

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

The Teton County Board of Commissioners met in regular session on **March 30, 2020** in the Commissioners Chambers located at 200 S. Willow in Jackson. The meeting was called to order at 9:06am.

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

ADOPT AGENDA

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to adopt the agenda as presented. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

PUBLIC COMMENT

Public comment was given by Max Ludington regarding the BUILD Grant.

ACTION ITEMS

1. Consideration of Payment of County Vouchers

A motion was made by Commissioner Propst and seconded by Commissioner Barron to approve the March 30, 2020 county voucher run in the amount of \$187,202.09. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

2. Consideration of Administrative Items

- a. 24-Hour Liquor Permits
- b. SLIB Drawdowns
- c. Tax Corrections
- d. Human Service/Community Development Contracts for Service
- e. Special Events Permits – Applications Pending *(for informational purposes, no action taken)*
 - i. **Teton Food Tour** – July 12, 2020; Location - A bike ride along the 390 pathway from R Park to the Aspens, Snake River Ranch, and Teton Village – Bodega; Attendees – 350

3. Consideration of Approval of Airport Access Road Grant Phase

Keith Gingery, Deputy County Attorney, presented to the Board for consideration of approval a grant from the Federal Aviation Administration (FAA) to the Jackson Hole Airport to rebuild the access road at the Jackson Hole Airport. This is the third of three grants from the FAA to rehabilitate the south on-airport access road and perform additional grading and drainage work. Overall project costs were \$8,949,217.00. The FAA is providing this third grant in the amount of \$2,764,003.00. As a sponsor of the grant, the County is agreeing to the following:

- 1. Money is used within 4 years of acceptance
- 2. May not spend the funds for ineligible or unallowable costs
- 3. The final amount provided by the FAA may go up or down depending on the overall cost of the project final numbers
- 4. Project must be built in compliance with all FAA regulations
- 5. Any funds spent fraudulently, wastefully or in violation of U.S. law must be paid back by the sponsor.
- 6. Must comply with air and water regulations
- 7. Must comply with all federal financial reporting requirements
- 8. All steel and manufactured products must be American
- 9. An audit upon completion must be completed
- 10. Standard federal contract bans on texting and human trafficking
- 11. It is important to understand that as a sponsor, Teton County is jointly and severally responsible for compliance.

There was no public comment.

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to adoption of the proposed resolution and approve the FAA Grant Agreement for Rehabilitation of the Access Road (Phase III) at the Jackson Hole Airport, with the FAA obligation under the grant being \$2,764,003.00. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

4. Consideration of Approval of Appointment of Deputy Health Officer

Keith Gingery, Deputy County Attorney, presented to the Board for affirmation the appointment by the Teton District Board of Health of Jeffrey Greenbaum, MD, as the Deputy District Health Officer. Pursuant to Wyo. Stat. §35-1-305, the Teton Health District Board of Health may appoint a Deputy District Health Officer, which the Board of Health did on Friday, March 27, 2020. Travis Riddell, MD, currently serves as the Teton District Health Officer under a Resolution 17-045 and his appointment expires December 31, 2021. Because of the current COVID-19 Pandemic, it was suggested that the Health District have a back-up health officer, in case Dr. Riddell is unable to perform his duties for any reason.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Propst to affirm the decision of the Teton Health District Board of Health to appoint Jeffrey Greenbaum, MD as the Deputy District Health Officer. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

**TETON HEALTH DISTRICT BOARD OF HEALTH
TETON COUNTY, WYOMING
RESOLUTION #20-013
(Appointment of Deputy District Health Officer)**

WHEREAS, pursuant to Wyo. Stat. §35-1-305 the Teton Health District Board of Health may appoint a Deputy District Health Officer as may be necessary to adequately protect the public health; and

WHEREAS, pursuant to Wyo. Stat. §35-1-306(a) the Deputy District Health Officer shall have a degree of medicine and shall assist the State Department of Health in carrying out the provisions of all health and sanitary laws and regulations of the state; and

WHEREAS, pursuant to Wyo. Stat. §35-1-306(a) the Deputy District Health Officer shall serve under the authority of the District Health Officer and shall have the same authority in the district as the District Health Officer, and

WHEREAS, pursuant to Teton County Resolution 05-037 in Paragraph 5, the Board of Health, with approval of the Teton County Board of County Commissioners, shall appoint a Teton District Health Officer and by implication a Deputy District Health Officer; and

WHEREAS, Dr. Travis Riddell currently serves as the Teton District Health Officer with his term expiring on December 31, 2021, having been appointed by the Teton District Board of Health, and affirmed by the Teton County Board of County Commissioners, on November 21, 2017; and

WHEREAS, in the interest of continuity of operations, it was determined that having a Doctor of Medicine to fill in for the current District Health Officer in case of injury, sickness, or absence, would be an appropriate step to take; and

WHEREAS, the Teton District Board of Health met in a regular meeting on March 28, 2020 and considered the appointment of Jeffrey Greenbaum, MD as the Deputy District Health Officer.

