

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

The Teton County Board of Commissioners met virtually in regular meeting on **October 5, 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 Newcomb, Mark Barron, and Greg Epstein were present via Zoom.

ADOPTION OF AGENDA

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to adopt today's agenda as presented. Chairwoman Macker called for a 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 September 13, 2021 and September 20, 2021 minutes. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

CONSENT AGENDA

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

- 1. Consideration of Approval of a Transfer of Ownership of a Restaurant Liquor License – Goosewing Ranch**
- 2. Consideration of a New Snow King Mountain Resort Liquor License**
- 3. Consideration of Approval of Election Equipment Purchase**
- 4. Consideration of Employee Lease Agreement for 755 E. Hansen Unit 101**
- 5. Consideration of 1120 Meadowlark Lane Employee Lease**
- 6. Consideration of Employee Lease Agreement for Adams Canyon**
- 7. Consideration of Authorizing Restoration for Transit Planning Grant**
- 8. Consideration of Additional FY22 Funding for Fairgrounds Staff**
- 9. Consideration of Domestic Violence Awareness Month Resolution**
- 10. Consideration of Request for Additional FY22 Funding for START**
- 11. Consideration of 45-Day Public Notice Period for Small Wastewater Facility Permit Regulation**
- 12. Consideration of Master Services Agreement for Human Resources Professional Services**
- 13. Consideration of Cattlemen's Bridge Vegetation Mitigation Project**

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

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

MATTERS FROM COMMISSION AND STAFF

- 1. Consideration of Approval of a Transfer of Ownership of a Restaurant Liquor License – Goosewing Ranch**

To approve the transfer of a Restaurant Liquor License from Two Bears, Inc. to Goosewing Guest Ranch, LLC for the time period of October 6, 2021 to January 6, 2022.

- 2. Consideration of a New Snow King Mountain Resort Liquor License**

To approve the application for a Resort Liquor License for Snow King Mountain Resort, LLC dba Snow King Mountain for the period of January 7, 2022 – January 6, 2023.

- 3. Consideration of Approval of Election Equipment Purchase**

To approve the purchase of 34 computers to be utilized for the Wyoming 2022 Primary & General elections and future elections.

- 4. Consideration of Employee Lease Agreement for 775 E. Hansen Unit 101**

To approve the Lease Agreement for 755 East Hansen Unit 101 with Aaron Strader.

- 5. Consideration of 1120 Meadowlark Lane Employee Lease**

To approve the Lease Agreement for 1120 Meadowlark Lane with Victoria Hilgers

- 6. Consideration of Employee Lease Agreement for Adams Canyon**

To approve the Lease Agreement for 3182 Adams Canyon with Teton County employee Corrina Dorman.

- 7. Consideration of Authorizing Restoration for Transit Planning Grant**

To approve the Authorizing Resolution for FAST Act Planning Project- Stilson Transit Center.

- 8. Consideration of Additional FY22 Funding for Fairgrounds Staff**

To approve the FY22 budget increase to the salary and benefits line items for Fair & Fairgrounds in the amount of \$4200.00.

12. Consideration of Master Services Agreement for Human Resources Professional Services

To approve the Master Services Agreement between Teton County and hrQ for Human Resources professional services.

