

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

The Teton County Board of Commissioners met in regular session on **December 6, 2016** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:04 a.m. and the Pledge of Allegiance was recited.

**ROLL CALL**

County Commission: Barbara Allen – Chair, Mark Newcomb, Natalia Macker, Paul Vogelheim, and Smokey Rhea were present.

**MINUTES**

Natalia Macker moved to approve: 11/14/16, 11/15/16, 11/21/16, 11/28/16, and 11/29/16 minutes. Smokey Rhea seconded and the motion passed unanimously.

**ADOPTION OF AGENDA**

Paul Vogelheim moved to adopt today's published agenda with the following changes:

To **Add**: MFS #15 – Consideration of a Release of Mortgage for the Williams O'Connor Family Trust

To **Postpone to December 20**, 2016: Planning item #2 – AMD2016-0005

Smokey Rhea seconded and the motion passed unanimously.

**CONSENT AGENDA**

Natalia Macker moved to place the following Matters from Staff on a Consent Agenda:

1. Consideration of EOC Door Access Control project
3. Consideration of acceptance of a SLIB grant on behalf of START for the purchase of one 30+ Passenger Large bus, ADA Compliant
5. Consideration of the Renewals of Allowing Minors in the Waiting Area
6. Consideration of the following 2016 Tax Roll Corrections:  
Parcel #'s: SU-160020 (\$1,320), SU-160021 (\$813.39), SU-160022 (\$881.60), SU-160023 (\$810.71), SU-160024 (\$1,518.23), SU-160068 (\$20,493.22)
7. Consideration of Allegiance Administrative Services Agreement (ASA) for Medical Plan Year 2017
8. Consideration of Allegiance (ASA) for Flexible Benefits Plan
9. Consideration of Allegiance (ASA) for Medical Expense Reimbursement Plan (HRA)
14. Consideration of a lease for the Adams Canyon employee housing unit
15. Consideration of Release of Mortgage for the Williams O'Connor Family Trust

Paul Vogelheim seconded and the motion passed unanimously.

Natalia Macker moved to approve the items on the Consent Agenda with the motion as stated in their respective staff report. The motion was seconded by Paul Vogelheim and passed unanimously.

**MATTERS FROM COMMISSION AND STAFF:**

**1. Consideration of EOC Door Access Control project**

To accept the proposal for the Emergency Operations Center Communications Room access control project in the amount of \$5,290.00.

**3. Consideration of acceptance of a SLIB grant on behalf of START for the purchase of one 30+ Passenger Large bus, ADA Compliant**

To approve the Grant agreement with Wyoming State Loan and Investment Board on behalf of START, in the amount of \$110,000 for the purchase of a 30+ passenger large bus, which is ADA compliant.

**5. Consideration of the Renewals of Allowing Minors in the Waiting Area**

To allow minors in the bar waiting area of the requested establishments as presented.

**6. Consideration of the following 2016 Tax Roll Corrections:**

Parcel #'s: SU-160020 (\$1,320), SU-160021 (\$813.39), SU-160022 (\$881.60), SU-160023 (\$810.71), SU-160024 (\$1,518.23), SU-160068 (\$20,493.22)

To approve the above mentioned Tax Roll Corrections.

**7. Consideration of Allegiance Administrative Services Agreement (ASA) for Medical Plan Year 2017**

To approve the 2017 Allegiance Administrative Services Agreement for the Medical/Vision Benefit Plan, effective January 1, 2017 through December 31, 2017.

**8. Consideration of Allegiance ASA for Flexible Benefits Plan**

To approve the 2017 Allegiance Administrative Services Agreement for the Dependent Care Flexible Spending Account Benefit Plan, to be effective from January 1, 2017 and ending December 31, 2017.

#### **9. Consideration of Allegiance ASA for Medical Expense Reimbursement Plan (HRA)**

To approve the Allegiance Administrative Services Agreement for the County's Health Reimbursement Account Benefit Plan, effective January 1, 2017 and ending on December 31, 2017.

#### **14. Consideration of a lease for the Adams Canyon employee housing unit**

To approve the Lease Agreement for 3180 South Adams Canyon Drive between Teton County and Amanda Williams for \$700.00 per month.

#### **15. Consideration of Release of Mortgage for the Williams O'Connor Family Trust**

To approve the Release of Mortgage for the Williams O'Connor Family Trust.

