



Teton County Idaho Commissioners' Meeting Agenda
Monday March 13, 2017 9:00 am
150 Courthouse Drive, Driggs, ID – 1st Floor Meeting Room

9:00 MEETING CALL TO ORDER – Chair
Amendments to Agenda

CONSENT AGENDA

1. Approval of Beer & Wine licenses, if any
2. Approval of Certificates of Residency

9:00 OPEN MIC (*if no speakers, go to next agenda items*)

PUBLIC WORKS – Darryl Johnson

1. Solid Waste
 - a. Circular Butte Hauling Contract Update
 - b. RAD FY 2016 Statistics
2. Road & Bridge
 - a. Gravel Crushing Needs for 2017
 - b. April 10 Town Hall Meeting – Annual Road Report
3. Engineering
 - a. Cedron Road Shoulder Improvement Project Update
 - b. SH33 Gravel Pit Reclamation Update
 - c. Bates Road Boat Ramp Update
 - d. Pack Saddle Road Vacation Update
 - e. Cache Bridge Reconstruction Update
 - f. Teton Corridor Pathway Updates
4. Public Works
 - a. Eclipse Planning Portable Toilets Update

10:00 PLANNING – Joshua Chase

1. Insignificant Plat Amendment – Edgewood Subdivision
2. Certificates of Occupancy – Teton Reserve Subdivision
3. Temporary Use Permit Guidance
4. The Ponds Subdivision Status
5. Discussion of Research Fee for Lot Buildability Inquiries
6. Executive Session per IC74-206(a) Personnel Matters for Planning Administrator Interview

12:00 ELECTED OFFICIALS AND DEPARTMENT HEADS MEETING

IT AND EMERGENCY MANAGEMENT – Greg Adams

1. Monthly Report

1:30 ECLIPSE PLANNING – Alan Allred & Ronn Carlentine

1. Update
2. Public Safety Meeting for Eclipse

COMMISSIONERS

1. Approval of 2015 and 2016 Solid Waste Fees Refund
2. Executive Session per IC74-206(1)(f) for Legal Counsel on the Solid Waste Fee Law Suit
3. Decision of the Number of Appointments on the Planning and Zoning Commission from to Nine to Seven

3:30 DOG ORDINANCE DISCUSSION

1. Discussion of Concerns Regarding Dog Ordinance Adopted on February 27



Teton County Idaho Commissioners' Meeting Agenda
Monday March 13, 2017 9:00 am
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PROSECUTOR – Billie Siddoway

1. Executive Session per IC74-206(1)(f) for Legal Counsel on civil claims

CLERK – Mary Lou Hansen

1. Review & Finalize FY 2018 Budget Preparation Schedule
2. Discuss Employee Overtime Information Desired by BoCC
3. Review & Approve Claims for Payment of Bills
4. Executive Session per IC74-206(d) for Indigent
5. Review Hidden Paycheck Information

EXECUTIVE ASSISTANT – Holly Wolgamott

1. Report
 - a. Approval to Purchase Tablets for New Agenda Management Software
 - b. Approval of Board of County Commissioners New Agenda Template

ADMINISTRATIVE BUSINESS (*as time permits*)

1. Approve Available Minutes
 - a. January 9 Regular BoCC Meeting
 - b. January 13 Special BoCC Meeting
 - c. January 18 Special BoCC Meeting
 - d. January 20 Special BoCC Meeting
 - e. January 23 Regular BoCC Meeting
 - f. February 13 Regular BoCC Meeting
 - g. February 16 Special BoCC Meeting
 - h. February 27 Regular BoCC Meeting
 - i. March 1 Special BoCC Meeting
2. Other Business
 - a. Committee Reports

ADJOURNMENT

Upcoming Meetings

March 13 9:00 am Regular BoCC Meeting

April 10 9:00 am Regular BoCC Meeting

April 24 9:00 am Regular BoCC Meeting

March 13 6:00 pm Town Hall Meeting –
Government Effects on Local Business

April 10 6:00 pm Town Hall Meeting –
Road Summit

May 8 9:00 am Regular BoCC Meeting

Certificates of Residency 2016 - 2017

Abbott	Jenna	CSI	S
Bredal	Paal	CSI	S
Ballard	Adrian	CSI	S
Clark	Tiffany	CSI	S
Clement	Matthew	CSI	S
Divan	Trinity	CSI	S
Dustin	Emma	CSI	S
Endres	Sierra	CSI	S
Fisher	Jon	CSI	S
Foster	Dylan	CSI	S
Heard	Elijah	CSI	S
Johnson	Ashley	CSI	S
King	Marley	CSI	S
McCown	Katherine	CSI	S
Moosman	Crystal	CSI	S
Pence	Ryan	CSI	S
Nelson	Hailey	CSI	S
Reynaud	Elise	CSI	S
Ripplinger	Elizabeth	CSI	S
Robles	Jennifer	CSI	S
Singh	Nanaki	CSI	S
Vazquez	Angel	CSI	S
Weston	Bridger	CSI	S



WK: 208-354-0245
djohnson@co.teton.id.us

Public Works Department
MEMORANDUM

150 Courthouse Drive
Driggs, ID 83422

March 8, 2017

TO: Board of County Commissioners
FROM: Teton County Public Works Director – Darryl Johnson, PE, PLS
SUBJECT: Public Works Update

The following items are for your review and discussion at the March 13, 2017 BoCC Meeting.

SOLID WASTE

Circular Butte Hauling Contract – Teton County has a 3 year contract for hauling household waste to Circular Butte. The contract expires this June. Saul and I will be modifying some of the contract language that will make the relationship with the contractor more clear. We will be sending out a request for bids within the next 4 to 6 weeks in anticipation of awarding in June. I will keep you posted on our progress.

RAD FY2016 Diversion Statistics – Attached is a correspondence from RAD summarizing FY2016. The Transfer Station saw a 7.4% diversion increase between FY2015 and FY2016.

ROAD & BRIDGE

Gravel Crushing Request for Bids – We are in the process of understanding how much material needs processed for the 2017 construction season. This quantity will include material required for the Bates Boat Ramp Site development. A request for bids will be advertised some time in March.

April 10 Town Hall Meeting; Annual Road Report – I will be presenting my annual road report at the 4/10 Town Hall Meeting. Historically, I have provided an overview of our R&B department, revenue sources, budgets, road reporting requirements, maintenance efforts and the revised 5 year transportation improvement plan. We make every effort to keep with our 5 year plan but unfortunately, some roads deteriorate so rapidly over the course of the previous year that the plan needs adjusting. This year I will also be discussing the following topics in more detail than has been done in the past;

- Interior Subdivision Roads; who owns them, who maintains them, how would this impact the County.
- Snowplow Policy; I will review the current policy and discuss our desire to adopt a scorecard for plowing. We will be prepared to discuss how the proposed scorecard affects the existing routes.
- County Road Map; State Statute requires that we update our County Road Map every 5 years. The Map was last updated in 2012 so we need to update this year. We need to consider our conversation with interior subdivision roads as part of this update.

ENGINEERING

Cedron Road Shoulder Improvement Project – Horrocks Engineers hopes to have a final plan set out for review some time the week of March 13.

SH33 Gravel Pit Reclamation – Hauling material out of the State Felt pit has not resumed yet due to winter weather conditions.

Bates Road Boat Ramp Update – IDFG is continuing efforts with the boat ramp design. The latest update is that construction crews may not be available until August. That schedule would allow for water levels to subside so not necessarily a bad thing.

There has been discussion about the cabin and what the County is interested in doing long term. Preliminary research suggests the County would break even financially if the cabin were to be auctioned off and removed from the site. County costs would include auctioneer services, foundation removal, abandoning utilities and site cleanup.

Packsaddle Road Vacation – The Packsaddle Road Vacation application was approved at the 2/28 continued public hearing. I will be working with County Attorney Siddoway and the applicant on a revised agreement that includes all conditions identified in the motion. Once revised, I will present to the BoCC for approval. Final completion date for this project was identified as November 2019.

Cache Bridge Reconstruction – Teton County received funding for the reconstruction of Cache Bridge (Packsaddle RD, W4000N, at the Teton River) through a Bridge Program application submitted in 2014. Total estimated project cost is \$521,000 with a 7.34% match (\$38,241). Attached is a summary memo from the design engineer, Forsgren Associates. I also have the final Bridge Inspection Report available for review if any of you are interested. Phase I of this project was to determine if it was cost effective to repair the existing structure. Phase I recommendation was to proceed with the rehabilitation. Estimated construction cost for recommended rehabilitation is \$444,238. Total bridge replacement was estimated to cost \$1.3M.

Teton Creek Corridor Pathway Updates – The Teton Creek Corridor Project was initially introduced at the 10/12/2016 BoCC meeting through a collaborative effort between Public Works, TVTAP, FTR, TRLT and VARD. At the 11/14/2016 BoCC meeting motions were made and approved for the Teton Creek Corridor Easement and Public Pathway. Documents have been recorded securing the easements through Teton County. The partners have agreed to secure funding for the pathway construction AND provide the first oiling maintenance application.

