

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

The Teton County Board of Commissioners met in regular session on **September 20, 2016** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:00 a.m. and the Pledge of Allegiance was recited.

ROLL CALL

County Commission: Barbara Allen, Chair, Mark Newcomb Vice-Chair, Natalia Macker, Paul Vogelheim, and Smokey Rhea.

MINUTES

Smokey Rhea moved to approve: 9/6/16 and 9/12/16 minutes. Paul Vogelheim seconded and the motion passed unanimously.

ADOPTION OF AGENDA:

Natalia Macker moved to adopt the agenda with the following changes:

Add:

22. Acceptance of TANF/CPI Grant award for Teton County Community Partnership for Needy Families

Mark Newcomb seconded and the motion passed unanimously.

CONSENT AGENDA

Mark Newcomb moved to place the items listed below on the consent agenda, seconded by Smokey Rhea. Motion passed unanimously.

Mark Newcomb moved to approve each with the motions set forth in their respective staff reports, seconded by Paul Vogelheim. The motion passed unanimously.

MATTERS FROM COMMISSION AND STAFF (consent)

6. Consideration of JH Air Agreement for Ski Passes

I move to sign the FY 2016-17 Jackson Hole Air Program Subscription Agreement as presented and approve a \$15,045 contribution to Jackson Hole Air.

7. Consideration of EMP contribution to Eco-Fair 2017

I move to approve \$5,000 in Energy Mitigation Funds to be used for the 2017 Eco Fair.

8. Spring Gulch Road Utility Permit for Airport Sewer Project

I move to approve the Spring Gulch Road Utility Sewer Permit for the Jackson Hole Airport Sewer Project.

9. Acceptance and execution of CSBG Grant – Teton County Tripartite Board

I move to approve the grant agreement with the Wyoming Department of Health, Public Health Division on behalf of the Teton County Tripartite Board in the amount of \$51,212.00 for services provided from October 1, 2016 through September 30, 2017.

10. Award of Bid/Approval of SUV Purchase – Teton County Assessor

I move to approve the Award of Bid/Approval of purchase for a SUV from Castle Rock Motors in the amount of \$25,903.

11. Agreement with Liftoff, LLC for Office 365 guide deployment services

I move to approve the total service and software purchase request between Teton County LiftOff, LLC for email and office software migration in the amount not to exceed \$7,500.00.

12. Award of Bid and Price Quote Agreement with NetSupport Inc for NetSupport DNA Product

I move to approve the software licensing quote between Teton County and NetSupport, Inc for IT Support Software Change and Upgrade in the amount of \$9,884.70.

13. Approval of Order Dismissing Appeal of Ward, McDonald, Miller Darwiche, Anselmo vs Teton County Planning Director Docket #2016-0007

I move to approve the Order Dismissing Petition for Appeal in the contested case of Ward, McDonald, Miller, Darwiche, and Anselmo v. Teton County Planning Director, Docket No. 2016-0008-001

14. Consideration of 2016-17 Teton County Snow Removal contract, Cost of Living Adjustment

I move to approve the cost of living increase for Teton County's snow removal contracts in the amount of \$5,956.86 for the 2016-17 season.

15. Consideration of lease with Cody Daigle and Kile Johnson for Unit #10, Hoback Cabins

I move to approve the Lease Agreement for 11055 S Highway 89 Unit #10 between Teton County and Cody Daigle and Kile Johnson, Jackson/Teton County Parks and Recreation employees, for \$830.00 per month and a \$500.00 security deposit

16. Consideration of lease with Emily Freeland for 380 Jackson Street County Employee Housing Unit

I move to approve the Lease Agreement for 380 Jackson Street Unit #1 with Teton County and Emily Freeland, a Teton County Public Health employee, for \$1,250 per month and a \$500 security deposit.