NOW THEREFORE, having duly met at a regular meeting and considered the matter, it is

RESOLVED, that the Teton District Board of Health hereby appoints Jeffrey Greenbaum, MD as the Deputy Teton District Health Officer to serve until the current District Health Officer's term expires on December 31, 2021 unless sooner removed by the District Board of Health

Adopted on the 30th day of March 2020.

TETON DISTRICT BOARD OF HEALTH

Daniel Forman, DVM, Chairman

AFFIRMATION OF APPOINTMENT OF DEPUTY TETON HEALTH DISTRICT OFFICER

This matter having come before the Teton County Board of County Commissioners on this 30th day of March, 2020, and pursuant to Teton County Resolution 05-037 in Paragraph 5, the Board of County Commissioners shall affirm the appointment of a Deputy District Health Officer; and having reviewed the credentials of the Jeffrey Greenbaum, MD, the Teton County Board of County Commissioners affirm the appointment by the Teton District Board of Health of Jeffrey Greenbaum, MD as the Deputy District Health Officer.

TETON COUNTY BOARD OF COUNTY COMMISSIONERS

Natalia D. Macker, Chairwoman

Attest: Sherry L. Daigle, Teton County Clerk

5. Consideration of Approval of Delegation of Authority for COVID-19 Response

Keith Gingery, Deputy County Attorney, presented to the Board for approval a Delegation of Authority for COVID-19 Response resolution. Teton County and the Town of Jackson follow the Incident Command System of the National Incident Management System. In an emergency, an incident commander is named, or in this response for COVID-19, a unified command has been created. The Unified Command is made up of:

Fire Chief Brady Hansen
Jodie Pond, Director, Teton County Health Department
Sheriff Matt Carr
Police Chief Todd Smith

The Unified Command directs the county and town response to COVID-19. The Teton District Health Officer advises and collaborates with the Unified Command, but still retains his own statutory authorities. The resolution also delineates how communication is to occur between the elected officials and the unified command. The resolution gives direction to the Unified Command and delineates their responsibilities. The Unified Command then sign in agreement that they will comply with the direction given by the BCC and Town Council.

There was no public comment.

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to approve the Resolution for Delegation of Authority for COVID-19 Response. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

**RESOLUTION #20-014
TETON COUNTY, WYOMING
TOWN OF JACKSON, WYOMING**

DELEGATION OF AUTHORITY FOR COVID-19 RESPONSE RESOLUTION

WHEREAS, the World Health Organization declared the Coronavirus as a worldwide pandemic as of March 11, 2020; and

WHEREAS, the President of the United States declared a national emergency concerning the novel coronavirus disease (COVID-19) on March 13, 2020, specifically stating that in "December 2019 a novel (new) coronavirus known as SARS-CoV-2 ("the virus") was first detected in Wuhan, Hubei Province, People's Republic of China, causing outbreaks of the coronavirus disease (COVID-19) that has now spread globally. . . . The spread of COVID-19 within our Nation's communities threatens to strain our Nation's healthcare systems. . . . Additional measures . . . are needed to successfully contain and combat the virus in the United States." The National Emergency Declaration declared that the COVID-19 outbreak in the United States constitutes a national emergency; and

WHEREAS, Mark Gordon, Governor of the State of Wyoming, declared a State of Emergency and Public Health Emergency for the State of Wyoming on March 13, 2020, stating that on March 11, 2020 an individual within the State of Wyoming tested presumptive positive for COVID-19 and the State of Wyoming is experiencing a public health emergency in response to the evolving outbreak of the novel coronavirus as of March 11, 2020. The Declaration of a State of Emergency directs the Director of the Wyoming Department of Health to take all appropriate and necessary actions and in the Director's judgment any actions necessary to provide aid to those locations where there is a threat or danger to public health, safety and welfare; and

WHEREAS, the Teton County Board of County Commissioners approved a declaration of State of Emergency in Teton County, Wyoming as of March 16, 2020; and

WHEREAS, the Jackson Town Council approved a declaration of State of Emergency in Jackson, Wyoming as of March 11, 2020; and

