

**Park County Board of County Commissioners
April 5, 2011
Regular Meeting**

A regular meeting of the Board of County Commissioners of Park County, Wyoming, was held on Tuesday, April 5, 2011. Present were Chairman Bucky Hall, Commissioners Loren Grosskopf, Dave Burke, Joe Tilden, and Tim French, and County Clerk, Jerri Torczon.

Chairman Bucky Hall called the meeting to order and led the audience in the pledge of allegiance.

Public Hearing – Northwest Rural Water District.

A public hearing was held on the inclusion of real property in Park County into the Northwest Rural Water District. Dossie Overfield, District Manager, came before the Board and stated that water districts can petition the Commissioners once a year for the enlargement of existing boundaries. Property owners have agreed to the inclusion. There were no comments from the audience.

It was moved by Commissioner Grosskopf, seconded by Commissioner Tilden and unanimously carried to close the public hearing.

It was then moved by Commissioner Burke, seconded by Commissioner Tilden and unanimously carried to approve the inclusion of real property in Park County into the Northwest Rural Water District.

Review and Award Commissioners' Scholarships.

Scholarship applications were presented to the Commissioners for their consideration. Scholarships are awarded by the University of Wyoming in the amount of \$500.00 for three new scholarships each year and one renewal. After a general discussion, it was moved by Commissioner Grosskopf, seconded by Commissioner Tilden and unanimously carried to award the new scholarships to Katherine Patterson of Powell, Madison Moller of Cody and Corianne Webb of Cody and to award Kami Cooley of Powell with the renewal scholarship.

Bid Opening - Park County Fairgrounds Demolition.

Dennis Spargur, Superintendent of Buildings and Grounds, and Mike Garza, Maintenance Manager, opened the bids for the demolition of the large exhibit hall at the Park County Fairgrounds. Five bids were received: Wildfire Construction of Powell, in the amount of \$32,719.00; Professional Contractor's, Inc. of Lovell, in the amount of \$20,700.00; Spomer Construction of Powell, in the amount of \$99,848.29; Hinckley-James, Inc. of Cowley, in the amount of \$44,950.00 and Thiel Construction of Powell, in the amount of \$46,000.00. Dennis Spargur requested that he be allowed to look at the bids prior to Commissioners taking action.

Bid Opening – Electrical Re-Connect at the Park County Fairgrounds.

Dennis Spargur, Superintendent of Buildings and Grounds, and Mike Garza, Maintenance Manager, opened bids for the Electrical Re-Connect at the Park County Fairgrounds. Three bids were received: Steve's Electric of Powell, in the amount of \$9650.00, Professional Contractor's, Inc. of Lovell, in the amount of \$18,674.40 and Powell Electric of Powell, in the amount of \$11,880.00. Dennis Spargur requested that he be allowed to look over the bids prior to Commissioners taking action.

Executive Session.

It was moved by Commissioner Tilden, seconded by Commissioner Grosskopf and unanimously carried to go into executive session regarding a personnel matter, pursuant to Wyoming Statute §16-4-405(a)(ii).

It was then moved by Commissioner Tilden, seconded by Commissioner Burke and unanimously carried to go out of executive session.

It was moved by Commissioner French and seconded by Commissioner Tilden to approve the request made in executive session. Commissioner Grosskopf abstained from voting, with the remainder of the Commissioners voting unanimously.

Bid Awards – Park County Fairgrounds.

Dennis Spargur and Mike Garza returned to the meeting and requested that the Commissioners accept the low bid for the demolition of the large exhibit hall at the Park County Fairgrounds and for the electrical re-connect. It was moved by Commissioner Grosskopf, seconded by Commissioner Tilden, and unanimously carried to award the demolition bid to Professional Contractor’s, Inc. of Lovell, in the amount of \$20,700.00. The demolition project should be completed by May 15, 2011. It was then moved by Commissioner Tilden, seconded by Commissioner French and unanimously carried to award the bid for the electrical re-connect to Steve’s Electric of Powell, in the amount of \$9,650.00.

Predator Management Advisory Board.

