

**OFFICIAL SUMMARY PROCEEDINGS
OF THE BOARD OF COUNTY COMMISSIONERS, TETON COUNTY, WYOMING**

The Teton County Board of Commissioners met in regular meeting on **March 16, 2021** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:01 a.m. and the Pledge of Allegiance was recited.

ROLL CALL

County Commission: Natalia Macker, Chairwoman, Luther Propst, Vice-Chairman, Mark Barron, Mark Newcomb and Greg Epstein were present.

ADOPTION OF AGENDA

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to adopt today's agenda with the addition of the appointment of a volunteer to the Integrated Solid Waste and Recycling Board. Chairwoman Macker called for the vote. The vote showed all in favor and the motion carried.

MINUTES

A motion was made by Commissioner Epstein and seconded by Commissioner Propst to approve the 2-24-21, 3-1-21, 3-2-21 and 3-8-21 minutes. Chairwoman Macker called for the vote. The vote showed all in favor and the motion carried.

CENTENNIAL YEAR HISTORICAL REVIEW

Chairwoman Macker read portions of a newspaper publication from 1921 in recognition of Teton County's 100th year celebration.

COMMENTS FROM ST. JOHN'S BOARD OF HEALTH CHAIR AND VICE-CHAIR

Susan Critzer and Debby Hopkins, St. John's Hospital Board of Trustees, commented on the collaboration between Teton County and St. John's Hospital, and the level of service that was accomplished over the last year.

CONSENT AGENDA

A motion was made by Commissioner Epstein and seconded by Commissioner Propst to place the following Matters from Staff on a Consent Agenda:

2. Consideration of Resolution to Approve Interfund Loan
3. Consideration of Rec Center Design Services Contract
4. Consideration of Grant from Teton Conservation District for Wildlife Feeding Public Outreach Campaign
5. Consideration of Lease Agreement to Jackson Hole Paragliding Club and Jackson Hole Free Flight Club
8. Consideration of 45-Day Public Noticing for FY2022 Fees for the Trash Transfer, Recycling, and HHW Facilities
9. Consideration of Amendments to the Memorandum of Agreement and Funds Transfer Agreement for the Federal Lands Access Program (Teton Pass Centennial Trail)
10. Consideration of a Memorandum of Understanding between WY Game and Fish and Teton County Regarding Fencing
11. Consideration of Employee Housing – Hoback Cabin 5 Repair Contract
13. Consideration of Notice of Award and Contract for the TTS Operations and Hauling Contract for FY22 Through FY28
14. Consideration of MSC2020-0040
15. Consideration of CARES Subrecipient Agreement Between the Town of Jackson and Teton County

Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

A motion was made by Commissioner Epstein and seconded by Commissioner Propst to approve the items on the Consent Agenda with the motion as stated in their respective staff report. Chairwoman Macker called for the vote. The vote showed all in favor and the motion carried.

MATTERS FROM COMMISSION AND STAFF:

2. Consideration of Resolution to Approve Interfund Loan

To approve a resolution for an interfund loan for purchase of four (4) wildland firefighting engines.

3. Consideration of Rec Center Design Services Contract

To approve the sole source award and approve the contract with Perkins & Will in the fixed fee amount not to exceed \$ 1,358,726 for the completion of architectural, engineering, and associated design services for the Recreation Center Renovation Project.

4. Consideration of Grant from Teton Conservation District for Wildlife Feeding Public Outreach Campaign

To approve the grant agreement with the Teton Conservation District for \$5,000 in funding for a FY2022 wildlife feeding public outreach campaign.

5. Consideration of Lease Agreement to Jackson Hole Paragliding Club and Jackson Hole Free Flight Club

To approve the attached lease agreements for the use of Teton County's property as a landing zone by Jackson Hole Free Flight Club and Jackson Hole Paragliding, LLC.

8. Consideration of 45-Day Public Noticing for FY2022 Fees for the Trash Transfer, Recycling, and HHW Facilities

To approve the 45-day public comment period for the FY2022 fees for the Trash Transfer, Recycling and HHW Facilities.

9. Consideration of Amendments to the Memorandum of Agreement and Funds Transfer Agreement for the Federal Lands Access Program (Teton Pass Centennial Trail)

To approve Amendment No. 1 to the Memorandum of Agreement and Amendment No. 2 to the Funds Transfer Agreement with the Federal Highway Administration for the Wyoming Teton Pass Centennial Trail Project.

10. Consideration of a Memorandum of Understanding between WY Game and Fish and Teton County Regarding Fencing

To approve the Memorandum of Understanding (MOU) between Wyoming Game and Fish Commission and Teton County regarding fencing.

