

Park County Board of County Commissioners
Regular Meeting
 Wednesday, August 19, 2020

Chairman Tilden called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Wednesday, August 19, 2020. Present were Vice Chairman, Lee Livingston, Commissioners, Dossie Overfield, Jake Fulkerson, Lloyd Thiel, and Clerk Colleen Renner.

Hans Odde led the audience in the Pledge of Allegiance.

Consent Items:
Approve-Minutes, Payroll and Vouchers

Commissioner Livingston made a motion to approve the following consent agenda items: minutes from August 4; bi-weekly payroll in the amount of \$402,505.69; vouchers; monthly earnings and collection statements for the Clerk, Clerk of District Court, and Sheriff; 2020 Northwest Family Planning Rental Space Agreement at the Powell County Complex; approve and allow Chairman to Sign Shoshone Irrigation District Assessment Roll for FY 2021; and the Willwood Irrigation District Assessment Roll FY 2021, Commissioner Thiel seconded and the motion carried.

Payee	Amount
2 M COMPANY, INC.	\$177.08
360 OFFICE SOLUTIONS	\$1,054.58
A & I DISTRIBUTORS	\$612.75
ADAMSON POLICE PRODUCTS	\$1,887.00
APEX LEGAL PC	\$450.00
AT CONFERENCE	\$110.09
AT&T MOBILITY	\$395.01
BAILEY ENTERPRISES, INC.	\$136.06
BAILEY ENTERPRISES, INC.	\$66.02
BAILEY ENTERPRISES, INC.	\$4,028.45
BANNING, TYLER	\$69.46
BASIN EQUIPMENT REPAIR	\$2,788.86
BEAR CO., INC.	\$2,973.25
BIG HORN WHOLESAL, INC.	\$2,287.29
BLACK BOX NETWORK SERVICES	\$552.80
BLACK HILLS ENERGY	\$641.32
BLAKEMAN PROPANE, INC.	\$144.00
BLUE360 MEDIA	\$1,107.75
BOB BARKER COMPANY	\$417.53
BOONE'S MACHINE SHOP	\$650.85
BUILDERS FIRST SOURCE	\$58.44
CARQUEST AUTO PARTS - #064250	\$2,977.11
CDW GOVERNMENT, INC.	\$1,192.01
CENTURYLINK BUSINES SERVICES	\$3.28
CHARTER COMMUNICATIONS	\$300.67
CHRISTIE, LOGAN	\$149.50
CODY ACE HARDWARE	\$237.82
CODY ENTERPRISE	\$8,729.09
CODY REGIONAL HEALTH	\$111,532.21
CODY, CITY OF	\$27,122.22
CROFT, KIMBALL	\$203.32
DENNY MENHOLT CHEVROLET BUICK GMC	\$63.20
FASTENAL	\$90.35
FILENER CONSTRUCTION - RETAINAGE	\$6,061.55
FILENER CONSTRUCTION, INC.	\$54,553.95
FLOYD'S TRUCK CENTER	\$117.40
FORWARD CODY WYOMING, INC.	\$2,500.00
FREMONT MOTOR CODY, INC.	\$363.33
FULL DRAW CONSTRUCTION	\$5,243.20
GALLS, LLC	\$97.55