Jim Pehringer of the U.S. Department of Agriculture/Wildlife Services and Tod Stutzman, President of the Park County Predator Management Advisory Board, came before the Commissioners for an annual update and thanked the Commissioners for their past support and presented a summary of the kinds of calls they have received over the past year. The Predator Management Board deals with a wide variety of animals including bears, mountain lions, raccoons and coyotes. Mr. Pehringer said that a hundred different landowners have requested services, and that the number of calls and the workload seem to grow every year, with the urban areas expanding. Mr. Pehringer reported that the U.S. Department of Agriculture and the Wyoming Game and Fish Department will be conducting a study in the Bighorn Basin regarding the causes of mortality and predation rates of greater sage-grouse. It was also reported that they continually test for rabies and monitor rabies cycles in the Bighorn Basin. Mr. Stutzman discussed funding sources and pending funding requests for the Predator Management Advisory Board.

Approval of Minutes.

The draft minutes of the regular meeting held March 15, 2011 were presented to the Board for consideration. After a general discussion, it was moved by Commissioner Tilden, seconded by Commissioner French and unanimously carried to approve the minutes as presented, with noted changes.

Approval of Bills.

The vouchers were presented to the Commissioners for their consideration. It was moved by Commissioner Burke, seconded by Commissioner Tilden and unanimously carried to approve the following vouchers for payment:

<u>Payee</u>	<u>Amount</u>
A & M WELDING	\$10.25
ADAMSON POLICE PRODUCTS	\$4,237.50
ALBANY COUNTY TREASURER	\$100.00
ALBERTSONS PURCHASE ADV. CARD	\$552.61
ALDRICH LUMBER - CODY	\$5.80
ALLTEL COMMUNICATIONS LLC	\$379.77
AMERICAN WELDING & GAS INC	\$103.31
API SYSTEMS INTEGRATORS	\$380.94
BAILEY, NANCY L	\$83.16
BAR T ELECTRIC INC	\$424.66
BEAR CO INC.	\$6,405.51
BECK CONSULTING	\$3,250.00
BIG HORN ENERGY, INC.	\$562.50
BIG HORN PAINT, INC.	\$229.41
BIG HORN WHOLESALE, INC.	\$1,309.52
BIG VALLEY BEARING & SUPP. INC	\$598.51
BILLINGS CLINIC	\$452.00
BLATT, TIMOTHY J.	\$87.21

BLOEDORN LUMBER - POWELL	\$4.00
BOBCAT OF THE BIG HORN BASIN	\$69.54
BOONES MACHINE	\$400.91
BOYER, JOYCE	\$231.82
BRAZELTON, LILLIAN	\$82.62
BRESNAN COMMUNICATIONS	\$442.75
BRUCO, INC.	\$163.60
C & C WELDING, LLC	\$452.26
C BAR K PETROLEUM SERVICES, LLC-II	\$48,850.00
CAMPBELLS REPAIR & COLLISION	\$56.00
CARQUEST OF CODY WY #3106	\$863.18
CARQUEST OF POWELL	\$1,126.53
CDW GOVERNMENT, INC.	\$1,343.75
CMI-TECO	\$278.95
CODY ACE HARDWARE	\$779.00
CODY COUNCIL ON AGING	\$12,499.99
CODY ENTERPRISE	\$3,404.31
CODY FAMILY & CSMTIC DENTISTRY	\$580.00
CODY TREE SURGERY, INC	\$350.00
CODY WINNELSON CO.	\$628.69
CODY YELLOWSTONE AIR	\$7,000.00
CODY, CITY OF	\$17,237.64
COMPUTER SOFTWARE ASSOCIATES, INC	\$14,798.78
COPENHAVER, KATH, KITCHEN & KOLPITCKE	\$530.00
CORONADO ENTERPRISES LLC	\$314.80
COULTER CAR CARE CENTER	\$46.50
COWAN CONSTRUCTION,INC	\$159,629.40
COWBOY LINER	\$450.00
CRUM ELECTRIC SUPPLY CO.	\$176.76
DE HAAN ELECTRONICS	\$538.65
DELL MARKETING CORP.	\$1,700.63
DERRIK WALTON DDS & DARREN J RUESCH DDS	\$468.00
DOMINOS PIZZA	\$76.46
DR FILTER CLEANING	\$12.09
ENERGY WEST - WYOMING	\$5,376.67
ENGINEERING ASSOCIATES	\$1,102.72
FARM PLAN	\$410.26
FASTENAL	\$217.69
FONTAINE, MARIE A	\$75.00
FROST, SANDRA M.	\$356.70
FUEL DEPOT, INC.	\$5,236.79
GARYS VACUUM & STAMPS	\$105.00
GATES, SHARON	\$264.17
GILLETT, LINDA	\$238.68
GINEST, MEL D.D.S.	\$600.00
GOODYEAR PRINTING	\$834.80
GREYSTONE COMMERCIAL SERVICES LP	\$105.85
H & H ELECTRIC, LLC	\$4,680.00
HANSON CHEMICAL INC.	\$1,659.32
HARRIS TRKING & CONST., INC.	\$16,387.42
HOLM, BLOUGH AND COMPANY	\$2,436.25
HONNEN EQUIPMENT CO.	\$534.13
HOUSEL LAW FIRM LLC	\$1,365.00
HOWARD, FRED L	\$91.32
INTERSTATE BATTERIES	\$92.95
INTERSTATE BRANDS CORPORATION	\$271.24
INTOXIMETERS	\$189.00
IVERSON SANITATION	\$50.00
J.C. REPAIR, INC.	\$241.00
JACKS TRUCK & EQUIPMENT, INC.	\$447.69
JAMIESON, M.D., CHARLES E	\$1,500.00
JL ENGINEERING LLC	\$1,791.40
JONES ENGINEERING & SURVEYING, PC	\$5,036.00
KEEFER, ELIZABETH	\$90.79
KENCO SECURITY AND TECHNOLOGY	\$324.25
KIEPER, DAVID	\$400.00

