

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

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

Public Hearing – Sleeping Giant Liquor License

Vice Chairman Hall opened the public hearing to consider the application by Yellowstone Recreations, LLC for a retail liquor license at Sleeping Giant Ski Area at 348 Yellowstone Highway. Commissioners stated they had received a letter in opposition to the liquor license and two Commissioners received additional comments in opposition. Commissioners received comments from Sleeping Giant representatives Hamilton Bryan and Andy Quick and one community member in support of the license. There being no further comments, Commissioner Siggins made a motion, seconded by Burke, to close the public hearing. Motion carried.

There being no motion to support the liquor license at Sleeping Giant Ski Area, the license was not issued. No action was taken and the license was denied.

Sleeping Giant – Request for Funding

Andy Quick and Hamilton Bryan of Sleeping Giant Ski Area presented a request for \$38,000.00 from the Forest Reserve funds for fire prevention and suppression costs at the area and \$102,513.00 from the County's General Fund for costs associated with the Wonder Carpet, Snow Groomers and West Ski Lift.

Commissioner Siggins made a motion, seconded by French, to award \$38,000.00 from the Secure Rural Schools Forest Reserve Funds for fire suppression and prevention efforts at Sleeping Giant Ski Area. Motion carried. There being no motion to support the general fund request, funding will not be provided.

Vouchers

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

State Land and Investment Board Consensus List Resolution

Commissioner French made a motion, seconded by Siggins, to adopt **RESOLUTION 2009-66, SUPPORTING SUBMISSION OF THE LANDFILL LINER PROJECT TO THE STATE LANDS AND INVESTMENT BOARD AS A CONSENSUS LIST PROJECT.** Motion carried.

Wapiti Liquers Liquor License

Commissioner French made a motion, seconded by Burke, to suspend the retail liquor license held by Wapiti Liquers LLC until notification has been received from the State of Wyoming that their sales tax hold has been lifted. Motion carried.

Cody 2020 Report

City of Cody Planner Kathy Spencer and community members Adrian Overbeeke and Hilary Eisen presented information from the recently completed Cody 2020 survey and report, stating the report is intended as a long-term planning tool for economic and land use development. No action was taken.

Cary Simple Subdivision SS-174 Extension

Commissioner Burke made a motion, seconded by French to grant a 6-month extension until May 20, 2010 for the Cary Simple Subdivision SS-174 Final Plat. Motion carried.

Award Bids

Commissioner Burke made a motion, seconded by French, to award the bid (opened November 10, 2009) for a Dodge pick-up to Fremont Motor Cody in the amount of \$21,739.00 after trade, with an alternate if the first isn't available to Fremont Motor Powell for a Ford in the amount of \$22,915.32. Motion carried.

Commissioners French made a motion, seconded by Siggins, to award the bid (opened 11/10/09) for a Tandem Axle Truck to Montana Peterbilt of Billings in the amount of \$89,130.00 after trade, with an alternate if the first isn't available to with Cummings ISX for an actual price of 89,130.00 after trade. Motion carried.

WYDOT Letter

Commissioner French made a motion, seconded by Siggins to approve and allow the Chair or Vice Chair to sign a letter to the Wyoming Department of Transportation accepting all work except landscaping, which is not yet complete, for the new bridge over the South Fork of the Shoshone River on County Road YXD. Motion carried.

Joint Account Agreement

Commissioner Siggins made a motion, seconded by Burke, to approve and allow the Chair to sign a Joint Account Agreement with Groathouse Construction at Bank of the West for deposit of retainage funds for the Powell Road and Bridge Shop building. Motion carried.

Professional Services Agreement

Commissioner Siggins made a motion, seconded by French, to approve and allow the Chair to sign a Professional Services Agreement between Park County and Holm, Blough and Company, effective November 17, 2009 (retroactive 18 months for past services provided) for professional engineering and consulting services in conjunction with Phase 1 Waste Disposal Area and Related Site Improvements for the Park County Regional Landfill, estimated to cost \$292,946.00. Motion carried.

Equitable Sharing Agreement

Commissioner Burke made a motion, seconded by French, to approve and allow the Chair to sign an Equitable Sharing Agreement and Certification to the U.S. Department of Justice for federally forfeited funds. Motion carried.

WCCA Winter Meeting Contracts

Commissioner Siggins made a motion, seconded by French, to approve and allow the Chair to sign service contracts with Olive Glenn Country Club and the Buffalo Bill Historical Center for events during the Wyoming County Commissioners Association meeting in December, with costs for both events paid by sponsoring companies. Motion carried.

Approve Minutes

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

Bid Openings – Powell Shop Building

Construction Manager at Risk Groathouse Construction representatives opened bids for thirteen components for the Powell Road and Bridge shop building. Groathouse will review all bids and recommend bid awards at the Commissioners' special meeting on November 24, 2009. No action was taken.

Forward Cody – Project Updates

Forward Cody Executive Director James Klessens reported on activities for the Park County Housing Assessment and improvements to Sleeping Giant Ski Area. No action was taken.

Spomer Construction SUP Amendment

Commissioners considered the application of Spomer Construction for amendment to Special Use Permit 2004-41. Commissioners held a public hearing November 3 and continued the hearing November 10, 2009 where they received comments from the applicant and neighboring landowners. Commissioners required the applicant sign a Road Maintenance Agreement with the County.

Commissioner Hall made a motion, seconded by Burke, to approve **RESOLUTION 2009-67**, APPROVAL OF A SPECIAL USE PERMIT AMENDMENT TO MODIFY THE CONDITIONS OF SPECIAL USE PERMIT 2004-41, including the addition INCLUDING Motion carried.

