

**Park County Board of County Commissioners  
Regular Meeting  
August 17, 2016**

Chairman French called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Wednesday, August 17, 2016. Present were Chairman Tim French, Vice Chairman Lee Livingston, Commissioners Loren Grosskopf, Bucky Hall, Joe Tilden, and County Clerk Colleen Renner.

Commissioner Hall led the audience in the Pledge of Allegiance.

**Approve-Vouchers.**

The following vouchers were presented to the Board for approval. Commissioner Livingston moved to approve the vouchers as presented, seconded by Commissioner Tilden and unanimously carried.

Payee	Amount
2 M COMPANY, INC.	\$178.12
360 OFFICE SOLUTIONS	\$858.34
ABSAROKA DOOR	\$155.00
ALBERTSONS PURCHASE ADV. CARD	\$178.71
ALDRICH'S - POWELL	\$37.58
AM DIRTWORKS & CONSTRUCTION, LLC	\$31,610.00
AMERICAN LEGION #26	\$227.85
AMERICAN WELDING & GAS, INC.	\$2.61
AT CONFERENCE	\$15.44
AT&T MOBILITY	\$110.43
BAILEY ENTERPRISES, INC.	\$181.64
BAILEY ENTERPRISES, INC.	\$171.24
BAILEY ENTERPRISES, INC.	\$3,945.35
BEAR CO., INC.	\$2,221.04
BEARTOOTH ELECTRIC COOP	\$80.23
BENNETT, M.D., THOMAS L.	\$3,900.00
BENTLEY SYSTEMS, INC.	\$148.09
BIG HORN GLASS	\$435.96
BIG HORN RURAL ELECTRIC COMPANY	\$308.25
BIG HORN WHOLESALE, INC.	\$4,278.05
BLACK HILLS ENERGY	\$1,123.77
BLAIR'S MARKET	\$13.15
BLOEDORN LUMBER - POWELL	\$79.32
BOB BARKER COMPANY	\$37.42
BOYS & GIRLS CLUB OF PARK CO.	\$3,283.20
BUSY B'S AUTO AND WRECKER	\$30.00
CARING FOR POWELL ANIMALS	\$875.52
CARQUEST AUTO PARTS - #064250	\$1,220.58
CARQUEST AUTO PARTS - #274890	\$220.99
CDW GOVERNMENT, INC.	\$417.81
CENTURYLINK	\$6,229.73
CENTURYLINK BUSINES SERVICES	\$62.82
CENTURYLINK.	\$650.00
CHOICE AVIATION, LLC	\$341.96
CHRISTIE, LOGAN	\$196.56
CLERK OF DISTRICT COURT - JURY FEES	\$5,994.23
CODY ACE HARDWARE	\$209.39
CODY ENTERPRISE	\$30.00
CODY ENTERPRISE	\$6,824.57
CODY PAINT & BODY, INC.	\$112.00
CODY SHOOTING COMPLEX	\$4,000.00
CODY WINNELSON CO.	\$837.09
CODY, CITY OF	\$2,701.77
CONNERS, MICHAEL	\$35.34
COPENHAVER KATH KITCHEN & KOLPITCKE LLC	\$400.00
CORRECTIONAL HEALTHCARE COMPANIES, INC.	\$18,403.73
COULTER CAR CARE CENTER	\$34.00
CRISIS INTERVENTION SERVICES	\$3,064.32