GARLAND LIGHT & POWER CO.	\$898.20
GRAINGER	\$110.30
GUERTIN, ANDREW	\$179.74
JOHN DEERE FINANCIAL	\$1,525.63
KEELE SANITATION	\$2,184.56
KENCO SECURITY AND TECHNOLOGY	\$352.75
KOIS BROTHERS EQUIPMENT COMPANY, INC.	\$184.75
KOREM CORPORATION	\$495.00
MAJESTIC LUBE, INC.	\$90.50
McINTOSH OIL, INC.	\$4,760.83
MEETEETSE, TOWN OF	\$121.70
MERCK SHARP & DOHME CORP.	\$3,005.27
MICKELSON, JOSEPH D	\$209.30
MONTANA PETERBILT, LLC	\$2,055.15
MONTANA-DAKOTA UTILITIES CO.	\$451.95
MOTOR PARTS, INC.	\$4.04
MURDOCH OIL, INC.	\$19,423.05
MURDOCH'S RANCH & HOME POWELL	\$135.88
NATIONAL BUSINESS SYSTEMS	\$8,184.36
NEWEGG BUSINESS, INC.	\$366.52
NORCO, INC.	\$47.58
NORMONT EQUIPMENT CO	\$507.97
OFFICE SHOP, THE	\$1,328.63
PENWELL, STEVE	\$26.35
PFIZER INC.	\$633.42
PITNEY BOWES, INC. - A/R	\$51.00
POWELL ACE HARDWARE, LLC	\$452.89
POWELL LOCK	\$65.00
POWELL TRIBUNE, INC.	\$7,334.34
POWELL VALLEY RECYCLING	\$625.00
POWELL WELDING AND INDUSTRIAL SUPPLY LLC	\$488.85
POWELL, CITY OF	\$65.78
PRECISION PLAN AND DESIGN, INC.	\$440.00
PRODUCTION MACHINE COMPANY	\$6,172.69
ROCKY MOUNTAIN POWER	\$641.86
ROCKY MOUNTAIN WASH, LLC	\$98.00
SANOFI PASTEUR, INC	\$721.79
SIMPSON, KEPLER & EDWARDS, LLC	\$1,990.00
SOLID WASTE ASSOC. OF NORTH AMERICA	\$223.00
SUMMERS, JOSH	\$42.55
SWI LLC	\$5,025.14
SYSCO FOOD SERVICES OF MONTANA	\$1,568.74
THIEL, LLOYD	\$110.40
THOMPSON REUTERS - WEST	\$776.98
TREASURED MEMORIES	\$189.63
TRIPLE L SALES	\$160.58
VISA - #0037 - B. POLEY	\$39.50
VISA - #0086 - W.E. CRAMPTON	\$593.78
VISA - #0235 - B. EDWARDS	\$16,048.68
VISA - #0250 - C. RENNER	\$1,192.17
VISA - #0268 - P. LINDENTHAL	\$76.30
VISA - #0359 - S. STEWARD	\$808.50
VISA - #0367 - J. HILL	\$43.24
VISA - #3949 - M. GARZA	\$1,409.10
VISA - #3972 - J. TATUM	\$1,920.28
VISA - #4079 - S. STEWARD	\$4,234.58
VISA - #4087 - M. CONNERS	\$3,995.80
VISA - #4103 - S. STEWARD	\$317.23
VISA - #4111 - S. STEWARD	\$11,147.31
VISIONARY COMMUNICATIONS, INC.	\$82.43
WHITLOCK MOTORS	\$792.31
WILLIAMS & SONS, LLC	\$120.00
WPCI CONSULTANTS, INC.	\$117.00
WYOMING DEPARTMENT OF EMPLOYMENT	\$140.37
WYOMING DEPARTMENT OF HEALTH	\$160.00
WYOMING DEPARTMENT OF HEALTH/PBL HLTH LB	\$6.00
WYOMING DEPT. OF WORKFORCE SERVICES	\$3,416.62

WYOMING SECRETARY OF STATE	\$30.00
WYOMING WATER WORKS	\$221.00
YELLOWSTONE ELECTRIC, INC.	\$92.77
TOTAL	<u>\$363,678.97</u>

Park County Clerk, Colleen Renner - RE: Park County General Election Polling Locations

Clerk Renner informed the board polling locations will remain the same as they were in the Primary due to lack of judges and social distancing. Chairman Tilden asked several questions of the clerk. Clerk Renner clarified the process of becoming an election judge while Commissioner Thiel felt that social distancing could be achieved in the original locations.

Vince Vanata citizen of Park County made comments regarding the polling locations, COVID-19, and voter disenfranchisement. Wendy Annis, Jake Dillinger and Janet Kelleher also made comments.

Park County Planning & Zoning Director, Joy Hill – RE: Public Hearing: Koperski Major Recreation Facility Special Use Permit - 198

Chairman Tilden opened the public hearing.

Mr. Dillivan presented the site plan review for Jason Koperski to host equine clinics, massage therapy, photography and other small invitation only events such as barrel racing and goat roping in an existing 31,200 square foot outdoor riding arena. This property is located 7.5 miles southwest of Cody in the Diamond Basin area on County Road 6UU and is in GR-5 zoning district. Properties north, west and south are residential and to the east is agricultural. Legal notices and agency referrals have been met.

Planning and Zoning recommends two portable toilets placed on the property if more than 10 participants are there, but for not more than 72 hours. No public comments were received.

Chairman Tilden called for public comments. The owner stated there will be no overnight camping allowed. Commissioner Thiel questioned the portable toilets and modifying that portion. There being no further comments, Commissioner Livingston made a motion to close the public hearing, Commissioner Thiel seconded, and motion carried.

