

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

The Teton County Board of Commissioners met in regular session on **May 21, 2019** 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: Greg Epstein Vice-Chair, Mark Barron, Mark Newcomb, and Luther Propst were present. Natalia Macker was absent.

MINUTES

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to approve the **5/6/19, 5/6/19 Special, and 5/7/19** minutes. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

ADOPTION OF AGENDA

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to adopt today's agenda with the following changes:

TO ADD: EXECUTIVE SESSION (POSTPONED FROM MONDAY, MAY 20, 2019 VOUCHER MEETING)

Executive session pursuant to W.S. §16-4-405(a) (iii) On matters concerning **litigation** to which the governing body is a party or proposed litigation to which the governing body may be a party.

Vice-Chair Epstein 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:

2. Consideration of Approval a Lease Agreement for Hoback Cabin #8
4. Consideration of Approval of Amendment #1 to the Wisetek USA agreement for Electronic Waste Recycling Services
6. Consideration of Approval Consideration of Contract for Compost Operations and Management
7. Consideration of Approval Consideration of Notice of Award and Contract for Recycling Center Improvements Phase 2
9. Consideration of Approval of an Annual Funding Contract between Wyoming Dept. of Health and the Court Supervised Treatment Program
11. Consideration of Spyglass Contract for the Review of All Communications Bills, Contracts and Charges

Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

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

MATTERS FROM COMMISSION AND STAFF:

2. Consideration of Approval a Lease Agreement for Hoback Cabin #8

To approve the Lease Agreement for 11055 South Highway 89, Hoback Cabin Transitional Unit #8 with Teton County Employee, Firas Festek, for \$685 per month and a \$685 security deposit.

4. Consideration of Approval of Amendment #1 to the Wisetek USA agreement for Electronic Waste Recycling Services

To approve the Amendment #1 to the Agreement with Wisetek USA, Inc. for the recycling of electronic waste at an estimated annual cost of \$55,000 in FY2020.

6. Consideration of Approval Consideration of Contract for Compost Operations and Management

To approve the contract with Terra Firma Organics to operate and manage the County's composting operation at Horsethief Canyon from November 1, 2019 - October 31, 2024, with an initial annual expense of \$738,645 in FY2020 and an annual escalator of 3% thereafter.

7. Consideration of Approval Consideration of Notice of Award and Contract for Recycling Center Improvements Phase 2

To approve the Recycle Center Phase 2 Construction Project Notice of Award and Contract to ACM Wyoming, LLC, for a total project cost of \$681,000 (not-to-exceed), as well as 5% contingency in the amount of \$64,050.

9. Consideration of Approval of an Annual Funding Contract between Wyoming Dept. of Health and the Court Supervised Treatment Program

To approve the FY2020 treatment court funding contract with the Wyoming Department of Health, Behavioral Health Division in the amount of \$38,554.44.

11. Consideration of Spyglass Contract for the Review of All Communications Bills, Contracts and Charges

To approve the contract with SpyGlass.