CRUM ELECTRIC SUPPLY CO.	\$903.81
CUSTOM DELIVERY SERVICE, INC.	\$19.30
D&G ELECTRIC, LLC	\$585.00
DE HAAN ELECTRONICS	\$588.25
DICK JONES TRUCKING	\$9,480.32
ELECTION SYS & SOFTWARE, INC	\$3,763.82
ELECTRICAL ALLY, INC.	\$874.00
FILENER CONSTRUCTION - RETAINAGE	\$5,269.50
FILENER CONSTRUCTION, INC.	\$47,425.50
FRONTIER PRECISION	\$85.62
FUNKES CLEANERS	\$210.00
GALLS, LLC	\$75.95
GARLAND LIGHT & POWER CO.	\$838.60
GROSSKOPF, LOREN M	\$522.13
HEARTLAND PAPER COMPANY	\$1,618.61
IVERSON SANITATION	\$50.00
J.C. REPAIR, INC.	\$505.60
JENSEN PLUMBING	\$2,387.00
KANE FUNERAL HOME	\$380.00
KEEGAN, KRISJANSONS & MILES, PC	\$2,309.64
KEELE SANITATION	\$2,864.46
KENCO SECURITY AND TECHNOLOGY	\$484.25
KINCHELOE PLUMBING & HEATING	\$694.30
LEON UNIFORM COMPANY, INC.	\$791.81
LINTONS BIG R, INC.	\$636.75
LOCAL GOVT. LIABILITY POOL	\$5,000.00
MAJESTIC LUBE, INC.	\$261.30
MANNAHOUSE	\$2,123.13
MCCARTY, REED, & EARHART, ATTYS L.C.	\$360.00
McINTOSH OIL, INC.	\$880.92
MEETEETSE VISITOR CENTER	\$2,188.80
MEETEETSE, TOWN OF	\$218.88
MEETEETSE, TOWN OF	\$121.70
MESSENGER & OVERFIELD, P.C.	\$110.30
METTLER-TOLEDO, LLC.	\$453.54
MOHLER, TYCEE JO	\$442.48
MONTANA-DAKOTA UTILITIES CO.	\$431.13
MORRIS, SANDIE	\$15.85
MURDOCH OIL, INC.	\$13,537.93
MURPHY, KATHERINE	\$284.90
NADA USED CAR GUIDE	\$3,500.00
NATIONAL BUSINESS SYSTEMS	\$593.03
NATRONA COUNTY LEGAL DEPARTMENT	\$3,965.00
NEMONT	\$46.55
NIELSEN, MOLLY	\$12.03
NORCO, INC.	\$23.68
NORTHERN DIRECTORY PUBLISHING	\$198.00
NORTHWEST WY FAMILY PLANNING	\$1,004.95
OFFICE SHOP, THE	\$2,081.92
PARK COUNTY 4-H COUNCIL	\$2,736.00
PARK COUNTY ANIMAL SHELTER	\$2,626.56
PENNO, KAYE	\$320.00
PENWELL, STEVE	\$54.95
PFIZER INC.	\$1,031.00
PITNEY BOWES - RESERVE ACCOUNT	\$15,000.00
PITNEY BOWES, INC. - A/R	\$96.00
POLECAT PRINTERY	\$39.00
POWELL ACE HARDWARE, LLC	\$251.92
POWELL ECONOMIC PARTNERSHIP, INC.	\$3,501.94
POWELL ELECTRIC	\$89.79
POWELL LOCK	\$520.00
POWELL SENIOR CITIZENS AGO-GO, INC	\$11,856.00
POWELL TRIBUNE, INC.	\$5,376.12
POWELL VALLEY RECYCLING	\$1,751.04
PRO-BUILD - CODY	\$106.52
PRODUCTION MACHINE CORP.	\$163.20
QUALITY ASPHALT PAVING, INC.	\$18,765.00
QUALITY ASPHALT PAVING, INC. - RETAINAGE	\$2,085.00
RACO INDUSTRIES	\$622.36
RIMROCK TIRE CO - CODY	\$124.97

