

**Park County Board of County Commissioners**  
**Regular Meeting**  
 Tuesday, October 6, 2020

Chairman Tilden called to order a regular meeting of the Board of County Commissioners of Park County, Wyoming, on Tuesday, October 6, 2020. Present were Vice Chairman, Lee Livingston, Commissioners, Dossie Overfield, Jake Fulkerson, Lloyd Thiel, and Clerk Colleen Renner.

Mr. Dillivan 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 with one addition of a Bureau of Land Management grazing letter; minutes from September 15; Payrolls for 9/17/2020 in the amount \$600,144.40 with insurance, 10/1/2020 in the amount of \$400,925.06 with no insurance and the Monthly Elected payroll for \$90,948.48; vouchers; sign Park County & City of Powell Snow Collection & Deposit Agreement; Commissioner Overfield seconded and the motion carried.

Payee	Amount
360 OFFICE SOLUTIONS	\$903.55
A & I DISTRIBUTORS	\$3,301.38
ALARM SPECIALISTS, INC.	\$3,790.00
AT&T MOBILITY	\$1,615.28
B & B FLEET SERVICE	\$598.98
BATES, PHILLIP E.	\$39.90
BENNETT, M.D., THOMAS L.	\$6,239.00
BIG HORN COUNTY CORONER	\$1,500.00
BIG HORN ROOFING, INC.	\$100.00
BIG HORN RURAL ELECTRIC COMPANY	\$383.36
BIG HORN WHOLESALE, INC.	\$1,346.29
BIG VALLEY BEARING & SUPPLY, INC.	\$47.88
BLACK HILLS ENERGY	\$1,589.00
BLAKEMAN PROPANE, INC.	\$38.07
BOMGAARS	\$126.47
BONINE, DUNCAN	\$99.15
BONNER LAW OFFICE	\$582.97
BOOT BARN, INC.	\$101.99
BOTACH TACTICAL	\$3,630.00
BRANDON-WINTERMOTE, KIMBERLY	\$89.95
BUILDERS FIRST SOURCE	\$443.09
BURG SIMPSON ELDREDGE HERSH & JARDINE	\$1,730.00
BURKHART, ELLEN	\$188.80
CAROLINA SOFTWARE	\$384.07
CARQUEST AUTO PARTS - #064250	\$94.69
CARQUEST AUTO PARTS - #274890	\$73.79
CDW GOVERNMENT, INC.	\$1,884.09
CENTURYLINK	\$4,193.86
CHARTER COMMUNICATIONS	\$119.63
CHOICE AVIATION, LLC	\$976.52
CODY ACE HARDWARE	\$339.40
CODY ENTERPRISE	\$827.80
CODY, CITY OF	\$3,158.38
CONSOLIDATED ELECTRICAL DISTRIBUTORS	\$78.64
CORRECTIONAL HEALTHCARE COMPANIES, INC.	\$41,978.58
CROFT, KIMBALL	\$104.06
CRUM ELECTRIC SUPPLY CO.	\$599.11
DE HAAN ELECTRONICS	\$735.00
DENNY MENHOLT CHEVROLET BUICK GMC	\$1,278.18
DETCO	\$1,551.43