#### **DIRECT CORRESPONDENCE**

1. Michael and Janet Sluszka 11/9/2016 email regarding Teton Pines Lot 5, Vandewater Property
2. Mark Breedlove 11/10/2016 email regarding Teton Pines Lot 5 Development Plan
3. Brian Schilling, Pathways 11/9/2016 email regarding Y intersection - Pathways Staff review
4. Mary Gibson, Jackson Hole Conservation Alliance 11/11/2016 email regarding Lot 5 Vandewater hearing 11/15/16 BCC
5. Tim Young, Wyoming Pathways 11/12/2016 email regarding West Broadway-Buffalo Way - WY22 Intersection Comment
6. Deane and Richard Henderson 11/13/2016 email regarding Lot 5
7. Robbin Levy 11/13/2016 email regarding Correspondence concerning Development Plan Application 2016-0004 for hearing Tuesday 11/15
8. Scott Eskelson 11/14/2016 email regarding Lot Jackson Hole Racquet Club - Development Plan Application 2016-0004
9. Stephen Fralin 11/14/2016 email regarding CSR Replat
10. Phelps H. Swift Jr., Mullikin, Larson & Swift 11/8/2016 letter regarding Development Plan Application 2016-0004 Lot 5 Master Plan Subdivision Plat for Jackson Hole Racquet Club Resort Plat No. 578 Supplement to Letter Dated October 10, 2016
11. Patricia M. O'Connor, Bridger Teton National Forest 11/7/2016 letter regarding WPLI
12. Mark Johnson, Department of Revenue 11/8/2016 letter regarding Aspens I Water and Sewer Dissolution
13. Mark Johnson, Department of Revenue 11/8/2016 letter regarding Aspens II Water and Sewer Dissolution
14. Bain Campbell 11/14/2016 email regarding Teton Village Homesteads: Removal of Lot 15 Non-Profit Plat Designation, Futrue Affordable Housing at Lot 16
15. Mel and Bonnie Shapanka 11/14/2016 email regarding Proposed Development of Teton Pines Lot 5
16. Martha Bancroft 11/15/2016 email regarding Homesteads in TV Lot 15 hearing
17. MobileCause 11/16/2016 email regarding #GivingTuesday is Just Two Weeks Away. Are You Ready?
18. Department of Environmental Quality 11/16/2016 letter regarding Public Notice
19. Sherry Daigle, County Clerk 11/16/2016 email regarding Contested Case
20. Bar Y Special Improvement District 11/14/2016 letter regarding Dissolution of Bar Y Speical Improvement District
21. Jackson Hole Stingrays 11/16/2016 email regarding Contact information for P&R Board
22. Jackson Hole Stingrays 11/16/2016 email regarding Contact information for P&R Board
23. Jackson Hole Stingrays 11/17/2016 email regarding Contact information for P&R Board
24. Dan Shadakofsky, Department of Revenue 11/15/2016 letter regarding Formation of Snake River Sporting Club Improvement and Service
25. Chris Dickey 11/17/2016 email regarding Say no to the zip-lines on Snow King
26. Megan Smith 11/20/2016 email regarding Fwd: Comments on Jackson's Y Intersection Construction Plans
27. US Department of the Interior 11/21/2016 letter regarding National Elk Refuge Comprehensive Conservation Plan
28. MobileCause 11/22/2016 email regarding Your #GivingTuesday Countdown Starts Now!
29. Cindy Harger, County Public Information Specialist 11/29/2016 email regarding Top 5's Reminder
30. State Board of Equalization 11/29/2016 letter regarding Oral Argument Order Docket No. 2016-40
31. State Board of Equalization 11/29/2016 letter regarding Oral Argument Order Docket No. 2016-41
32. Carlin Girard, Teton Conservation District 11/29/2016 email regarding TCD Letters from 11.28.16 Workshop

#### **PUBLIC COMMENT**

None

#### **MATTERS FROM COMMISSION AND STAFF:**

##### **2. Consideration of the Dissolution of the Bar Y Improvement & Service District**

Paul Vogelheim moved to approve the Resolution Dissolving the Bar Y Improvement and Service District and that the board specifically finds that the dissolution is in the interest of the people of Teton County, the district is not active and that there is no need for the district. The motion was seconded by Smokey Rhea and passed unanimously.

##### **4. Consideration of the Renewals of Liquor Licenses**

Smokey Rhea moved to approve the Teton County Liquor License renewals for the term of January 7, 2017 through January 6, 2018. The motion was seconded by Paul Vogelheim and passed unanimously.