ROCKY MOUNTAIN POWER	\$315.77
ROMERO, SHAUNNA	\$27.92
ROTE, KYLE	\$36.88
SANOFI PASTEUR, INC	\$1,064.18
SELBYS, INC.	\$947.93
SHOSHONE OFFICE SUPPLY, INC.	\$242.23
SIMPSON, KEPLER & EDWARDS, LLC	\$210.00
STREAMLIGHT	\$19.70
STROUPE PEST CONTROL, CO.	\$455.00
SUPER 8 - POWELL	\$718.20
SYSCO FOOD SERVICES OF MONTANA	\$2,794.82
THERMO FLUIDS, INC.	\$894.00
THOMPSON REUTERS - WEST	\$658.61
THREATTRACK SECURITY, INC	\$2,670.00
TITAN MACHINERY	\$4,285.78
TRACTOR & EQUIPMENT CO	\$514.10
TRIPLE L SALES	\$526.10
TUCKER, NICHELLE	\$51.84
VISA - #0100	\$41.45
VISA - #0225	\$281.04
VISA - #9358	\$87.94
VISA - #9507	\$168.41
VISA - #9515	\$471.50
VISA - #9572	\$1,607.66
VISA - #9580	\$305.51
VISA - #9614	\$7,853.15
WACO 2016	\$420.00
WAYNE'S BOOT SHOP	\$200.00
WESTERN EMULSIONS INC	\$356,147.36
WILLIAMS & SONS, LLC	\$114.00
WINDSHIELD DOCTOR	\$45.00
WORKMAN WASH & BLAST	\$525.00
WPCI CONSULTANTS, INC.	\$126.00
WY OFFICE OF STATE LAND & INVESTVESTMENT	\$47,447.80
WYDOT-FINANCIAL SERVICES	\$14,148.37
WYOMING - STATE PUBLIC DEFENDER	\$67,168.53
WYOMING DEPARTMENT OF EMPLOYMENT	\$132.39
WYOMING DEPARTMENT OF HEALTH	\$192.00
WYOMING DEPT. OF WORKFORCE SERVICES	\$250.41
WYOMING GUARDIAN AD LITEM PROGRAM	\$3,844.77
WYOMING SOLID WASTE & RECYCLING ASSN	\$970.00
WYOMING STATE PUBLIC DEFENDER	\$1,200.00
WYOMING WATER WORKS	\$156.00
YANKEE CAR WASH	\$151.00
YELLOWSTONE REGIONAL AIRPORT	\$810.00
YELLOWSTONE REGIONAL AIRPORT	\$32,229.00
<b>TOTAL</b>	<b><u><u>\$848,338.16</u></u></b>

**Approve-Payroll.**

Payroll was presented to the Board for approval. Commissioner Tilden moved to approve payroll as presented, seconded by Commissioner Grosskopf and unanimously carried.

**Approve-Catering Permit.**

A catering permit application was submitted by Branding Iron Bar, LLC of Greybull, Wyoming, for a September 10 & 11 wedding reception at Mooncrest Ranch. Commissioner Livingston moved to approve the catering permit and allow the Chairman to sign, seconded by Commissioner Grosskopf and unanimously carried.

**Approve-Monthly Earnings and Collection Statements.**

Monthly earnings and collection statements for the County Clerk, Clerk of District Court, and Sheriff were presented to the Board for approval.

Commissioner Tilden moved to approve the statements as presented, seconded by Commissioner Hall and unanimously carried.

**Approve-FY2017 Special Funding Contracts for Services.**

Individual special funding agreements were presented for Park County 4-H Council, Park County Court Supervised Treatment Program, Powell Economic Partnership and Yellowstone Behavioral Health. Commissioner Grosskopf noted that the chairman's name was incorrect in the signature block and moved to approve the contracts with the correction. The motion was seconded by Commissioner Tilden and unanimously carried.

**Approve-Certificate of Substantial Completion for Park County Courthouse Employee Parking Lot Reconstruction.**

Assistant County Engineer Jeremy Quist said Quality Asphalt has satisfied substantial completion of work on the parking lot reconstruction. Quist said general cleanup and placement of curb stops on the south end of the lot is the only work remaining and he anticipates the lot will be open for employee parking on Monday. Commissioner Tilden moved to approve the Certificate of Substantial Completion as of August 17, 2016, and to allow the chairman to sign. The motion was seconded by Commissioner Livingston and unanimously approved.

**Approve-Events Department Out of State Travel.**

Events Coordinator Echo Renner requested approval from the Board to attend two out of state conferences: the November 9-12 Rocky Mountain Association of Fairs (RMAF) in Spokane, WA, and the November 27-30 International Association of Fairs and Expos (IAFE) in Las Vegas, NV. Renner said one Events staff member and two fair board members plan to attend the RMAF Spokane event, where they will have opportunity to negotiate entertainment contracts for the 2018 fair. The estimated cost of attendance for the Events staff is \$1,270.00; fair board members' costs will be paid out of the fair board's budget. Renner said three Events staff will attend the Las Vegas IAFE event with costs estimated to be \$2,083.00 per person. Commissioner Hall moved to approve the requests for travel with Commissioner Tilden seconding. The request was unanimously approved.