DOOLEY, KATHERINE C.	\$115.60
ENGINEERING ASSOCIATES	\$5,221.56
FASTENAL	\$65.15
FILENER CONSTRUCTION - RETAINAGE	\$11,614.66
FILENER CONSTRUCTION, INC.	\$104,531.92
FITZGERALD, KADE	\$39.90
FLOYD'S TRUCK CENTER	\$1,256.79
FREMONT MOTOR CODY, INC.	\$347.98
G & L WATER SERVICES	\$4,995.00
GALLS, LLC	\$8.40
GARLAND LIGHT & POWER CO.	\$855.55
GLAXOSMITHKLINE PHARMACEUTICALS	\$1,512.60
GRAINGER	\$514.42
GREENWOOD MAPPING, INC.	\$5,900.00
HEART MTN FARM SUPPLY	\$17.42
HILL, JOY	\$475.00
HUMPHRIES-WADSWORTH, PhD, TERRESA M.	\$3,093.75
IVERSON SANITATION	\$50.00
Johnson, Sherry	\$222.60
JONES, RICHARD B	\$102.60
K-B COMMERCIAL PRODUCTS	\$2,015.00
KEEGAN, KRISJANSONS & MILES, PC	\$645.00
KEELE SANITATION	\$390.00
MEETEETSE, TOWN OF	\$121.70
MILLER'S FABRICATION & CONST., INC.	\$90.00
MONTANA-DAKOTA UTILITIES CO.	\$369.27
MORRIS, SANDIE	\$7.96
MORRISON MAIERLE INC	\$18,800.87
MOUNTAIN VIEW CLUB	\$100.00
MURDOCH OIL, INC.	\$22,026.68
MURDOCH'S RANCH & HOME POWELL	\$39.54
NATIONAL BUSINESS SYSTEMS	\$7,452.20
NEMONT	\$50.36
NEWEGG BUSINESS, INC.	\$870.33
NORCO, INC.	\$124.18
NORMONT EQUIPMENT CO	\$419.44
ODDE, HANS	\$50.00
OFFICIAL COURT RECORD	\$15,319.63
O'REILLY AUTO PARTS - POWELL	\$36.98
PENWELL, STEVE	\$26.02
PETERS, BRIAN J.	\$10.00
PITNEY BOWES, INC. - A/R	\$76.25
POWELL ACE HARDWARE, LLC	\$93.28
POWELL TRIBUNE, INC.	\$1,090.57
POWELL, CITY OF	\$9,530.71
PRODUCTION MACHINE COMPANY	\$269.45
PROFORCE LAW ENFORCEMENT	\$1,636.00
PUTNEY, LINDA	\$75.00
REDMOND, KERRY	\$218.40
ROCKY MOUNTAIN POWER	\$1,541.95
SABER PEST CONTROL	\$400.00
SANOFI PASTEUR, INC	\$9,485.35
SAUCEDA, DAVE	\$29.90
SCHLATTMANN LAW OFFICE	\$520.00
SCHNELL, GEORGE H. II	\$39.90
SMITH, SAIGE	\$89.70
STOTZ EQUIPMENT	\$93.99
SUMMERS, JOSH	\$40.12
SYSCO FOOD SERVICES OF MONTANA	\$1,261.49
TCT WEST, INC	\$17,206.66
THOMPSON REUTERS - WEST	\$763.98
THOS. Y. PICKETT & CO., INC.	\$1,100.00
TITAN MACHINERY	\$78.94
VELOCITY TECH SOLUTIONS INC.	\$62.01
VERIZON WIRELESS	\$198.33
VERIZON WIRELESS	\$149.51
WAL MART COMMUNITY/GEMB	\$754.31

WALMART COMMUNITY/GEMB	\$83.15
WAYNE'S BOOT SHOP	\$100.00
WEBSTER, II, C.E., ATTORNEY LLC	\$1,250.00
WESTERN EMULSIONS INC	\$26,404.00
WHITLOCK MOTORS	\$885.97
WILLIAMS & SONS, LLC	\$90.00
WINDSHIELD DOCTOR	\$50.00
WORSTELL, HEATH	\$10.00
WYOMING CLERK OF DIST COURT ASSOC	\$150.00
WYOMING DEPARTMENT OF HEALTH	\$160.00
<b>TOTAL</b>	<b><u><u>\$372,757.32</u></u></b>

**Park County Planning & Zoning Planner II, Kim Dillivan – RE: Amended Plat Musser Subdivision - 2**

Mr. Dillivan presented to the board the amended plat to adjust the west boundary of Lot 2 and increasing the size of the lot from 9.05 acres to 9.12 acres making it Lot 102. Musser subdivision is a 10-lot subdivision originally approved in 1961, located two miles east of Cody. The landowners are the Laodicia Porter and the neighboring parcel is owned by Christopher and Candela Rice.