KNAPP, MARTIN K.	\$8.48
KRISJANSONS, BRIGITA S.	\$1,025.00
KUCK, PAULA	\$48.96
KUIPERS, TARA	\$351.02
LEON UNIFORM COMPANY, INC.	\$101.00
LINTONS BIG R, INC.	\$198.79
LOEPER, JESSICA	\$2,955.00
LONGO, MARK	\$10.79
MAJESTIC LUBE, INC.	\$44.95
MATRIX	\$840.23
MATTHEW BENDER & CO., INC.	\$95.46
McCUMBER LOCKSMITH SHOP	\$63.50
McINTOSH OIL, INC.	\$25,252.15
MEETEETSE VISITOR CENTER	\$3,262.50
MERITAIN HEALTH	\$1,236.25
MKK CONSULTING ENGINEERS, INC	\$4,607.69
MONTANA-DAKOTA UTILITIES CO.	\$1,493.33
MOORE, LEONARD D.D.S.	\$745.00
MORENO, NANCY	\$80.58
MOTOR PARTS, INC.	\$121.82
NALA	\$250.00
NAPA AUTO PARTS	\$104.71
NATIONAL TACTICAL OFFICERS ASSN.	\$150.00
NEMONT	\$46.83
NORTHERN INDUSTRIAL HYGIENE, INC	\$120.00
NORTHWEST RURAL WATER DISTRICT	\$69.00
NORTHWEST WY FAMILY PLANNING	\$816.67
OFFICE SHOP, THE	\$1,596.40
PAFFORD, TERRY	\$21.34
PARK CO EMPLOYEE BENEFITS TRUST	\$150.70
PARK COUNTY 4-H COUNCIL	\$828.03
PARK COUNTY HEALTH COALITION	\$45.00
PARK COUNTY PUBLIC HEALTH	\$160.00
PAVEMENT MAINTENANCE, INC.	\$22,500.00
PETERBILT OF WYOMING	\$601.69
PITNEY BOWES - RESERVE ACCOUNT	\$10,750.00
PITNEY BOWES GLOBAL	\$1,409.01
PITNEY BOWES, INC. - A/R	\$490.35
POSTMASTER, CODY WY	\$56.00
POWELL OFFICE SUPPLY, INC.	\$6,250.21
POWELL SENIOR CITIZENS AGO-GO, INC	\$12,500.00
POWELL TRIBUNE, INC.	\$9,706.61
POWELL VALLEY HARDWARE	\$106.53
POWELL, CITY OF	\$1,244.80
PRESSURE WASHERS DIRECT	\$355.79
PRESTON, LYNELL K	\$22.44
PRO-BUILD - CODY	\$611.03
PRODUCTION MACHINE CORP.	\$2,766.67
PROGRESSIVE FARMER	\$18.72
QUALITY PROPANE SERVICE INC	\$93.93
QUILL	\$135.24
QWEST	\$9,378.38
QWEST BUSINESS SERVICES	\$4.99
RAMEY, VIRGINIA L.	\$31.17
RED BARN	\$230.04
RED EAGLE OIL COMPANY, INC.	\$50,317.52
REED, DARLENE	\$24.48
RELM WIRELESS CORPORATION	\$14,133.36
RIMROCK TIRE CO - CODY	\$1,038.50
ROCKY MOUNTAIN POWER	\$1,356.14
ROTECH HEALTHCARE INC	\$12.50
ROVENNA SIGNS & DESIGN	\$5,120.00
S & S AUDIO-VIDEO, INC.	\$5.98
SANDERS PLUMBNG & HEATNG, INC.	\$191.65
SATCOM GLOBAL FZE	\$44.99
SHELL FLEET PLUS, INC.	\$183.86

