

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

The Teton County Board of Commissioners met in regular meeting on **April 13, 2021** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:02 a.m. and the Pledge of Allegiance was recited.

ROLL CALL

County Commission present via Zoom: Natalia Macker, Chairwoman, Luther Propst, Vice-Chairman, Mark Barron, Mark Newcomb and Greg Epstein were present.

ADOPTION OF AGENDA

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to adopt today's agenda with the addition of a Matters from Commission item: to discuss and decide if the remaining two meetings of Northern South Park Steering Committee will be off the record versus open to the public. Chairwoman Macker called for the vote. The vote showed all in favor and the motion carried.

MINUTES

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to approve the 3-15-21, 3-16-21, 3-22-21, and 3-29-21 minutes. Chairwoman Macker called for the vote. The vote showed all in favor and the motion carried.

CONSENT AGENDA

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

1. Consideration of a Contract with Independent Contractor, Adair Flynt for Nurse Practitioner Services for Family Planning Clients at Teton County Health Department
2. Consideration of a Contract with Independent Contractor Kim Mellick for Nurse Practitioner Services for Family Planning Clients at Teton County Health Department
3. Consideration of a Contract Between the Wyoming Department of health, Public Health Division and Teton County for the Teton District Health Officer
4. Consideration of 2021 Teton County Road & Parking Lot Sweeping Contract
5. Consideration of Amendment One to the MOU with the Wyoming Department of Health, Public Health Division, and Teton County for Decreased Funding and Revised Statement of Work for Maternal and Child Health Services
6. Consideration of Contract for Recycling Center Electrical Engineer
9. Consideration of Amendment #1, Business Associate Agreement to the FY'20 Contract Between Lum Studios and Teton County
10. Consideration of a Contract for Consulting Services

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

MATTERS FROM COMMISSION AND STAFF

1. Consideration of a Contract with Independent Contractor, Adair Flynt for Nurse Practitioner Services for Family Planning Clients at Teton County Health Department

To approve the Contract between Independent Contractor, Adair Flynt, for Nurse Practitioner services for family planning clients at Teton County Health Department for the period April 13, 2021 – April 12, 2022

2. Consideration of a Contract with Independent Contractor Kim Mellick for Nurse Practitioner Services for Family Planning Clients at Teton County Health Department

To approve the Contract between Independent Contractor, Kim Mellick, for Nurse Practitioner services for family planning clients at Teton County Health Department for the period April 13, 2021 – April 12, 2022

3. Consideration of a Contract Between the Wyoming Department of health, Public Health Division and Teton County for the Teton District Health Officer

To approve the Contract between the Wyoming Department of Health, Public Health Division and Teton County for the Teton District Health Officer for the period July 1, 2021 – June 30, 2022

4. Consideration of 2021 Teton County Road & Parking Lot Sweeping Contract

To approve the 2021 Teton County Roads and Parking Lots Sweeping Project contract with Idaho Traffic Safety in the amount of \$41,900.00

5. Consideration of Amendment One to the MOU with the Wyoming Department of Health, Public Health Division, and Teton County for Decreased Funding and Revised Statement of Work for Maternal and Child Health Services

To approve Amendment One to the MOU with the Wyoming Department of Health, Public Health Division and Teton County for Children's Special Health (CSH) Program services, and other Maternal and Child Health (MCH) services that support Title V priorities for the period July 1, 2020 to June 30, 2022

6. Consideration of Contract for Recycling Center Electrical Engineer

To approve the contract with Cator, Ruma & Associates for electrical engineering at the Teton County Recycling Center in the amount of \$29,955.00, plus a 2.5% contingency, for a total project cost of \$30,303.00

9. Consideration of Amendment #1, Business Associate Agreement to the FY'20 Contract Between Lum Studios and Teton County

To approve Amendment #1, Business Associate Agreement to the FY'20 Contract between Lum Studios and Teton County

10. Consideration of a Contract for Consulting Services

To approve the sole source Human Resources Consulting Contract with Julianne Fries