After some discussion, Commissioner Livingston moved to approve the boundary lot adjustment, Commissioner Thiel seconded, and motion carried.

**RESOLUTION 2020-63**

**Park County Sheriff Scott Steward – RE:**

**1. Open and Review Bids for Park County Sheriff Vehicle(s)**

Bids were received from Denney Menholt Chevrolet/Buick for three 2021 Chevrolet Silverado Crew Cab pickups in the amount of \$58,620.00 including trade.

Fremont Cody bid three 2021 Ford F150 in the amount of \$70,647.08 including trade.

Three vehicles were listed as trade ins which were two 2015 Dodge Rams and one 2013 Dodge Ram.

Sheriff Steward will review the bids over and return with a recommendation later in the day.

**2. Approval to Replace Park County Sheriff Personnel**

A resignation has been received and Sheriff Steward would like the approval to replace the position. Commissioner Fulkerson made a motion to approve replacement of the position, Commissioner Livingston seconded, and motion carried.

**Park County Commissioners – RE: Select BOCC Member for the Local Government Liability Pool Board**

At this time no one felt that they had time to volunteer to be on this board.

**Cody Conservation District Board Members, Vince Vanata and Bobbie Holder – RE: Continue the Discussion on Office Space for Cody**

Russ Dwyer stated that the Conservation District needs office space. The district has received a grant to hire an employee part-time, they also received \$8,100 annually from the state. Options were discussed regarding availability the district will need to work with Mr. Garza to see the spaces available. Commissioner Thiel made a motion to allow the district space at no cost to the county on the office set-up, Commissioner Fulkerson seconded, and clarified that the space would be at no charge to the district, and motion carried.

**Cody Senior Center Executive Director, Jenny Johnstone-Smith and Cody Senior Center Board Members – RE: Discussion on Concerns from Cody Senior Members**

Katie Brass, Board President and Mr. Krubeck gave an overview of what has taken place at the senior center since COVID pandemic began and over the

last 28 years while Mr. Krubeck has been employed. Ms. Johnstone-Smith is the new director whom was hired at the end of January. A thorough cleaning and reorganization of office spaces has taken place. The facility is planning a re-opening on October 19 from 9-4 with activities.

Commissioner Livingston stated he understands that room management of the facilities is the boards call, his concerns stem from how the board meetings are being handled and with regards to the open meeting act laws. Ms. Brass stated board meetings are always open to the public the executive session portion of course is not but during COVID the meetings were not held at the center. Commissioner Fulkerson stated policies and financials cannot be discussed in executive session. Commissioner Overfield received complaints that the membership does not feel that they have any input-on policy or financial decisions. Ms. Brass stated there is always a public comment period.

Ms. Johnstone-Smith gave an update on activities and stated curbside meals will still be available if the numbers justify the service. The thrift store is down about \$40,000 this year and rides have gone up some.

The Commissioners thanked the Senior Board for providing for these necessary services to the seniors in the community and for the discussion regarding the complaint. Ms. Brass stated she hopes this is the end and all can move forward. Ms. Johnstone-Smith stated her door is always open and she has not learned everything and would welcome hearing member suggestions.

#### **Park County Planning & Zoning, Planner II – Kim Dillivan – RE: Public Hearing: Pony Trail Minor Subdivision**

Chairman Tilden opened the public hearing.

Ms. Dillivan stated at this time the applicant has decided not to subdivide and has withdrawn their application.

Commissioner Livingston made a motion to close the public hearing, Commissioner Thiel seconded, and motion carried.

#### **Park County Sheriff, Scott Steward – RE: Review and Consider Bids for the Purchase of a Park County Sheriff Vehicle(s)**

Sheriff Steward returned and apologized as there was one more bid from Fremont Ford on three Ram Crew Cab pickups in the amount of \$45,694 with trade. After discussion on warranties which were not clear in Fremont's bids, Commissioner Livingston asked that Sheriff Steward verify the warranty and review the bids to see that they were submitted per the request. Commissioner Fulkerson would like to know how the department has used the warranties in the past. Sheriff Steward will return after lunch.