SHERWIN-WILLIAMS STORE - CODY	\$17.09
SHOSHONE OFFICE SUPPLY, INC.	\$932.47
SIGGINS, ALAN	\$105.60
SMITH, GENE	\$22.00
SMITH, J TRAVIS	\$850.00
SPAN PUBLISHING, INC.	\$304.20
ST VINCENT HEALTHCARE, INC.	\$524.43
STROHS INDUSTRIAL LUBRICATION	\$440.00
SYSCO FOOD SERVICES OF MONTANA	\$1,288.14
T.W. ENTERPRISES, INC.	\$1,536.12
TECHNICAL COWBOY	\$182.51
TECHNICAL ENTERPRISES CORP	\$70.00
THOMPSON, HANK	\$100.00
THOS. Y. PICKETT & CO., INC.	\$4,700.00
THUNDER MOUNTAIN FLEET SERVICES, INC.	\$161.52
TITAN MACHINERY	\$59.30
TRACTOR & EQUIPMENT CO	\$4,334.62
TRAFFIX DEVICES, INC	\$98.99
TRIPLE L SALES	\$8.30
UW COOPERATIVE EXTENSION SER.	\$56.00
V.F.W.	\$90.00
VERIZON WIRELESS	\$601.90
VERNE ORCUTT & LINDA JACKSON	\$242.82
VISA	\$1,135.38
VISA - FIRST NATIONAL BANK & TRUST	\$4,529.60
VISIONARY COMMUNICATIONS INC	\$78.00
WAL MART COMMUNITY/GEMB	\$1,714.79
WAYNES BOOT SHOP	\$100.00
WEBSTER MOTORS, INC.	\$21,693.86
WEST PARK HOSPITAL	\$400.00
WEST PAYMENT CENTER	\$486.62
WESTERN STATES INS - BOZEMAN	\$2,500.00
WIRELESS ADVANCED COMMUNICATIONS INC	\$8,152.56
WOODWARD TRACTOR & RENTAL, INC	\$608.27
WURZEL, PATRICIA A	\$73.45
WYOMING LECC	\$195.00
WYOMING STATE PUBLIC DEFENDER	\$63,481.20
WYOPASS	\$385.00
YELLOWSTONE AUTOMOTIVE	\$69.36
YELLOWSTONE BEHAVIORAL HEALTH	\$6,828.52
TOTAL	<u><u>\$675,023.74</u></u>

Approval of Payroll.

Payrolls for March 4, 2011 totaling \$2,910.23; for March 17, 2011, totaling \$311,323.77; and for March 31, 2011, totaling \$312,192.79 were presented to the Commissioners for their consideration. It was moved by Commissioner Burke, seconded by Commissioner Grosskopf and unanimously carried to approve payrolls as presented. The Commissioners requested that the Clerk provide a more detailed payroll report in the future.

