

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

The Teton County Board of Commissioners met in regular session on **March 17, 2020** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:00am and the Pledge of Allegiance was recited.

ROLL CALL

County Commission: Natalia Macker Chair, Greg Epstein Vice-Chair, Mark Barron, Mark Newcomb, and Luther Propst were present. Greg Epstein Vice-Chair was present via phone.

ADOPTION OF AGENDA

A motion was made by Commissioner Newcomb and seconded by Commissioner Propst to adopt the agenda with the following changes:

TO ADD: MFS #0A - Consideration of Approval of Temporary Leave Policy for County Employees Regarding COVID-19

TO ADD: MFS #0B – Consideration of Approval of the Teton District Health Officer Public Health Order 20-1A Order Forbidding Large Gatherings over 250 People Within Teton County, Wyoming, Including the City of Jackson, Wyoming

TO ADD: MFS #0C – Consideration of Approval of the Teton District Health Officer Public Health Order 20-1B Order Forbidding Large Gatherings over 50 People Within Teton County, Wyoming, Including the City of Jackson, Wyoming

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

MINUTES

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to approve the **3/2/2020**, **3/3/2020**, and **3/9/2020** minutes. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

CONSENT AGENDA

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

1. Consideration of Approval of Approval of Contract for Jail LED Lighting
2. Consideration of Approval of EMP Funding for Jail LED Lighting Project
3. Consideration of Approval of a Contract for Engineering Services for a New Generator
4. Consideration of Approval of Contract for Window Replacement at 245 E. Karns
5. Consideration of Approval of Contract for Door Replacement at 804 Powderhorn Lane
6. Consideration of Approval of Contract for Window Replacement at 1230 W. Fresno Drive
8. Consideration of Approval of Jail Lobby Remodel Change Order
10. Consideration of Approval of a Contract for UST Removal at Jail and Administration Building
11. Consideration of Approval of a Resolution Giving Authority to Sign Closing Documents Regarding Sale of Lot 2 of the Sally Rains Subdivision

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

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

MATTERS FROM COMMISSION AND STAFF:

1. Consideration of Approval of Approval of Contract for Jail LED Lighting

To approve the contract for Jail LED lighting with Mountain Electrical in the amount of \$5,580.00.

2. Consideration of Approval of EMP Funding for Jail LED Lighting Project

To approve the use of \$5,580.00 in EMP funds to convert Jail common area lighting to LED lighting.

3. Consideration of Approval of a Contract for Engineering Services for a New Generator

To approve the contract with Cator Ruma and Associates for the design and other engineering services for the Jail generator replacement project in the amount of \$49,500.00.

4. Consideration of Approval of Contract for Window Replacement at 245 E. Karns Ave.

To approve the contract for window replacement at 245 E Karns Ave. with West Fork Construction in the amount of \$14,342.00.

5. Consideration of Approval of Contract for Door Replacement at 804 Powderhorn Lane

To approve the contract for door replacement at 804 Powderhorn Lane with Dimensions Construction in the amount of \$5,650.00.

6. Consideration of Approval of Contract for Window Replacement at 1230 W. Fresno Drive

To approve the contract for window/door replacement at 1230 Fresno with Dimensions Construction in the amount of \$24,040.00.

8. Consideration of Approval of Jail Lobby Remodel Change Order

To approve Change order #2 and Change order #3 with ACM Construction Management resulting in a new contract price of \$244,184.00.

10. Consideration of Approval of a Contract for UST Removal at Jail and Administration Building

To approve the contract with MD Landscaping and Excavation, Inc. in the amount of \$87,180.00 for the removal of 2 petroleum underground storage tanks.

11. Consideration of Approval of a Resolution Giving Authority to Sign Closing Documents Regarding Sale of Lot 2 of the Sally Rains Subdivision

To approve the Resolution giving authority for any of the 5 county commissioners to sign closing documents regarding the sale of Lot 2 of the Sally Rains Subdivision.