DIRECT CORRESPONDENCE

1. Corey Milligan 3/9/2021 email regarding Wilson Bridge Recreation Area
2. Gloria Courser 3/9/2021 email regarding Teton County, Masks, Lawsuits
3. Clare Stumpf 3/9/2021 email regarding Wilson Boat Ramp
4. William Neal 3/9/2021 email regarding Wilson Bridge Access
5. Robert Frodeman 3/10/2021 email regarding SKC2020-0001 / NSP
6. Linda Matthews 3/10/2021 email regarding WY22 Speeds
7. Gloria Courser 3/10/2021 email regarding Teton County Order Variances
8. Stephen Fralin 3/11/2021 email regarding COVID-19 Regulations
9. Chase Putnam 3/11/2021 email regarding Wilson Boat Ramp
10. John Fox 3/11/2021 email regarding COVID-19 Restrictions
11. Travis Heyer 3/12/2021 email regarding Wilson Boat Ramp
12. Robert McKee 3/12/2021 email regarding Jackson Hill Climb
13. Chris Hawks 3/12/2021 email regarding Public Comment Regarding WYVAN Rezone
14. Alan Wood 3/12/2021 email regarding WY22 Speeds
15. Jim Lewis 3/12/2021 email regarding WY22 Speeds
16. Kathy Tompkins 3/15/2021 email regarding WY22 Speeds
17. Mark Houser 3/15/2021 email regarding Resolution valuing diversity, equity, inclusion
18. Jay Markowitz 3/15/2021 email regarding Wildlife Crossings on Moose-Wilson
19. Teton Climbers' Coalition 3/15/2021 email regarding Rec Center Design Services
20. Jayne Ottman 3/15/2021 email regarding Liquor Application Comments
21. Monica Burke 3/15/2021 email regarding Liquor License Comments
22. Kim Springer 3/15/2021 email regarding Fireside Bar & Grill
23. James Springer 3/15/2021 email regarding Fireside Bar and Grill
24. Cathy Schreiber 3/15/2021 email regarding Fireside Bar & Grill
25. Becky Hawkins 3/15/2021 email regarding Fireside Bar & Grill
26. Sallie Felton 3/15/2021 email regarding Fireside Bar & Grill
27. Sean Burke 3/15/2021 email regarding Fireside Bar & Grill
28. Julie Broughten 3/16/2021 email regarding Fireside Bar & Grill
29. Elise Stiegler 3/16/2021 email regarding Fireside Bar & Grill
30. Jayne Ottman 3/16/2021 email regarding Fireside Bar & Grill
31. Christian Beckwith 3/16/2021 email regarding Mapping/GIS
32. Sarah Kraemer 3/17/2021 email regarding WY22 Speeds
33. Danny Cantwell 3/17/2021 email regarding WY22 Speeds
34. Andrew Salter 3/17/2021 email regarding WY22
35. Lee Bauknight 3/17/2021 email regarding Cole Canyon Construction Trash
36. Geoff Gottlieb 3/17/2021 email regarding WY22 Speeds
37. Christian Beckwith 3/18/2021 email regarding Response to Board's Question Re: Climbing Gym
38. Alan Letson 3/17/2021 email regarding Wildlife Feeding
39. Michele Gammer 3/17/2021 email regarding WY22 Speeds
40. Jayne Ottman 3/17/2021 email regarding Shout out for Rian
41. Christi Yannelli 3/18/2021 email regarding WY22 Speeds
42. Perk Perkins 3/18/2021 email regarding WY22 Speeds
43. Jim Lewis 3/18/2021 email regarding WY22 Speeds
44. Christina Cartier 3/18/2021 email regarding WY22 Speeds
45. Lynne Becker 3/18/2021 email regarding WY22/390 Speeds
46. Jenny Fujinami 3/18/2021 email regarding Oral Argument Order 2020-40
47. Katherine Johnson 3/18/2021 email regarding Wildlife Feeding LDRs
48. Barbara Gentry 3/18/2021 email regarding WY22 Speeds
49. Kathy Tompkins 3/18/2021 email regarding WY22 Speeds
50. Chi Melville 3/19/2021 email regarding WY22 Speeds
51. Brad Flynt 3/19/2021 email regarding Fireside Grill Compliance Plan
52. Katherine Dowson 3/19/2021 email regarding Sagebrush FLAP Grant
53. William Hayes 3/19/2021 email regarding WY22 Speed Limits
54. James Opperman 3/22/2021 email regarding WY22 Speeds
55. Deborah Barker 3/22/2021 email regarding WY22 Speeds
56. Raz Reinecke 3/22/2021 email regarding WY22 Speeds
57. Bill Reinecke 3/22/2021 email regarding WY22 Speeds
58. Sandy Ress 3/22/2021 email regarding Request for Abatement Hearing
59. Laura Langberg 3/22/2021 email regarding Library Board/HR
60. Chris Wimberg 3/22/2021 email regarding WY22 Speeds
61. Kathy Harrington 3/22/2021 email regarding WY22 Speeds
62. Pamela Perconi 3/22/2021 email regarding WY22 Speeds
63. Scott Pierson 3/22/2021 email regarding Northern South Park Steering Committee
64. Emily Reycroft 3/22/2021 email regarding Fireside Liquor License
65. Peter Moyer 3/22/2021 email regarding Fireside Grill Liquor License
66. Jayne Ottman 3/22/2021 email regarding Fireside Liquor License
67. Alexander Muromcew 3/22/2021 email regarding Water Quality and Funding
68. Pamela Perconi 3/22/2021 email regarding WY22 Speeds
69. Matthew Scott 3/24/2021 email regarding WY22 Speeds

