

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

The Teton County Board of Commissioners met in regular session on **July 16, 2018** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:06am.

Commission present: Mark Newcomb Chair, Greg Epstein, Smokey Rhea, and Paul Vogelheim. Natalia Macker was absent.

**ADOPT AGENDA**

A motion was made by Commissioner Vogelheim and seconded by Commissioner Rhea to adopt today's agenda as presented with the following changes:

**TO ADD:** Action Item #4 - Consideration of a resolution supporting a Transportation Alternatives Program (TAP) application to the Wyoming Department of Transportation, for repair of the Old Pass Road

**TO ADD:** Known Matters for Discussion Item B – Wyoming Public Lands Initiative Discussion of Charter and Final Output of Advisory Committee

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

**PUBLIC COMMENT**

Public comment was given by William Rhode regarding property taxes.

Public comment was given by Peggy dePascuale regarding consensus on the WPLI process.

Public comment was given by Lloyd Dorsey regarding consensus on the WPLI process.

Public comment was given by Franz Camezind regarding consensus on the WPLI process.

Public comment was given by Ann Harvey regarding consensus on the WPLI process.

**ACTION ITEMS**

1. Consideration of Payment of County Vouchers

A motion was made by Commissioner Vogelheim and seconded by Commissioner Epstein to approve the July 16, 2018 county voucher run in the amount of \$892,270.78. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

2. Consideration of Administrative Items
  - a. Liquor Permits – There were not permit requests.
  - b. SLIB Drawdowns
    - i. Town of Jackson West Broadway Slide Mitigation

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Vogelheim to approve the draw down request for the West Broadway Slide Mitigation to the Town of Jackson as presented . Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

- c. Tax Roll Corrections – There were no tax roll corrections.
- d. Human Service/Community Development Contracts for Service
  - i. Senior Center of Jackson Hole
  - ii. Teton Literacy Program
  - iii. Jackson Hole Community Counseling
  - iv. Jackson Hole Community Counseling Title 25

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Rhea to approve the contracts for services pursuant to the adopted FY2019 budget appropriations for the Senior Center of Jackson Hole, Teton Literacy Program, Jackson Hole Community Counseling, including the Title 25 funding. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

- e. Special Events Permits – Applications Pending (*for informational purposes, no action taken*)
  - i. Wilson Volunteer Fire Association Chicken Fry, July 22, 2018, Stilson Parking Lot, 3000 attendees
  - ii. Hoback Volunteer Firefighters 42<sup>nd</sup> Annual Picnic, August 11, 2018, Old Astoria Hot Springs, 600-800 attendees
  - iii. Concerts on the Commons, July 14, 22, 29, August 5, 12, 19, and 26, 2018, Village Commons, 500 attendees

3. Consideration of a resolution supporting a Transportation Alternatives Program (TAP) application to the Wyoming Department of Transportation, for repair of the Old Pass Road

Sean O'Malley, Director of Public Works, presented to the Board for consideration of approval a resolution authorizing an application to the Wyoming Department of Transportation for \$320,000 in Transportation Alternatives Program (TAP) funding for the Old Pass Road reconstruction project. As a federal program it is requiring a 20% fund

match. The Old Pass Road Repair Project has indicated they will fundraise the matching funds in the amount of \$80,000. Mr. O'Malley feels the Title 9 and EEO form should be signed by the Chair instead of the Project Manager.

Discussion between the Board and staff included if OPRRP cannot raise the funds would it come out of the Pathways budget, timeline for money commitment - November, funding in FY19 or FY20.

Public comment was given by Jim Verdone and Tim Young.

A motion was made by Commissioner Vogelheim and seconded by Commissioner Rhea to approve the resolution authorizing Teton County to submit an application for \$320,000 in TAP funding for the Old Pass Road Reconstruction project and to authorize the Chair to sign the Title 9 and EEO form as appointing official. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

#### 4. Consideration of Proposed Outgoing Commissioner Correspondence

There was no outgoing correspondence.

