

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

The Teton County Board of Commissioners met in regular session on **August 27, 2018** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:15am.

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

ADOPT AGENDA

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

TO ADD: Action Item #4 – Consideration of appointment of a Special Prosecutor

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

PUBLIC COMMENT

There was no public comment.

ACTION ITEMS

1. Consideration of Payment of County Vouchers

A motion was made by Commissioner Vogelheim and seconded by Commissioner Macker to approve the August 27, 2018 county voucher run in the amount of \$557,753.25. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

2. Consideration of Administrative Items

a. Liquor Permits

i. R Park/Jackson Hole Land Trust – R Park Kite Festival and Anniversary Celebration – September 22, 2018

A motion was made by Commissioner Epstein and seconded by Commissioner Vogelheim to approve the catering permit submitted by Rendezvous Park and the Jackson Hole Land Trust for their Kite Festival and Anniversary Celebration on September 22, 2018 with the permit being valid for a 24-hour period. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

b. SLIB Drawdowns

i. Construct Transfer Station – Horsethief Canyon

A motion was made by Commissioner Epstein and seconded by Commissioner Rhea to approve the Draw Down Request for the Construct Transfer Station – Horsethief Canyon as presented. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

c. Tax Roll Corrections – There were none.

d. Human Service/Community Development Contracts for Service

i. Jackson Hole Historical Society & Museum

ii. Center of Wonder

Sherry Daigle, County Clerk, presented to the Board for consideration a contract for service for the Jackson Hole Historical Society & Museum and Center of Wonder as approved on the FY19 budget.

There was no discussion between the Board and staff.

There was no public comment.

A motion was made by Commissioner Rhea and seconded by Commissioner Epstein to approve the contract for service pursuant to the adopted FY2019 budget appropriations for Jackson Hole Historical Society & Museum and Center of Wonder as presented. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

3. Consideration of appointment of a Special Prosecutor

Erin Weisman, Deputy County Attorney, presented to the Board for consideration the appointment of a special prosecutor in the matter of the State of Wyoming vs. Brenda Leigh Mulligan.

A motion was made by Commissioner Epstein and seconded by Commissioner Macker to approve the appointment of Patrick Jon LeBrun, Fremont County Attorney, as the Special Prosecutor in the case of State of Wyoming vs. Brenda Leigh Mulligan. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

a. Special Events Permits – Applications Pending *(for informational purposes, no action taken)*

i. LoToJa Classic Bike Race - September 8, 2018

ii. Moran Volunteer Firefighter's Association BBQ – September 9, 2018

iii. Teton Gravity Research World Movie Premier Festival – September 15, 2018

iv. R Park Kite Festival / Anniversary Celebration – September 22, 2018

v. Jackson Hole High School Bronc Bonfire – October 4, 2018

4. Consideration of Proposed Outgoing Commissioner Correspondence
 - a. Letter Supporting the Red Desert to Hoback Mule Deer Migration Corridor

Discussion among the Board included copy of letter to Sweetwater and Sublette Counties and WCCA/Pete Obermueller, and have all Commissioners sign the letter.

There was no public comment.

A motion was made by Commissioner Vogelheim and seconded by Commissioner Epstein to approve the letter as presented with the changes as summarized by the Chair. Chair Newcomb called for a vote. The vote showed all in favor and the motion carried.

DISCUSSION ITEMS

1. Known Matters for Discussion

A. Updates Related to the August 28 Meeting Agenda

- i. From Staff
- ii. Identify Consent Agenda

The agenda for August 28, 2018 was reviewed and items for the consent agenda were pulled.

B. Attorney Updates – Erin Weisman, Deputy County Attorney, updated that there are many active cases working on at the District Court, Supreme Court and Federal Court levels, appeal in Mahin case, Bar J case, Rapter Center case, and abatement of non-bear proof bear containers.