70. James Schondelmeier 3/22/2021 email regarding WY22 Speeds
71. Tucker Offutt 3/23/2021 email regarding Lease of Munger Mtn State Land Parcel
72. Jordan Rich 3/23/2021 email regarding Library Staffing
73. Meghan person 3/23/2021 email regarding Concerns/Defund the Police
74. KC Bess 3/24/2021 email regarding Wilson Boat Ramp
75. Matt Faupel 3/24/2021 email regarding Comments Regarding Zoning
76. Brooke Bullinger 3/25/2021 email regarding Fireside Liquor Permit
77. Kelly Lockhart 3/25/2021 email regarding NSP Steering Committee
78. Steven Poole 3/25/2021 email regarding WY22 Speeds
79. Kelly Lockhart 3/26/2021 email regarding Wildlife Feeding/Fencing LDRs
80. Gillian Chapman 3/26/2021 email regarding Northern South Park
81. Jayne Ottman 3/26/2021 email regarding Fireside Liquor Permit
82. Seanna Archambeau 3/26/2021 email regarding Housing
83. Christian Beckwith 3/26/2021 email regarding Rec Center Climbing Gym
84. Mark Schweizer 3/26/2021 email regarding Dogs in Teton County
85. Kathy Tompkins 3/29/2021 email regarding Cottonwood Park Regulations
86. Bruce Bowen 3/29/2021 email regarding Fire Service
87. Charlie Thomas 3/30/2021 email regarding Climbing Gym
88. Brooke Bullinger 3/30/2021 email regarding WY22 Speeds
89. Elizabeth King 3/31/2021 email regarding Stilson Park Open Space
90. Andrew King 3/29/2021 email regarding Stilson Ranch
91. Georgia Auch 4/2/2021 email regarding TANF Community Partnership Initiative Grant FY2022
92. Jeff Rice 4/2/2021 email regarding Sagebrush Pathway
93. Katie Wilson 4/2/2021 email regarding Sagebrush Pathway
94. Julie O'Halloran 4/2/2021 email regarding Sagebrush Pathway
95. Kirsten Kern 4/2/2021 email regarding Stilson Lot Swap
96. Amy Puccia 4/2/2021 email regarding Sagebrush Pathway
97. Joe McCormack 4/5/2021 email regarding Stilson Lot
98. Jim Hunt 4/5/2021 email regarding Sagebrush Pathway

PUBLIC COMMENT

There was no public comment.