Executive Session

Commissioner Hall made a motion, seconded by Burke, to go into executive session pursuant to 16-4-405(a)(ii) personnel and 16-4-405(a)(ix) potential litigation. 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-1 Electric

\$363.16

Albertsons Purchase Adv. Card	\$178.62
All Color Embroidery Services Inc	\$838.26
Alltel Communications Llc	\$2,223.84
Ball, Travis	\$104.50
Bangert, Brenda	\$10.40
Beartooth Electric Coop	\$55.46
Big Horn Carpet One, Inc.	\$38,604.38
Big Horn Energy, Inc.	\$4,996.03
Big Horn Redi-Mix, Inc.	\$368.00
Big Horn Rural Electric Company	\$347.38
Big Horn Wholesale, Inc.	\$2,123.53
Blatt, Timothy J.	\$39.60
Bob Barker Company	\$56.92
Boones Machine Shop	\$78.00
Bresnan Communications	\$159.96
Calibre Press LLC	\$215.00
Casper Star-Tribune, Inc.	\$266.24
Cavell Mertz & Associates, Inc	\$1,977.50
Cdw Government, Inc.	\$1,427.62
Choice Aviation LLC	\$373.84
Church, Ronda	\$21.99
Cody Ace Hardware	\$315.97
Cody Council On Aging	\$4,166.74
Cody Enterprise	\$353.20
Cody Winnelson Co.	\$236.26
Cody, City Of	\$2,039.26
Computer Software Associates, Inc	\$593.75
ConocoPhillips, Inc.	\$921.28
Copenhaver/Kath/Kitchen/Kolpitcke	\$400.00
Coulter Car Care Center	\$37.50
Crum Electric Supply Co.	\$1,085.46
Data Imaging Systems, Inc	\$252.96
Davis, Jonathan W.	\$184.80
Dell Marketing Corp.	\$725.94
Edwards, Chris	\$220.00
Energy West - Wyoming	\$6,455.52
Fitzwater, Vickie	\$79.20
Frazier, Andrew	\$34.90
Fuel Depot, Inc.	\$3,437.47
Gambles-Store 4234, Inc.	\$58.74
Globalstar USA, Inc.	\$51.17
Groathouse Const.-Retainage Acct	\$1,560.00
Groathouse Construction Inc	\$20,044.00
H & H Document Solutions	\$96.25
Hanson Chemical Inc.	\$105.89
Howard, Katherine D.	\$143.00
Identix Incorporated	\$5,440.00
Interstate Brands Corporation	\$301.68
Johnson, Phillip	\$47.41
K Mart Corporation	\$11.00
Kahl, Dick L.	\$440.00
K-B Commercial Products	\$1,789.44
Keegan & Winslow P.C.	\$3,001.65
Kincheloe Plumbing & Heating	\$117.38
Krisjansons, Brigita S.	\$400.00
Leon Uniform Company, Inc.	\$62.75
Matthew Bender & Co., Inc.	\$222.46
McClain, Monte	\$100.00
McCumber LOCKSMITH SHOP	\$74.75
Medical Center Pharmacy	\$522.40
Meeteetse, Town Of	\$100.70
Merck & Co., Inc.	\$2,210.95
Montana-Dakota Utilities Co.	\$141.31
Motor Parts, Inc.	\$88.28
Motorola	\$5,834.10
Mountain High Health Foods	\$26.03

National Business Systems, Inc	\$369.91
National District Attorneys Assn	\$165.00
National Sheriffs Association	\$100.00
Nemont	\$48.94
Office Shop, The	\$639.57
Paisley Custom Wood	\$2,000.00
Park County Flex Spnd Ben Acct	\$184.95
Park County Library System	\$1,600.00
Powell Office Supply, Inc.	\$73.21
Powell Senior Citizens Ago-Go	\$12,500.00
Powell Tribune, Inc.	\$70.50
Powell Valley Hardware	\$42.56
Pro-Build - Cody	\$6.29
Public Safety Center Inc	\$62.37
Qwest	\$5,706.99
Qwest Business Services	\$4.99
Ramada Plaza Riverside	\$70.00
Red Eagle Food Stores	\$312.11
Rimrock Tire Co - Cody	\$35.85
Rimrock Tire Co - Powell	\$547.80
Rocky Mountain Power	\$1,063.55
Sanofi Pasteur, Inc	\$815.02
Shoshone Office Supply, Inc.	\$904.41
Simpson, William L	\$400.00
Smith, Gene	\$6.00
Spirit Mountain Aviation, Inc.	\$33.05
St Vincent Healthcare, Inc.	\$987.25
Stroupe Pest Control, Co.	\$95.00
Sysco Food Services Of Montana	\$1,430.12
TCT West, Inc	\$287.02
Thronburg, Gerri	\$12.38
Tiger's Bobcat Service	\$1,650.00
Tracker Software Corporation, Inc	\$975.00
Triple L Sales	\$110.71
Verizon Wireless	\$199.77
Veto Enterprises, Inc	\$38,305.00
Visa - First National Bank & Trust	\$4,515.94
Webster Motors, Inc.	\$60.77
West Payment Center	\$418.60
Woodward Tractor & Rental, Inc	\$405.82
World Communication Center	\$43.74
Wurzel, Patricia A	\$5.71
Wyoming - Department Of Employment	\$7,442.00
Wyoming Department Of Employment	\$141.20
Wyoming Dept Of Trans - Accounting	\$5,326.59
Wyoming Fire Safety, LLC	\$1,915.00
Wyoming Water Works	\$312.00
Total Warrants Written 11/17/09	<u>\$211,764.47</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

Bill Brewer, Chairman

Bucky Hall, Vice Chairman

Jill Shockley Siggins, Commissioner

Dave Burke, Commissioner

Tim A. French, Commissioner

Attest:

Kelly Jensen, County Clerk