TETON COUNTY

BOARD OF COUNTY COMMISSIONERS

MINUTES ● AUGUST 24, 2020

Regular Meeting | **1st Floor Meeting Room** | **9:00 AM**

150 Courthouse Dr, Driggs, ID 83422

1. MEETING CALL TO ORDER - PLEDGE OF ALLEGIANCE

Commissioners Present:
Cindy Riegel
Harley Wilcox
Bob Heneage

Other Elected Officials and Department Heads Present:
Kim Keeley, Clerk
Greg Adams, IT & Emergency Mgt
Darryl Johnson, Public Works Director

This meeting was held via Zoom and in person.

2. MOTION: *Approve Agenda*

RESULT:	ADOPTED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

2. ACTION ITEMS: CONSENT AGENDA

RESULT:	ADOPTED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Harley Wilcox
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

1. **Board of County Commissioners - Regular Meeting - Aug 10, 2020 9:00 AM**
2. **ACTION ITEM: Certificates of Residency**
3. **ACTION ITEM: 08/24/2020 Claims Approval Report**

3. OPEN MIC - ZOOM CALL IN # 669-900-6833, MEETING #857 7121 7957

Shawn Hill was present to comment on the condominium plat for Teton Creek Resort. Mr. Hill stated that the per condition #7 in the original 1993 PUD approval, final architectural and landscape drawings need to be reviewed and approved. The current plat has no approval of architectural drawings and therefore is out of compliance with the original PUD.

Steve Singer was present to comment against the condo plat for Teton Creek Resort.

Susie Singer was present to speak about the Teton Creek Resort Condo plat. She will email a picture of the planned development.

Ray Thompson was present to speak against the Teton Creek Resort Condo plat. Mr. Thompson is against the 116 modular homes that are on the plat as it is not in the original

Jaclyn Bernard was present to speak against the Teton Creek Resort Condominium plat.

Jed Gregory was present to speak against the Teton Creek Resort Condominium plat.

Dan Orr was present to speak against the Teton Creek Resort Condominium plat.

Edward Nelson was present to speak against the Teton Creek Resort Condominium plat.

Ed Smith was present to speak against the Teton Creek Resort Condominium plat.

4. PUBLIC WORKS

1. Public Works Report

Public Works Director Darryl Johnson presented his report.

Solid Waste - Three firms have responded to the request for a scope of work and fee estimate for the Transfer Station audit. Moving forward, the Board would like to interview the firms via zoom at a special meeting on Monday August 31st at 9AM.
Transportation Improvement Plan (TIP) current project update. Spring/early summer was primarily spent on mag chloride treatment and chip seal. The Board asked if the philosophy is to do many roads a little at a time or get a project done and move to the next. At present, multiple roads are done a section at a time.
The intersection at Cemetery Road and 1000E is in need of paving, cost would be $20-30,000.

Engineering - Mr. Johnson asked if the Board wants to consider changing the road standard for driveways. Currently a driveway needs to meet County road standards if it accesses more than two residences.
A CUP for improvements at the Armory for the Multi Agency facility (formerly known as the Road and Bridge Facility) will need to be submitted to the City of Driggs.
The Board discussed the potential new motocross track. Mr. Johnson will direct Dannie McBath from the motocross group to talk with Planning Administrator Gary Armstrong about getting a zone change or change of use in the zone. The second step will be for the motocross track group to submit the CUP to the Planning Dept and the County will need to sign an affidavit of legal interest that says that the County authorizes the application.

2. ACTION ITEM: Fox Creek Re-alignment Annual Inspection

MOTION: *Approve contracting with Alder Environmental for the site inspection and preparation of the required USACOE annual report for the Fox Creek Re-alignment wetland mitigation project. Cost not to exceed $2,500 to be paid from 33-00-810.*

RESULT:	APPROVED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

5. PUBLIC APPEARANCE - 10 AM GERI RACKOW EIPH

1. 10 AM Report from Geri Rackow, the Health District Director

Geri Rackow from Eastern Idaho Public Health was present to give an update and answer questions regarding the COVID-19 situation.