MATTERS FROM COMMISSION AND STAFF

Chairwoman Macker read agenda item #8, Week of the Young Child Resolution, prior to agenda item #7.

8. Consideration of Week of the Young Child Resolution

BOARD OF COUNTY COMMISSIONERS OF TETON COUNTY RESOLUTION #

WEEK OF THE YOUNG CHILD – 50th ANNIVERSARY

WHEREAS, the first years of a child's life are the period of the most rapid brain development and lay the foundation for all future learning; children's cognitive, physical, social and emotional, and language and literacy development are built on a foundation of children's positive interactions with adults, peers, and their environment; high-quality early childhood programs provide important benefits to children, families and our state and national economies; and

WHEREAS, parents are a child's most important caregivers and play the lead role in their child's healthy development; further, participation in high-quality early childhood education saves taxpayer dollars, makes working families more economically secure, and prepares children to succeed in school, earn higher wages, and live healthier lives; and

WHEREAS, programs and policies should start early to ensure healthy beginnings at birth, support families with infants and toddlers and make high-quality child care and learning environments more accessible and affordable to all; further, high quality early care and education can help ameliorate the effects of poverty, detect and remediate delays, identify and help prevent child neglect, and lead to positive outcomes for individual children, helping them be better prepared for school and more likely to succeed in life; and

WHEREAS, high-quality child care is often unaffordable for parents who need it, and many families are not connected to networks or early childhood supports, and parent education that can offer guidance and confidence to navigate the earliest months and years of their children's lives; and in Teton County, the average family is paying 15 percent of its income toward early childhood education, where 7 percent is the federally recognized definition of affordability; and

WHEREAS, high-quality early childhood education depends on high-quality early childhood educators who ensure that children, supported by families, have the early experiences they need for a strong foundation; and many child care providers have, at great personal and professional cost, managed to keep their doors open during the pandemic in order to support children and families; and

WHEREAS, Teton County and all other local governments take pride in our responsibility to protect and enhance the health, welfare and safety of residents in cost-effective ways, especially for the working families with young children in our area; and

WHEREAS, research shows that when we invest in the first three years of a child's life, including through parent education, the returns for the community are the highest, and we can reduce the need for more expensive interventions later; and

WHEREAS, research also shows that high-quality early childhood development programs can deliver an annual return of up to 13 percent per child on upfront costs through better outcomes in education, health, employment and social behavior in the decades that follow; and economists attribute local economic growth and prosperity to high-quality early child care programs; and

WHEREAS, 27 percent of children ages birth to three in Teton County live below 200 percent of the Federal Poverty Level; and

WHEREAS, the purpose of the Week of the Young Child is to recognize that healthy development and education of all children is the responsibility of all of us, and to recommit ourselves to ensuring that each and every child experiences the type of early environment – at home, at child care, at school, and in the community – that will promote their early development; and

WHEREAS, in celebrating the 50th Anniversary of the Week of the Young Child we recognize and advance the early childhood education profession as well as honor the sacrifices of the essential early childhood education and care workers during the pandemic.

FURTHER, the Teton County Board of County Commissioners do hereby pledge the County's support and advocacy for supporting early childhood education and care efforts that promote a healthy start at birth, support for families with infants and toddlers and high-quality care and learning environments through pre-k and further pledge that Teton County Board of County Commissioners will:

- Partner with the Town of Jackson, Systems of Education, and other community partners to continue to support the provision of early childhood education and care in Teton County; and
- Support the leveraging of local, state and federal investments and exploration of innovative funding strategies and revenue streams to support early childhood programming; and
- Promote prenatal-to-K policies, best practices and cross coordination to improve child and family outcomes as well as service delivery and efficacy in government through streamlined processes; and

NOW, THEREFORE, the Teton County Board of County Commissioners does hereby declare its dedication for every young child to have access to safe, healthy, quality environments with passionate, educated, skilled, well-compensated and dedicated teachers and therefore declare **April 12 – 16, 2021** the **Week of the Young Child** in honor of those committed to enhancing the lives of young children and their families and encourages all citizens to work to make an investment in early childhood education in our community.