At 9:55am, a motion was made by Commissioner Epstein and seconded by Commissioner Rhea to convene an executive session pursuant to Wyoming Statute §16-4-405(a) (vii) To consider the selection of a site or the purchase of **real estate** when the publicity regarding the consideration would cause a likelihood of an increase in price. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

### EXECUTIVE SESSION

Commission present: Mark Newcomb-Chair, Greg Epstein, Paul Vogelheim, and Smokey Rhea.

Others present: Alyssa Watkins, Keith Gingery, Brett McPeak – Realtor, and Shelley Fairbanks.

At 10:06am, a motion was made by Commissioner Epstein and seconded by Commissioner Rhea to adjourn from executive session. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

No action was taken.

A motion was made by Commissioner Epstein and seconded by Commissioner Rhea to continue direct staff and Mr. McPeak as discussed in executive session. Chair Newcomb called for a vote. The vote showed 3-1 in favor with Commissioner Vogelheim opposed and the motion carried.

### DISCUSSION ITEMS

#### 1. Known Matters for Discussion

##### A. Identify Consent Agenda

The agenda for July 17, 2018 was reviewed and items for the consent agenda were pulled.

##### B. Wyoming Public Lands Initiative Discussion of Charter and Final Output of Advisory Committee

Jesse Combs made public comment regarding consensus on the WPLI process.

Discussion among the Board included the comfort level of the BCC on the language of the Charter of the WPLI, what happens when there are members of the committee who block the proposal of the committee, Wilderness Study Areas (WSA) are important and the status quo is not acceptable, Advisory Committee cannot get consensus – bring to the Board of County Commissioners with several recommendations, parts of Shoal Creek are in Sublette County, parts of Palisades are in Lincoln County, Bonneville County, Idaho and Teton County, Idaho, agreement with Charter on consensus and does not allow for supermajority, important to hear both sides, concerns about Board taking on different levels of proposals without thorough knowledge and be as informed as the Advisory Committee, timeframe is dictated by Congress's (Wyoming Delegation) timeframe – August is the last chance for the Advisory Committee to meet, Advisory Committee should operate under the mandate of the Charter but the BCC only receive one recommendation or multiple recommendations, majority proposal vs dissenting opinions, public comment on all proposals, and the Advisory Committee can change the Charter if so moved.

John Herbberger Jr. made public comment regarding supermajority or unanimity not being in the Charter, and consensus of the WPLI process.

Chair Newcomb wrapped up the discussion stating the Board would be looking to the Advisory Committee with the expectation there will be one proposal, one recommendation. We recognize the language of the Charter does not speak to the term majority and supermajority. We could equally recognize that unanimity is not in the Charter either. The consensus-based process is laid out and described and I agree the Charter recognizes that the dissenting opinions as represented in the consensus process by raising a 5 have an opportunity to state why they raised the 5, and that leaves open a discussion about the blocking power and ability of the 5. That might be something for this body to tackle at a later date. If we receive nothing, that again, that is 4 or less (no 5's), then that would be the final recommendation. If we receive various sundry of proposals or recommendations, all of which have one or more 5's, I cannot honestly say at this point, what we would do with those.

Commissioner Epstein feels that the whole package (primary proposal, dissenting opinions) should be presented to the public and let the public make comment on it.

### MATTERS FROM COMMISSIONERS

**Calendar Review.** The Board reviewed their weekly calendars.

**County Commissioner Administrator Updates.** Alyssa Watkins, Board of County Commissioners Administrator, gave updates via distributed memo on Health and Human Service, Housing, Transportation, Public Engagement, LDRs, and Town/County Relations.