11. Consideration of Employee Housing – Hoback Cabin 5 Repair Contract

To approve the contract with West Fork LLC for Hoback Cabin 5 repairs and remodel in the amount of \$58,653.00.

13. Consideration of Notice of Award and Contract for the TTS Operations and Hauling Contract for FY22 Through FY28

To approve the Notice of Award and Contract with Yellow Iron Excavating for the operations of the Teton County Trash Transfer Station and the hauling of waste from the Transfer Station to the landfill for a contract period of seven (7) years, for an estimated amount of \$12,679,699.

14. Consideration of MSC2020-0040

To approve the affidavit of approval and consents for the map of survey that established building envelopes for The Homesites at Shooting Star West, Plat No. 1387 as described in MSC2020-0040 dated December 21, 2020.

15. Consideration of CARES Subrecipient Agreement Between the Town of Jackson and Teton County

To approve the CARES Subrecipient Agreement between the Town of Jackson and Teton County for the Period of March 1, 2020 through December 14, 2020.

DIRECT CORRESPONDENCE

1. Laurie Brown 2/23/2021 email regarding Wildlife Feeding
2. Kristine O'Brien 2/23/2021 email regarding Fur Sales in Teton County
3. Greg Falk 2/23/2021 email regarding Wilson Boat Ramp
4. Chris Moran 2/24/2021 email regarding Water Quality, NSP, Wastewater issues
5. Doreen Ward 2/24/2021 email regarding Wildlife Feeding
6. Dan Baker 2/24/2021 email regarding Legislation Piece JHNAG
7. Mike Geraci 2/24/2021 email regarding Comments Regarding Marketing
8. Amberley Baker 2/24/2021 email regarding SKC2020-0001
9. Boots Allen 2/24/2021 email regarding Wilson Boat Ramp
10. KC Bess 2/24/2021 email regarding Wilson Boat Ramp
11. Chris Peck 2/25/2021 letter regarding COVID-19 Measures Vs. Tourism Numbers
12. Jessica Chambers 2/25/2021 email regarding COVID Vaccine Experience
13. Jennifer Kronberger 2/25/2021 email regarding West Bank Rezone
14. Dan Leemon 2/26/2021 email regarding SKC2020-0001 and Water Quality
15. Richard Bloom 2/26/2021 email regarding SKC2020-0001
16. Christine Watkins 2/26/2021 email regarding WY22 Speeds
17. Ila Rogers 2/26/2021 email regarding WY22 Speeds
18. Jeremy Mayo 2/26/2021 email regarding Vaccination Priorities
19. Frank Durbian 2/26/2021 email regarding Multi-Use Pathway Reauthorization
20. Brooke Sausser 2/26/2021 email regarding Additional Comment Regarding SKC2020-0001
21. Henry Phibbs 2/26/2021 email regarding SKC2020-0001
22. Worthy Johnson 3/1/2021 email regarding WY22 Speeds
23. Marian Meyers 3/1/2021 email regarding Wildlife Feeding
24. Diane McGee 3/1/2021 email regarding JH Indoor Tennis
25. Betsy Engle 3/1/2021 email regarding WY22 Speeds
26. Beth Senior 3/1/2021 email regarding SKC2020-0001
27. Brigid Mander 3/1/2021 email regarding SKC2020-0001
28. Pam Winters 3/2/2021 email regarding Dail Barbour
29. Diane McGee 3/2/2021 email regarding Public Comment Followup: Tennis Courts
30. Kathy Tompkins 3/2/2021 email regarding SKC2020-0001
31. Jared Baecker 3/2/2021 email regarding Wilson Boat Ramp
32. Michael Dawkins 3/2/2021 email regarding Wilson Boat Ramp
33. Alex McFarland 3/2/2021 email regarding Salt Lake Express Busses
34. Richard Uhl 3/2/2021 email regarding SKC2020-0001
35. Mary Keys Cutler 3/2/2021 email regarding WY22 Speeds
36. Jackson Hole Mountain Resort 3/3/2021 email regarding Social Distancing on Lifts
37. David Pulliam 3/3/2021 email regarding Equity, Diversity, Inclusion
38. Gail Hughes 3/3/2021 email regarding WY22 Speeds
39. Julia Olson 3/3/2021 email regarding Northern South Park
40. Rick Jansen 3/4/2021 email regarding Dail Barbour
41. Manson 3/4/2021 email regarding WY22 Speeds
42. Skye Schell 3/4/2021 email regarding Army Corps Determination
43. Katherine Seligmann 3/4/2021 email regarding SKC2020-0001
44. Victoria Barret 3/4/2021 email regarding WY22 Speeds
45. Bill McClure 3/4/2021 email regarding Wildlife Feeding