RESOLUTION #20-011
TETON COUNTY, WYOMING

(Authority to Sign Closing Documents Regarding Sell of Lot 2 of the Sally Rains Subdivision)

WHEREAS, the Teton County Board of County Commissioners have entered into a Buy/Sell Agreement with Katbillu, LLC, the buyer, to sell real and personal property located at 3590 Kennel Lane, Wilson, Wyoming; and

WHEREAS, closing for the property is scheduled for March 23, 2020.

THEREFORE IT IS HEREBY RESOLVED,

The sale of property owned by Teton County located at 3590 Kennel Lane, Wilson, Wyoming is hereby authorized and approved. All five (5) of the elected county commissioners of the Teton County Board of County Commissioners are authorized to sign any and all closing documents to effectuate the purchase of 3590 Kennel Lane, Wilson, Wyoming, on behalf of Teton County, specifically, Natalia Macker, Greg Epstein, Mark Newcomb, Mark Barron, and Luther Propst. It is anticipated that the Chairwoman, Natalia Macker, shall be available on the date of closing to sign all necessary documents, but in case she is unavailable any of the other county commissioners may sign on behalf of Teton County.

IT IS FURTHER RESOLVED,

That any and all signatures of a county commissioner must be attested to by the County Clerk, Sherry Daigle, through an attestation.

Dated this 17th day of March 2020

TETON COUNTY BOARD OF COUNTY COMMISSIONERS

Natalia D. Macker, Chairwoman

Attest: Sherry L. Daigle, Teton County Clerk

DIRECT CORRESPONDENCE

1. Bob Culver 2/25/2020 email regarding Resolution titled "Establishing Teton County & the Town of Jackson, Wyoming as Second Amendment Sanctuary location
2. Alice Fischer-Colbrie 2/26/2020 email regarding Tribal Trail Connector
3. Sean O'Malley 2/26/2020 email regarding Tribal Trail Connector
4. John Wright 2/26/2020 email regarding Tribal Trail Connector
5. Ja M 2/27/2020 email regarding CoronaVirus
6. Kathy Tompkins 2/28/2020 email regarding Tribal Trail Connector
7. Erica Day 2/28/2020 email regarding Request to Lift Stay and Withdraw Development Applications DEV2015-0003 And DEV2015-0006
8. Brooke Sausser, Jackson Hole Conservation Alliance 2/28/2020 email regarding Snow King Mountain Resort
9. Brot Coburn 2/28/2020 email regarding Tribal Trail Connector
10. Leslie Steen, Trout Unlimited 2/28/2020 email regarding Lucas-Hansen Levee and Bar BC Spring Creek
11. Shawn Daus 2/28/2020 email regarding Hwy 89 - Munger Mtn Elementary School
12. Jim Genzer 3/22/2028 email regarding Tribal Trail Connector
13. Mark Newcomb, County Commissioners 3/1/2020 email regarding Snow King Mountain Resort
14. Jeff Rice 3/1/2020 email regarding Northern South Park
15. Ja M 3/2/2020 email regarding COVID 19
16. Nicole Krieger 3/2/2020 email regarding Matter From Staff for 2/2/20 BCC Meeting -- Gros Ventre Levee System.
17. Brooke Sausser, Jackson Hole Conservation Alliance 3/2/2020 email regarding Invitation to Attend Snow King NEPA 101
18. Kathy Tompkins 3/3/2020 email regarding Air_Source_Guide_ Safe Routes For Children And Traffic Pollution
19. Keith Benefiel 3/5/2020 email regarding Wilson Multimodal Corridor Study
20. Frances Clark 3/5/2020 email regarding Conservation Coordinator
21. Frances Clark 3/5/2020 email regarding Snow King Mountain Resort Improvements
22. Leslie Steen 3/6/2020 email regarding Bioengineering and Streambank Stabilization Workshop
23. Christine Sorrento 3/6/2020 email regarding 911 Emergency Dispatch
24. Clare Stumpf 3/6/2020 email regarding State Bills Happy Hour
25. Frances Clark 3/9/2020 email regarding Conservation Planner
26. Katie Smits, County Treasurer 3/9/2020 email regarding Teton County's 2017 SPET fulfillment
27. Chris Moran 3/9/2020 email regarding TOJ Wastewater Treatment Plant
28. Deb Frauson, Grand Teton National Park 3/9/2020 email regarding GTNP Annual Spring Update
29. Skye Schell 3/10/2020 email regarding Conservation Funding and 7th Penny