The City of Driggs has agreed to be the sponsor for a Federal Lands Access Program (FLAP) grant for the development of the proposed pathway from Cemetery Road to State Line Road. The FLAP application scope will include an asphalt overlay for the Ski Hill Road pathway, construction of the Teton Creek Corridor Pathway and possibly additional connectivity to public land trails east of Ski Hill Road.

No monetary match or contribution is being asked of the County for this FLAP grant. TVTAP is simply seeking county support for this project. The application deadline is March 31.

Background information for the Teton Creek Corridor Project is attached.

PUBLIC WORKS

Vacation Notice – I will be on vacation the week of March 27 and returning on Monday, April 3. If necessary, I will submit a BoCC report but will not be available to review with the commissioners at the 3/27 meeting.

Eclipse – I have reached out to the portable toilet service provider that Newel Kimbal referred us to. Since they are delivering for Mr. Kimbal, they would like to try and get a full truck load if possible. They are checking on availability and will get back with me. I do not anticipate this provider to be willing to service regularly during the two week rental time. I also have inquiries into other service providers but have not received any encouraging information to date.



2016 Teton Valley & Teton County Transfer Station Diversion Plan Summary & Statistics

2016 Fiscal Year Diversion Statistics

- 2016 Diversion Rate: 33.17%
 - Increase of 7.4% (*vs. 2015 Diversion Rate of 25.71%*)

- Tonnage Breakdown
 - 9508 tons of material were accepted at the Teton County Transfer Station
 - 6354.36 tons were shipped to and landfilled at Circular Butte Landfill
 - 3153.64 tons (33.17%) were not shipped to and landfilled at Circular Butte
 - 2167.21 Tons of Recyclables were sold or exported
 - 933.63 Tons filled in the C&D Pit, put into piles* or are currently baled*

**Piles or baled materials are considered "Carry-Over" Materials*

Financials Realized in 2016

Total 2016 Cost-Savings: \$284,781

- Landfill Cost-Avoidance: \$239,676.64**
 - Calculation: 3153.64 tons diverted x \$76 per ton
 - *Includes "Carry-Over" Materials since tonnage did not go to the Circular Butte in FY2016*

- Revenue-Generating Materials: \$69,933.27
 - See Chart - 2167.21 tons with an average revenue of \$32.27 per ton

- Cost-Causing Diverted Materials: Oil*, Tires*, Paper & Wood: -\$24,828.50
 - 1132.13 Tons with an average cost of \$21.93 per ton (*vs. \$76/ton to landfill*)
 - *Diversion of these materials is federally required*

- Landfill Liability Cost Avoidance: \$ TBD (calculation in Progress)
 - Calculation: 3153.64 tons diverted with a \$XX value per ton
 - Calculation to be based on cost of closing and maintaining Teton County landfill and the estimated tons within the landfill

Carry-Over Materials

- 933.63 tons of Diverted Materials carried over into FY 2017 which consists of baled & piled recyclable materials, grass, manure and C&D.

 - Purposes for carrying over materials
 - Market value fluctuation – *wait for the market value to increase*
 - Freight availability
 - End destination acceptance
 - Accumulation Rate – *carry until there is a full truck load to avoid "Light-Load Fees"*
-

Chart 1: FY2016 Materials Accepted at Transfer Station
(Provided by Teton County)

About Chart: White and Yellow cells in Columns FY15 & FY16 represent weights of materials coming into the transfer station, weighed as they come across the scales. Glass is an exception, historically a multiplier was established to estimate glass brought in by RAD.

<i>Teton County Transfer Station Report 2.16.17</i>				
FY2015-2016 COMPARRISON ALL OCC				
Material	Tons			±%
	FY15	FY16	Δ	
* HOUSEHOLD	6188.12	6354.36	166.24	2.69%
ALUMINUM CANS	16.3	16.3	0	0.00%
ANIMAL COMPOST	79.69	76.13	-3.56	-4.47%
BATTERIES	5.89	5.89	0	0.00%
CARDBOARD	283	269.17	-13.83	-4.89%
E-WASTE	19.28	8.23	-11.05	-57.31%
** GLASS	169.3	159	-10.3	-6.08%
HAZ WASTE	0	0	0	0.00%
PLASTIC	8.1	12	3.9	48.15%
MIXED PAPER	107.69	48.94	-58.75	-54.55%
SCRAP METAL	328	342.87	14.87	4.53%
TIN CANS	14.8	14.8	0	0.00%
USED OIL	6.1	9.68	3.58	58.69%
UNSORTED C&D	207.72	177	-30.72	-14.79%
**WOOD CHIPS	700	1050	350	50.00%
TIRES	30	30	0	0.00%
Total Materials Received	8330	9508	1178	14.14%
Total Materials Processed	8163.99	8574.37	410.38	5.03%
Shipped to CB	6188.12	6354.36	166.24	2.69%
Misc Diverted	1975.87	933.63	-1042.24	-52.75%
Total Diverted	2141.88	3153.64	1011.76	47.24%
Diversion Rate	25.71%	33.17%	7.46%	28.99%
RAD Related	699.22	648.27	-50.95	-7.29%

Negative Deltas: Carry-Over Materials from 2014 to 2015 contribute to the reason for the negative deltas. Markets were soft in 2014, therefore the Transfer Station carried materials until the material market value increased, freight was available, the end destination processor was accepting material and/or the accumulation of material was great enough to be shipped out/purchased.

Chart 2: FY2016 Materials Exported from Transfer Station (Provided by Teton County)

About Chart - The weights of materials represent the tonnage leaving the transfer station, weighed as they go out on the transfer station scales. Glass is an exception, the glass tonnage shown (124.5) is glass from our onsite bins measured when emptied. historically a multiplier was established to estimate glass brought in by RAD.

**Chart does not include Carry-Over Tons (933.65) or those tons diversion value*

FISCAL YEAR 2016 MATERIALS DIVERTED - COST/REVENUES/SAVINGS						
MATERIAL	PROCESSED BY	PROCESSED IN TONS	REVENUE	LANDFILL SAVINGS	DISPOSAL COST	% of Revenue from Colum "D"
ALUMINUM CANS	Baled by Recycling Baler	16.30	\$13,692.00	\$1,238.80	\$0.00	19.58%
ANIMALS /COMPOST	Compost Operation	76.13	\$0.00	\$5,785.88		0.00%
BATTERIES	palletized & wrapped	5.89	\$2,473.80	\$447.64	\$0.00	3.54%
CARDBOARD	baled by Recycling Baler	193.74	\$13,736.27	\$14,724.24	\$0.00	19.64%
EWASTE	Stored & Shipped Loose	8.23	\$0.00	\$625.48	\$0.00	0.00%
GLASS	Crushed by Dozer/Loader	124.50	\$0.00	\$9,462.00	\$0.00	0.00%
METAL	Awarded Contractor Baler	328.07	\$26,245.60	\$24,933.32	\$0.00	37.53%
OIL	Special Storage/ HAZ Haul	9.68	\$0.00	\$735.68	\$2,025.55	0.00%
PAPER	Stored Loose shipped top load walking floor trialer	53.85	\$5,996.60	\$4,092.60	\$5,535.00	8.57%
PLASTICS #1	Baled by Recycling Baler	21.80	\$3,052.00	\$1,656.80	\$0.00	4.36%
SALVAGE FEE	weekly fee (1 Visit) of \$10	0.00	\$1,120.00	\$0.00	\$0.00	1.60%
SALVAGE MONTH FEE	Mnthly Fee (4 Visits) \$18	0.00	\$828.00	\$0.00	\$0.00	1.18%
SALVAGE NO METAL	No Charge on wood or C&D	48.91	\$0.00	\$3,717.16	\$0.00	0.00%
SALVAGE-METAL	Charge @ \$87/ton in FY 15	19.24	\$1,679.00	\$1,462.24	\$0.00	2.40%
TIN/METAL CANS	Baled by Recycling Baler	14.80	\$1,110.00	\$1,124.80	\$0.00	1.59%
TIRES	Stored & shipped loose	18.60	\$0.00	\$1,413.60	\$2,267.95	0.00%
UNSORTED-C&D	Buried materials onsite	177.47	\$0.00	\$13,487.72	**UNKOWN	0.00%
WOOD	Chipped/ used in Compost	1050.00	\$0.00	\$79,800.00	\$15,000.00	0.00%
TOTAL		2167.21	\$69,933.27	\$164,707.96	\$24,828.50	100.00%

* FY 2016 Teton County received 9,508 tons of materials at the scale

** Construction and Demolition pit will accrue cost due to space, time for proper maintenance, long term liability and proper closure plan cost.

Material Revenue =	\$69,933.27
All Disposal Cost =	\$24,828.50
Landfill Cost if Materials were land-filled not Diverted	\$164,707.96
TRANSFER STATION CUSTOMER SAVINGS =	\$209,812.73

Request:

The Teton County Board of County Commissioners vote on November 14th to:

- Accept contiguous pathway easements that extend from Stateline Road to the former Teton County landfill property
- Allow for the continuation of this pathway across Teton County property until it intersects with Cemetery Road near the Teton Creek Bridge. This connection will create an approximately 2.5-mile connected pathway from Cemetery Road to Stateline Road.