ADOPTED ON THE 13TH DAY OF APRIL 2021.

TETON COUNTY BOARD OF COUNTY COMMISSIONERS

Natalia D. Macker, Chair

(Seal)

Attest:

Maureen E. Murphy, Teton County Clerk

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Propst to approve the Resolution for the Week of the Young Child. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

7. Consideration of an Employee Lease for 3180 S. Adams Canyon

April Norton, Housing Director, presented to the Board for consideration of approval a lease agreement for Teton County Employee Housing located at 3180 S. Adams Canyon.

3180 S. Adams Canyon is a 3-bedroom home that is located in Adam's Canyon near the Juvenile Detention Center. It was formerly used to house juveniles, and when it was no longer needed for that use, it became a part of the County's Employee Housing Program. The Housing Department assists in managing those leases and properties for County owned employee housing units, and Teton County Facilities provides facilities maintenance. Preference for this unit typically goes to Teton County Sheriff's Office (TCSO) for two reasons: 1) the unit is located in close proximity to the Juvenile Detention Center and Teton Youth and Family Services who operates the detention center has indicated their preference that only law enforcement or other employees who have passed a background check live in the unit, and 2) TCSO invested in upgrades to the unit assuming that it would be used as TCSO employee housing.

If no one from TCSO is interested in the unit it is offered to an employee of the Jackson Police Department. There was not interest from anyone in the TCSO and no interest from anyone at the Jackson Police Department, so the unit was offered to a general county employee. Corrina Dorman, the proposed renter, is a deputy county clerk.

There was no public comment.

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to approve the Lease Agreement for 3180 South Adams Canyon with Teton County employee Corrina Dorman. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

MATTERS FROM PLANNING AND DEVELOPMENT

- 1. Permit:** VAR2020-0003
Applicant: Brian & Joan Francis
Presenter: Chandler Windom
Request: Variance pursuant to Section 8.8.2 of the Teton County Land Development Regulations to vary Section 5.1.1.D.2.a, the 150-ft river setback, for a building addition/remodel.
Location: Tract F, Rogers Point subdivision. The property address is 1675 E River Drive, located south of Hoback Junction. The lot overlooks the confluence of the Hoback and Snake Rivers. The property is zoned Neighborhood Conservation and is within the Natural Resources Overlay.

A motion was made by Commissioner Epstein and seconded by Commissioner Barron to postpone VAR2020-0003 to the April 20, 2021 Board of County Commissioners regular meeting. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried.

AMD2020-0004 and ZMA2020-0003 were presented concurrently.

- 2. Permit:** AMD2020-0004
Applicant: Teton County
Presenter: Rian Rooney
Request: Teton County is considering adoption of amendments to the Teton County Land Development Regulations (LDRs) to establish a new Complete Neighborhood Character Zone and zoning standards. The proposed amendment would create a new section in the Land Development Regulations, 2.2.1. Neighborhood Residential-1, which describes the zone's intent, physical development standards, use standards, development options, and additional zone-specific standards. In addition to the creation Section 2.2.1, this amendment proposes to add this zone to relevant tables and references throughout the LDRs in Articles 2, 4, 5, 6, 7, and 8.
Location: County Wide

- 3. Permit:** ZMA2020-0003
Applicant: Teton County
Presenter: Rian Rooney
Request: Proposed zoning map amendment to the Teton County Official Zoning Map for approximately 180 acres currently zoned Business Conservation (BC-TC), Neighborhood Conservation (NC-TC), and Rural (R-TC) to Neighborhood Residential-1 (NR-1).
Location: Comp Plan Subarea 12.2: 390 Residential Rezone. The subject parcels are located within the Jackson/Teton County Comprehensive Plan's Subarea 12.2: 390 Residential, which extends along the east side of Moose-Wilson Road approximately from Lily Lake Drive to Cheney Lane and north across Moose-Wilson Road to Raintree Rd.

Rian Rooney, Planning and Building Services Associate Long Range Planner, presented to the Board for consideration of approval two applications: AMD2020-0004 (LDR Text Amendment) and ZMA2020-0003 (Zoning Map Amendment/Rezoning).