C. START Updates – Darren Brugmann was not able to make the meeting. He will send an update via email after the meeting.

D. Human Resources Updates – Julianne Fries, Director of Human Resources, updated the Board on new hires and open positions, new position added as Prevention Management Coordinator, benefits and today's workshop, employee steering committee for Wellness Program, Communications training in October, August turnover, delinquent performance evaluation update, Christmas Eve holiday, New Year's Eve holiday, Sheriff's Office referral bonus, Planning Director position, Transportation Coordinator position, employee housing and recruitment.

E. Planning Updates – Tyler Sinclair, Planning Director, gave updates on Grand Targhee Master Plan, Natural Resources Stakeholders Group

The meeting was recessed at 10:27am and reconvened at 10:35am.

I. Workshop (10:30am) – Snow King Master Plan Proposal (as per role of Cooperating Agency)

Tyler Sinclair, Planning Director, gave a brief overview of what would be covered in the workshop - a map showing ownership of the Snow King Resort, town owned property, and the Stakeholder's Group.

A. Snow King Planned Resort District Master Plan (Town Master Plan)

- a. Review and final approval by the Town of Jackson.
- b. Subject to the process, procedures and findings of the Town LDRs
- c. Contains private property at the base of Snow King Mountain
- d. Schedule Overview

B. TOJ and SKM Lease Agreements

- a. Review and final approval by the Town of Jackson and SKM
- b. Subject to review and approval by the two entities
- c. Contains private property at the base of Snow King Mountain including portions of Phil Baux Park
- d. Schedule Overview

C. Snow King Mountain Resort On-Mountain Proposal (FS Master Plan)

- a. Review and final approval by the USFS
- b. Subject to the process, procedures and requirements of the USFS
- c. TOJ and TC provide comment on the proposal as Cooperating Agency
- d. Contains public property within the existing and proposed expanded lease area on the BTNF
- e. Schedule Overview

Ryan Stanley addressed the Board giving some background on the Snow King Mountain Resort, stating that the winter business is a losing entity. The current proposals are to help make winter activities a viable operation. This proposal has many community benefits. Mr. Stanley reviewed the maps and proposed changes with the Board.

Discussion between the Board and Mr. Stanley included access roads from the other side of Snow King, proposed boundary expansion roads are large, existing footprint, increasing on the sides to accommodate the road, Jeff Golightly – Snow King Mountain spoke of the increase of the current footprint, how would/do people get back from skiing the other side, fire mitigation reduction, snow making areas, top station location to radio towers, cross sections (cut & fill) for proposed road, reclaim existing roads.

Public comment was given by Skye Schell – JH Conservation Alliance, Franz Camezind, Patty Ewing, Noah Osnos, and Jeff Golightly.

Discussion between the Board, Mr. Stanley, and Mr. Golightly included what in the EA would lead to scaling back or not expanding, no middle ground due to need for road, would alternative accommodate beginner ski traffic, current avalanche mitigation vs. mitigation on new plan, other buildings at Lift A & D, additional lighting on mountain, race training on the back side, upper limit of snow making on slopes, no lighting on back side, and community affordability.

Discussion among the Board included letter requesting extension of comment period for public, get Boards comments in before current deadline, all resorts and other entities should be treated fairly, acreage expansion, concern about doubling what is being used, massive expansion, permitted on back side of mountain without winter wildlife closure, concerns of east/west expansion,

The meeting was recessed for lunch at 12:06pm and reconvened at 1:38pm.

J. Workshop (1:30pm) – Benefits Renewal Strategies Presentation with Hays of Utah – Julianne Fries

Randy Johnson and Elizabeth McArthur, Hays Companies, presented to the Board a review of the counties benefits over the last year and some back to 2015. The reviewed Stop Loss Ratio, Claims Trends, Administrative Trends, 2018 & 2017 Expense vs. Accrual, Dental Trends, Renewal – VirtuallyWell – Wellright Platform, Renewal Carriers, Medical/Rx Stop Loss, 2019 Updates, Health Savings Accounts/High Deductible Health Plans. The 2019 Renewal Strategy included vendor renewals, plan design changes or enhancements, prescription coverage, HCAT stop loss analysis. Employee Communications Strategies include Open Enrollment and Education Areas of Focus, Person Life Balance and Wellbeing, Workplace Lifestyle Wellbeing Objectives. Other strategies include Engagement Technology, and Virtually Well Program and Implementation.