Background: The Teton Creek Corridor Project, “Project” is a collaborative effort between four local nonprofit partners, Friends of the Teton River (FTR), Teton Regional Land Trust (TRLT), Teton Valley Trails and Pathways (TVTAP), and Valley Advocates for Responsible Development (VARD), along the Teton Creek Corridor east of Driggs. The partners used the Teton County Comprehensive Plan as a guiding document for the project which seeks to achieve the following:

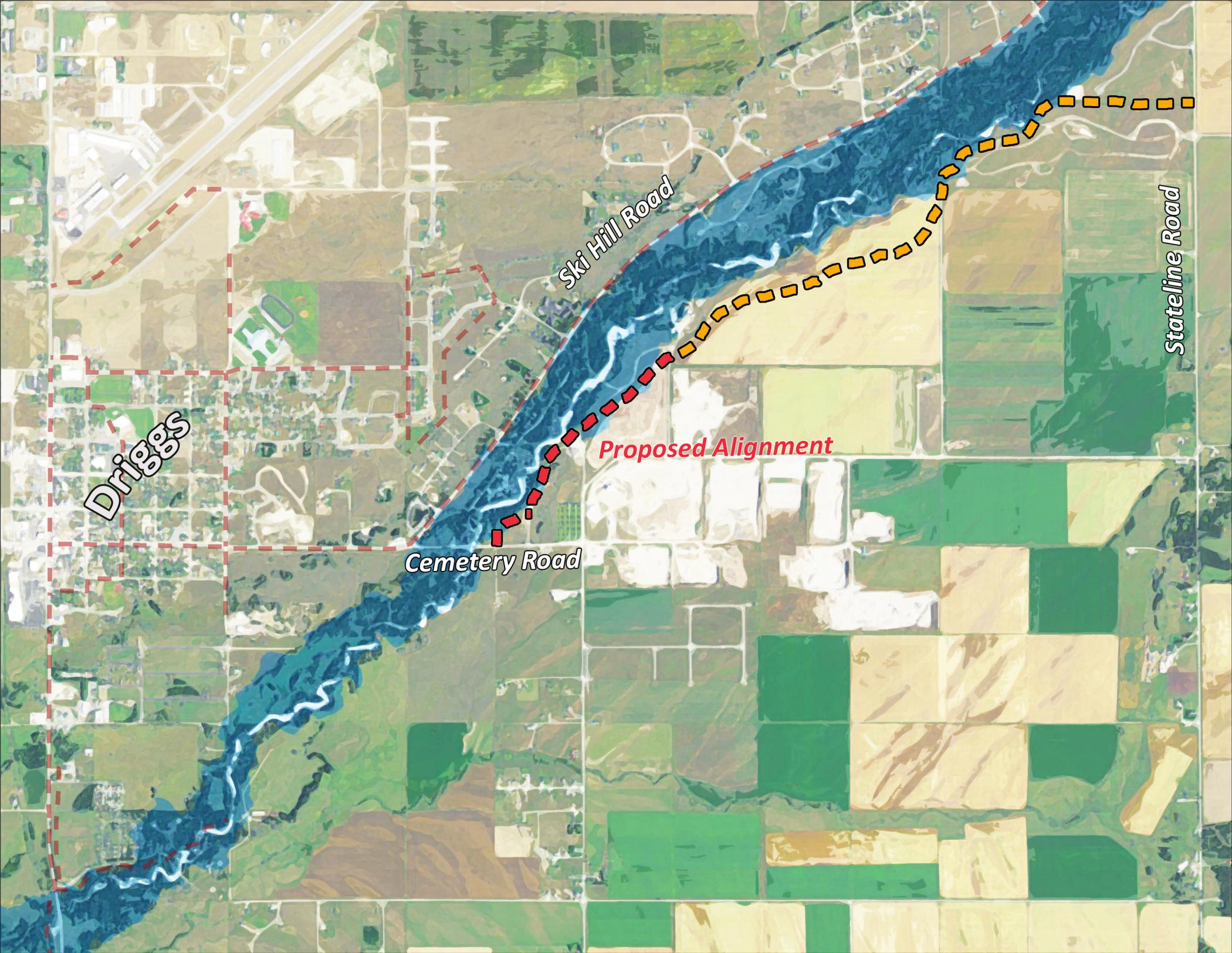
- Create pathways and public access along the corridor that provide safe, free access for all valley residents and visitors
- Maintain productive agricultural lands along the corridor and support the valley's agricultural heritage
- Stabilize the Teton Creek streambed to reduce flooding risks for private property and the City of Driggs and to improve stream function and habitat
- Protect and improve key wildlife habitat, especially migration corridors
- Help interested landowners make changes to existing or planned developments to make them more compatible with community goals

With cooperation from generous private landowners, the four non-profit partners have secured public pathway easements from Stateline Road west to the former landfill property. The partners request (i) that Teton County grant the final connection down to Cemetery Road across the former landfill property and (ii) that Teton County accept public pathway easements granted by private landowners.

The partners are committed to working with Teton County to secure the funding necessary to construct the pathway via grants and private donations. TVTAP is also committed to privately raising the funds needed for the first oiling of the pathway after construction is completed.

Community Benefits: This pathway will provide a safe recreational opportunity for all Teton Valley residents and visitors. Its close proximity to the City of Driggs will give local residents and visitors safe, free access to Teton Creek. The eastern end of the pathway is also close to public land access points, providing improved access to public lands.

This project advances numerous community goals, as outlined by the Economic Development, Transportation, Natural Resources and Outdoor Recreation, Community Events and Facilities, and Rural Character and Agricultural Heritage Sub-Committees of the Teton County Comprehensive Plan.



Driggs

Ski Hill Road

Proposed Alignment

Cemetery Road

Stateline Road

S:\p\2015\15-017-03 - TETON VALLEY TRAILS AND PATHWAYS - EASEMENTS\15-017-03 - TETON VALLEY TRAILS AND PATHWAYS - EASEMENTS.dwg AUG 18 2016 11:29:06 AM PLOTTED BY: hschweizer DWG FORMAT: ISO



DRAWING NO 1	JOB NO 15-017-03	JOB TITLE TETON VALLEY TRAILS & PATHWAYS		DRAWING TITLE PROPOSED EASEMENT THROUGH TETON COUNTY PROPERTY		NELSON ENGINEERING P.O. BOX 1599, JACKSON WYOMING (307) 733-2087			
		DATE SURVEYED ENGINEERED DRAWN CHECKED APPROVED		REV. NE NE SK/LR LR					

S:\Projects\2015\15-017\Teton Valley Trails and Pathways - Easements\Map Easements.dwg, DWG, 11/13/15 10:32:12 am, PLOTTED BY: hschickler, DWG, 11/13/15 10:31:51



DRAWING NO 2	JOB NO 15-017-03	JOB TITLE TETON VALLEY TRAILS & PATHWAYS		DRAWING TITLE PROPOSED EASEMENT THROUGH TETON COUNTY PROPERTY		 P.O. BOX 1599, JACKSON WYOMING (307) 733-2087		DATE	REV.
		APPROVED		CHECKED		LR	LR	NE	NE
		APPROVED		DRAWN		ENGINEERED		SURVEYED	

EXHIBIT A

DESCRIPTION FOR A PATHWAY EASEMENT FROM TARGHEE HILL ESTATES LLC TO TETON REGIONAL LAND TRUST

A 18-foot wide pathway easement located in Targhee Hill Estates Phase 1, as recorded in the Office of the Teton County Clerk as instrument number 194449 and being located within the S1/2 S1/2 of Section 20, Township 5 North, Range 46 East, B.M., Teton County, Idaho, being 9 foot each side of the following described centerline:

Beginning at a Point on the west line of the SW1/4 of Said Section 20 and also being the west line of Targhee Hill Estates Phase 1, which point lies N00°02'52"E, 138.96 feet from the southwest corner of said Section 20;

Thence leaving said west line along a non-tangent circular curve to the right;

Thence along said curve, having a radius of 150.00 feet, a chord of 68.16 feet, bearing N39°01'16"E, through a central angle of 26°15'47", an arc distance of 68.76 feet;

Thence N52°09'09"E, 164.59 feet to a circular curve to the left;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 116.58 feet, bearing N45°27'29"E, through a central angle of 13°23'20", and an arc distance of 116.84 feet to a reverse curve to the right;

Thence along said reverse curve, having a radius of 500.00 feet, a chord distance of 214.91 feet, bearing N51°10'26"E, through a central angle of 24°49'14", and an arc distance of 216.60 feet;

Thence N63°35'03"E, 311.32 feet to a circular to the left;

Thence along said curve, having a radius of 200.00 feet, a chord distance of 106.98 feet, bearing N48°04'15"E, through a central angle of 31°01'35", and an arc distance of 108.30 feet;

Thence N32°33'28"E, 123.48 feet to a circular to the right;

Thence along said curve, having a radius of 50.00 feet, a chord distance of 71.50 feet, bearing N78°12'05"E, through a central angle of 91°17'14", and an arc distance of 79.66 feet;

Thence S56°09'18"E, 67.39 feet to a circular to the left;

Thence along said curve, having a radius of 100.00 feet, a chord distance of 70.68 feet, bearing S76°51'07"E, through a central angle of 41°23'38", and an arc distance of 72.25 feet;

Thence N82°27'04"E, 172.70 feet to a circular to the left;

