445 for Landfill monitoring wells in the amount of \$7,043.99. Motion carried.

Lease Agreements – Park County Complex

Commissioner Siggins made a motion, seconded by Hall, to approve the following leases (Iron Creek is a modification and rates will be adjusted to \$12.00/sf on the lease renewal date of 7/1/09) for the Park County Complex. Motion carried.

Lessee	Term	Square Feet	Cost/sf	Total
Nielson & Associates	4/1/09 – 3/31/10	1871	\$12.00	\$22,452.00
Forward Cody	4/1/09 – 3/31/10	780	\$12.00	\$9,360.00
Arial Software	4/1/09 – 3/31/10	178	\$12.00	\$2,136.00
Wyo Community Fdtn	4/1/09 – 3/31/10	208	\$12.00	\$2,496.00
Gene George & Associates	4/1/09 – 3/31/10	482	\$12.00	\$5,784.00
Iron Creek Energy Group	4/1/09 – 7/31/09	4,699	\$10.25	\$16,054.92

Park County Fairgrounds

Park County Fair Board members Scott Heny and Steve Martin provided an update on the condition of roofs on the barns at the fairgrounds and the status of roof repairs, expressing concern over the safety for some buildings.

Commissioner Burke made a motion, seconded by Hall, to use Park County general funds to pay for needed roof replacements at the Park County Fairgrounds, requiring the Fair Board to seek bids for the work. Commissioner Burke amended his motion, amendment seconded by Hall, to provide necessary funds from Park County’s FY09 budget for the Fair Board to complete the needed roof replacements (five roofs) at the Park County Fairgrounds after seeking and accepting bids for the roof projects, with the bids to be opened at a Park County Commissioners’ meeting. Amended motion carried.

Final Plat – Hunter Family Trust SS-180

Assistant County Planner Jeff Goodrich presented the Hunter Family Trust, SS-180 Final Plat whose applicants are Warren L. and Dona Rae Hunter on behalf of the Hunter Family Trust (December 30, 1991) and The Warren Hunter Family Trust (June 19, 2008). It is described as a one-lot subdivision of 19.31+/- acres for Lot 1 with an exempt parcel of 100.7+/- acres from an original parcel containing 120.01+/- acres within part of Lot 54 (Resurvey) or the E1/2NW1/4 and SW1/4NW1/4 of Section 21 (Original Survey), T52N, R102W, 6th P.M., Park County, Wyoming.

Commissioner French made a motion, seconded by Hall to approve **RESOLUTION 2009-15, APPROVAL OF A FINAL PLAT FOR THE HUNTER FAMILY TRUST SS-180 WITHIN PART OF LOT 54 (RESURVEY) OR THE E1/2NW1/4 AND SW1/4NW1/4 OF SECTION 21 (ORIGINAL SURVEY), T52N, R102W, 6TH P.M., PARK COUNTY, WYOMING**, requiring downcast lighting for any new construction. Motion carried.

Final Plat – Bonner #2 SS-175

Assistant County Planner Jeff Goodrich presented the Bonner #2 SS-175 whose applicants are Jay Robertson and Phyllis May Partridge, Trustees of the Partridge 1994 Trust. It is described as a two-lot subdivision of 4.03+/- acres for Lot 1 and 26.75+/- acres for Lot 2 from an original parcel containing 30.78+/- acres within Lot 75-F, Sections 9 and 10, Resurvey, T55N, R99W, 6th P.M., Park County, Wyoming.

Commissioner Siggins made a motion, seconded by French, to approve **RESOLUTION 2009-16, APPROVAL OF A FINAL PLAT FOR THE BONNER #2 SS-175 WITHIN LOT 75-F, SECTIONS 9 AND 10, RESURVEY, T55N, R99W, 6TH P.M., PARK COUNTY, WYOMING**. Motion carried.

Executive Session

Commissioner Hall made a motion, seconded by Siggins, to go into executive session pursuant to Wyoming Statute 16-4-405(a)(ii) to consider personnel matters. Commissioner Hall made a motion, seconded by French, to go out of executive session and return to the regular meeting. Motion carried.

Bonds

Bonds, having been approved by Park County Attorney Bryan Skoric, were approved.