Youth Services Budget Support Letter.

Chairman Bucky Hall reported that the Clerk's Office prepared and delivered budget requests to the City of Powell, in the amount of \$17,000.00, and to the City of Cody, in the amount of \$40,000.00, for financial assistance with the Youth Services budget. After a general discussion, it was moved by Commissioner Burke, seconded by Commissioner Grosskopf and unanimously carried to approve signing the letters of support for the City of Powell and the City of Cody requests for funding.

Audit Contract – Stine, Heiser, Buss & Associates, P.C.

The annual contract for the audit to be performed by Stine, Heiser, Buss & Associates, P.C. was presented for the Board's consideration. The fee for the audit is not to exceed \$38,950.00. After a general discussion, it was moved by

Commissioner Grosskopf, seconded by Commissioner Tilden and unanimously carried to approve the contract as presented and authorized the Chairman to sign.

Resolution - State of Wyoming Deferred Compensation.

Clerk Jerri Torczon presented a resolution to the Board allowing the County Clerk to Disclose Information to the Plan Administrator regarding the Wyoming Retirement System Deferred Compensation Plan. After a general discussion, it was moved by Commissioner Burke, seconded by Commissioner Grosskopf and unanimously carried to approve **RESOLUTION NO. 2011-10 RESOLUTION AUTHORIZING OFFICE OF COUNTY CLERK TO DISCLOSE INFORMATION.**

Approval of Bonds.

Treasurer Barb Poley presented bonds for the Board's consideration. It was moved by Commissioner Burke, seconded by Commissioner Grosskopf, and unanimously carried to approve the bonds for Klodette Stroh, at Shoshone Irrigation District, in the amount of 1,000.00; for Jay R. Moody, at Park County Travel Council, in the amount of \$50,000.00; for Brian Duyck at Heart Mountain Irrigation District, in the amount of \$5,000.00; and for Rosanna Weathermon Cox at Bennett Butte Cemetery District, in the amount of \$5,000.00.

Software Support Agreement – Tiburon, Inc.

Clerk of District Court Joyce Boyer came before the Board requesting that the Commissioners approve the annual Agreement for Extended Service for Software Support with Tiburon, Inc., in the amount of \$12,605.00. After a general discussion, it was moved by Commissioner Grosskopf, second by Commissioner French and unanimously carried to approve the agreement as presented and authorized the Chairman to sign.

Personnel Action Form.

A Personnel Action Form from the Public Works Department / Road & Bridge (Powell District) for an Equipment Operator I was presented to the Board for their consideration. The request was for a new hire to be paid at the rate of \$14.28 per hour. It was moved by Commissioner French, seconded by Commissioner Tilden and unanimously carried to approve the Personnel Action Form as presented.

Bid Opening – Crandall Transfer Station Roll-off.

Travis Hill, Assistant Solid Waste Manager, and Sandie Morris, Solid Waste Office Assistant, opened bids for the Crandall Transfer Station Roll-off. Bids were received from Keele Sanitation for a 40 Yard Container, in the amount of \$75.00 per month, with \$280.00 per trip to the Cody Landfill and from Two Tough Guys for a 40 Yard Container, in the amount of \$60.00 per month and \$349.00 per trip to the Cody Landfill. It was requested that staff be allowed to review the bids for the Board's consideration at a later time.

Lease Renewal – Arial Software, Park County Complex.

Dennis Spargur, Superintendent of Buildings and Grounds, presented a lease renewal for Arial Software at the Park County Complex, in the amount of \$1,859.00 per month. It was moved by Commissioner Tilden, seconded by Commissioner French and unanimously carried to approve the Lease Renewal and authorized the Chairman to sign.

Recess.

The meeting then recessed for lunch and for a work session with the Park County Planning and Zoning Commission and reconvened at 2:15 p.m.

Diamond Ridge Subdivision Amended Plat.

Becky Conrad, Planning Assistant, presented an application from James and Alecia Kozisek requesting the vacation and amendment to the existing plat for Diamond Ridge Subdivision, Lot 6, to reconfigure the southeastern boundary to follow

the centerline of a stream. After a general discussion, it was moved by Commissioner Tilden, seconded by Commissioner French and unanimously carried to approve **RESOLUTION NO. 2011-11** APPROVAL OF THE PARTIAL VACATION AND AMENDED PLAT OF THE DIAMOND RIDGE SUBDIVISION.