Discussion included how to employees involved as consumers, Zest Health, prevention medicine, functional medicine, preventive therapists/doctors.

The meeting was recessed at 2:16pm and reconvened at 2:32pm.

K. Workshop (2:30pm) – Wild Game Carcass Disposal – Heather Overholser

Heather Overholser, presented to the Board a history of the Teton County Trash Transfer Station accepting wild game and domestic animal carcasses for disposal in the Dead Animal Pit. Currently, when access to the Dead Animal Pit is inaccessible, carcasses are taken to Bonneville in Idaho. Once Chronic Wasting Disease (CWD) is endemic in Teton County, wild game carcasses will no longer be disposed in Bonneville County, as it is a CWD-free area.

ISWR has explored the following options:

1. Contingency/Short-Term (If CWD is present in Teton County)
 - a. Store collected wild game carcasses in a refrigerated roll off container on-site and haul to a landfill in a neighboring County in which CWD is endemic.
 - i. No landfills are willing to accept carcasses from Teton County at this time.
 1. Sublette County, thus far, declines to accept carcasses from any entity outside of Sublette County.
 2. Northern Lincoln County declines to accept ALL wild game carcasses, whether from in-county or out-of-county. Please see attached letter from Lincoln County Commission to WYDOT and Game and Fish.
 - ii. Fiscal Impact
 1. Estimated annual cost – approximately \$60,000 for 60-75 tons
 - a. Haul in 16 yard refrigerated closed-top roll-off container – approximately \$600 per trip
 - b. Disposal cost (varies by landfill) – Estimated at \$200 per ton
 2. Refrigerated closed-top roll-off container - \$100,000
 - iii. Estimate tip fee - \$800 per ton based on current tonnages, which may be cost-prohibitive for State agencies and the public.
 - b. Bury wild game carcasses in the Dead Animal Pit until the landfill capping makes it impossible – likely summer 2019.
 - i. Risk – only available for another year or so, and site contamination is possible.
 - ii. Fiscal impact
 1. Minimal cost – no budgetary impacts
 - c. Determine if there are any agencies in Teton County that are willing to partner on a contingency/short-term solution.
 - i. No apparent agencies able to commit to a contingency solution.
 - ii. Fiscal Impact – unknown at this time
 - d. Do not accept wild game carcasses until a long-term solution is implemented.
 - i. Risk – If WYDOT no longer has a disposal location for wild game carcasses, they may be unable to collect roadkill.
 - ii. Fiscal Impact
 1. No cost to Teton County
 2. Larger community implications – unknown.
2. Long-Term (If CWD is present in Teton County)
 - a. No longer accept wild game carcasses at the TTS, as Lincoln County is doing.
 - i. Risk – If WYDOT no longer has a disposal location for wild game carcasses, they may be unable to collect roadkill.
 - ii. Fiscal Impact
 1. Estimated cost for incinerator, metal building, and equipment - \$700,000 - \$1,000,000
 2. Operating cost - \$30,000 - \$90,000 per year
 - iii. Estimated tip fee \$400-\$1200 per ton (State agencies and the public will likely not be willing/able to pay this)
 - iv. Funding for capital – General Fund, SPET, or other?
 - v. Potential for medical/bio-hazard waste and out of county carcass incineration to help decrease per ton operating cost and tip fee
 - b. Identify a property within Teton County (County, WYDOT, Game and Fish?) where a WDEQ-approved carcass landfill can be located.
 - i. Capital costs would be less than incinerator.
 - ii. Operational costs unknown at this time.
 - iii. Have no location identified.

- iv. Not certain of WDEQ approval/permitting.
- c. Determine if there are any agencies in Teton County that are willing to partner on a long-term solution at another location (i.e. incinerator, carcass landfill, etc.) so as not to duplicate community efforts and cost.
 - i. Explore funding option for local, state, and federal agencies.