**10. Consideration of additional FTE**

Paul Vogelheim moved to approve the additional FTE request for the HR department. The motion was seconded by Natalia Macker and passed 4-1 with Smokey Rhea opposed

**11. Consideration of Request to WYDOT to Return FY13 TAP Funding**

Paul Vogelheim moved to approve the letter to WYDOT requesting to return the FY2013 Transportation Alternative Program funds for the South Park Loop pathway. Smokey Rhea seconded and the motion passed unanimously.

**12. Consideration of Golder Associates Contract #2, Amendment #5 for Interim Transfer Facility and Waste Excavation**

Natalia Macker moved to approve Amendment #5 to the County’s Contract with Golder Associates, for the engineering, design and procurement of the interim transfer/compost facility, engineering support during 2017 facility construction and waste excavation projects, and construction quality assurance and management during the 2017 waste excavation and interim transfer/compost facility construction projects at Horsethief Canyon, in the amount of \$349,287.00 (T&M, not-to-exceed), for a total contract amount of \$1,803,825.00. The motion was seconded by Smokey Rhea and passed unanimously.

**13. Consideration of Change Order #2 to Montana Civil Contract for Waste Excavation**

Mark Newcomb moved to approve Change Order #2 to the contract with Montana Civil Contractors for the expanded scope of work in 2017 and two unit cost increases (quantities beyond the original scope of work), for a lump sum and unit cost not-to-exceed total of \$3,596,257, which is an increase of \$1,085,601. The motion was seconded by Paul Vogelheim and passed unanimously.

The meeting was recessed at 9:50am and reconvened at 9:59am.

**MATTERS FROM PLANNING & DEVELOPMENT:**

**1. Finding of Fact and Conclusion of Law: DEV2016-0004 – VW PROPERTIES LLC and JAKE JACKSON HOLDINGS, LLC**

Deputy County Attorney Erin Weisman presented the Findings of Fact and Conclusion of Law for DEV2016-0004 the Board.

There was public comment from Gail Jensen, Nancy Leon, and Charles Thompson.

Paul Vogelheim moved to approve the Findings of Fact and Conclusions of Law and Order granting approval of a Development Plan DEV2016-0003 – SRS Club, LLC. Natalia Macker seconded and the motion passed unanimously.

- 2. Applicant:** TETON COUNTY
- Presenter:** Alex Norton
- Permit No.:** AMD2016-0005 – **Postponed to the December 20<sup>th</sup>, 2016 BCC Hearing.**
- Request:** Amend various Sections throughout the Land Development Regulations, pursuant to Section 8.7.1, LDR Text Amendments, to address a variety of issues identified since adoption of the January 1, 2015 Land Development Regulations. Contact the Planning Department for a full list of proposed amendments.
- Location:** Applies countywide.

This item was postponed to December 20, 2016.

**MATTERS FROM COMMISSION**

There was discussion of the recent vacancy on the Natural Resources Technical Advisory Board and if the vacancy should be filled at this time. It was recommended by Paul Vogelheim to keep the board as is and not fill the opening.

There was discussion on the appointment to the joint SPET committee. The matter was tabled until the December 12<sup>th</sup> voucher meeting.

There was discussion about the forum on Chronic Wasting Disease to be held at the Wildlife Museum on December 7<sup>th</sup> at 8:30am.

**EXECUTIVE SESSION**

Natalia Macker moved to go into Executive Session, seconded by Mark Newcomb. Motion passed unanimously and the board went in to executive session at 10:32am.

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

Staff Present: Sherry Daigle, Alyssa Watkins, Keith Gingery, Erin Weisman, Donna Baur, Commissioner-Elect Greg Epstein, and Shelley Fairbanks.

At 11:07 a.m., Natalia Macker moved to adjourn from executive session, was seconded by Paul Vogelheim and the motion passed unanimously.

The board came out of executive session at 11:07am and no action was taken.

**ADJOURN**

Smokey Rhea moved to adjourn, Natalia Macker seconded and the motion passed unanimously. The meeting adjourned at 11:07am

Respectively submitted Shelley Fairbanks  
Teton County Clerk

TETON COUNTY BOARD OF COMMISSIONERS

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Barbara Allen, Chair

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Mark Newcomb, Vice-Chair

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Natalia D. Macker

\_\_\_\_\_  
Paul Vogelheim

ATTEST:

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Kathleen "Smokey" Rhea

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Sherry L. Daigle, County Clerk