Thence along said curve, having a radius of 150.00 feet, a chord distance of 116.57 feet, bearing N59°35'08"E, through a central angle of 45°43'53", and an arc distance of 119.72 feet;

Thence N36°43'11"E, 191.82 feet to a circular to the right;

Thence along said curve, having a radius of 600.00 feet, a chord distance of 332.97 feet, bearing N52°49'45"E, through a central angle of 32°13'09", and an arc distance of 337.40 feet to a reverse curve to the left;

Thence along said curve, having a radius of 100.00 feet, a chord distance of 56.03 feet, bearing N52°40'14"E, through a central angle of 32°32'11", and an arc distance of 56.79 feet;

Thence N36°24'08"E, 12.57 feet to a circular to the right;

Thence along said curve, having a radius of 100.00 feet, a chord distance of 26.70 feet, bearing N44°04'25"E, through a central angle of 15°20'33", and an arc distance of 26.78 feet;

Thence N51°44'41"E, 19.44 feet to a circular to the right;

Thence along said curve, having a radius of 50.00 feet, a chord distance of 31.01 feet, bearing N69°48'44"E, through a central angle of 36°08'05", and an arc distance of 31.53 feet;

Thence N87°52'46"E, 59.03 feet to a circular to the right;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 48.65 feet, bearing S89°19'56"E, through a central angle of 05°34'36", and an arc distance of 48.67 feet;

Thence S86°32'38"E, 161.41 feet to a circular to the left;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 29.49 feet, bearing S88°14'01"E, through a central angle of 03°22'47", and an arc distance of 29.49 feet;

Thence S89°55'25"E, 936.95 feet to a circular to the right;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 76.34 feet, bearing S85°32'44"E, through a central angle of 08°45'22", and an arc distance of 76.41 feet;

Thence S81°10'03"E, 32.96 feet to a circular to the left;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 65.31 feet, bearing S84°54'44"E, through a central angle of 07°29'22", and an arc distance of 65.36 feet;

Thence S88°39'25"E, 324.28 feet to a circular to the left;

Thence along said curve, having a radius of 500.00 feet, a chord distance of 81.09 feet, bearing N86°41'32"E, through a central angle of 09°18'08", and an arc distance of 81.18 feet;

Thence N82°02'28"E, 122.46 feet to the easterly boundary line of Said Targhee Hill Estates Phase 1, and being S00°16'55"E, 23.81 feet from the Northeast Corner of said Targhee Hill Estates Phase 1;

The side lines of said described easement to be lengthened or shortened to terminate on the described lines.

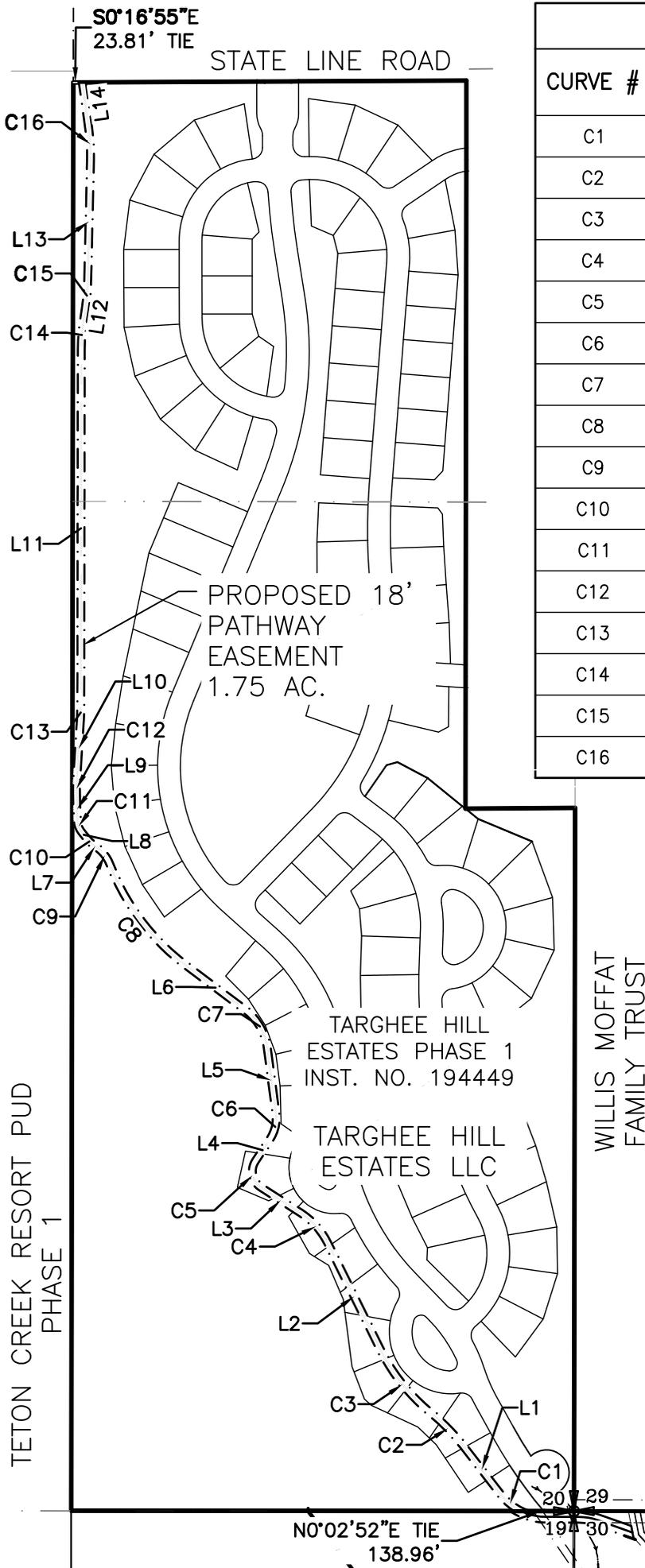
Said easement contains 1.75 acres, more or less, and is subject to any easements, rights-of-way, reservations or restrictions of sight and/or of record.

All as shown on Exhibit "B" attached hereto and by this reference made a part hereof.

Lucas D. Rudolph
Idaho PLS 13767
Nelson Engineering
Project 15-017-03
November 3, 2016

EXHIBIT B

A PATHWAY EASEMENT
FROM TARGHEE HILL ESTATES LLC
TO TETON REGIONAL LAND TRUST

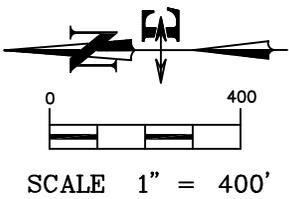


EASEMENT CURVE DATA

CURVE #	LENGTH	RADIUS	DELTA	CHORD BRNG	CHORD LENGTH
C1	68.76	150.00	26°15'47"	N39°01'16"E	68.16
C2	116.84	500.00	13°23'20"	N45°27'29"E	116.58
C3	216.60	500.00	24°49'14"	N51°10'26"E	214.91
C4	108.30	200.00	31°01'35"	N48°04'15"E	106.98
C5	79.66	50.00	91°17'14"	N78°12'05"E	71.50
C6	72.25	100.00	41°23'38"	S76°51'07"E	70.68
C7	119.72	150.00	45°43'53"	N59°35'08"E	116.57
C8	337.40	600.00	32°13'09"	N52°49'45"E	332.97
C9	56.79	100.00	32°32'11"	N52°40'14"E	56.03
C10	26.78	100.00	15°20'33"	N44°04'25"E	26.70
C11	31.53	50.00	36°08'05"	N69°48'44"E	31.01
C12	48.67	500.00	5°34'36"	S89°19'56"E	48.65
C13	29.49	500.00	3°22'47"	S88°14'01"E	29.49
C14	76.41	500.00	8°45'22"	S85°32'44"E	76.34
C15	65.36	500.00	7°29'22"	S84°54'44"E	65.31
C16	81.18	500.00	9°18'08"	N86°41'32"E	81.09

EASEMENT LINE DATA

LINE #	LENGTH	DIRECTION
L1	164.59	N52°09'09"E
L2	311.32	N63°35'03"E
L3	123.48	N32°33'28"E
L4	67.39	S56°09'18"E
L5	172.70	N82°27'04"E
L6	191.82	N36°43'11"E
L7	12.57	N36°24'08"E
L8	19.44	N51°44'41"E
L9	59.03	N87°52'46"E
L10	161.41	S86°32'38"E
L11	936.95	S89°55'25"E
L12	32.96	S81°10'03"E
L13	324.28	S88°39'25"E
L14	122.46	N82°02'28"E



LOCATED WITHIN THE
S1/2 S 1/2
SEC 20, T5N, R46E,
TETON COUNTY, IDAHO

DRAWING NO 1	DRAWING TITLE TETON VALLEY TRAILS & PATHWAY
JOB NO 15-017-03	PATHWAY EASEMENT THRU TARGHEE HILL ESTATES LLC

NELSON ENGINEERING

P.O. BOX 1599, JACKSON WYOMING (307) 733-2087

DATE	11/03/16
ENGINEERED	
DRAWN	SK
CHECKED	LR
APPROVED	LR

EXHIBIT A

DESCRIPTION FOR A PATHWAY EASEMENT FROM TETON COUNTY, IDAHO TO TETON REGIONAL LAND TRUST

A 30-foot wide pathway easement located in the W ½ of Section 30, And the SE ¼ of Section 25, Township 5 North, Range 46 East, B.M., Teton County, Idaho, being 15 foot each side of the following described centerline:

Beginning at a Point on the south line of the SE ¼ of Said Section 25, which point lies S89°19'50"W, 1286.13 feet from the southeast corner of Section 25.