Staff requests that the BCC consider the various options and provide direction to staff. Staff requests that the BCC consider if any of the short- and/or long-term options warrant inter-agency discussion/decision at a higher level, rather than at the staff level. The following are the most viable short- and long-solutions from a staff perspective:

- Short-term
 - o Utilize the dead animal pit until the landfill closure makes it inoperable.
 - o Haul to Bonneville as long as CWD is not present.
 - o Upon arrival of CWD, cease to accept wild game carcasses until the long-term solution is implemented.
- Long-term
 - o County, State and Federal agencies develop a community solution for a lined carcass landfill or incinerator, preferably on a property other than Horsethief Canyon due to space constraints. If property is identified and WDEQ will permit a facility, staff recommends a carcass landfill over an incinerator. Staff believes in order to accomplish a community solution, coordination on a higher level may be necessary.
 - o Identify funding from local, State or Federal agencies.

Discussion included what happens if we do not collect the carcasses any longer (they would probably stay on the roadside), more on the ISWR employees, location of an incinerator, how imminent is CWD in Teton County, partnership with State partners.

Eric Cole, National Elk Refuge Biologist, addressed the Board regarding CWD. It is currently in Lincoln County in mule deer and it is inevitable that it will make it into Teton County soon.

Brian Glaspell, National Elk Refuge Manager, addressed the Board regarding the contingency plan for when CWD arrives on the refuge. Consequences of incinerator in community.

Discussion included odor and emissions from incinerators, cost to operate per year, space for operation, discussions with WYDOT about partnering, explosives at WYDOT, environmental component to CWD spreading.

Public comment was given by Don Baker.

Discussion among the Board included background work, elevate to WG&F and WCCA include surrounding counties, private sector solutions, potential next steps, request help from State Agency to create plan, pit is more cost effective from an operational standpoint, composting is not included in the plans.

The meeting was recessed at 3:39pm and reconvened at 3:46pm.

L. Workshop (3:30pm) – River Management Level of Service – Steve Ashworth

Steve Ashworth, Director of Parks & Recreation, addressed the Board regarding the level of service as the primary management agency for the Snake River recreation access at BLM parcel 13, 14, 23, and 26. The services being provided for the public and outfitting community have been the following:

- Trash collection and removal
- Restroom custodial services
- Landscape/Forestry care
- Parking lot/road annual maintenance
- Upland ramp maintenance
- Noxious weed control

The outfitting community have expressed concern and interest to the County that the current level of service is insufficient. The requested service level would include additional in-stream gravel extraction at Wilson to accommodate the changing flows and water levels. This year alone, the requests for gravel extraction periods would have included an additional three times. The estimated cost of this service is approximately \$18,000.

Discussion included focus has been on managing the commercial operators on the river, concerns about getting into the river (a whole other kind of management), since the original request things have evolved, primary goal in the beginning was resource sustainability, original conversations included capital projects not management, name change as it implies full service, official policy is to not get into the river and alter the river for access, no official policy from park, instream gravel extraction and channel re-direction performed by and paid by Snake River Fund, ownership issues and control issues, increase level of service but not user fees, annual sticker fee, how many private boats float the river daily/weekly/monthly, extraction working well using 350 cubic yards of material, hardened ramp, before the county took over – Snake River Fund and outfitters took care of things on their own – less regulated, not vetted through P&R Board, county liability, amendments to plan, define goals and level of service, status with R Park, include all user groups/stakeholders in the next steps of the process, who took care of this in the past, administration expense and operational (maintenance) expense.

Commissioner Vogelheim left the meeting at 4:50pm.

F. Public Works Updates – No updates were given today due to time constraints.

G. Parks & Recreation Updates – no updates were given during the meeting due to time constraints. Steve Ashworth, Director of Parks & Recreation, gave updates via email sent after the meeting on Parks and Recreation Major Capital Project – Park Maintenance/Housing Project and Recreation Center Renovations.