Darrell Horton, Greybull Valley Irrigation District	\$ 1,000.00
Thomas R. Reed, Willwood Irrigation District	\$10,000.00

Recess

The Board recessed until Wednesday, March 18, 2009 at 9:00 a.m. and reconvened

Reconvene

The Board of County Commissioner met in a work session with representatives of the City of Cody, City of Powell and private solid waste haulers regarding potential fee increases to assist with the costs of the landfill lining project. A committee representing all involved parties was formed to review estimated costs for solid waste disposal in Park County and to develop a letter of understanding regarding future costs. No other action was taken.

Bills Paid

A T & T	\$77.31
A-1 ELECTRIC	\$80.02
ALDRICH LUMBER - CODY	\$14.76
ALLTEL COMMUNICATIONS LLC	\$2,112.21
AMERICAN HOTEL REGISTER CO	\$1,049.87
AT CONFERENCE	\$1.61

BASIN MECHANICAL, INC.	\$3,672.66
BEAR CO INC.	\$420.00
BEARTOOTH ELECTRIC COOP	\$40.71
BEDUHN, NICK	\$1,600.00
BIG HORN ENERGY, INC.	\$2,726.79
BIG HORN PAINT, INC.	\$616.64
BIG HORN RADIO NETWORK	\$312.00
BIG HORN REDI-MIX, INC.	\$13,400.00
BIG HORN RURAL ELECTRIC COMPANY	\$295.16
BIG HORN WHOLESALE, INC.	\$1,280.00
BIG HORN WINDOW TINTING	\$494.17
BILLINGS CLINIC	\$102.00
BLAKEMAN PROPANE - CODY	\$2,712.17
BLATT, TIMOTHY J.	\$49.50
BRESNAN COMMUNICATIONS	\$200.74
BRUCO, INC.	\$714.77
CDW GOVERNMENT, INC.	\$4,128.75
CHILD TOWING & RECOVERY, LLC	\$220.00
CHILDRESS SERVICE	\$141.05
CHUCKS SIGN CO.	\$1,380.50
CLARK, DAVID M	\$150.00
CODY ACE HARDWARE	\$737.52
CODY COUNCIL ON AGING	\$4,166.74
CODY ENTERPRISE	\$894.40
CODY WINNELSON CO.	\$377.89
CODY, CITY OF	\$1,895.38
CONNERS, MICHAEL	\$39.60
CONOCOPHILIPS, INC.	\$805.35
CONSOLIDATED PLASTICS CO., INC	\$204.97
CONTINENTAL BUSINESS CRDT, INC	\$336.74
COPENHAVER, KATH, KITCHEN & KOLPITCKE	\$540.00
COULTER CAR CARE CENTER	\$48.50
COUNTRY CORNER UPHOLSTERY	\$181.75
CRESENT SALES	\$215.00
CRUM ELECTRIC SUPPLY CO.	\$1,749.96
CUSTOM GARAGE DOOR LLC	\$6,150.00
DAVIS, JONATHAN W.	\$132.00
DE HAAN ELECTRONICS	\$188.50
DELL MARKETING CORP.	\$2,810.93
ECOSYSTEM RESEARCH GROUP, LLC	\$19,566.24
EDWARDS, CHRIS	\$40.00
ELLIOT RIVERS PUBLISHING CO	\$250.00
ENERGY WEST - WYOMING	\$15,627.76
ETSCORN, DYLAN	\$6.60
FED EX	\$71.69
FILENER CONSTRUCTION, INC.	\$814.00
FITZWATER, VICKIE	\$79.20
FRAZIER, ANDREW	\$41.93
FRED PRYOR SEMINARS	\$149.00
FUEL DEPOT, INC.	\$2,237.43
GALLS INCORPORATED	\$89.86
GAMBLES-STORE 4234, INC.	\$41.33
GARY'S	\$9.90
GILLETT, LINDA	\$26.01
GLOBAL EQUIPMENT COMPANY	\$239.78
GLOBALSTAR USA, INC.	\$25.65
GRAINGER	\$138.74
HANSON CHEMICAL INC.	\$5,695.17
HILL FAMILY DENTISTRY PC	\$200.00
HILLCREST SPRING WATER INC	\$42.70
HOLDINGS LITTLE AMERICA	\$198.00
HOWARD, KATHERINE D.	\$114.40