Thence leaving said south line, N00°40'09"W, 23.34 feet, to a circular curve to the right.

Thence along said curve, a radius of 300.00 feet, a chord distance of 241.54 feet, Bearing N23°04'12"E, through a central angle of 47°28'42", and an arc distance of 248.60 feet;

Thence N46°48'33"E, 242.62 feet, to a circular curve to the left;

Thence along said curve, a radius of 1500.00 feet, a chord distance of 363.70 feet, Bearing N39°50'45"E, through a central angle of 13°55'35", and an arc distance of 364.59 feet to a reverse curve to the right;

Thence along said reverse curve, having a radius of 790.00 feet, a chord distance of 186.12 feet, Bearing N39°38'51"E, through a central angle of 13°31'47", and an arc distance of 186.55 feet to a reverse curve to the left;

Thence along said reverse curve, having a radius of 100.00 feet, a chord distance of 78.65 feet, Bearing N23°15'21"E, through a central angle of 46°18'46", and an arc distance of 80.83 feet;

Thence N00°05'58"E, 54.49 feet, to a circular curve to the right;

Thence along said curve, a radius of 100.00 feet, a chord distance of 58.91 feet, Bearing N17°13'53"E, through a central angle of 34°15'48", and an arc distance of 59.80 feet;

Thence N34°21'47"E, 62.46 feet, to a circular curve to the left;

Thence along said curve, a radius of 300.00 feet, a chord distance of 53.26 feet, Bearing N29°16'13"E, through a central angle of 10°11'07", and an arc distance of 53.33 feet;

Thence N24°10'40"E, 210.56 feet, to a circular curve to the right;

Thence along said curve, a radius of 100.00 feet, a chord distance of 71.50 feet, Bearing N45°07'31"E, through a central angle of 41°53'42", and an arc distance of 73.12 feet to a reverse curve to the left;

Thence along said reverse curve, having a radius of 288.24 feet, a chord distance of 202.75 feet, Bearing N45°28'52"E, through a central angle of 41°10'59", and an arc distance of 207.18 feet to a reverse curve to the right;

Thence along said reverse curve, having a radius of 300.00 feet, a chord distance of 104.04 feet, Bearing N34°52'32"E, through a central angle of 19°58'18", and an arc distance of 104.57 feet;

Thence N44°51'41"E, 43.10 feet to a circular curve to the right;

Thence along said curve, a radius of 300.00 feet, a chord distance of 63.46 feet, Bearing N50°55'59"E, through a central angle of 12°08'35", and an arc distance of 63.58 feet;

Thence N57°00'16"E, 512.31 feet, to a circular curve to the left;

Thence along said curve, a radius of 300.00 feet, a chord distance of 18.69 feet, Bearing N55°13'11"E, through a central angle of 3°34'11", and an arc distance of 18.69 feet;

Thence N53°26'05"E, 372.59 feet to a circular curve to the right;

Thence along said curve, a radius of 300.00 feet, a chord distance of 68.55 feet, Bearing N59°59'44"E, through a central angle of 13°07'17", and an arc distance of 68.70 feet;

Thence N66°33'22"E, 136.86 feet to a circular curve to the left;

Thence along said curve, a radius of 200.00 feet, a chord distance of 146.64 feet, Bearing N45°03'02"E, through a central angle of 43°00'40", and an arc distance of 150.14 feet;

Thence N23°32'42"E, 145.91 feet to a circular curve to the right;

Thence along said curve, a radius of 200.00 feet, a chord distance of 35.71 feet, Bearing N28°39'59"E, through a central angle of 10°14'35", and an arc distance of 35.75 feet;

Thence N33°47'17"E, 216.08 feet to a circular curve to the right;

Thence along said curve, a radius of 600.00 feet, a chord distance of 274.43 feet, Bearing N47°00'30"E, through a central angle of 26°26'26", and an arc distance of 276.89 feet;

Thence N61°10'39"E, 31.32 feet to a point on the west line of the SE ¼, NW ¼ of said Section 30;

Said end point being N00°21'22"E, 243.48 feet from the C-W 1/16 corner of said Section 30;

The side lines of said described easement to be lengthened or shortened to terminate on the described lines.

Said easement contains 2.79 acres, more or less, and is subject to any easements, rights-of-way, reservations or restrictions of sight and/or of record.

All as shown on Exhibit "B" attached hereto and by this reference made a part hereof.

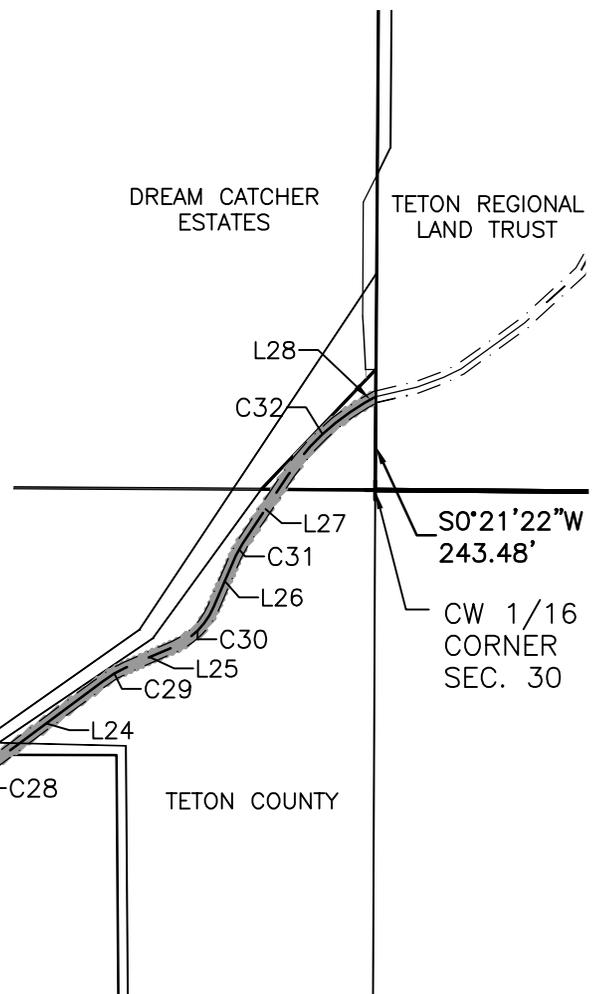
Lucas D. Rudolph
Idaho PLS 13767
Nelson Engineering
Project 15-017-03
October 24, 2016