DIRECT CORRESPONDENCE

1. Mark Newcomb 5/1/2019 email regarding Teton County Fair Cleaning Bid
2. Yves Desgouttes 5/1/2019 email regarding Reject of Project
3. Robert Baker 5/1/2019 email regarding Moulton Loop Paving
4. Mike Quinn, Nelson Engineering 5/1/2019 email regarding Hog Island
5. Michael Stern, Masplaces 5/1/2019 email regarding 440 W Kelly Development Proposal
6. Carly Miller, US Department of the Interior 5/1/2019 email regarding Open Nominations for Resource Advisory Councils and Site-Specific Advisory Councils
7. Bob Weiss 5/1/2019 email regarding Thank You - Building Appeals Board
8. Heath Lawson 5/1/2019 email regarding Hog Island Housing
9. Steve Bontecou 5/2/2019 email regarding Moulton Loop Paving
10. Yves Desgouttes 5/2/2019 email regarding "Nay" - Housing
11. Secretary of State's Office 5/2/2019 email regarding Elections and Cybersecurity
12. Edward Buchanan, Secretary of State's Office 5/2/2019 email regarding Elections and Cybersecurity
13. Gene Borre 5/2/2019 email regarding Teton County Fair Cleaning Bid 2019
14. Mary Kay Turner 5/3/2019 letter regarding Munger Mountain Affordable Housing
15. Mary Kay Turner 5/3/2019 letter regarding Munger Mountain Affordable Housing
16. Mary Kay Turner 5/3/2019 letter regarding Munger Mountain Affordable Housing
17. Mary Kay Turner 5/3/2019 email regarding Munger Mountain Affordable Housing
18. Judge Radda, Circuit Court of Teton County 5/3/2019 email regarding Circuit Court Budget - Point of Clarification
19. Geoff Gottlieb 5/4/2019 email regarding Letter from RGC regarding Tribal Trail Road Extension
20. Connie Wieneke 5/5/2019 email regarding Wilson Pathway
21. Kristin Painter 5/5/2019 email regarding Wilson Pathway Connector
22. Judy Bernstein Bunzl 5/5/2019 email regarding Wilson Pathway Connection
23. Grace and James Hartman 5/5/2019 email regarding Support for Funding the Wilson to Snake River Pathway
24. Michael McHugh 5/5/2019 email regarding \$750,000 Budget Item for Tribal Trail Connector
25. Erica Muschaweck 5/5/2019 email regarding \$750,000 Budget Item for Tribal Trail Connector
26. Scott Horn 5/5/2019 email regarding Wilson Pathway Request
27. Steven Landis 5/5/2019 email regarding \$750,000 Budget Item for Tribal Trail Connector
28. Mary Neal 5/5/2019 email regarding Wilson Pathway Request
29. Beth McCoy 5/5/2019 email regarding Wilson Pathway
30. Dan Carson 5/5/2019 email regarding Wilson to Snake River Pathway
31. Marylee White 5/5/2019 email regarding Wilson to Snake River Pathway
32. Andrew Brigham 5/6/2019 email regarding Green Lane
33. Gina StClair 5/6/2019 email regarding Regarding John and Putzi Harrington
34. Steven Smith 5/6/2019 email regarding Tribal Trail Connector
35. Sarah Mann 5/6/2019 email regarding Revised GSB Contract and FSI Proposal
36. Edward Buchanan, Secretary of State's Office 5/6/2019 letter regarding Elections and Cybersecurity
37. Edward Buchanan, Secretary of State's Office 5/6/2019 letter regarding Elections and Cybersecurity
38. Edward Buchanan, Secretary of State's Office 5/6/2019 letter regarding Elections and Cybersecurity
39. Edward Buchanan, Secretary of State's Office 5/6/2019 letter regarding Elections and Cybersecurity
40. Edward Buchanan, Secretary of State's Office 5/6/2019 email regarding Elections and Cybersecurity
41. Mary Pokorny, Jackson Hole Community Counseling Center 5/6/2019 email regarding Wilson to Snake River Pathway
42. Russell Ross 5/6/2019 email regarding \$750,000 Budget Item for Tribal Trail Connector
43. Chuck Parquet 5/7/2019 email regarding Retiree Benefits
44. Nadia Broome, State Board of Equalization 5/7/2019 email regarding Decision and Order 2018-59 and Decision and Order
45. Keith Benefiel 5/7/2019 email regarding Wilson Pathway
46. Melissa Malm 5/7/2019 email regarding Thank You - Amendment to Comprehensive Plan
47. Kenneth Begelman 5/7/2019 email regarding Paving Moulton Loop
48. Rick Wieloh 5/8/2019 email regarding \$750,000 Budget Item for Tribal Trail Connector
49. Yves Desgouttes 5/8/2019 email regarding Further Enquiry - 155 Units Projects
50. David Hardie 5/9/2019 email regarding Wilson-Snake River Pathway
51. Otto Graves 5/9/2019 email regarding Old Pass Road
52. Jayne Ottman 5/9/2019 email regarding Proposed Cell Tower at Moose-Wilson Station
53. Frank Brummer 5/9/2019 email regarding Old Pass Road
54. Stephen Haroian 5/9/2019 email regarding 8255 S Fall Creek Rd
55. Andrea Dombroski, Teton County School District 5/9/2019 email regarding Teton County School District #1- SPET Support Letter
56. Michel Glouchevitch 5/9/2019 email regarding Old Pass Road Repair Project
57. Bruce Hawtin 5/9/2019 email regarding 440 West Kelly
58. National Association of Counties 5/10/2019 letter regarding 2019 Credentials Process Frequently Asked Questions
59. Wyoming Department of Transportation 5/14/2019 letter regarding Wyoming Roadwork Guide
60. Gary Hoogeveen, Rocky Mountain Power 5/10/2019 email regarding Wyoming's Energy Future
61. Gary Hoogeveen, Rocky Mountain Power 5/10/2019 email regarding Wyoming's Energy Future
62. Gary Hoogeveen, Rocky Mountain Power 5/10/2019 email regarding Wyoming's Energy Future
63. Gary Hoogeveen, Rocky Mountain Power 5/10/2019 email regarding Wyoming's Energy Future
64. Gary Hoogeveen, Rocky Mountain Power 5/10/2019 email regarding Wyoming's Energy Future
65. Bill Maloney 5/10/2019 email regarding Old Pass Road Project
66. Jack Delay 5/10/2019 email regarding Old Pass Road
67. Marylee White 5/11/2019 email regarding Wilson to Snake River Pathway
68. Christian Dietz, Department of the Army 5/13/2019 email regarding Jackson Levee Project
69. Alyssa Watkins 5/13/2019 email regarding FW: Teton County School District #1 - SPET Support Letter
70. David Ellerstein, Parks & Recreation Advisory Board 5/13/2019 email regarding Parks and Recreation Advisory Board SPET Recommendation
71. Sandy Shuptrine 5/13/2019 email regarding 440 W Kelly
- 72.