- 46.Lisa Rdigway 3/5/2021 email regarding WY22 Speeds
- 47.Arne Johanson 3/5/2021 email regarding WY22 Speeds
- 48.Alexander Muromcew 3/5/2021 email regarding Tribal Trails
- 49.Alexander Muromcew 3/5/2021 email regarding WY22 Speeds
- 50.Colleen 3/5/2021 email regarding SKC2020-0001
- 51.Kathy Tompkins 3/5/2021 email regarding SKC2020-0001
- 52.Fred Reimers 3/8/2021 email regarding Wildlife Feeding
- 53.Tim Young 3/8/2021 email regarding Wilson Corridor Study
- 54. Sandra Dodson 3/9/2021 email regarding COVID-19 Orders

PUBLIC COMMENT

There was no public comment.

MATTERS FROM COMMISSION AND STAFF

1. Consideration of New Restaurant Liquor License

Shelley Fairbanks, Deputy County Clerk, presented to the Board for consideration of approval a Restaurant Liquor License application for Fireside Grill LLC in Wilson.

Pursuant to Wyo. Stat. §12-4-104(d) the Wyoming Department of Revenue, Liquor Division, must certify all applications as complete prior to approval by the Board of County Commissioners. The Liquor Division has reviewed the application and certified the application as complete.

Jamie Mackay, the applicant, and Brad Flynt, Attorney on behalf of Fireside Grill, answered questions from the Board.

Public comment was made by Jayne Ottman, Brad Flynt, Cathy Schreiber, Kim Springer Jessica Jaubert and Becky Hawkins.

A motion was made by Commissioner Propst and seconded by Commissioner Newcomb to continue this item until more information on enforcement and compliance can be produced.

Commissioner Epstein proposed a friendly amendment to add specificity to the language in the motion regarding information to be produced.

Commissioner Propst withdrew his motion.

A motion was made by Commissioner Newcomb and seconded by Commissioner Propst that the item be continued, and that the applicant resubmit their current application with an amendment reflecting a plan for compliance around the hours of operation and the Land Development Regulations standards that the restaurant serves only the residents of the campground.

Chairwoman Macker proposed amending the motion to include a date of continuance. Commissioner Newcomb, the motion maker, and Commissioner Propst, the second, accepted the amendment to continue the item to the date specific of 20th of April, 2021.

Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

The meeting recessed at 10:19 a.m. and reconvened at 10:25 a.m.

6. Consideration of Contract Amendment Phase 4 Mechanical Upgrades at CLC Rafter J

Paul Cote, Facilities Maintenance Manager, presented to the Board for consideration an amendment to the contract with Bison Mechanical LLC for HVAC upgrades at County owned property located at 1300 Valley Spring Road (commonly known as the Children's Learning Center Rafter J (CLC RJ)).

The CLC RJ was completed in 2011. Since that time, the HVAC systems have had difficulty meeting operational standards and have experienced multiple failures of major equipment. In response, Teton County Facilities has undertaken an effort to recommission (RCx) the systems with the goals of bringing the systems up to efficient operational standards, improving occupant comfort, and reducing mechanical failures. The BCC has supported this effort by approving contracts and amendments to those contracts for engineering, mechanical work, and controls work for the prior 3 phases.

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to approve the contract with Bison Mechanical LLC for Children's Learning Center Rafter J Phase 4 HVAC Mechanical Upgrades in the amount of \$99,070.00. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

7. Consideration of Contract Amendment Phase 4 Controls Upgrade at CLC Rafter J

Paul Cote, Facilities Maintenance Manager, presented to the Board for consideration an amendment to the contract with ATS Inland NW for HVAC Controls upgrades at County owned property located at 1300 Valley Spring Road (commonly known as the Children's Learning Center at Rafter J-CLC RJ).

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to amend the contract with ATS Inland NW for Children's Learning Center Rafter J Phase 4 HVAC Controls Upgrades in the amount of \$40,944.00. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

12. Consideration of Contract for the Teton Mobility Project Phase 3

Brian Schilling, Pathways Program Coordinator, presented to the Board for consideration a contract for professional services with Alta Planning + Design (Alta) for Phase 3 of the Teton Mobility Project.