17. Consideration of lease with Michael Guyett for Unit #7, Hoback Cabins

I move to approve the transitional housing Lease Agreement for 11055 S Highway 89 Unit #7 between Teton County and Michael Guyett, a Teton County IT employee, for \$685.00 per month and a \$500.00 security deposit.

19. Consideration of the following Tax Roll Corrections:
a. Parcel # 01-008052 Forest Service Land Total \$6,073.49
b. Parcel # OJ-000273 850 W. Broadway Total \$1,649.49

To approve the above mentioned Tax Roll Corrections.

22. Acceptance of TANF/CPI Grant award for Teton County Community Partnership for Needy Families

I move to approve the grant agreement with the Wyoming Department of Family Services for a TANF/CPI grant for Teton County Community Partnership for Needy Families in the amount of \$70,000.

DIRECT CORRESPONDENCE was reviewed

PUBLIC COMMENT None

MATTERS FROM COMMISSION AND STAFF (those not approved on the consent agenda)

1. Appointment of a Viewer by Resolution in the Petition for Establishment of a County Road in the Matter of Squaw Creek Road

Erin Weisman presented on behalf of staff. All that is being done today is appointment of a viewer to report back to the Board as to need and cost. She also made the Board aware that there is no statutory timeframe to the process.

Paul Vogelheim asked for clarifications with regard to the viewer's role. He then asked about the role of the other districts in the area. Ms. Weisman stated the decision today is very narrow to appoint a viewer today.

Keith Gingery gave a little history of the antiquated law. County Road trumps a road district.

Sandy Shuptrine spoke in support of appointing a viewer.

Christinia Cartier spoke in support of appointing a viewer.

Paul Vogelheim suggested having a workshop in lieu of appointing a viewer. Ms. Weisman stated the options are appoint or pursue making it a county road. Ms. Allen would be in favor of appointing a viewer as she feels the viewer report and workshop are one in the same.

Mr. Vogelheim moved to the Resolution for Appointment of a viewer in the petition and Matter of Establishment of Squaw Creek Road, as a Teton County Wyoming Road and hereby appoint Andy Cornish to service as the Viewer and to received compensation for his time at a rate of \$50.00 per hour, in addition to mileage, and in addition require the petitioners to deposit \$200.00, seconded by Smokey Rhea. Motion passed unanimously.

2. Consideration of Contract Award for professional services for the design of Fish Creek Road Improvements

Amy Ramage addressed the Board on behalf of staff, giving a brief overview of the request.

Natalia Macker moved to execute the Owner/Consultant Agreement between Teton County and Nelson Engineering for Professional Services for the design of Fish Creek Road Improvements in the amount not to exceed \$199,025.00, seconded by Mark Newcomb. Because of questions of concern by the Board, Natalia Macker moved to withdraw, seconded by Mark Newcomb. Natalia Macker then moved to continue this item to Septs 26, 2016 seconded by Mark Newcomb. Motion passed unanimously.

3. Public Hearing on the petition to form the SPSC Improvement and Service District

Melissa Shinkle presented on behalf of staff. Barbara Allen read the item in to the record, to begin the hearing. Mimi Faller of Wylie Baker Law firm presented on behalf of the proposed district.

Paul Vogelheim, being able to make the findings of need and benefit to the area, moved to approve the petition for formation for the SPSC Improvement and Service District as presented, and request and require the Chair to sign the Order for Formation after 30 days have elapsed from today's date, if the required amount of objections have not been made, further moving that said Order direct that the question of formation for the district and the election of the initial directors be submitted to the electors of the proposed district which shall be held at least 60 days aft the signing of the order, seconded by Natalia Macker. Motion passed unanimously.

4 Public Hearing on the petition to form the Hog Island Improvement and service District

Melissa Shinkle presented on behalf of staff. Barbara Allen read the item in to the record, to begin the hearing. Ty Ross presented on behalf of the proposed district.