PUBLIC COMMENT

MATTERS FROM COMMISSION AND STAFF

0A. Consideration of Approval of Temporary Leave Policy Regarding COVID-19

Julianne Fries, Director of Human Resources, presented to the Board for consideration of approval the revised Infection Disease Control COVID-19 Policy.

Melissa Shinkle, County Assessor, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Keith Gingery, Deputy County Attorney, addressed the Board regarding the closing of county offices.

Anne Sutton, Clerk of District Court, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Alyssa Watkins, Board of County Commissioners Administrator, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Brady Hansen, Fire Chief, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Heather Overholser, Director of Public Works, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Sherry Daigle, County Clerk, addressed the Board regarding the Temporary Telecommuting portion of the policy (Section 12-4).

Julianne Fries, Director of Human Resources, presented to the Board for consideration of approval an Emergency Paid Leave COVID-19 Policy.

- a. The purpose of this temporary policy is to provide guidance to employees on leave options available to assist employees who are affected by a pandemic influenza.
- b. Teton County will comply with federal Family Medical Leave Act (FMLA) when providing to eligible employees for the serious health condition of the employee or a covered family member under these temporary policy provisions.
- c. The amount of Emergency Paid Leave permitted is pro-rated for part-time employees and employees with uncommon tours of duty in proportion to the average number of hours of work in the employee's regularly scheduled administrative work week.
- d. This policy may be updated at any time to reflect changing circumstances or regulations issued by state or federal authorities.
- e. This policy is currently set to expire on April 30, 2020. If necessary, this policy may be extended, or it may be deactivated sooner as circumstances change.

0B. Consideration of Approval of the Teton District Health Officer Public Health Order 20-1A Order Forbidding Large Gatherings over 250 People Within Teton County, Wyoming, Including the City of Jackson, Wyoming

Keith Gingery, Deputy County Attorney, presented to the Board for consideration of approval Teton District Health Officer Public Health Order #20-1A. This Order forbids large gatherings over 250 people within Teton County, Wyoming, including the City of Jackson, Wyoming.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to approve Teton District Health Officer Public Health Order #20-1 with a limitation of 250 people and direct the Chair to sign the document and it has been reviewed and affirmed. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

0C. Consideration of Approval of the Teton District Health Officer Public Health Order 20-1B Order Forbidding Large Gatherings over 50 People Within Teton County, Wyoming, Including the City of Jackson, Wyoming

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to approve Teton District Health Officer Public Health Order #20-1 with a limit of 50 people per room that it has been reviewed and affirmed and direct your signature to it. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

7. Consideration of Approval of a Grant Agreement Between the Wyoming Game and Fish Commission and Teton County for Funding of Moose Collar Project

Heather Overholser, Director of Public Works, presented to the Board for consideration of approval a grant agreement between the Wyoming Game and Fish Commission and Teton County in the amount of \$21,000.00 for the moose collar project utilizing funds budgeted for safe wildlife crossings.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to approve the Grant Agreement between the Wyoming Game and Fish Commission and Teton County for funding the moose collar project in the amount not to exceed \$21,000. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

9. Consideration of Approval of Award of Contract for Consulting Assistance in Determining and Pursuing Alternative Ownership or Management Options for Federal Public Lands

Alyssa Watkins, Board of County Commissioners Administrator, presented to the Board for consideration of approval an award of bid for consulting assistance in determining and pursuing alternative ownership or management options for federal public lands. During the FY20 budget process, the Board of County Commissioners (BCC) expressed interest in securing consultant services to negotiate the specifics of BLM parcel transfers to Teton County, and to work with partner agencies on behalf of Teton County to help develop, recommend, and/or facilitate a transfer or management agreement with partner agencies for the remaining parcels.