H. WPLI Next Steps Discussion – there was no discussion today due to time constraints.

Other Matters for Discussion – there were no other matters for discussion.

MATTERS FROM COMMISSIONERS

County Commissioner Administrator Updates. No updates were given today.

Commission updates – no updates were given today.

ADJOURN

A motion was made by Commissioner Macker and seconded by Commissioner Epstein to adjourn. Chair Newcomb called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 4:59 pm.

Respectfully submitted: sdf

TETON COUNTY BOARD OF COMMISSIONERS

Mark Newcomb, Chair

Natalia D. Macker, Vice-Chair

Greg Epstein

Paul Vogelheim

Kathleen "Smokey" Rhea

ATTEST:

Sherry L. Daigle, County Clerk

**TETON COUNTY CLERK'S OFFICE
08-27-2018 WARRANTS**

Warrant Number	Name	Amount
363419	AMY WILSON	357.52
363420	BARBARA BRIDGES	175.00
363421	BARBARA J. THOMASMA	178.00
363422	BARDO VAZQUEZ	3,444.39
363423	BIOTA RESEARCH & CONSULTING, INC.	6,668.75
363424	BLUE360 MEDIA	74.25
363425	BOMAN EXCAVATION INC.	472.50
363426	BRIAN MCGEE	192.00
363427	BREAKFAST ROTARY CLUB	175.00
363428	CAROL GOE	203.72
363429	CAROL MCCAIN	198.00
363430	CATHY NUTTER	120.00
363431	cbm MANAGED SERVICES	5,630.00
363432	LLC CENTURYLINK COMMUNICATIONS	625.89
363433	CENTURYLINK	356.37
363434	CHEMSEARCH	341.27
363435	CHRIS PENNICK	60.87
363436	CIRCLE S MOBILE VETERINARY SERVICES	309.50
363437	CLEAN HARBORS ENV SERVICES INC.	914.28
363438	CODY DAIGLE	214.90
363439	COURTNEY HODGES	215.44
363440	COMMUNITY SAFETY NETWORK	3,333.33
363441	CURTIS ELECTRIC INC.	570.00
363442	CUMMINS INC.	686.24
363443	DAY WIRELESS SYSTEMS	310.50

363444	DELTA DENTAL	1,138.20
363445	DEBORAH MEAGHER	198.00
363446	DAKOTA JAY BLEDSOE	7,150.95
363447	DIANE GALBRAITH	178.00
363448	DONNA GLENN	186.00
363449	DOT FHWA	124,782.00
363450	ED FRIES	36.51
363451	EDWARD R SMITH	274.87
363452	ENERGY 1 LLC	1,671.15
363453	FIRE SERVICES OF IDAHO INC.	578.00
363454	GARY A. WEISSMAN	206.72
363455	GERALDINE GARDNER	1,000.00
363456	GLOBAL STAR USA	870.21
363457	GOLDER ASSOCIATES INC	45,541.85
363458	GRAINGER	75.08
363459	GRAINGER	43.22
363460	GREAT AMERICA FINANCIAL SERVICES	115.00
363461	GREENWAY PAINTING LLC	5,180.00
363462	INTERMOUNTAIN AQUATICS, INC.	262.50
363463	JENKINS BUILDING SUPPLY INC.	70.56
363464	JH20 WATER CONDITIONING & FILTRATIO	241.95
363465	JH COMPUTER CLINIC	359.00
363466	JACKSON HOLE NEWS & GUIDE	70.00
363467	JOHN OSBORNE	194.72
363468	JORGENSEN ASSOCIATES PC	742.50
363469	JULIE A.K. MATZKE	195.00
363470	KATHLEEN MCDONALD	60.87
363471	KAREN SANER-SCHMIEDEL	189.99
363472	KIMBERLY MULLIKIN	674.17
363473	LINTON'S BIG R	1,471.79
363474	LIFE INSURANCE CO OF NORTH AMERICA	444.00
363475	L.N. CURTIS & SONS	3,036.00
363476	LOWER VALLEY ENERGY	11,613.63
363477	MARTHA BIRKETT	192.00
363478	MARYBETH HANSEN	141.96
363479	MARY LOU KLENE	215.44
363480	MARY MARTIN	650.88
363481	MARGO TAYLOR	239.42
363482	MARTHA VANGENDEREN	198.00
363483	MARILYN WARTIG	198.00
363484	MD NURSERY & LANDSCAPING INC.	3,155.00
363485	MELISSA CHRISTENSEN	60.87
363486	MELODY ROBERTSON	186.18
363487	MICHAEL SCHELLER	239.42
363488	MOORE MEDICAL,LLC	34.48
363489	NELSON ENGINEERING COMPANY	1,650.00
363490	NICOLE L UHL	150.00
363491	ONE22 COMMUNITY RESOURCE CENTER	15,000.00
363492	PAUL KAZYAK	192.00
363493	PARTSMASTER	311.30
363494	PINE NEEDLE EMBROIDERY	40.00
363495	PIPECO IDAHO FALLS	510.00
363496	PONY EXPRESS BROCHURE SERVICE INC.	748.00
363497	PRIORITY HEALTHCARE DIST	873.80
363498	RESPOND FIRST AID SYSTEM	95.68
363499	RECREATION SUPPLY COMPANY	731.53
363500	ROBERT CULVER	120.00
363501	ROBERT GAMMELIN	63.60
363502	ROSEANNE MAGID	178.00
363503	R&S NORTHEAST LLC	236.92
363504	SALLY JOHNSON	100.00
363505	SANOFI PASTEUR INC.	160.40
363506	SCOTT & JESSICA EASTMAN	1,500.00
363507	SHERRY L.DAIGLE	100.66