WHEREAS, Teton County has eight (8) confirmed cases of the Coronavirus (COVID-19) with documentation of

community spread as of Friday, March 27, 2020; and

WHEREAS, the Teton County Board of County Commissioners have authority and jurisdiction over the unincorporated areas of Teton County, Wyoming; and

WHEREAS, the Jackson Hole Fire/EMS Department is a joint Fire/EMS department of Teton County, Wyoming, a duly organized county of the State of Wyoming, and the Town of Jackson, a Wyoming municipality, and operates under the direction and supervision of Teton County and is overseen by Fire Chief Brady Hansen; and

WHEREAS, Teton County and the Town of Jackson have formed the Teton Health District which encompasses all of Teton County, Wyoming, including the Town of Jackson, a Wyoming municipality; and

WHEREAS, Teton County oversees the Teton County Health Department, which is overseen by Jodie Pond, Director of Teton County Health Department; and

WHEREAS, Chief Todd Smith is the police chief of the Jackson Police Department, which is overseen by the Jackson Town Council; and

WHEREAS, Sheriff Matt Carr is the elected Teton County Sheriff of Teton County, Wyoming; and

WHEREAS, the Teton County Board of County Commissioners and the Town of Jackson, Wyoming desire to grant the power to oversee the complete management of the COVID-19 Response Incident to a Unified Command whose members shall be:

Fire Chief Brady Hansen, Jackson Hole Fire/EMS
Jodie Pond, Director, Teton County Health Department
Sheriff Matt Carr, Teton County Sheriff
Police Chief Todd Smith, Jackson Police Chief

NOW THEREFORE, be it resolved by the Teton County Board of County Commissioners that the Unified Command to oversee the complete management of the COVID-19 Response Incident shall be comprised of the following members:

Fire Chief Brady Hansen, Jackson Hole Fire/EMS
Jodie Pond, Director, Teton County Health Department
Sheriff Matt Carr, Teton County Sheriff
Police Chief Todd Smith, Jackson Police Chief; and

IT IS FURTHER RESOLVED, that the Unified Commanders (UC), shall give regular reports to the Jackson Town Council through its Town Manager, and the Teton County Board of County Commissioners through the County Commissioners' Administrator, and to the other Teton County Elected Officials; and

IT IS FURTHER ORDERED that the UC shall continue to collaborate and consult with the Teton District Health Officer; and

IT IS FURTHER RESOLVED that the Teton County Board of County Commissioners and Jackson Town Council shall communicate with the UC through the County Commissioners' Administrator and Town Manager; and

IT IS FURTHER RESOLVED that the UC shall adhere to relevant and applicable laws, policies, and professional standards; and

IT IS FURTHER RESOLVED that the UC shall manage this incident under standard protocols and procedures for the incident command system (ICS) and the National Incident Management System (NIMS); and

IT IS FURTHER RESOLVED that the UC shall manage the incident in order of the highest priority to the lowest priority as delineated below:

1. Provide for Emergency Responder and Public Health/Healthcare employee safety.
2. Provide for the protection of public health safety from the COVID-19 disease.
3. Provide timely, accurate, and relevant information to the public regarding the incident.
4. Coordinate response with the Wyoming Department of Health and with the Teton District Health Officer.
5. Mitigate the spread of the COVID-19 disease within the Teton County, Wyoming population.
6. Provide for minimal disruption of access to critical community services. Access must be consistent with the safety of the public.
7. Coordinate with the Teton County Emergency Operations Center for resource requests and information sharing.

IT IS FURTHER ORDERED that the UC shall comply with the following:

1. That the delegation carries full responsibility for the complete management of the COVID-19 Response Incident within Teton County, Wyoming, including within the City of Jackson, Wyoming.
2. All UCs shall sign the delegation letter accepting command.
3. That the UC shall organize, manage and direct the assigned resources for complete management of the COVID-19 Response Incident.
4. That the UC is accountable to the Teton County Board of County Commissioners and the Jackson Town Council through their respective designated representatives, the County Commissioners' Administrator and the Town Manager.
5. That assumption of command began as of March 16, 2020 and shall continue until such time as this Resolution is revoked or modified.
6. That the UC shall maintain close coordination with all affected agencies to ensure a safe and efficient transfer of command and continuous, transparent communication.
7. Keep all agency administrators, including the Teton County Board of County Commissioners and Jackson Town Council, apprised of incident progress.

PASSED, APPROVED, AND ADOPTED this 30th day of March 2020.