EXHIBIT B

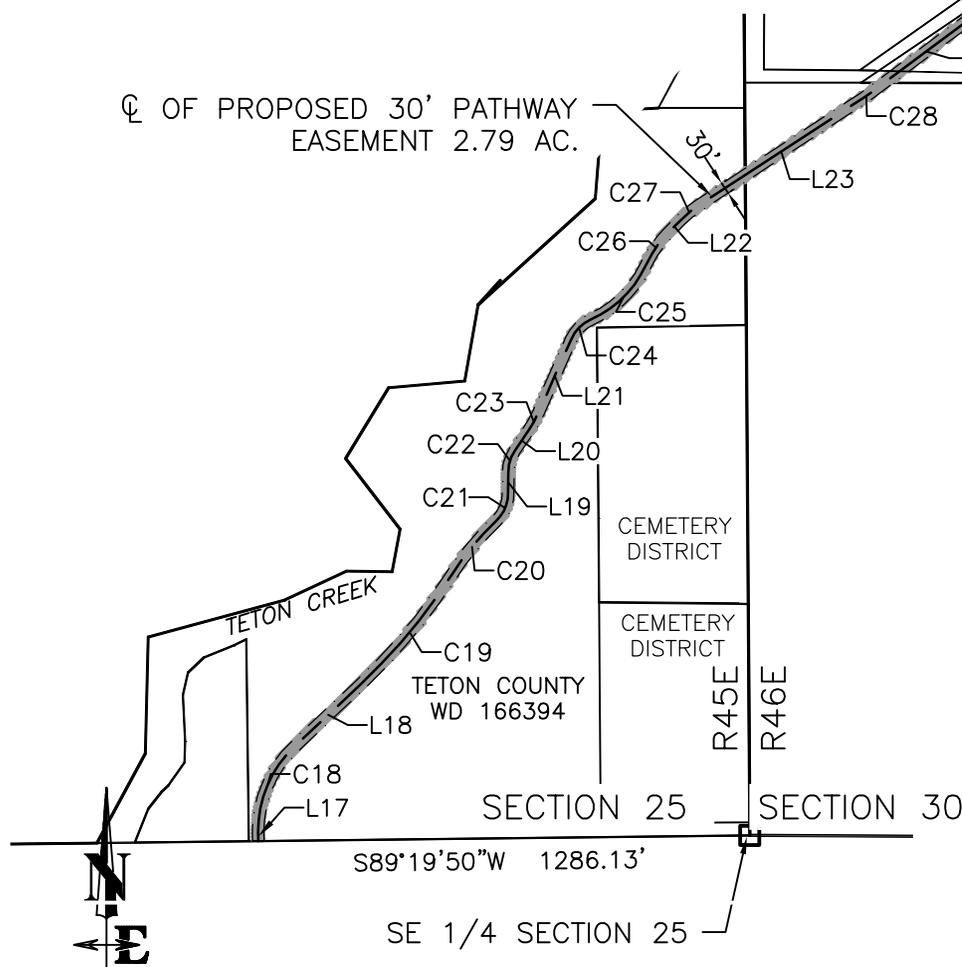
A PATHWAY EASEMENT
FROM TETON COUNTY, IDAHO
TO TETON REGIONAL LAND TRUST

EASEMENT CURVE DATA

CURVE #	LENGTH	RADIUS	DELTA	CHORD BRNG	CHORD LENGTH
C18	248.60	300.00	47°28'42"	N23°04'12"E	241.54
C19	364.59	1500.00	13°55'35"	N39°50'45"E	363.70
C20	186.55	790.00	13°31'47"	N39°38'51"E	186.12
C21	80.83	100.00	46°18'46"	N23°15'21"E	78.65
C22	59.80	100.00	34°15'48"	N17°13'53"E	58.91
C23	53.33	300.00	10°11'07"	N29°16'13"E	53.26
C24	73.12	100.00	41°53'42"	N45°07'31"E	71.50
C25	207.18	288.24	41°10'59"	N45°28'52"E	202.75
C26	104.57	300.00	19°58'18"	N34°52'32"E	104.04
C27	63.58	300.00	12°08'35"	N50°55'59"E	63.46
C28	18.69	300.00	3°34'11"	N55°13'11"E	18.69
C29	68.70	300.00	13°07'17"	N59°59'44"E	68.55
C30	150.14	200.00	43°00'40"	N45°03'02"E	146.64
C31	35.75	200.00	10°14'35"	N28°39'59"E	35.71
C32	276.89	600.00	26°26'26"	N47°00'30"E	274.43

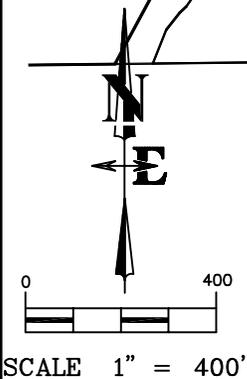


☉ OF PROPOSED 30' PATHWAY
EASEMENT 2.79 AC.



EASEMENT LINE DATA

LINE #	LENGTH	DIRECTION
L17	23.34	N0°40'09"W
L18	242.62	N46°48'33"E
L19	54.49	N0°05'58"E
L20	62.46	N34°21'47"E
L21	210.56	N24°10'40"E
L22	43.10	N44°51'41"E
L23	512.31	N57°00'16"E
L24	372.59	N53°26'05"E
L25	136.86	N66°33'22"E
L26	145.91	N23°32'42"E
L27	216.08	N33°47'17"E
L28	31.52	N61°10'39"E



Part of the
SE 1/4, SEC. 25, T5N, R45E,
and the
NW 1/4, SEC. 30, T5N, R46E,
TETON COUNTY, IDAHO

DRAWING NO 1	DRAWING TITLE TETON VALLEY TRAILS & PATHWAY
JOB NO 15-017-03	PATHWAY EASEMENT THRU TETON COUNTY PROPERTY

**NELSON
ENGINEERING**

P.O. BOX 1599, JACKSON WYOMING (307) 733-2087

DATE	10/24/16
ENGINEERED	
DRAWN	SK
CHECKED	LR
APPROVED	LR

EXHIBIT A

**DESCRIPTION FOR
A PATHWAY EASEMENT
FROM TETON REGIONAL LAND TRUST
TO TETON COUNTY, IDAHO**

A 30-foot wide pathway easement located in the N ½ of Section 30, and the SE ¼ SE ¼ of Section 19, Township 5 North, Range 46 East, B.M., Teton County, Idaho, said easement also being a portion of Parcel 1 and Parcel 2 of that Record of Survey titled "Record of Survey boundary Adjustment", Instrument #236071, records of Teton County, being 15 foot each side of the following described centerline:

Beginning at a Point on the west line of the SE ¼ NW ¼ of Said Section 30, and the west boundary line of said Parcel 1, Record of Survey, which point lies N00°21'22"E, 243.48 feet from the southwest corner of said Parcel 1 and the Center-West 1/16 corner of said Section 30.

Thence N77°10'56"E, 111.41 feet;

Thence N69°24'35"E, 72.25 feet;

Thence N64°43'10"E, 52.00 feet;

Thence N54°08'49"E, 205.49 feet;

Thence N47°37'08"E, 198.00 feet;

Thence N29°36'12"E, 200.14 feet;

Thence N39°11'22"E, 207.90 feet;

Thence N44°58'27"E, 445.53 feet;

Thence N71°02'01"E, 117.14 feet;

Thence S88°43'32"E, 128.59 feet;

Thence N65°04'43"E, 217.87 feet;

Thence N69°14'49"E, 174.71 feet;

Thence N64°19'38"E, 225.62 feet;

Thence N70°36'17"E, 248.54 feet;

Thence N64°35'04"E, 240.62 feet;

Thence N87°14'23"E, 334.61 feet;

Thence S77°42'33"E, 171.18 feet to a point of a non-tangent curve to the left;

Thence along said curve a radius of 1105.01 feet, a chord distance of 993.24 feet, Bearing N61°47'41"E, through a central angle of 53°24'50", and an arc distance of 1030.14 feet;

Thence N35°11'20"E, 159.10 feet;

Thence N33°36'37"E, 140.91 feet;

Thence N47°14'15"E, 47.34 feet to a non-tangent curve to the left;

Thence along said curve having a radius of 200.00 feet, a chord distance of 96.09 feet, bearing N 33°20'16"E, through a central angle of 27°47'58", an arc distance of 97.04 feet;

Thence N19°26'17"E, 65.24 feet to a non-tangent curve to the left;

Thence along said curve having a radius of 150.00 feet, a chord distance of 50.08 feet, bearing N 09°49'43"E, through a central angle of 19°13'08", an arc distance of 50.31 feet;

Thence N00°13'09"E, 13.02 feet to the southerly boundary of said Section 19;

Thence N00°02'52"E, 73.59 feet to a non-tangent curve to the right;

Thence along said curve having a radius of 150.00 feet, a chord distance of 67.08 feet, bearing N 12°58'07"E, through a central angle of 25°50'31", an arc distance of 67.65 feet to the east line of said Parcel 2, Record of Survey, and the east line of said Section 19;

Said end point being N00°02'52"E, 138.96 feet from the southeast corner of said Section 19;

The side lines of said described easement to be lengthened or shortened to terminate on the described lines.

Said easement contains 3.51 acres, more or less, and is subject to any easements, rights-of-way, reservations or restrictions of sight and/or of record.

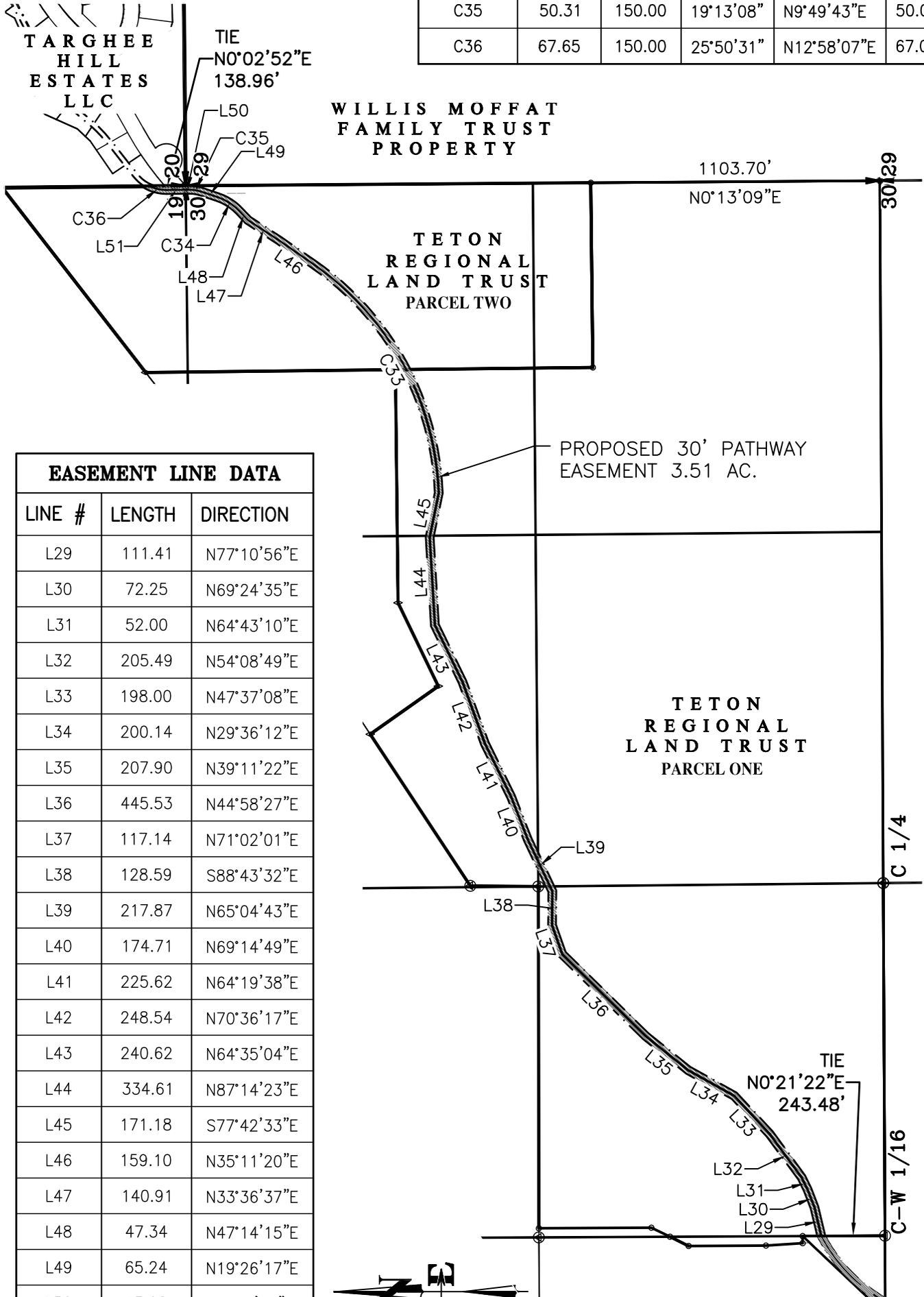
All as shown on Exhibit "B" attached hereto and by this reference made a part hereof.