DIRECT CORRESPONDENCE

1. Julia Forstpointner 9/14/2021 email regarding Mask Order
2. Kelvin Stirn 9/14/2021 email regarding Wildlife Friendly Fencing
3. Gloria Courser 9/14/2021 email regarding Mask Order
4. James Muscslow 9/15/2021 email regarding Rec Center HS Swim Meet
5. Deb Sanders 9/15/2021 email regarding Salt Lake Express Busses
6. Jesse Glick 9/15/2021 email regarding Mask Order
7. Michelle Gammer 9/16/2021 email regarding Wildlife Friendly Fencing
8. Dick Scarlett 9/16/2021 email regarding Wildlife Friendly Fencing
9. Jesse Glick 9/17/2021 email regarding Mask Order
10. Camille Obering 9/17/2021 email regarding Wilson School HWY Speeds
11. Stephen Unfried 9/17/2021 email regarding Wildlife Friendly Fencing
12. Jean Barash 9/17/2021 email regarding Wildlife Friendly Fencing
13. Allison Free 9/17/2021 email regarding Vaccines / COVID
14. Andrew Carson 9/17/2021 email regarding Wildlife Friendly Fencing
15. Franz Camenzind 9/20/2021 email regarding Wildlife Friendly Fencing
16. Lisa Robertson 9/20/2021 email regarding Wildlife Friendly Fencing
17. Bruce Connery 9/20/2021 email regarding Wildlife Friendly Fencing
18. Jessica Aufderheide 9/20/2021 email regarding Mask Order
19. Patty Ewing 9/20/2021 email regarding Wildlife Friendly Fencing
20. Jessica Aufderheide 9/20/2021 email regarding Mask Order
21. Lorna Miller 9/20/2021 email regarding Wildlife Friendly Fencing
22. Jonathan Wylie 9/20/2021 email regarding Wildlife Friendly Fencing
23. Jesse Glick 9/20/2021 email regarding Mask Order
24. Kathy Tompkins 9/20/2021 email regarding Northern South Park
25. Austin Sessions 9/20/2021 email regarding Living Wage Study
26. Steve Ashworth 9/20/2021 email regarding Parks and Rec Memo Re: Snake River Comments
27. Sean Burke 9/20/2021 email regarding Code Viloations at Lily Lake Drive
28. Morgan Graham 9/20/2021 email regarding WYDOT Projects
29. Kelvin Stirn 9/20/2021 email regarding Wildlife Friendly Fencing
30. Kathy Tompkins 9/20/2021 email regarding Northern South Park
31. Michael Alessandro 9/20/2021 email regarding Wilson to Snake River Pathway
32. Jessica Aufderheide 9/20/2021 email regarding COVID Testing
33. Wyoming Department of Transportation 9/22/2021 email regarding Announcement of Teton County Liason
34. Loyd Hutchins 9/21/2021 email regarding Munger Mountain BLM Land
35. Jesse Glick 9/22/2021 email regarding Mask Order
36. Annette osnos 9/22/2021 email regarding Signage for Moose on village Road
37. Lucas Necessary 9/23/2021 email regarding Mask Order Comments
38. Andrea Dombroski 9/24/2021 email regarding TC School District 1 Letter
39. Jesse Glick 9/24/2021 email regarding Mask Order
40. Jessica Aufderheide 9/24/2021 email regarding Mask Order Comments
41. Jesse Glick 9/27/2021 email regarding Mask Order Comments
42. Gloria Courser 9/27/2021 email regarding Public Comment Concerns
43. Allison Wolf 9/27/2021 email regarding Public Comment Concerns
44. Brad Wolf 9/27/2021 email regarding Public Comment Concerns
45. Sita Daavettilla 9/27/2021 email regarding COVID Concerns
46. Maury Jones 9/27/2021 email regarding Public Comment Concerns/Mask Order
47. Carrie Patterson 9/27/2021 email regarding Comments on Monthly Updates
48. Jessica Aufderheide 9/27/2021 email regarding Email to Health Director Re: COVID Concerns
49. Gloria Courser 9/27/2021 email regarding Public Comment Feedback
50. Carrie Patterson 9/27/2021 email regarding Meeting Concerns
51. Gloria Courser 9/27/2021 email regarding Meeting Concerns/Mask Order
52. Bill Collins 9/28/2021 email regarding Northern South Park
53. Martha Vorel 9/28/2021 email regarding Mask Order
54. Allison Free 9/28/2021 email regarding Letter to Director Pond Regarding Health Updates

PUBLIC COMMENT

Public comment was given by Tim Young regarding Wilson-Snake River Pathway

MATTERS FROM COMMISSION AND STAFF

9. Consideration of Domestic Violence Awareness Month Resolution

Tracy Trefren, Teton County Victim Services, read a resolution recognizing Domestic Violence Awareness Month:

BOARD OF COUNTY COMMISSIONERS OF TETON COUNTY

RESOLUTION# __ _

(Domestic Violence Awareness Month)

WHEREAS, every person in America has the right to live free from violence in their homes, neighborhoods, and communities, and domestic violence is a serious crime that affects all individuals-adults and children-disrupts communities, destroys relationships and families; and

WHEREAS, violence against predominantly women and children continues to become more prevalent as a social problem, the problems of domestic violence are not confined to any one group of people but crosses all gender identities, economic, racial, and societal barriers; and violates an individual's dignity, security, and humanity, due to systematic use of physical, emotional, sexual, psychological, and economic control and / or abuse; and

WHEREAS, the U.S. Department of Justice estimates that one million women are victimized by domestic violence each year, with less than half of all such crimes actually thought to be reported; and
WHEREAS, in a single day in 2020, 280 victims of domestic violence were served in Wyoming. 116 adult and child victims of domestic violence found refuge in emergency shelters, transitional housing, or other housing provided by local domestic violence programs. 164 adult and child victims received non-residential assistance and services, including counseling, legal advocacy, children's support groups, and more. In the same 4 hours, 108 hotline calls took place across the state.