AMD2020-0004

A proposal to amend the Teton County Land Development Regulations (LDRs), pursuant to Section 8.7.1, to establish a new Complete Neighborhood Character Zone, called Neighborhood Residential-1 (NR-1), and corresponding zoning standards. The proposed amendment would create a new section in the Land Development Regulations, Section 2.2.1. Neighborhood Residential-1, which describes the zone's intent, physical development standards, use standards, development options, and additional zone-specific standards. The proposed amendment also updates relevant tables and references within articles 2, 4, 5, 6, 7, 8, and 9 of the LDRs to include the proposed NR-1 zone.

ZMA2020-0003

A proposal to amend the Official Zoning Map, pursuant to Teton County Land Development Regulations Section 8.7.2, Zoning Map Amendment, to rezone approximately 180 acres under various ownership within Subarea 12.2 390 Residential from Neighborhood Conservation (NC-TC), Business Conservation (BC-TC), and Rural (R-TC) to the Neighborhood Residential-1 (NR-1) zone, proposed in AMD2020-0004.

Public comment was given by John Belkin, Richard Manning JR, and Matt Kim-Miller.

Kristi Malone, Senior Long-Range Planner, answered questions from the Board regarding minimum lot size.

Motion for AMD2020-0004

A motion was made by Commissioner Newcomb and seconded by Commissioner Propst to approve AMD2020-0004, as presented in the draft dated February 17, 2021, to establish the Neighborhood Residential-1 (NR-1) zone in Section 2.2.1 of the LDRs, being able to make the findings of LDR Section 8.7.1. as recommended by the Planning Director and Planning Commission.

Commissioner Epstein proposed a friendly amendment to reduce the lot size to 2.75 acres.

Commissioner Newcomb, the motion maker, said he'd like to keep the lot size at 3 acres. Commissioner Propst, as the second to the motion, agreed with the motion maker and the amendment was not accepted.

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

Motion for ZMA2020-0003

A motion was made by Commissioner and seconded by Commissioner to approve ZMA2020-0003, as presented in the draft zoning map dated March 9, 2021 to rezone the subject properties from Neighborhood Conservation, Business Conservation, and Rural to Neighborhood Residential-1, being able to make the findings of LDR Section 8.7.2 as recommended by the Planning Director and Planning Commission with the following condition of approval: remove all BC-TC-zoned properties from the proposed zoning map amendment.

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

The meeting recessed at 10:44 a.m. and reconvened at 10:49 a.m.

MATTERS FROM COMMISSION

A. Northern South Park Steering Committee Meetings

A motion was made by Commissioner Barron and seconded by Commissioner Epstein that staff, the consultant team of Opticos, and members of the Northern South Park Steering Committee shall meet in closed sessions from this point forward, in the same manner that general staff and consultant meetings occur; without public access and as originally intended.

Commissioner Propst proposed a friendly amendment that instead of mandating closed sessions, the Committee is provided with the option of holding meetings in private.

The amendment was not accepted.

Public comment was made by Brooke Sausser.

Commissioner Epstein proposed a friendly amendment to the original motion changing the word "shall" to "may" in the context of holding closed vs open meetings based on whether the majority of the Steering Committee wants to hold the meeting in public or private.

Commissioner Barron, the motion maker, accepted the amendment to the motion.

The Board defined "majority" as "the majority of those Steering Committee members who are present at the meeting."

Commissioner Barron, the motion maker, accepted that definition.

Chairwoman Macker called for a vote. The vote showed two in favor and failed 2-3 with Commissioners Macker, Propst, Newcomb opposed.

ADJOURN

A motion was made by Commissioner Barron and seconded by Commissioner Epstein to adjourn. Chairwoman Macker called for a vote. The vote showed all in favor and the motion carried. The meeting adjourned at 11:11 a.m.

Respectfully submitted,
Chalice Weichman
Deputy County Administrative Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Natalia D. Macker, Chairwoman

ATTEST:

Maureen E. Murphy, County Clerk