**Approve-Recommendation & Resolution Establishing County-wide Fire Restrictions.**

Jerry Parker, Park County Fire District Administrator, and Russ Wenke, county fire district / federal agency liaison and former county Fire District Administrator, brought recommendation to establish county-wide fire restrictions and a draft resolution to the Board for approval. Following the establishment of fire restrictions by the Forest Service and BLM last week, the Fire District's recommendation will make the restrictions consistent throughout the county. Given the dry conditions, extreme caution is warranted. Wenke noted that even if significant rainfall occurs over the weekend, it won't change the conditions long-term. Dead grass and other fuels that carry the fire will be dry again shortly after rainfall. Commissioner Hall suggested changing the wording in the resolution under 1.i. (agricultural burns) to require 'notification to' instead of 'permission from' the local fire departments. Wenke pointed out that during normal situations the county has no authority to limit burning, but that burning can be controlled once restrictions are in place. Sue Stresser, Shoshone National Forest District Ranger, was in attendance and provided an update on the fires. After discussion, Commissioner Hall moved to approve the resolution to impose county-wide fire restrictions with the wording changed from 'permission' to 'notification.' The motion was seconded by Commissioner Tilden and the Board unanimously approved **RESOLUTION NO. 2016-26.**

### **Final Decision: Higbie Zoning Map Amendment.**

The Board presented its decision for the request from Edwin and Carol Higbie for a zoning map amendment that would change three parcels totaling approximately 508 acres from General Rural 5-Acre (GR-5) to Rural Residential 2-Acre (RR-2) zoning. (Legal Description: A parcel of 239.22 acres in Sections 17, 18, 19; a parcel of 178.21 acres in Sections 19, 20; a parcel of 91.16 acres in Section 19, T52N, R102W, 6<sup>th</sup> PM, Park County, Wyoming. Location: North of Cody and Road 2 AC, between Roads 2 BC and 2 ABN.) Planning Director Linda Gillett and Planner Kim Dillivan were in attendance to answer questions. Chairman French noted that the July 19 public hearing on the matter was closed and no additional public comment would be heard by the Board. Commissioner Tilden asked if the Planning and Zoning Commission meetings related to the land use plan were well attended and if potential rezoning was a topic of those meetings. Gillett and Commissioner Grosskopf concurred that very few members of the public attended. Gillett said input was sought for any concerns about the existing land use plan as well as suggestions for changes. There was no input from the public in those meetings related to changing zoning areas from GR-5 to RR-2. Commissioner Grosskopf moved to deny the zoning map amendment request, commenting that, in his view, after reviewing maps and listening to public comment, the change would not fit within current land use plans. Commissioner Tilden seconded the motion and **RESOLUTION NO. 2016-27** denying the zoning map amendment was unanimously passed.

### **Approve: WNL Simple Subdivision – 240 Final Plat Review.**

The Board considered the final plat application of Neal Peterson to create a two-lot simple subdivision of 1.91 and 1.46 acres for single family residential use, with an agricultural remainder of approximately 57 acres. The property lies in a General Rural Powell (GR-P) zoning district. (Legal Description: 1/2NW1/4 of Lot 40, RS, T56N, R99W, 6<sup>th</sup> PM, Park County, Wyoming. Location: Proposed lots are approximately three miles northwest of Powell at 627 Road 11.) Planner Kim Dillivan provided information from the staff report. Following brief discussion, Commissioner Tilden moved to approve the simple subdivision final plat review. The motion was seconded by Commissioner Livingston and **RESOLUTION NO. 2016-28** was unanimously passed.

### **Approve: Park County Resolution to include a 1% Specific Purpose Excise Tax in Park County on the 2016 General Ballot.**

Chairman French noted that the resolution for consideration by the Board had been revised as per state statute to include detailed projects and amounts. After summarizing the proposition - \$13,680,000.00 total to be collected, with \$2,430,000.00 for county Road and Bridge infrastructure improvements, \$5,000,000.00 for City of Cody improvements and upgrades, \$4,250,000.00 for City of Powell improvements, and \$2,000,000.00 for Town of Meeteetse projects - the Chairman opened the floor for public comment. Following public comment with one voicing opposition and three in favor of the proposition being on the general ballot in November, the Chairman called for a motion. Commissioner Hall moved to approve the resolution with a second by Commissioner Grosskopf. Voting in favor of the resolution were Commissioners Hall, Grosskopf, Livingston and Tilden. Opposed was Chairman French. **RESOLUTION NO. 2016-29**, approving the proposition for imposition of a 1% specific purpose excise tax in Park County, to be placed on the ballot in conjunction with the November 2016 general election, was passed. Accompanying the county's resolution are the approved resolutions from the municipalities, the City of Cody, City of Powell and Town of Meeteetse.