WHEREAS, Teton County Victim Services, The Community Safety Network, the Wyoming Division of Victim Services and the Wyoming Coalition Against Domestic Violence & Sexual Assault encourages community leaders, co-workers, friends and loved ones to take a personal pledge to end domestic violence.

NOW, THEREFORE, having duly met at a regular meeting and considered the matter, the Teton County Board of County Commissioners, do hereby encourage all of us to be part of the solution by pledging to never commit, condone, or remain silent about violence and do hereby proclaim October as **DOMESTIC VIOLENCE AWARENESS MONTH**

Adopted on the ___ day of _____, 2021.

TETON COUNTY BOARD OF COUNTY COMMISSIONERS

Natalia D. Macker, Chairwoman

Attest: Maureen E. Murphy, Teton County Clerk

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to approve the Resolution recognizing October as Domestic Awareness Month. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

10. Consideration of Request for Additional FY22 Funding for START

The purpose of this item is to update the County Commissioners on a request for an increased funding allocation for START to cover an increased bonus amount for Transit Operators and an increased winter season driving wage and to update the Commissioners on potential expenses related to subsidized additional lodging for the 21-22 winter season.

Transit Director Darren Brugmann reported at the September 13, 2021 Joint Information Meeting on the current lack of applicants for winter seasonal Transit Operators. The Town is not seeing the same number of applications they have seen in previous years even with the increase in the bonus from \$1750 to \$2000 and the increase in driver wage from \$20.25/hr to \$22.00/hr. The number of local/returning Operators for START has also significantly declined. Director Brugmann also reported out on the nationwide trend of a lack of CDL operators for transit operations so the issue is not unique to Jackson but is likely exacerbated by the cost of living in our area.

Roxanne Robinson, Assistant Town Manager, answered questions from the Board.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to approve the requested budget increase for START to cover the increased bonus and increased winter driving wage as presented, in an amount not to exceed \$44,216, with funding from a source of funds.

Chairwoman Macker asked for clarification on the source of funds and proposed a friendly amendment to the motion to specify Contingency as the source of funds.

Commissioner Barron, the motion maker, and Commissioner Epstein, the second, accepted the amendment.

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

11. Consideration of 45-Day Public Notice Period for Small Wastewater Facility Permit Regulation

Amy Ramage, County Engineer, presented to the Board for consideration of approval a 45-day public notice period for Small Wastewater Facility permit regulation updates.

The current Small Wastewater Facility (also known as septic system) regulations were approved in 2010. The Wyoming Department of Environmental Quality released an updated and restructured set of state-wide SWF rules in June 2016. The Delegation Agreement between Teton County and the Wyoming Department of Environmental Quality requires that delegated entities maintain permit regulations and design and construction standards that are at least as stringent as the equivalent State standards. The delegation agreement currently in effect was executed in 2018 and indicated that the County intended to revise the 2010 SWF regulations to more closely align with the 2016 WYDEQ Chapter 25.

Ted Van Holland, Sanitarian, answered questions from the Board.

Public comment was given by Ian Smith, Brandon Reynolds, Jodie Donnelly, and Dan Leemon.

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to approve the 2021 Small Wastewater Facility Regulations 45-day public notice period.

Commissioner Barron amended his motion to make the public comment period 60 days. Commissioner Epstein accepted the amendment.

Commissioner Epstein withdrew his second to Commissioner Barron's amendment, supporting the 45-day comment period instead of 60-days.

The Board considered the appropriate length of time for this public comment period.

Commissioner Epstein restored his second to the amended motion.

Chairwoman Macker called for a vote on the amended motion which approved a 60-day public comment period. The vote showed four in favor and the motion carried 4-1 with Commissioner Propst opposed.

The meeting recessed at 10:37 a.m. and reconvened at 10:43 a.m.