HOWE, MARGUERITE	\$31.40
INTERSTATE BRANDS CORPORATION	\$267.80
IVERSON SANITATION	\$230.00
KEEGAN & WINSLOW P.C.	\$1,633.34
KENCO SECURITY AND TECHNOLOGY	\$191.25
KINCHELOE PLUMBING & HEATING	\$300.89
KRISJANSONS, BRIGITA S.	\$400.00
LEON UNIFORM COMPANY, INC.	\$328.25
MAJESTIC LUBE, INC.	\$53.95
McCUMBER LOCKSMITH SHOP	\$84.45
MEDICAL CENTER PHARMACY	\$732.65
MEETEETSE, TOWN OF	\$93.95
MONTANA-DAKOTA UTILITIES CO.	\$1,268.91
MOORE, LEONARD D.D.S.	\$435.00
MOTOR PARTS, INC.	\$12.88
MOTOROLA	\$5,275.00
NATIONAL BUSINESS SYSTEMS, INC	\$8,348.28
NEMONT	\$48.72
NETWORK INNOVATIONS	\$9.41
NICKLES, MONTGOMERY	\$31.40
NICKLES, STEVE	\$31.40
OFFICE SHOP, THE	\$2,331.21
ONE STOP SHOPPE	\$748.42
OTIS ELEVATOR CO.	\$1,250.00
PARK COUNTY CLERK	\$49.00
PARK COUNTY FAIR	\$607.32
PARK COUNTY PUBLIC HEALTH	\$110.00
PENWELL, STEVE	\$60.38
PILCH ENGINEERING & SURVEYING	\$3,600.00
PITNEY BOWES - RESERVE ACCOUNT	\$10,050.00
POSTMASTER, CODY WY	\$54.00
POWELL DRUG, INC.	\$257.96
POWELL ELECTRIC, INC.	\$161.78
POWELL LOCKS & SECURITY	\$45.00
POWELL OFFICE SUPPLY, INC.	\$87.43
POWELL SENIOR CITIZENS AGO-GO, INC	\$5,000.00
POWELL VALLEY HARDWARE	\$56.07
POWELL VALLEY HEALTHCARE, INC.	\$93.20
PRECISION PLAN & DESIGN	\$1,395.00
PRO-BUILD - CODY	\$181.44
PURVIS WATER SERVICE	\$65.00
QUILL	\$266.23
QWEST	\$7,228.33
QWEST BUSINESS SERVICES	\$4.91
REBER, WARDI	\$55.32
RED EAGLE FOOD STORES	\$296.26
REGIONAL POWER SOLUTIONS	\$3,308.49
ROCKY MOUNTAIN POWER	\$1,194.68
ROYAL, RANDY L.	\$180.00
S & S AUDIO-VIDEO, INC.	\$19.91
SAFETYINFO INC	\$289.00
SANOFI PASTEUR, INC	\$548.02
SHOSHONE OFFICE SUPPLY, INC.	\$1,021.46
SIGGINS, JILL SHOCKLEY	\$19.08
SIMPSON, WILLIAM L	\$400.00
SMITH, J TRAVIS	\$2,760.00
SPIRIT MOUNTAIN AVIATION, INC.	\$795.50
STROUPE PEST CONTROL, CO.	\$95.00
STUART'S HOUSE OF VACUUMS	\$472.96
SYSCO FOOD SERVICES OF MONTANA	\$1,120.98
TCT WEST, INC	\$144.25
TESSCO INC	\$2,923.08

THOMPSON, HANK	\$100.00
UPS STORE, THE	\$9.58
VALLEY WELDERS & IND SUPPLY	\$42.37
VERIZON WIRELESS	\$88.25
VISA	\$623.98
VISA - FIRST NATIONAL BANK & TRUST	\$242.79
WEBSTER MOTORS, INC.	\$31,838.88
WEST PARK HOSPITAL	\$107.20
WHITE'S MOUNTAIN MOTORS	\$3,137.83
WOODWARD TRACTOR & RENTAL, INC	\$282.00
WORLD COMMUNICATION CENTER	\$42.65
WYOMING DEPARTMENT OF EMPLOYMENT	\$102.68
WYOMING DEPT OF ENV QUALITY - WQD	\$400.00
WYOMING LAW ENFORCEMENT ACADEMY	\$585.00
WYOMING STATE PUBLIC DEFENDER	\$63,708.88
WYOMING WATER WORKS	\$185.00
TOTAL CHECKS WRITTEN 3/17/09	<u>\$275,826.70</u>

Adjournment

There being no further business to come before the Board, Commissioner Burke made a motion, seconded by French, 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