Karen Parent 5/13/2019 email regarding 440 W Kelly Ave
73. Marisa Santacruz 5/13/2019 email regarding 440 West Kelly Ave
74. Brian Modena 5/13/2019 email regarding Melody Ranch Town Homes
75. Al Zuckerman 5/14/2019 email regarding Increased Traffic Mitigation
76. Sue Hogan 5/14/2019 email regarding 8255 Enforcement
77. US Census Bureau 5/14/2019 email regarding 2020 Census New Construction Program

PUBLIC COMMENT

Public comment was given by Tim Young regarding the Wilson to Snake River Pathway.

Public comment was given by Larry Huhn regarding on the Hog Island Housing Project.

Public comment was given by Katherine Dowson regarding the Snake River Corridor Transfer Plan.

MATTERS FROM COMMISSION AND STAFF:

1. Consideration of Approval of an Amendment to Lease agreement with AT&T at Owen Bircher Park

Sarah Mann, Director of General Services, presented to the Board for consideration of approval a second amendment to the WILSON WIRELESS ANTENNA OPTION AND LEASE AGREEMENT with New Cingular Wireless. PCS, LLC (AT&T Mobility) at Owen Bircher Park for the addition of 128 square feet of space to add a generator.

There was no public comment.

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to approve the second lease amendment with New Cingular Wireless at Owen Bircher Park as presented. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

3. Consideration of Approval an Agreement for Engineering Design Services for Phase 2 Construction of the Teton County Stockpile Facility Project

Dave Gustafson, Road & Levee Manager, presented to the Board for consideration of approval an agreement for engineering design services and bid document preparation for Phase 2 construction of the Teton County Stockpile Facility.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Barron to approve the Agreement with Nelson Engineering, in the not-to-exceed amount of \$40,000, for design, engineering, procurement and construction services for the Stockpile Facility Phase 2 construction project. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

5. Consideration of Approval of a Public Restroom Cleaning Contract Extension

Steve Ashworth, Director of Parks and Recreation, presented to the Board for consideration of approval to award a one-year contract extension to White Glove Cleaning Service for restroom cleaning services for fiscal year 2020.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Propst to approve extending the Public Restroom Custodial Contract with White Glove Cleaning Service for fiscal year 2020, in the amount of \$146,503.52. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

8. Consideration of Approval Consideration of Beginning 45 Day Public Comment Period for changes to Tipping Fees for the Teton County Trash Transfer Facility and Recycling Facility