13. Consideration of Cattlemen's Bridge Vegetation Mitigation Project

Amy Ramage, County Engineer, presented to the Board an update on the Cattlemen's Bridge area Vegetation Mitigation Project. This matter was last brought to the Board on September 27, 2021 as a workshop. It is presented again in order to allow the public to provide additional comments.

Public comment was given by Joan Anzelmo, Glenn Doshay, Chris Colligan, Katherine Dowson, Dick Stout, and Patti Green.

Chairwoman Macker left the meeting at 11:00 a.m.

No action was needed for this item. It will be brought back to the Board for further discussion at an upcoming meeting.

MATTERS FROM PLANNING AND DEVELOPMENT

Planning items 1 and 2, VAR2021-0003 and SD2021-0007, were presented concurrently.

1. **Permit:** VAR2021-0003
Applicant: ONZIK, KRISTI
Presenter: Chandler Windom
Request: Variance pursuant to Section 8.8.2 of the Teton County Land Development Regulations to vary Section 3.3.3.B.1.D for the 25-foot Street Setback for a future single-family residence building addition.
Location: 9770 N Budge Lane in Kelly, also Lot 31 of the Kent Third Addition Kelly Homesite Subdivision. Property is zoned Neighborhood Conservation and is not in any Overlays.
2. **Permit:** SD2021-0007
Applicant: ONZIK, KRISTI
Presenter: Chandler Windom
Request: Plat Amendment, pursuant to Section 8.2.13 of the Teton County Land Development Regulations (LDRs), to vacate the setback notes on Plat No. 660, without replat pursuant to Section 8.5.3 and 8.2.13 of the LDRs.
Location: 9770 N Budge Lane in Kelly, also Lot 31 of the Kent Third Addition Kelly Homesite Subdivision. Also includes Lots 32 & 33. Properties are zoned Neighborhood Conservation and not in any Overlays.

Chandler Windom, Senior Planner, presented to the Board for consideration of approval a Variance pursuant to Section 8.8.2 of the Teton County Land Development Regulations (LDRs) to vary Section 3.3.3.B.1.B for the 25-foot Street Setback for a future single-family residence building addition, and a Plat Amendment, pursuant to Section 8.2.13 of the Teton County Land Development Regulations (LDRs), to vacate the setback notes on Plat No. 660 without replat pursuant to Section 8.5.3 and 8.2.13 of the LDRs.

The owner, Kristi Onzik, is requesting a variance to the required 25 ft street setback for a future addition to the home located at 9770 N Budge Lane in Kelly. The existing home is currently non-conforming to the 25 ft street setback both from Budge Lane and Little School Road. The owner wishes to build a second-story addition to the home to create a more functional residence and the most feasible option is to build above the existing structure and foundation.

Additionally, the applicant is requesting a plat amendment to vacate the building setbacks note of the Kent Third Addition Kelly Townsite Subdivision. All owners on the plat provided their support of this partial vacation. This request is related to the Onzik Variance request for 9700 Budge Lane and the ability to reduce the structure setbacks for a proposed addition. See the staff report for VAR2021-0003 for more details.

VAR2021-0003

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to approve VAR2021-0003, dated May 18, 2021, to vary the 25 ft Street Setbacks for the proposed second-story addition at 9770 N Budge Lane, with no conditions, being able to make the six (6) findings of Section 8.8.2 as recommended by staff. Vice-Chairman Propst called for a vote. The vote showed four in favor and the motion carried 4-0.

SD2021-0007

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to approve SD2021-0007, for the partial vacation of the Kent Third Addition, being able to make the findings of Section 8.5.3., the standards of Section 8.2.13.C., and being able to make the finding pursuant to Wyoming Statute §34-12-108, that such partial vacation does not abridge or destroy any of the rights and privileges of other proprietors in Plat No. 660, and request the Teton County Clerk to write "vacate" on the Setback Requirements note on Plat No. 660 upon filing of the instrument. Vice-Chairman Propst called for a vote. The vote showed four in favor and the motion carried 4-0.

MATTERS FROM COMMISSION

- a. Update on Northern South Park – the Board requested an update from Planning and Building Services regarding Northern South Park. Chris Neubecker, Director of Planning and building Services will send an update via email.
- b. South Highway 22 Pathway – the Board discussed the need for a discussion of South Highway 22 Pathway options.

ADJOURN

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to adjourn. Vice-Chairman Propst called for a vote. The vote showed four in favor and the motion carried 4-0. The meeting adjourned at 11:32 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