#### **Park County Deputy Clerk, Hans Odde – RE: Public Hearing: Transfer of Park County Retail Liquor License From 4G's LLC to Kyle Limited Company dba Wapiti Lodge**

Chairman Tilden opened the public hearing.

Mr. Odde stated the corporation is in good standing and the application has been properly vetted through the state. The closing date on the property has been held up, however the date is tentatively set for November 4. Mr. Odde requested the Board to consider approving the transfer pending the closing and pro-rate their fee.

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 Thiel moved to allow the transfer pending closing date and prorate accordingly, Commissioner Livingston seconded, and motion carried.

#### **Shoshone National Forest District Ranger, Casey McQuiston – RE: Introduction to Shoshone National Forest District Ranger, Casey McQuiston, replacing Sue Eickhoff**

Mr. McQuiston came to introduce himself to the Board, he has been here five years and is proud to have this opportunity to move into the District Ranger position. After discussions he stated his door is always open, if there are major events on the horizon and other information that needs to be shared both will reach out to each other. Mr. McQuiston will reach out with any updates he feels the county should be aware of and will plan to meet at least twice a year with the Board.

**Park County Library Board Chairman, Pat Stuart – RE: RFP on the Powell Library Rebuild and Discussion on Powell Property Dedicated for the Powell Library**

Geoff Baumann and Pat Stuart, members of the Library Board and Library Task Force presented to the Commissioners the citizen driven project to build a new Powell Library. Ms. Stuart gave the history on the building and land where the library is in Powell. The task force presented a Request for Proposal (RFP) for the Board and County Attorney to review. Moving forward the group would like to see what can realistically be included in each of the concepts currently being considered. After further discussion Commissioner Overfield made a motion that the Park County Commissioners support and proceed with the RFP for the Powell Library and work with the City of Powell on the land issue, Commissioner Fulkerson seconded with the question who will be the representative, Commissioner Thiel questioned if the Friends of the Library are willing to move forward with the possibility of no funding being available to build a new library. Chairman Tilden called for the question as there is a motion and a second on the floor. All were in favor and the motion carried with Commissioner Overfield working with the library board and Attorney Skoric on the RFP.

**Northwest Rural Water District Manager, Tony Rutherford – RE: Approve and Sign Northwest Rural Water (NWRW) District 2021 Sage Creek and Cooper Land Improvements Project Letter of Support**

Mr. Rutherford presented a draft letter of support for consideration and approval to support NWRW moving forward with the expansion project. Mr. Rutherford briefly updated the board on the master plan and how the district is planning to proceed.

Commissioner Livingston made a motion to support the letter and allow NWRW to proceed, Commissioner Fulkerson seconded, and motion carried.

**Park County Commissioners – RE: Adopt and Approve a Park County Resolution Obligating One Percent General Purpose Tax**

After discussion regarding the 5<sup>th</sup> penny and how the county will use the funds on infrastructure such as, bridges, technology, phone system to name a few. The 5<sup>th</sup> penny will be voted on every four years and if the public is displeased with the manner in which the revenue is appropriated, they can vote the tax down. Commissioner Livingston made a motion to approve the resolution with the word “obligation” changed to “supporting” and strike the word “exclusively” to “primarily”, Commissioner Overfield seconded, with the removal of the word “only” in the title of the resolution, motion carried. **RESOLUTION 2020-64.**

**Sheriff Steward with Bid Recommendations – returned.**

Sheriff Steward recommends the purchase of the three Chevy pickups. After discussion on the presentation of how the bids were received, Commissioner Livingston moved to accept the bids from Denny Menholt, Commissioner Overfield seconded, and motion carried.

**Adjourn.**

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

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Joe Tilden, Chairman

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Jake Fulkerson, Commissioner

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Lloyd Thiel, Commissioner

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Lee Livingston, Vice Chairman

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Dossie Overfield, Commissioner

Attest:

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Colleen Renner, County Clerk