TETON COUNTY, WYOMING

Natalia D. Macker, Chairwoman

Teton County Board of County Commissioners

Attest: Sherry L. Daigle, Teton County Clerk

PASSED, APPROVED, AND ADOPTED this ___ day of _____ 2020.

TOWN OF JACKSON

By: Pete Muldoon, Mayor

ATTEST: Sandra P. Birdyshaw, Town Clerk

Reviewed and Agreed:

Sheriff Matt Carr	Chief Brady Hansen
Teton County Sheriff	Jackson Hole Fire/EMS
Chief Todd Smith	Jodie Pond, Director
Jackson Police Chief	Teton County Health Department

6. Consideration of Proposed Outgoing Commissioner Correspondence

There was no outgoing correspondence.

EXECUTIVE SESSION

A motion was made by Commissioner Newcomb and seconded by Commissioner Barron to enter executive session pursuant to W.S. §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 and pursuant to Wyoming Statute §16-4-405(a) (ii) to discuss personnel matters. Chair Macker called for the vote. The vote showed all in favor and the motion carried. They entered executive session at 9:21 am.

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

Staff: Keith Gingery, Alyssa Watkins, and Sherry Daigle. Julianne Fries and Sarah Mann (personnel only)

Other: Brett McPeak – Realtor (real estate only)

At 9:36am, a motion was made by Commissioner Barron and seconded by Commissioner Newcomb to adjourn from executive session. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

No action was taken.

DISCUSSION ITEMS

1. Known Matters for Discussion

A. Budget Impacts from COVID-19

Katie Smits, County Treasurer, addressed the Board regarding the budget impact of the lodging and sales tax.

Melissa Shinkle, County Assessor, addressed the Board regarding the property tax increase and notices.

Alyssa Watkins, Board of County Commissioner's Administrator, addressed the Board regarding expenditures for FY2019-20 and the upcoming FY2020-21.

Sherry Daigle, County Clerk, addressed the Board regarding the current fiscal year budget.

The Board requested operational decrease in the FY2020-21 budget of 20%.

Melissa Shinkle, County Assessor, addressed the Board regarding current vacancies.

B. April Meeting Schedule

Sherry Daigle, County Clerk, addressed the Board regarding the upcoming scheduled budget meetings. Chair Macker noted there is ongoing discussion between the County and Town regarding joint budget meetings.

C. COVID-19 Operations Adjustments

There are currently no changes at this time.

2. Other Matters for Discussion

A. Chair Macker gave an update on the County Health Officer Orders and Recommendations.

B. Commissioner Newcomb brought up discussion on construction jobs as an "Essential" job.

C. Commissioner Propst brought up discussion on FAQ's regarding COVID-19 and the County.

D. Commissioner Propst brought up discussion on COVID-19 testing.

The meeting was recessed at 10:42am and reconvened at 10:47am.

There was continued discussion on the COVID-19 testing.

E. Chair Macker brought up discussion regarding the county buildings being locked.

A motion was made by Commissioner Barron and seconded by Commissioner Newcomb to extend our lock door policy for county buildings to April 20th. Chair Macker called for a vote. The vote showed all in favor and the motion carried.

MATTERS FROM COMMISSIONERS

1. Calendar review

2. BCC Administrator - Alyssa Watkins, Board of County Commissioner's Administrator, gave an update on the BUILD grant. The Board gave staff direction to work out the financing of the Alta Planning contract, the carveout for transit, and the two pathway projects.

3. Liaison reports / Commission Updates

a. Natalia Macker had no updates.

b. Greg Epstein had no updates.

c. Mark Barron had no updates.

d. Mark Newcomb had no updates.

e. Luther Propst had no updates.

4. Commissioner Barron brought up discussion on changes to the Comp Plan. Chris Neubecker, Director of Planning and Building, updated the Board on the draft changes to be brought before the Planning Commission on April 23, 2020.

5. Commissioner Propst brought up discussion on public comment on Snow King is due tomorrow and is requesting that we ask for another extension to this deadline due to COVID-19.

6. Commissioner Epstein brought up discussion on the Hansen Levee and the letter from the Army Corps of Engineers.

WORKSHOP

There were no workshops today.

ADJOURN

A motion was made by Commissioner Barron and seconded by Commissioner Propst to adjourn. Chair Macker called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 11:52am.