Teton County currently has 21 active cases. EIPH has increased staff to handle the contract tracing.

6. IT/EMERGENCY MANAGEMENT

Emergency Manager Greg Adams presented his report.

1. ACTION ITEM: Scale House Camera Solution

MOTION: *Approve the purchase of a camera system for the scale house building, not to exceed $13,000 using IT door*
and camera 1-14-491 and contingency funds 1-14-526.

RESULT:	APPROVED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

2. ACTION ITEM: Fiber Optic Project

Table procurement of supplies to accomplish connecting County facilities with fiber until after the Transfer Station audit.

MOTION: *Approve the procurement of supplies to accomplish connecting County facilities to each other at Solid Waste, Road and Bridge and the Fairgrounds, not to exceed $15,000.*

RESULT:	TABLED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

3. ACTION ITEM: 2020 FMA-BRIC Grant

MOTION: *Approve to proceed with the grant application process to apply for an FMA and/or BRIC grant to reduce the flood damage along Fox Creek by increasing the size of the culverts at 4 sites.*

RESULT:	APPROVED [Unanimous]
MOVER:	Harley Wilcox **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

4. ACTION ITEM: Server Backup Solution

MOTION: *Approve the purchase of the server backup solution with savings in the IT software account for $1,522.30.*

RESULT:	APPROVED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

5. ACTION ITEM: IT Fleet Management Software

MOTION: *Approve the renewal of our IT fleet management software for $5,368, from budget line item 1-14-679.*

RESULT:	APPROVED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Harley Wilcox
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

6. ACTION ITEM: Data Center Refresh

The cost will be split between FY20 and FY21.

MOTION: *Approve the procurement of the data center refresh project not to exceed $80,000 from 1-14-804, with the balance of $19,993 from FY21 1-14-804, contingent upon the FY21 budget approval.*

RESULT:	APPROVED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

7. ACTION ITEM: CARES Act Projects

Mr. Adams would like to use CARES Act funds for COVID tests, two variable message signs, and reimbursement to TREC. He has explored several options for procuring COVID tests. The Abbott rapid test is about $41/test. The funds would need to be pre-approved through the CARES Act portal.

MOTION: *Approve the use of our CARES Act allotment for procuring 2,000 Abbot rapid test kits not to exceed $83,000, 2 variable message*
signs not to exceed $26,600, and to support TREC for their work with local business outreach in the amount not to exceed $6520.29, for a total not to exceed $116,121 contingent upon pre-approval by the Idaho State Controller's Office.

RESULT:	APPROVED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

7. PLANNING AND ZONING

Planning Administrator Gary Armstrong presented the Planning Dept. update.

1. Planning Department Update

The next Impact Fee meeting will be Tuesday Sept. 1.

Planning & Zoning is continuing to meet with a hybrid of Zoom and in person.

The Board asked that the site visit discussion be placed on the next agenda.

2. ACTION ITEM: Condominium Plat and Development Agreement for Lot 12B in Teton Creek Resort

Planning Administrator Gary Armstrong presented the staff report for the Teton Creek Resort Condominium plat. Given the extensive history and court case associated with this subdivision, the Board has requested an opinion from the County Attorney Billie Siddoway regarding the proposed plat.

MOTION: *I move to table this action to a future meeting and request that the Planning Dept provide planning documents including a master site plan, landscape plan, and any other planning documents associated with the development and an opinion from the Prosecuting Attorney on the legality of the plat.*

RESULT:	TABLED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Harley Wilcox
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

3. ACTION ITEM: Darby Ranch Subdivision Insignificant Plat Amendment

The Board discussed the contradictions in the application regarding the building envelopes. If the plat reverts to County setbacks for the building envelopes rather than specified envelopes the amendment becomes significant.