U.S. Forest Service Update - National Planning Rule.

Commissioner Burke attended a meeting in Cheyenne regarding the U.S. Forest Service National Planning Rule and presented an update. Commissioner Burke reported that the National Forest Planning Rule is very similar to the local planning rule and process. Commissioner Burke reported that there will be a Draft Environmental Impact Statement (DEIS) within a few months and then there will be a 90-day comment period. Ecosystem Research Group (ERG) will work with the Wyoming County Commissioners' Association to prepare comments on the proposed planning rule.

Brown Thomas Meadows Floodplain Permit Review.

Linda Gillett, Planning Director, presented information regarding the Floodplain permit for Brown Thomas Meadows, LLC for bank stabilization on the South Fork of the Shoshone River. The permit would allow placing approximately 2700 feet of riprap along the south bank. The Army Corps of Engineers issued a permit for the placement of 2280 cubic yards of rock along the bank.

Representing Brown Thomas Meadows, LLC at the meeting were Phil Buckley of the Collier Group; Charlie Ziska, Brown Thomas Meadows Ranch Manager; Perry Beasley of the Valley Ranch and Cheryl Harrelson, on behalf of WWC Engineering. Cheryl Harrelson spoke on behalf of the owners and stated that the project was to protect the existing bank of the river against erosion during spring runoff.

Jim Lovell of Confluence Consulting, representing Ishawooa Mesa Ranch stated that they agreed with almost everything that was presented by Brown Thomas Meadows. He felt that over time, it would be placing a barrier for normal flooding, causing erosion on the opposite bank and said they would support the project if they would move riprap back to where an existing road is.

After a general discussion, it was moved by Commissioner Burke and seconded by Commissioner Tilden to table action on this issue for one week until further information can be obtained. Roll was called with Commissioner French casting the only negative vote. The motion was carried.

Ishawooa Mesa Flood Plain Permit Review.

Linda Gillett, County Planner, presented a request for a Floodplain Permit for Ishawooa Mesa Ranch Road and Levee Improvement and Revetment on the South Fork of the Shoshone River. The standards of this project are the same as the Brown Thomas Meadows Project. Jim Lovell of Confluence Consulting reported that this permit is requested to protect buildings and structures from flooding. After a general discussion, it was moved by Commissioner Burke and seconded by Commissioner Tilden to approve the **RESOLUTION NO. 2011-12** APPROVAL OF FLOODPLAIN PERMIT FOR ISHAWOOA MESA RANCH ROAD AND LEVEE IMPROVEMENT AND REVETMENT ON THE SOUTH FORK OF THE SHOSHONE RIVER. Roll was called with Commissioner Grosskopf casting the only negative vote.

It was then moved by Commissioner French and seconded by Commissioner Tilden to remove the Brown Thomas Meadows Floodplain Permit Review from the table. Commissioner Burke cast the only dissenting vote to the motion.

It was then moved by Commissioner French and seconded by Commissioner Hall to approve **RESOLUTION NO. 2011-13** DENIAL OF FLOODPLAIN PERMIT FOR BROWN THOMAS MEADOWS LLC FOR BANK STABILIZATION ON THE SOUTH FORK OF THE SHOSHONE RIVER. Roll was called with Commissioner French casting the only negative vote.

Executive Session.

It was moved by Commissioner French, seconded by Commissioner Tilden and unanimously carried to go into executive session regarding confidential issues, pursuant to Wyoming Statute §16-4-405(a)(ix).

It was then moved by Commissioner Tilden, seconded by Commissioner Grosskopf and unanimously carried to return to regular session.

Adjournment.

It was moved by Commissioner Tilden, seconded by Commissioner Burke and unanimously carried to adjourn.

Bucky Hall, Chairman

Dave Burke, Vice Chairman

Loren Grosskopf, Commissioner

Joe Tilden, Commissioner

Tim French, Commissioner

Attest:

Jerri B. Torczon, County Clerk