Lucas D. Rudolph
Idaho PLS 13767
Nelson Engineering
Project 15-017-02
November 3, 2016

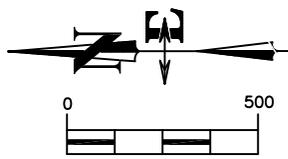
EXHIBIT B

A PATHWAY EASEMENT
FROM TETON REGIONAL LAND TRUST
TO TETON REGIONAL LAND TRUST

EASEMENT CURVE DATA					
CURVE #	LENGTH	RADIUS	DELTA	CHORD BRNG	CHORD LENGTH
C33	1030.14	1105.01	53°24'50"	N61°47'41"E	993.24
C34	97.04	200.00	27°47'58"	N33°20'16"E	96.09
C35	50.31	150.00	19°13'08"	N9°49'43"E	50.08
C36	67.65	150.00	25°50'31"	N12°58'07"E	67.08



EASEMENT LINE DATA		
LINE #	LENGTH	DIRECTION
L29	111.41	N77°10'56"E
L30	72.25	N69°24'35"E
L31	52.00	N64°43'10"E
L32	205.49	N54°08'49"E
L33	198.00	N47°37'08"E
L34	200.14	N29°36'12"E
L35	207.90	N39°11'22"E
L36	445.53	N44°58'27"E
L37	117.14	N71°02'01"E
L38	128.59	S88°43'32"E
L39	217.87	N65°04'43"E
L40	174.71	N69°14'49"E
L41	225.62	N64°19'38"E
L42	248.54	N70°36'17"E
L43	240.62	N64°35'04"E
L44	334.61	N87°14'23"E
L45	171.18	S77°42'33"E
L46	159.10	N35°11'20"E
L47	140.91	N33°36'37"E
L48	47.34	N47°14'15"E
L49	65.24	N19°26'17"E
L50	13.02	N0°13'09"E
L51	73.59	N0°02'52"E



LOCATED IN THE
N 1/2, SECTION 30,
AND THE SE 1/4 SE 1/4, SECTION 19
T5N, R46E, B.M.,
TETON COUNTY IDAHO

DRAWING NO 1	DRAWING TITLE TETON VALLEY TRAILS & PATHWAY	 P.O. BOX 1599, JACKSON WYOMING (307) 733-2087	DATE 11/03/16
JOB NO 15-017-03	PATHWAY EASEMENT THRU TETON REGIONAL LAND TRUST		ENGINEERED SK
			CHECKED LR
			APPROVED LR

COMMISSIONERS PRESENT: Bill Leake, Kelly Park, Cindy Riegel

OTHER ELECTED OFFICIALS PRESENT: Prosecutor Kathy Spitzer

Chairman Leake called the meeting to order at 9:00 am and led the Pledge of Allegiance.

OPEN MIC

Kendall Jolley, Janine Jolley and Arnold Woolstenhulme all spoke in favor of a Nutrient Pathogen Waiver for Ross Meadows Subdivision.

PUBLIC WORKS

Director Darryl Johnson reviewed his bi-monthly update memo (Attachment #1).

FRANCHISE AGREEMENT. Dave Hudacsko from RAD reviewed his annual Executive Summary for 2016 (Attachment #2). As Section 16 of the franchise agreement allows for franchisee to request adjustments once a year, RAD is requesting a rate adjustment in order to normalize rates across the board to the whole valley.

Mr. Johnson reviewed the rate adjustment list (Attachment #3) and realized there was more than a 3% rate increase to most of the services. As Mr. Johnson had not received the rate sheet until that morning, he would like to take some time to review these and come back with a recommendation at the next meeting.

TETON CREEK CORRIDOR. Tim Adams with Teton Valley Trails and Pathways discussed with the Board their October 12th request for a pathway easement along the edge of the former landfill property owned by Teton County in order to connect the pathway to Cemetery Road (Attachment #4).

● **MOTION.** Commissioner Riegel made a motion to approve Teton Creek Corridor public pathway easement alignment as presented. Motion seconded by Commissioner Park and carried unanimously.

● **MOTION.** Commissioner Riegel made a motion for Teton County to adopt Teton Creek public pathway easement as presented. Motion seconded by Commissioner Park and carried unanimously.

GRAVEL PIT RECLAMATION (Attachment #5). Mr. Johnson received a call from the State Board of Land Commissioners earlier this month in regards to what was being done for reclamation on the old pit located on Highway 33. In 2000, a reclamation plan was submitted by then Road & Bridge Supervisor, Ralph Egbert and although the plan was never signed by the commissioners, Teton County is on the hook for completing the reclamation unless the current owner (Josh Thulin) agrees to accept responsibility for the reclamation.

Mr. Johnson, Gary Billman from the Idaho State Board of Lands and Mr. Thulin visited the site on October 28th to discuss how the County will proceed.

Mr. Johnson recommends moving forward to reclaim the pit and says the materials left over from the Badger Creek project are acceptable for use in the reclamation project. He believes the contractor for the Badger Creek project will move the material from its current location to a State pit adjacent to the site, thus saving the County approximately \$300,000. The State will let the County store the materials there until at least next spring.

Prosecuting Attorney Kathy Spitzer recommended waiting until the Idaho State Board of Lands sent the matter to the State Attorney General. She says since Mr. Egbert put the plan for reclamation to the State without commissioner approval, the county is not legally bound. She says Mr. Thulin will not accept the reclamation plan and will not allow Teton County on site to do the reclamation. Besides, since it is still being used as a pit, the reclamation cannot be started. Chairman Leake asked Ms. Spitzer to contact the AG's office to discuss the matter. He also asked Mr. Johnson to see if the contractor is willing to move the material to the state pit on Hwy 33 and inquire how long the material can remain at the State pit.

S1000E DARBY CREEK CULVERT REPLACEMENT PROJECT. Bids were opened October 28 (Attachment #6). MD Nursery's bid was significantly lower than the other two but MD is confident in the bid they have given to the County.



MEMORANDUM

DATE: 3/1/17
TO: Muhammad Zubery, P.E. and Darryl Johnson, P.E.
FROM: Brett Broadhead, P.E., Randy Johnson, P.E.
RE: KN 19030 Packsaddle Road Bridge - Recommendations for Bridge Repair

We have completed the Phase 1 bridge inspection and alternatives analysis for the Packsaddle Road Bridge. The following summarizes the design recommendations for bridge repair and design considerations to be incorporated as design work proceeds.

Design Recommendation

Proceed with design, permitting, and construction of the proposed Deck Replacement and Pier Cap Repair as shown in the attached Plan and Profile and Typical Section and described as follows:

1. Remove and Replace Deck and Rail. The existing, deteriorating bridge rail and curb will be replaced with a rail system compliant with current safety standards. A new deck will be installed to increase bridge service life. The new deck will be wider than the existing deck to improve traffic safety.
2. Complete an Epoxy Overlay. A thin bonded epoxy sealer will be placed to seal deck cracks and extend deck life.
3. Pier Cap Repair. The existing, deteriorated pier caps will be repaired by removing the damaged concrete from the pier caps and reconstructing the pier caps with new concrete replacing the damaged portions of the caps.
4. Expansion Joint Replacement. Installation of an asphaltic plug joint with the new deck is proposed to minimize water penetration to the pier cap and reduce future potential for deterioration of pier caps.
5. Approach Adjustment. Adjustments in the asphalt bridge approaches may be necessary to transition to the new deck and railing system. Adjustment is not anticipated beyond 50 feet from the bridge.

This repair work provides (1) improved safety with bridge rail brought to current code and increased bridge width and (2) extended bridge life with deck and pier cap repair. The proposed repair costs 10-15% more than other repair options evaluated but provides the best return on investment with approximately double the projected design life.