Heather Overholser, Director of Public Works, presented to the Board for consideration of approval a public notice for a resolution to approve tipping fees for the Teton County Trash Transfer Facility and the Teton County Recycling Facility.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Newcomb to approve the Public Notice for the Resolution Approving Tipping Fees for the Teton County Trash Transfer Facility and the Teton County Recycling Facility. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

10. Consideration of Approval to Adopt Compensation Philosophy

Julianne Fries, Director of Human Resources, presented to the Board for consideration of approval Teton County's Compensation policy.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Propst to approve the change to the County's Compensation Policy to 'Market plus 7.5%' and to implement the adjustment to all job classifications effective June 9, 2019. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

The meeting was recessed at 9:41am and reconvened at 9:47am.

MATTERS FROM PLANNING & DEVELOPMENT

1. Find of Fact and Conclusion of Law: DEV2018-0001 – SRSC Lots, LLC

Keith Gingery, Chief Deputy County Attorney, presented to the Board for consideration of approval the Findings of Fact, Conclusions of Law and Order granting approval of a Development Plan permit (DEV2018-0001) for SRSC Lots, LLC.

There was no public comment.

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to approve the Findings of Fact, Conclusions of Law and Order granting approval of a Development Plan Permit (DEV2018-0001). Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

2. Find of Fact and Conclusion of Law: ADJ2018-0007 – SRSC Lots, LLC

Keith Gingery, Chief Deputy County Attorney, presented to the Board for consideration of approval the Findings of Fact, Conclusions of Law and Order granting approval of an Administrative Adjustment (ADJ2018-0007) for SRSC Lots, LLC.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Newcomb to approve the Findings of Fact, Conclusions of Law and Order granting approval of an Administrative Adjustment (ADJ2018-0007). Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

3. Find of Fact and Conclusion of Law: DEV2019-0001 – Wright-Clark, Peter H. Family LLC Triangle Q Ranch

Keith Gingery, Chief Deputy County Attorney, presented to the Board for consideration of approval the Findings of Fact, Conclusions of Law and Order granting approval of a Development Plan permit (DEV2019-0001) for Peter H. Wright-Clarke Family LLC.

There was no public comment.

A motion was made by Commissioner Propst and seconded by Commissioner Barron to approve the Findings of Fact, Conclusions of Law and Order granting approval of a Development Plan (DEV2019-0001). Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

MATTERS FROM COMMISSION

1. Vice-Chair Epstein brought up for discussion the Highway 22 Wilson to Snake River Pathway budget pertaining to this morning's public comment.
2. Vice-Chair Epstein brought up for discussion the BLM Consultant regarding the Snake River Corridor pertaining to this morning's public comment.
3. Vice-Chair Epstein brought up for discussion the Hog Island Housing Project pertaining to this morning's public comment.

At 10:30am, a motion was made by Commissioner Newcomb and seconded Commissioner Barron to enter Executive Session pursuant to Wyoming Statute §16-4-405(a) (iii) on matters concerning **litigation** to which the governing body is a party or proposed litigation to which the governing body may be a party. Vice-Chair Epstein called for the vote. The vote showed all in favor and the motion carried.

EXECUTIVE SESSION

Commission present: Greg Epstein, Mark Newcomb, Mark Barron, and Luther Propst

Staff: Keith Gingery, Alyssa Watkins, Sarah Mann, and Shelley Fairbanks

At 10:51am, a motion was made by Commissioner Newcomb and seconded by Commissioner Barron to adjourn from executive session. Vice-Chair Epstein called for a vote. The vote showed all in favor and the motion carried.

No action was taken.

ADJOURN

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to adjourn. Vice-Chair Epstein called for a vote. The vote showed all in favor and the motion carried. The meeting adjourned at 10:52am.

Respectfully submitted,

Shelley Fairbanks
Deputy County Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Natalia D. Macker, Chair

Greg Epstein, Vice-Chair

Mark Barron

Mark Newcomb

May 21, 2019 BCC Regular Meeting Minutes

ATTEST:

Luther Propst

Sherry L. Daigle, County Clerk