Commissioner Overfield made a motion to approve SUP 198 updating the condition regarding the portable toilet recommendation, Commissioner Livingston seconded, and motion carried. **RESOLUTION 2020-48**

Park County Planning & Zoning Planner Director, Joy Hill – RE: Public Hearing: TCT Inc. Garland Tower Special Use Permit - 199

Chairman Tilden opened the public hearing.

Mr. Dillivan presented the application to construct a 150-foot communication tower located on Bureau of Reclamation property and is located on an unaddressed site approximately 2.5 miles north of Garland. All legal notices and agency referrals have been met. Two public comments were received in favor of the tower.

Chairman Tilden called for public comment, Commissioner Overfield stated a concern about signal from the proposed tower interfering with the NRWD scads system located very near this proposed site. Carol Swander stated there are about eighteen homes in that area and the approval of this request will benefit the area greatly. Mr. Gordo with TCT West stated they are making communications better in these remote areas and for the residents of Park County. There being no further comments, Commissioner Thiel made a motion to close the public hearing, Commissioner Livingston seconded, and motion carried.

Commissioner Livingston made a motion to approve, Commissioner Thiel seconded, and motion carried. **RESOLUTION 2020-49.**

Park County Planning & Zoning Planner Director, Joy Hill – RE: Public Hearing: TCT Inc. Beet Dump Tower Special Use Permit - 200

Chairman Tilden opened the public hearing.

Mr. Dillivan presented the application to construct a 150-foot communication tower located on Bureau of Reclamation property and is located on an unaddressed site approximately 6.75 miles southeast of Powell. All legal notices and agency referrals have been met. No public comments were received.

Chairman Tilden called for public comment, there being none, Commissioner Livingston made a motion to close the public hearing, Commissioner Overfield seconded, and motion carried.

Commissioner Overfield made a motion to approve the tower as presented, Commissioner Thiel seconded, and motion carried. **RESOLUTION 2020-50.**

Park County Planning & Zoning Director, Joy Hill – RE: Public Hearing: Funny Farm Feeds Special Use Permit-201

Chairman Tilden opened the public hearing.

Mr. Dillivan presented for review and approval a request to manufacture animal feed pellets. Two structures are proposed, one 300 square-foot building that houses a milling machine and one 96 square foot structure to house packaging supplies and a small amount of finished product. The property is located on a portion of a 316-acre parcel addressed as 1125 Road 17, Powell. All legal notices and agency referrals have been met. Two letters of support for this operation were received and no public comments. Park County noise, lighting and other nuisance regulations shall apply. Commissioner Thiel questioned the way the product is made and what is added to it.

Chairman Tilden called for public comment, there being none, Commissioner Livingston made a motion to close the public hearing, Commissioner Thiel seconded, and motion carried.

Commissioner Livingston made a motion to approve the operation as presented with no limit on hours of operation, Commissioner Fulkerson seconded, and motion carried. **RESOLUTION 2020-51.**

Park County Project Manager, Ben McDonald – RE: Approve and Allow Chairman to Sign 2021 CMAQ Application

Mr. McDonald presented a resolution for a funding application requesting the amount of \$17,724.00 which is the local cash match on this Federal CMAQ funding through Wyoming Department of Transportation. After discussion and questions from Commissioner Thiel regarding roads that have previously been treated, Commissioner Thiel made a motion to approve the CMAQ application as presented and allow the chairman to sign, Commissioner Overfield seconded, and motion carried. **RESOLUTION 2020-52**

Park County Planning & Zoning Director, Joy Hill – RE: Public Hearing: Oasis Motel & RV Park Flood Plan Permit

the project which has already been executed by Cameron Boni Construction involved the dredging of a portion of an island in the Greybull river. The island formed as a result of previous utility work at this location. A letter from the Army Corps of Engineers provided authorization for the project under Nationwide Permit 27. All earthen material removed from the island was relocated to restore/repair the banks on both sides of the channel. All legal notices and agency referrals were met. Future work cannot take place under this application.

Shawn Christofferson, representative of Meeteetse Local Planning Advisory Committee requesting approval of this permit.

Chairman Tilden called for public comment. Terri Sporkin stated the work being done is lowering erosion down river and is better for the Town of Meeteetse. There being no further public comments Commissioner Livingston made a motion to close the public hearing, Commissioner Overfield seconded, and motion carried.