**2. Other Matters for Discussion**

- A. Snake River BLM Parcels – Keith Gingery addressed the Board about an MOU in currently in place that expires at the end of 2018. Snake River fund has asked that it be renewed. The MOU is ten years old and a lot of it doesn't make sense anymore. There are 3 options:
  - 1. do nothing and let the MOU expire;
  - 2. send around a signature sheet and everyone who signed previously could sign off saying they are still fine with the plan; or
  - 3. send out a signature sheet for all the partners saying we are committed to still doing this process, we understand the plan is not what we originally agreed to but we're committed generally speaking, toward some type of resolution of moving these BLM parcels.

Discussion between the Board and staff included requesting a workshop for an update and on which of the three options would be the best option for the County, update in writing before next Monday to determine if a workshop is needed, get together with current Snake River Stakeholders Committee, and workshop can be out a couple of months.

- a. Hog Island ISD – the Board did not acknowledge any claims with the dissolution of the ISD, all claims would need to go to court.
- b. Traffic on Spring Gulch Road – heavy truck traffic on Spring Gulch Road, Road & Levee Manager can restrict traffic if justification of damage to road.

**Commission updates.** There were no commission updates today.

**ADJOURN**

A motion was made by Commissioner Epstein and seconded by Commissioner Rhea to adjourn. Chair Newcomb called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 11:12am.

Respectfully submitted: sdf

**TETON COUNTY BOARD OF COMMISSIONERS**

\_\_\_\_\_  
Mark Newcomb, Chair

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Natalia D. Macker, Vice-Chair

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Greg Epstein

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Paul Vogelheim

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Kathleen "Smokey" Rhea

ATTEST:

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Sherry L. Daigle, County Clerk

**TETON COUNTY CLERK'S OFFICE  
07-16-2018 WARRANTS**

<b>Warrant Number</b>	<b>Name</b>	<b>Amount</b>
361395	ACE HARDWARE	614.14
361396	ALLAN M MORTON	275.00
361397	AMAZON CAPITAL SERVICES, INC.	188.88
361398	AMERICAN TOWERS CORPORATION	4,400.00
361399	ANDREA MAZER	62.21
361400	ARCHITECTURAL BUILDING SUPPLY	1,962.66
361401	ASPEN AUTOMOTIVE/NAPA	373.84
361402	ASPEN PINES WATER & SEWER DISTRICT	90.41
361403	AT&T	80.44
361404	BILLING-ADVANCED DERMATOLOGY	1,737.00
361405	BIG O TIRES	1,520.40
361406	BIOTA RESEARCH & CONSULTING, INC.	1,437.35
361407	BLUE SPRUCE CLEANERS, INC.	546.24
361408	BOB BARKER COMPANY, INC.	55.26