Respectfully submitted,
Shelley Fairbanks
Deputy County Clerk

TETON COUNTY BOARD OF COMMISSIONERS

Natalia D. Macker, Chair

Greg Epstein, Vice-Chair

Mark Barron

Mark Newcomb

Luther Propst

ATTEST:

Sherry L. Daigle, County Clerk

**TETON COUNTY CLERK'S OFFICE
03-30-2020 WARRANTS**

Warrant Number	Name	Amount
388050	ALBERTSONS/SAFEWAY	224.44
388051	ALDER ENVIRONMENTAL LLC	1,271.00
388052	AMAZON CAPITAL SERVICES, INC.	3,890.36
388053	AMERICAN RED CROSS	975.00
388054	ANN GONZALEZ	52.50
388055	ARCHITECTURAL BUILDING SUPPLY	8,227.84
388056	ARLEEN WERMUTH	52.50
388057	AT&T	5,045.69
388058	BUSHONG EQUIPMENT INC	832.50
388059	BWS HEATING	282.00
388060	CAROLINA SOFTWARE INC	645.00
388061	C&A PROFESSIONAL CLEANING LLC	254.61
388062	CANYON TRUCKING	897.50
388063	CDW GOVERNMENT, INC.	4,051.60
388064	LLC CENTURYLINK COMMUNICATIONS	722.44
388065	CENTURYLINK	2,756.91
388066	CURRAN-SEELEY FOUNDATION	27,975.00
388067	D.D. TRACTOR & DIESEL LLC	224.00
388068	DELTA DENTAL	1,268.50
388069	DISCOUNTCELL INC	2,567.40
388070	E.R. OFFICE EXPRESS INC.	383.71
388071	GOLDER ASSOCIATES INC	747.60
388072	GRAINGER	204.46
388073	GREAT WEST TRUST COMPANY LLC	1,860.00
388074	IDAHO TRAFFIC SAFETY, INC.	339.00
388075	JACK'S TIRE & OIL INC.	5,651.54
388076	J. AUSTIN DUNLAP	225.00
388077	JACKSON HOLE PUBLIC ART	10,000.00
388078	JOHN KIDWELL	600.00
388079	JOHNSON, ROBERTS & ASSOCIATES	45.00

388080	KNOBE'S ELECTRONICS	69.94
388081	KOMATSU EQUIPMENT	601.62
388082	MASTERCRAFT POOL & SPA	780.39
388083	MATT STECH	85.00
388084	MERCK SHARP & DOHME CORP.	2,020.56
388085	MOUNTAIN WEST ELECTRICAL SERVICES	15,250.00
388086	NAVITUS HEALTH SOLUTIONS, LLC	273.75
388087	NATIONAL BUSINESS SYSTEMS INC.	1,000.00
388088	NORTH DAKOTA DEPARTMENT OF HEALTH	55.00
388089	OCTANE ADDICTIONS	500.00
388090	PHONETICS INC. dba SENSAPHONE	64.74
388091	PINE NEEDLE EMBROIDERY	430.92
388092	PORTERS OFFICE PRODUCTS	52.02
388093	PREMIER CLEANING SERVICES LLC	10,425.00
388094	RE INVESTMENT COMPANY LLC	491.06
388095	PUBLIC SAFETY CENTER, INC.	175.60
388096	RESPOND FIRST AID SYSTEM	150.50
388097	RECREATION SUPPLY COMPANY	1,254.69
388098	ROCKY MOUNTAIN COMPETITIVE SOLUTION	43.12
388099	ROB ROSS	250.00
388100	R&S NORTHEAST	114.04
388101	SHERRY L.DAIGLE	60.00
388102	PVH CORP.	1,220.87
388103	S & S WORLDWIDE, INC.	37.66
388104	STATION 22 ACCOUNTS RECEIVABLE	289.13
388105	STOTZ EQUIPMENT	85.69
388106	STERICYCLE, INC.	275.62
388107	ELIOR INC.	3,573.96
388108	TETON COUNTY LIBRARY	140.00
388109	TETON COUNTY TREASURER	32,125.47
388110	TETON MEDIA WORKS INC.	50.10
388111	TETON MOTORS	285.95
388112	TOWN OF JACKSON	7,577.12
388113	TRANSAMERICA EMPLOYEE BENEFITS	1,496.87
388114	WEST BANK SANITATION	16,188.24
388115	STEPHEN WESTMORELAND	637.50
388116	WESTERN TRANSPORT INC.	657.90
388117	WILLIAMS-SCOTSMAN, INC.	3,256.64
388118	XEROX FINANCIAL SERVICES	211.57
388119	Y2 CONSULTANTS LLC	1,670.75
388120	YELLOWSTONE-TETON CLEAN ENERGY	1,000.00