363508	SHARON GILL	23.81
363509	SHERRY KINSELLA	195.00
363510	SHERWIN-WILLIAMS CO.	1,021.67
363511	SILVER CREEK SUPPLY	522.00
363512	SILVER STAR COMMUNICATIONS	6,782.29
363513	PVH CORP.	2,696.69
363514	STEVEN MCDONALD	60.87
363515	STATE OF WY ENTERPRISE TECH SERVICE	12.15
363516	SUSAN DONG	208.79
363517	SUNRISE ENVIRONMENTAL SCIENTIFIC	436.26
363518	SUZIE KIRVINSKEE	216.80
363519	TAMMI RICHARDS	1,160.00
363520	TETON COUNTY LIBRARY	100.00
363521	TETON COUNTY LIBRARY	3,500.00
363522	TETON COUNTY TREASURER	125,074.97
363523	TETON COUNTY TREASURER	37,800.00
363524	TETON MEDIA WORKS INC.	2,124.28
363525	TETON MOTORS	86.90
363526	TETON TRASH REMOVAL INC.	1,315.00
363527	THOMAS CRANSTON	2,813.38
363528	THEODORE STEFFAN FREEMAN	204.00
363529	TIAA COMMERCIAL FINANCE INC	230.63
363530	TM COMMERCIAL CLEANING LLC	1,670.00
363531	TOWN OF JACKSON	13,065.60
363532	TOWN OF JACKSON	229.03
363533	TOWN OF JACKSON	11,563.73
363534	TOWN OF JACKSON	7,483.53
363535	T&T REPORTING LLC	100.00
363536	TUNDRA RESTAURANT SUPPLY INC.	290.55
363537	UNIFORMS 2 GEAR	314.09
363538	US ASSURE, INC	2,419.00
363539	VALLEY OFFICE SYSTEMS	587.47
363540	VERIZON WIRELESS	40.01
363541	WATCHGUARD SECURITY SYSTEMS	759.00
363542	WESTERN TRANSPORT INC.	2,439.60
363543	WHITE GLOVE PROFESSIONAL CLEANING	70.00
363544	WILSON HARDWARE	16.39
363545	Y2 CONSULTANTS LLC	2,250.00
363546	YETI	271.25
363547	YVONNE M.ROBERTSON	227.70
363548	ZIA YASROBI	172.00