### **Natural Resources Conservation Service (NRCS) Emergency Watershed Protection Program (ERPP).**

Rory Karhu, USDA District Conservationist for the Powell Field Office of NRCS Wyoming, and James Bauchert, Wyoming State Soil Scientist, provided information related to the ERP Program for rehabilitation of fire-impacted private lands. Karhu said 19 different Park County private landowners impacted by recent fires could potentially participate in the Emergency Watershed Protection Program, which provides 75% financial assistance funding from the NRCS and 25% by the county sponsor. Commissioner Livingston said two landowners whose land was damaged by the Whit Creek fire are very receptive to the possibility of rehabilitation assistance. Commissioner French asked if, as sponsor, the county would incur any cost. Karhu said, for flood restoration programs in other Wyoming counties, conservation districts typically serve as the sponsor, with the county as co-sponsor, but because of absence of a mill levy in this conservation district, the county would have to fill the sponsor role. The possibility of contracts between the county and landowners requiring the landowner to be responsible for the 25% was discussed. Karhu noted that the program specifies the sponsor must demonstrate financial means to meet the 25% portion. Also discussed were additional administrative costs, time involvement and who would be responsible for the technical scope. Bauchert said the NRCS has the ability to reimburse an additional 7.5% for technical assistance costs, which include travel, mileage, soil samples and lab analyses. Commissioner Grosskopf pointed out that sponsors are legally required to be a subdivision of the state. Karhu said a sponsor would need to be named within 45 days. Bauchert and Karhu will get answers for the Board's questions and the program will be discussed again at the September 6 Board meeting.

### **Library Board Appointment.**

The Board conducted the final interview of three applicants to the vacant Library Board position. Appointed was Gregory Bevenger of Meeteetse.

### **Proclamation Declaring September as Suicide Prevention Month.**

Steve Miller, Community Prevention Specialist for Prevention Management Organization of Wyoming (PMO); Rachel Williams, PMO Prevention Specialist; and Kelly Echert with Wyoming Suicide Prevention's state office, asked the Board to proclaim September as Suicide Prevention Month. Williams noted that Wyoming has one of the highest suicide rates in the nation. PMO's efforts are focused on building awareness and training to recognize signs in those at risk. Williams said the best action to take if signs are present is to tell the person what you're seeing, express your concern and understanding that they are going through a difficult time and ask how you can help. She said it's important to ask clearly and directly if the person has thoughts of suicide. The appropriate way to refer someone to treatment is through the emergency room or law enforcement. Williams said Park County has a large increase in community involvement. The Board expressed appreciation for the organizations' efforts. Commissioner Hall moved to approve the proclamation declaring September as Suicide Prevention Month in Park County; the motion was seconded by Commissioner Tilden and unanimously approved.

### **Approve-Hiring.**

Park County Road and Bridge foreman Ron Nieters requested approval to hire a replacement for a truck driver who is retiring this month. Nieters said he will hire at a lower rate than the current employee's. Asked what the

immediate short-term impact to the department would be if the position wasn't filled, Nieters said efficiency would be compromised. He said loss of the position wouldn't result in overtime, but that it would take longer to complete work. Commissioner Tilden moved to approve hiring a truck driver. Motion was seconded by Commissioner Livingston and unanimously carried.

**Adjourn.**

Commissioner Hall made a motion to adjourn, Commissioner Livingston seconded and the motion carried.

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Tim A. French, Chairman

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Lee Livingston, Vice Chairman

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Loren Grosskopf, Commissioner

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Bucky Hall, Commissioner

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Joseph E. Tilden, Commissioner

Attest:

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Shaunna Romero on behalf of  
Colleen Renner, County Clerk