Commissioner Thiel made a motion to approve the flood plain permit, Commissioner Livingston seconded, and motion carried. **RESOLUTION 2020-53**

Cameron Boni asked to speak about the required mailing and the cost associated with the notice to neighboring property owners. Ms. Hill stated that notice is required around the radius of the entire property. Commissioner Livingston appreciated Mr. Boni's points and they are well taken.

Meeteetse Conservation District Resource Specialist, Joshua Kipley – RE: Firewise Program Presentation – cancelled

Park County Planning & Zoning Director, Joy Hill – RE: Approve and Allow Chairman to Sign Subdivision Improvements Agreement - Winchester Major Subdivision Phase 3

Ms. Hill presented the improvements agreement for TJR Properties, LLC. in which Park County Attorney Skoric approved to form.

Commissioner Livingston made a motion to approve as presented and allow the chairman to sign, Commissioner Fulkerson seconded, and motion carried.

Park County Commissioners – RE: Update on the Beartooth Ranch Committee

Len Fortunato presented a slide show update on what the Beartooth Ranch Committee has been working on since the committee was formed. The estimated costs of the improvements to this point is \$87,000 which included grading and gravel by Game & Fish, new cattle guard, new outdoor toilet, and a new picnic/shelter area.

There was lengthy discussion regarding the house being removed and the foundation that still exists, the brush and weeds in the area, the fence needing repairs and who is responsible for all these projects. Mr. Fortunato has worked with Mr. Bibbey of the Game & Fish, State Lands & Investments who are the actual property owners to get these matters resolved. Commissioner Thiel stated Game & Fish already has access and an easement through the ranch.

Commissioner Thiel would also like to see all ties with the committee and the county severed. Several committee members had already discussed this with Attorney Skoric and felt the separation had already been accomplished. Commissioner Livingston made a motion to further clarify that the Beartooth Ranch Committee is a stand-alone organization with no governing ties to Park County Wyoming, Commissioner Fulkerson seconded, and motion carried.

Park County Community Prevention Manager, Wendy Morris – RE: Approval of 2021 Community Prevention Grant

Ms. Morris presented the point of contacts and clarification on Community Prevention Grant agreements. Commissioner Fulkerson made a motion to assign the point of contact to Public Health Nurse Manager, Bill Crampton and allow the chairman to sign., Commissioner Thiel seconded, and motion carried. The grant agreement is not to Attorney Skoric standards and is being revised. Commissioner Livingston made a motion to allow the chair to sign the grant agreement pending approval from Attorney Skoric, Commissioner Overfield seconded the motion, and motion carried.

Park County Engineer, Brian Edwards – RE: Review and Consider Proposals for Professional Land Surveying Services to Subdivide the Park County Complex Property

Mr. Edwards discussed hiring an outside professional consulting firm and a local survey company to move forward with the Complex subdivision project. Mr. Edwards is reviewing the City requirements to move forward. Mr. Edward's spoke with many local surveyors and Sage Civil Engineering was able to commit time soon while others could not commit to help with this process. Commissioner

Overfield made a motion to move forward with the process as outlined by Mr. Edwards, Commissioner Livingston seconded, and motion carried.

Park County Commissioners – RE: Discussion of Chip Sealing Road 6NS

Mr. Edwards discussed a proposal from private landowners along approximately 2 miles of County Road 6NS on the lower Southfork who are willing to cost share a chip sealing project. The project would benefit the County by maintaining the road and improving the ability to plow snow. If approved to proceed, funds would come from the County Road Fund to cover the costs. Commissioner Livingston suggested developing an agreement with the landowners involved and bring it back as an action item after Attorney Skoric approves.

CARES Application - Update

Chairman Fulkerson asked for a moment to report on the Grant application for the SLIB money to reimburse COVID expenses. There are alternate methods being looked at, but it has been recommended that we proceed with the first application and then submit the second alternative application. The resolution will be signed and sent to the SLIB Board. (RESOLUTION 2020-47)

Park County Commissioners – RE: Library Board Interviews

Chairman Tilden stated one position is opened on the Library Board with the resignation of John Gordnier.

Holly Hatfield and Anthony Settineri applied for the one vacant position. Commissioner Fulkerson made a motion to appoint Holly Hatfield to the Library Board, Commissioner Livingston seconded with encouragement that Mr. Settineri apply if another position opens, motion carried.

Adjourn.

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

Joe Tilden, Chairman

Lee Livingston, Vice Chairman

Jake Fulkerson, Commissioner

Dossie Overfield, Commissioner

Lloyd Thiel, Commissioner

Attest:

Colleen Renner, County Clerk