361409	BONNEVILLE COUNTY SOLID WASTE	120,126.36
361410	BOUNDTREE MEDICAL	3,793.73
361411	CASCADE RESCUE	797.99
361412	cbm MANAGED SERVICES	4,053.06
361413	CENTURYLINK	1,050.81
361414	CLARION ASSOCIATES, LLC	7,679.99
361415	CLARKS' BROADWAY AUTO PARTS, LLC	187.47
361416	COLLEGE OF AGRICULTURE	5,107.50
361417	CONRAD AND BISCHOFF, INC.	1,436.02
361418	COCA COLA BOTTLING COMPANY	31.50
361419	CODY WYOMING TROUT RANCH LLC	2,948.50
361420	CURRAN-SEELEY FOUNDATION	7,963.67
361421	DARLENE JONES	8,000.00
361422	DBR, INC.	2,401.60
361423	DEAN'S PEST CONTROL LLC	315.00
361424	DAKOTA JAY BLEDSOE	6,048.00
361425	DOUBLE D LIVESTOCK LLC	4,700.00
361426	ECKERT JOSEPH DENINNO	275.00
361427	ECOLAB	221.29
361428	ELLIOTT RICHARDSON ALSTON	1,000.00
361429	ELECTRICAL WHOLESALE SUPPLY CO,INC.	187.75
361430	ENERGY 1 LLC	477.85
361431	E.R. OFFICE EXPRESS INC.	374.70
361432	EVANS CONSTRUCTION COMPANY	1,812.89
361433	EVANS CONSTRUCTION,INC.	3.09
361434	FEDERAL EXPRESS	49.34
361435	FERGUSON ENTERPRISES, INC. #3007	138.38
361436	FLAT CREEK TOWING LLC	150.00
361437	FRIENDS OF JACKSON MOUNTED PATROL	8,000.00
361438	FRED A.KINGWILL	150.00
361439	FRIENDS OF PATHWAYS	426.16
361440	GALEN PARKE	706.72
361441	GRAINGER	693.69
361442	GREENWAY PAINTING LLC	900.00
361443	GREENWOOD MAPPING,INC	1,035.00
361444	HEATHER OVERHOLSER	86.87
361445	HIGH COUNTRY LINEN SUPPLY LLC	2,853.09
361446	IAN JAMESON	8.99
361447	IDAHO COMMUNICATIONS LLC	46,095.00
361448	ILLUSIONS PLUS	6,000.00
361449	INGRID DAFFNER KRASNOW MPH	240.00
361450	I.S.C. INC	6,330.20
361451	ISWR - PETTY CASH	16.75
361452	JACKSON CURBSIDE, INC	165.00
361453	JAZZ FOUNDATION OF JACKSON HOLE	825.00
361454	JAMES A. HAAR	4,400.00
361455	JACKSON LUMBER	2,740.98
361456	JB MECHANICAL, INC.	3,089.33
361457	J.D. POWER	3,090.00
361458	JEAN ANDERSON	100.00
361459	JEANNE THOMAS	3,400.00
361460	JEFFREY D MORAN	1,500.00
361461	JH20 WATER CONDITIONING & FILTRATIO	9.00
361462	JH COMMUNITY COUNSELING CENTER	522.00
361463	JACKSON HOLE SECURITY LLC	600.00
361464	JOHNSON, ROBERTS & ASSOCIATES	30.00
361465	JOYCE JOHNSON	100.00
361466	JUDITH WEIKLE	275.00
361467	KATHY ERICKSON	156.60
361468	KATHY ROBERTSON	150.00
361469	KENNON C.TUBBS, MD LLC	16,516.00
361470	KLEENKEY PRODUCTS LLC	119.99
361471	LASER XPRESS	194.22
361472	LEXISNEXIS RISK DATA MNGT INC.	50.00