MOTION: *Having reviewed the application materials for the proposed Insignificant Plat Amendment Darby Ranch Subdivision; I hereby move to table the action to a future regular meeting to consider additional information requested from the applicant, specifically the building envelope on the plat.*

RESULT:	TABLED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

8. TREASURER

1. ACTION ITEM: Accept Hardship Application for Teton County

Change Section 6 (l) to add more lines.

The Board would like the Prosecuting Attorney to review the application by the next meeting on August 31st.

MOTION: *Approve the Hardship Application presented by the Treasurer as modified.*

RESULT:	APPROVED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

9. 12:30 PM FIELD TRIP

1. 12:30 PM Site Visit to Teton Creek Pathway

The Board, the Clerk and Public Works Director Darryl Johnson took a field trip to the Teton Creek Pathway and discussed parking lot and access pathway placement on the County property.

10. PUBLIC HEARING 1:30 PM

1. ACTION ITEM: 1:30 PM Public Hearing for Resolution 2020-0824(B) Recovering Existing Forgone

The public hearing started at 1:48 PM.

No one present wished to speak in favor of, in the neutral, or opposed to the resolution.

The public comment portion was closed at 1:49 PM.

MOTION: *Approve Resolution 2020-0824(B) Recovering Existing Forgone, in the amount of $53,372, to be included in the FY21 Teton County budget.*

RESULT:	APPROVED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

11. PUBLIC HEARING 2:00 PM

1. ACTION ITEM: 2:00 PM Public Hearing for Teton County FY21 Budget, which includes the Special Road Levy & Mosquito Abatement District

The public hearing was opened at 2:01 PM.

No one present wished to speak in favor of, in the neutral, or opposed to the resolution.

The public comment was closed at 2:11 PM .

MOTION: *Approve Resolution 2020-0824 adopting a $16,820,001 Teton County budget for FY 2021.*

RESULT:	APPROVED [Unanimous]
MOVER:	Bob Heneage **SECONDER:** Cindy Riegel
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

12. CLERK

1. Public Defenders and Online Law Library

The Board discussed providing the Westlaw Online Law library to public defenders.

2. ACTION ITEM Approve FY2021 Indigent Defense Grant Agreement

MOTION: *Approve and sign the FY2021 Indigent Defense Grant Agreement in order to receive a $32,500 grant from the Public Defense Commission.*

RESULT:	APPROVED [Unanimous]
MOVER:	Harley Wilcox **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

3. Executive Session per IC 74-206(1) (b) Personnel

Roll call vote:
Commissioner Wilcox - aye
Commissioner Riegel - aye
Commissioner Heneage - aye

4. MOTION: *Enter executive session per IC 74-2601(1)(b) Personnel.*

RESULT:	ADOPTED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Harley Wilcox
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

5. ACTION ITEM: Change Jenny Robles job description to Asst to the Court Clerks

MOTION: *Approve Jenny Robles as the Asst. to the Court Clerks, at 86% of paygrade 3.*

RESULT:	APPROVED [Unanimous]
MOVER:	Cindy Riegel **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

13. COMMISSIONERS

1. Committee Reports

Commissioner Heneage attended two meetings. One with Big D and one with JRW, regarding the Multi Agency re-alignment project.

Commissioners Riegel and Wilcox had no reports.

2. Carryover of PTO Time

MOTION: *Approve carryover of 120 excess PTO hours for Phyllis Hansen, to be used by the end of December 2020.*

RESULT:	APPROVED [Unanimous]
MOVER:	Harley Wilcox **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

14. OTHER BUSINESS

15. ADJOURNMENT

MOTION: *Motion to Adjourn at 3:12 PM*

RESULT:	ADOPTED [Unanimous]
MOVER:	Harley Wilcox **SECONDER:** Bob Heneage
AYES:	Cindy Riegel, Harley Wilcox, Bob Heneage

BY: _____ ATTEST: _____

Cindy Riegel Clerk or Deputy Clerk