Paul Vogelheim, being able to make the findings of need and benefit to the area, moved to approve the petition for formation for the Hog Island Improvement and Service District as presented, and request and require the Chair to sign the Order for Formation after 30 days have elapsed from today's date, if the required amount of objections have not been made, further moving that said Order direct that the question of formation for the district and the election of the initial directors be submitted to the electors of the proposed district which shall be held at least 60 days aft the signing of the order, seconded by Mark Newcomb. Motion passed unanimously.

5 Order for Formation for the Ridgeline Improvement and Service District

Melissa Shinkle presented on behalf of staff, stating the election had been held on the 12th of September and that a majority of the ballots cast were for the organization fo the Improvement and Service District.

Mark Newcomb moved to approve the Order establishing the Ridgeline Improvement and Service District, seconded by Paul Vogelheim. Motion passed unanimously.

18 Consideration of bid award for preliminary grading and underground utilities on phase 3 of The Grove

Stacy Stoker presented on behalf of Affordable Housing Department, giving an overview of the request. She reviewed the bid process and discussed reasoning for variance in the bids. They are comfortable with the low bid.

April Norton answered questions with regard to Habitat's building of condominiums versus townhouses. This proposal is for condominiums and would have to increase if townhouses are built.

Both Ms. Norton and Ms. Stoker stated they have been moving forward in good faith to be ready for the Habitat units to be built.

Arron Japel addressed the Board on behalf of Jorgenson Engineering, giving a description of differences between the townhouses and condominiums not only in definition but in utility cost.

Keith Gingery suggested having more time, and postpone this item to September 26, 2016

Mark Newcomb moved to continue to September 26, 2016, seconded by Paul Vogelheim. Motion passed unanimously.

20 Henry's Road Slide Drainage Project

Dave Gustafson presented on behalf of staff, stating this had been postponed from 9/6/16, and a workshop was held on 9/12/16. Staff recommends award to MD Nursery as in his opinion, the bid is a good bid.

Questions were asked about the Conservation district involvement. There is no reclamation at this time.

Francesca Hammer addressed the board as an affected landowner, asking for support of the project.

Paul Vogelheim still expressed concern with the project and would like to review options and rebid in the spring.

Smokey Rhea asked what the consequences would be if it were put off for a year. Mr. Gustafson stated he believes there is the possibility of waiting another year.

Mark Newcomb moved to award the contract for the Henry's Road Drainage Project to MD Nursery & Landscaping, Inc. in the amount of \$245,600.00, seconded by Smokey Rhea. Motion passed 4-1, Mr. Vogelheim opposed.

21 Consideration of sufficiency of WPLI Applications

55 applications were received, too many to interview. Discussion was had with regard to how to narrow the field for interviews. Commissioners will narrow individual choices to 20 by Sept 22. Comparisons will be made for 30 individuals to be interviewed on October 5 and 6.

MATTERS FROM PLANNING & DEVELOPMENT

MATTERS FROM COMMISSION

EXECUTIVE SESSION

Mark Newcomb moved to adjourn to Executive Session pursuant to WS 16-4-405(a)(vii) to consider a matter concerning real estate, seconded by Smokey Rhea. Motion passed unanimously.

Adjourn to Executive Session at 11:10

Reconvene at 11:15

Mark Newcomb moved to direct the Housing Authority Board to accept the offer to purchase from Sage Flats LLC for the property more commonly known as 3405 Cheney Lane, seconded by Smokey Rhea. Motion passed unanimously.

Mark Newcomb moved to commission an appraisal for the property known as 3405 Cheyne Lane, seconded by Smokey Rhea. Motion passed unanimously.

ADJOURN

Being no further business, Mark Newcomb moved to adjourn, seconded by Smokey Rhea. Motion passed unanimously. Meeting adjourned at 11:20.

Respectively submitted Sherry L. Daigle
Teton County Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Barbara Allen, Chair

Mark Newcomb, Vice-Chair

Natalia D. Macker

Paul Vogelheim

ATTEST:

Kathleen "Smokey" Rhea

Sherry L. Daigle, County Clerk