361473	LINTON'S BIG R	975.86
361474	LOOKOUT MOUNTAIN LOGOWEAR	73.00
361475	LOWER VALLEY ENERGY	1,235.18
361476	LOWER VALLEY ENERGY	2,005.14
361477	MATTHEW BENDER & CO.,INC.	681.07
361478	MATT HALL	50.00
361479	MAILFINANCE	244.83
361480	MD NURSERY & LANDSCAPING INC.	137,941.88
361481	MELODY RANCH HOA	1.50
361482	MICHELLE ROBINSON	52.50
361483	MILLER SANITATION	2,030.00
361484	MJ ELECTRICAL	263.13
361485	MONTANA CIVIL CONTRACTORS INC.	147,961.80
361486	MYLO OBSTACLE FITNESS	4,725.00
361487	MOUNTAIN X LLC	807.50
361488	NELSON ENGINEERING COMPANY	2,464.50
361489	NFPA	175.00
361490	NICHOLAS STARON	275.00
361491	NRPA	850.00
361492	OFFICE ALLY	19.95
361493	ONE-CALL OF WYOMING	33.00
361494	O'RYAN CLEANERS	28.44
361495	PHILIP MOYA	52.50
361496	PLUMBING ANYTIME INC.	4,068.33
361497	PONY EXPRESS BROCHURE SERVICE INC.	127.50
361498	PORTERS OFFICE PRODUCTS	17.16
361499	PREMIER CLEANING SERVICES LLC	1,120.00
361500	PRINTSHOP22	170.00
361501	RE INVESTMENT COMPANY LLC	3,629.19
361502	RESCUE 1 STUDIOS	3,062.50
361503	RECREATION SUPPLY COMPANY	1,237.85
361504	RAFTER J IMPROVEMENT & SERVICE DIST	732.15
361505	ROCKY MOUNTAIN FENCE	375.00
361506	RP BROADCASTING IDAHO LCC	864.00
361507	R&S NORTHEAST LLC	127.31
361508	SARA BUDGE	1,004.24
361509	SAMANTHA LIVINGSTON PHOTOGRAPHY	150.00
361510	SHERVIN'S INDEP. OIL	1,745.25
361511	SHEILA SONDGEROTH	212.13
361512	SHERWIN-WILLIAMS CO.	874.73
361513	SILVER STAR COMMUNICATIONS	3,530.54
361514	SOUTH PARK NURSERY AND LANDSCAPING	230.00
361515	STONE DRUG	10.07
361516	ST JOHN'S MEDICAL CENTER	63.25
361517	JEAN MCKENZIE HAMMOND	625.00
361518	TAYLOR TECHNOLOGIES	163.18
361519	TETON COUNTY 4-H COUNCIL	850.00
361520	TETON COUNTY ENVIRONMENTAL HEALTH	75.00
361521	TETON COUNTY FAIR	31,300.00
361522	TETON CO. SCHOOL DISTRICT #1	578.01
361523	TETON COUNTY TREASURER	3,700.00
361524	TETON COUNTY TREASURER	51,190.67
361525	TETON COUNTY TREASURER	16,440.20
361526	TETON COUNTY TREASURER	2,100.00
361527	TETON COURIER	43.20
361528	TETON MEDIA WORKS INC.	5,714.70
361529	TETON MOUNTAINEERING	97.00
361530	TRC INC.	1,120.02
361531	THE BILLIONS CORPORATION	12,500.00
361532	THYSSEN-KRUPP ELEVATOR CORP.	19,260.14
361533	TORMACK CUSTOM SCREEN PRINTING	1,634.00
361534	TOTAL FUNDS	650.00
361535	TOWN OF JACKSON	1,312.62
361536	TOWN OF JACKSON	11,591.17

361537	TOWN OF JACKSON	182.56
361538	TOWN OF JACKSON	9,546.17
361539	TOWN OF JACKSON	33,874.03
361540	TOM SHARPE	472.36
361541	TYR SPORT INC	857.02
361542	ULINE	620.81
361543	US SPECIALTY COATINGS	886.80
361544	VAUGHN DISTRIBUTING	555.80
361545	VARIDESH LLC	740.00
361546	VERIZON WIRELESS	1,160.51
361547	VISA	11,183.79
361548	VOIANCE LANGUAGE SERVICES, LLC	71.54
361549	WATCH GUARD SECURITY SYSTEMS INC.	135.00
361550	WESTERN RECORDS DESTRUCTION INC.	35.00
361551	WEST BANK SANITATION	1,323.54
361552	WHITE GLOVE PROFESSIONAL CLEANING	20,732.28
361553	WILSON HARDWARE	7.49
361554	WILSON SEWER DISTRICT	432.00
361555	WILLIAM R. SMITH M.D.	250.00
361556	WW PRODUCTIONS LLC	9,150.00
361557	WYOMING CHILD SUPPORT ASSOCIATION	60.00
361558	WYOMING DEPT OF HEALTH	533.00
361559	WYOMING PUBLIC HEALTH LABORATORY	2,206.00
361560	WYOMING STATE TRAILS PROGRAM	650.00
361561	XEROX CORPORATION	2,501.47
361562	YELLOW IRON EXCAVATING LLC	31.00
361563	ZOLL MEDICAL CORPORATION	578.81