A Request for Qualifications (RFQ) was drafted and approved by the BCC on January 27th, 2020. Teton County issued the RFQ on February 5th in search of a qualified individual or firm with expertise and experience in the field of land use and environmental planning, complex federal or other public land real estate transactions (including acquisitions, sales, transfers, and exchanges), navigating state and federal administrative and legislative processes, and working with state and federal agencies.

The chosen consultant is intended to represent and advise the BCC on opportunities related to the potential sale, transfer, exchange, or cooperative management of Bureau of Land Management (BLM) parcels located within the Snake River Corridor, working under the parameters identified in the BLM's 2004 Record of Decision and associated Snake River Resource Management Plan.

Public comment was made by Jared Baecker via email.

A motion was made by Commissioner Propst and seconded by Commissioner Barron to approve the Notice of Award to Western Land Group for consulting services related to the Bureau of Land Management parcel transfers. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

MATTERS FROM PLANNING & DEVELOPMENT:

- 1. Applicant: WONSON, KATHERINE
Presenter: Andrew Bowen
Permit No.: S/D2019-0008
Request: A Subdivision Plan pursuant to Teton County Land Development Regulations (LDRs) Section 8.5.3 for approval of a partial plat vacation of setbacks, building heights and land use district designation for the Adair Subdivision Lots 1-4 that will be reviewed and decided upon by the Board of County Commissioners.
Location: 4220-4232 Riada Lane, Wilson, WY 83014. The property is zoned Rural-3 and is not within any zoning overlays.

Andrew Bowen, Senior Planner, presented to the Board for consideration of approval a Partial Vacation of a Plat , pursuant to the standards of Section 8.2.13.C. of the Teton County Land Development Regulations (LDRs) for the Partial Vacation of Structure Standards of a prior Zone. The applicant is requesting that a series of regulatory plat notes be vacated on the Adair Subdivision Plat. This vacation will affect the development rights of four property owners. By vacating the language summarized above, the four owners within the Adair Subdivision will be allowed to develop and redevelop their properties in a manner consistent with their Rural-3 (R-3) neighbors along the Village Road, as opposed to following the more restrictive requirements of the plat notes.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Barron to approve the Partial Vacation of Adair Sub. Plat 1132, application S/D2019- 0008 dated October 31, 2019, for a Partial Vacation without replat as recommended by the Planning Director, being able to make all four (4) of the findings of Section 8.5.3. of the applicable Teton County Land Development Regulations, including the standards of Section 8.2.13.C of the Teton County Land Development Regulations, 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. 1132, and further instruct the Teton County Clerk to write "vacate" over the Teton County Setbacks and Building Heights in the plat notes of Plat No. 1132 in accord with this approval. Chair Macker called for the vote. The vote showed all in favor and the motion carried.

The meeting was recessed at 10:04am and reconvened at 10:14am.

MATTERS FROM COMMISSION AND STAFF (continued)

0A. Consideration of Approval of Temporary Leave Policy Regarding COVID-19

Julianne Fries, Director of Human Resources, presented to the Board the revised Infection Disease Control COVID-19 Policy which revised Section 12-4, Temporary Telecommuting.

Public comment was made by Danielle Carpenter via email.

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to adopt the Disease Control Policy and the Emergency Leave Policy as amended in this morning's meeting. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

MATTERS FROM COMMISSION

- A. Commissioner Epstein brought up discussion regarding a letter from the Army Corps of Engineers regarding the Walton Quarry.
- B. Clerk Daigle brought up discussion regarding budget meetings date changes.

EXECUTIVE SESSION

ADJOURN

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to adjourn. Chair Macker called for a vote. The vote showed all in favor and the motion carried. The meeting adjourned at 10:29am.

Respectfully submitted,

Shelley Fairbanks
Deputy County Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Natalia D. Macker, Chair

Greg Epstein, Vice-Chair

Mark Barron

Mark Newcomb

ATTEST:

Luther Propst

Sherry L. Daigle, County Clerk