At the February 1, 2021 Joint Information Meeting, the Town Council and County Commission authorized staff to proceed with Phase 3 of the Teton Mobility Project (TMP), the cooperative effort between the Town/County Pathways program and Friends of Pathways (FOP) to update the 2007 Pathways Master Plan and identify a prioritized project list that will guide the next 10+ years of active transportation projects in Jackson Hole. Alta has provided design and planning services for Phases 1 and 2. Since Alta has done the Phase 1 and Phase 2 work and manages the mapping tool web platform, staff proposes that Alta be retained for Phase 3 in order to complete the project. A sole source justification form is attached.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Newcomb to approve the contract with Alta Planning + Design for the Teton Mobility Project Phase 3 professional services, in the amount of \$14,810. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

16. Consideration of Appointment of a Volunteer to the Integrated Solid Waste and Recycling Board

A motion was made by Commissioner Newcomb and seconded by Commissioner Epstein to appoint I move to appoint Erik Kimball to serve on the Integrated Solid Waste and Recycling Board for the remainder of a term expiring on 12/31/2021. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

MATTERS FROM PLANNING AND DEVELOPMENT

1. Findings of Fact and Conclusion of Law: SKC2020-0001 – JHHR Holdings I, LLC

Keith Gingery, Deputy County attorney, presented to the Board for consideration of approval the Findings of Fact and Conclusion of Law for sketch plan SKC2020-0001 pursuant to Section 8.3.1 of the Teton County Land Development Regulations (LDRs), to review the proposed subdivision of 26 acres of land in the Suburban Zone of Teton County.

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to approve the Findings of Fact and Conclusions of Law in order of granting approval of SKC2020-0001. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

- 2. Permit:** MSC2021-0005
Applicant: HILLWOOD BAR BC THE MEADOW B, LLC & HILLWOOD BAR BC THE MEADOW C, LLC
HILLWOOD BAR BC THE MEADOW D, LLC & HILLWOOD BAR BC THE MEADOW E, LLC
HILLWOOD BAR BC CATTLE COMPANY, LLC & HILLWOOD BAR BC LAND COMPANY, LLC
HILLWOOD BAR BC LAND COMPANY, LLC & HILLWOOD BAR BC CATTLE COMAPNY, LLC
Presenter: Hamilton Smith
Request: Complete Vacation of a Plat, pursuant to Section 8.2.13.C.3 of the Teton County Land Development Regulations. Concurrent with this complete vacation is a Termination of the Working Ranch Subdivision Density Restriction.
Location: Lot 1, Goldenyears 1 Lot Working Ranch Subdivision. The lot is .5 miles west of Spring Gulch Road and accessed from Bar BC Ranch Road. It is Zoned Rural-2, and all or partially within the Scenic Resources Overlay and Natural Resources Overlay.

Hamilton Smith, Planning and Building Services Principal Planner, presented to the Board for consideration of approval a Termination of the Goldenyears Working Ranch Subdivision Density Restriction.

This Miscellaneous Planning Request brings before the Board in accordance with Wyoming State Statute §34-12-106 an Affidavit Terminating and Vacating Plat for the Goldenyears 1 Lot Working Ranch Subdivision (Plat No. 1065). Concurrent with the complete vacation of the plat, the property owners under which the Working Ranch Subdivision Density Restriction encumbers, request the Board consent to the Termination of Working Ranch Subdivision Density Restriction (see Attachments: Document # 0577700, recorded 09/13/2002; and Termination of Working Ranch Subdivision Density Restriction agreement).

George Putnam, applicant, commented on the application.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Epstein to Approve MSC2021-0005 TO ACKNOWLEDGE THE COMPLETE VACATION OF THE Goldenyears 1 Lot Working Ranch Subdivision Plat No. 1065 in conformance with Wyoming State Statute §34-12-106, and thereby consent to the Termination of the working Ranch Subdivision Density Restriction. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

MATTERS FROM COMMISSION – there were none.

The meeting recessed at 11:04 a.m. and reconvened in executive session at 11:10 a.m.

EXECUTIVE SESSION

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to enter executive session pursuant to Wyoming Statute §16-4-405(a)(ii) regarding personnel. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

The meeting entered executive session at 11:06 a.m.

Commission Present via Zoom: Natalia Macker, Luther Propst Greg Epstein, Mark Newcomb and Mark Barron

Staff present via Zoom: Sheriff Matt Carr and Board of County Commissioners Administrator Alyssa Watkins.

Clerk present: Clerk Maureen Murphy was present in-person in the Commissioner's Chambers.

Two personnel matters were discussed. The first was a Personnel matter from the Sheriff's department. At 11:10 a.m. Sheriff Carr left the meeting, and the second personnel matter was discussed.

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to exit executive session. Chairwoman Macker called for a vote. The vote showed all in favor and the meeting exited executive session at 11:46 a.m.

ADJOURN

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to adjourn. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried. The meeting adjourned at 11:48 a.m.

Respectfully submitted,
Chalice Weichman
Deputy County Administrative Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Natalia D. Macker, Chairwoman

ATTEST:

Maureen E. Murphy, County Clerk