Design Considerations

Documentation of the design data, environmental considerations, alternatives analysis, and feasibility assessment, are included in the attached ITD forms 0332, 0785, and 0280. Cost summaries for selected alternatives are included in the attached ITD forms 1150. The following summarizes key elements identified in these forms.

Environmental

It is anticipated that this repair work will require work below OHW which will include setting up metal, concrete, or wood supports within the channel to support a mechanism for catching demolition debris and support bridge girders and newly cast concrete pier caps during construction.

Based on agency discussion:

1. A 404 permit (nationwide permit for temporary construction access and dewatering, NWP 33) should be anticipated;
2. An IDWR stream alteration permit should be anticipated. While the Teton River is a State Protected Water, this should not preclude the proposed project because maintenance of an existing roadway is an allowed activity on the Teton River according to the State Water Plan.
3. Construction schedule will likely be restricted by Idaho Fish and Game limitations on in-water work for fisheries protection.

It is anticipated that the design will need to accommodate cultural resources (e.g. historical preservation) requirements as identified through consultation between LHTAC and ITD.

Utilities

There are utility lines that run on the south bridge curb and overhead that will need to be accommodated.

Adjacent Properties

Guardrail terminations will need to be coordinated with the County on the southwest side of the bridge so as to work around a telephone pedestal and County facilities at the boat dock. Impact to landscaping or fencing is not anticipated because work beyond the bridge deck or outside of the paved road section is not anticipated.



FROM: Joshua Chase, Planning Consultant
TO: Board of County Commissioners
RE: Planning Department Update
MEETING: February 27, 2017

The following items are for your review and discussion.

Insignificant Plat Amendment. Edgewood Subdivision first plat amendment to combine two lots.

§9-7-1 (B-4a) Insignificant Changes. Upon determining the application complete, and that the proposal is an insignificant change or vacation, the Planning Administrator shall recommend to the Board of County Commissioners approval, approval with conditions, or denial of the application pursuant to the criteria and standards in the county regulations. The Board may review insignificant changes at a regularly scheduled public meeting.

The Consulting Planner has determined that the application is complete and constitutes and insignificant plat amendment and recommends approval by the Teton County Board of County Commissioners pursuant to Teton County regulations.

Other items:

Request for letter to lift stay on Certificates of Occupancy in Teton Reserve Subdivision.

Bruce Hollis, HOA for Teton Reserve Subdivision has requested a letter identifying that a restriction on the issuance of certificates of occupancy (C.O.s) be lifted as a result of the installation of belowground well infrastructure for two new wells. The County issued a letter, dated Feb 2015, identifying that building permits would only be issued with the understanding that C.O.s would not be issued until such time as additional wells were completed and approved by DEQ. This was a result of a notification by DEQ that the existing well was inadequate to serve additional lots beyond the number that were using the well. Additional wells have been placed and DEQ issued a letter stating such on Jan 27, 2017. After speaking with DEQ for clarification, they identified additional equipment aboveground needs to be installed after which a final approval letter will be issued by the DEQ. See attachments.

Guidance regarding TUP applications, length of time:

Proposed activities for camping, RV, and viewing areas are able to be permitted under the existing temporary use permit (TUP) procedures based on the provision that *“if the proposed use is not listed below, whether it is similar in impacts to a listed use.”* Should some restriction be imposed on the length of time eclipse oriented temporary uses be permitted based on maintaining some level of parity with listed uses in the Major Temporary Uses section?

The existing TUP permit provides for:

- a total of 6 days in a year for concerts (and by extension events with similar impacts?) in a maximum of two events separated by a 30 day period.
- A total of 9 days in a year spread out through 3 events for fairs and festivals of a duration of 3 days within a 30 day period.
- and a total of 12 days in year between 3 four day events for swap meets and auctions.

The other two temporary uses, crushing recycling operations, which is dissimilar and weddings where money is received, and similar events, don't have restrictions placed on length of time.

In this context I think the eclipse would be most similar to fairs and festivals. The 9 day time frame might work for most applicants though it wouldn't adhere to separation of those days throughout the year.

This is a somewhat discretionary gray area, and I feel it is appropriate for the Board to give direction.

Status of The Ponds subdivision

I met with Josh Thulin to discuss the history of The Ponds subdivision and am researching how to approach this situation in the context of the current County ordinances. There are issues related to this application's connections to the existing gravel pit and the need for reclamation.

Planning and Zoning Commission meeting. March 14th, 2017. Two scenic corridor reviews will be discussed as well as a determination of similarity of uses for Longhorn Corral for the sale of firearms. Ongoing review of proposed development code redline changes.



A REQUEST FOR AN INSIGNIFICANT PLAT AMENDMENT APPROVAL
SUBMITTED BY: Pierson Landworks LLC
FOR: Richard J Starita Estate Trust , Paulette Starita, Trustee
PREPARED FOR: Feb. 13, 2017 Board of County Commissioners Public Meeting

Background: Edgewood estates, south and east of the city of Victor, was platted in 1981, Inst. No. 87211. The applicant wishes to combine lots 3 (2.4 acres) and 4 (2.0 acres) to create a new single lot, 3A. The current Zoning is listed as A/RR-2.5 county GIS server, and Transitional Business on the Victor City Impact area map, March 2010.



Applicable Ordinances: §9-7-1 (B-2a)

Definition: Insignificant Changes / Vacations. – The proposed changes to the recorded land records have minimal direct impact on the immediate neighborhood, general vicinity of the subdivision, or overall community.

These include:

- i. vacations of portions of a plat, except where platted open space acreage would be reduced in acreage or the value of the protected resource may be diminished.
- ii. minor amendments to the recorded Master Plan,
- iii. lot line adjustments between lots within a subdivision,
- iv. **lot consolidations of two or more platted lots into fewer lots,**
- v. the re-arrangement or relocation of five (5) or fewer lots, parcels or buildings that does not encroach further into natural resource areas or Overlay Areas as defined in Title 8 or Title 9 or move closer to neighboring property;
- vi. a minor boundary adjustment between a lot in a platted subdivision and an adjacent non-platted property,
- vii. minor changes to the layout of roads, utilities or other facilities;

- viii. other changes of similar magnitude and minimal direct impact.

§9-7-1 (B-4a) Insignificant Changes. Upon determining the application complete, and that the proposal is an insignificant change or vacation, the Planning Administrator shall recommend to the Board of County Commissioners approval, approval with conditions, or denial of the application pursuant to the criteria and standards in the county regulations. The Board may review insignificant changes at a regularly scheduled public meeting.

Criteria for Approval §9-7-1 (B-3b):

a. Insignificant Changes.

- i. Any proposed changes to an easement, public right-of way, or Planned Unit Development, shall comply with all applicable criteria and standards of the county regulations, conditions of approval established in the previous approval, and the development agreement approved as part of the previous approval.

Staff Comments:

There are no proposed changes to any easement or Right of Way. This proposal complies with Teton County standards.

- ii. Insignificant changes to a recorded plat or master plan shall not reduce the area of designated open space or increase the number of lots or the overall amount of area of development.

Staff Comments:

The proposed change will not create additional lots, increase the overall amount of area for the development, or reduce the open space. Current lot 3 is already developed.

Insignificant changes to a recorded plat, master plan, easement, or right –of-way shall not increase or create new and potentially substantial direct or indirect impacts on the neighborhood, vicinity of the subdivision or overall community.

Staff Comments:

The proposed changes will not create any additional impacts, as the lots are existing and Lot 3 is developed.

Natural Resource Overlays on property

The property is located within the *Big Game Migration Corridors and Seasonal Range*.

Board Action/Decision:

The Board of County Commissioners, shall act on the information presented whether to:

- 1) Continue the application
- 2) Approve the application
- 3) Approve with conditions
- 4) Deny the application

Specific reasons for the decision shall be stated in writing for the record.

Findings of Fact:

- Pierson Land Works LLC submitted an application on January 20, 2017 to amend the Edgewood Estates Final Plat (Inst. #. 87211)
- Edgewood Estates was originally platted in 1981 and this is the first amendment to it.
- The application is to combine existing Lots 3 and 4, to create the proposed lot 3A.

- Insignificant plat amendments are used to consolidate two or more platted lots into fewer lots.
- These adjustments will not create any additional impacts on any Overlay Area.

The Consulting Planner has determined that the application is complete and recommends approval by the Teton County Board of County Commissioners pursuant to Teton County regulations.

Prepared by Joshua Chase, Consulting Planner: 2/7/2017

Attachments:

1. Application including deeds (7 pages)

RECEIVED
1-20-17



Edgwood Estates

NAME OF SUBDIVISION/PLANNED UNIT DEVELOPMENT

SUBDIVISION/PLANNED UNIT DEVELOPMENT AMENDMENT APPLICATION

Upon receipt of the required materials the planning staff shall stamp the application received and prepare a staff report. It is recommended that the Applicant review Title 9 of the Teton County Code prior to submittal. This Title along with application materials are located on the County website at www.tetoncountyidaho.gov. The planning staff is also available to discuss applications and answer questions prior to receiving an application.

To expedite the review of your application, please be sure to address each of the following items.

SECTION I: PERSONAL AND PROPERTY RELATED DATA

Owner: Richard J. Starita Estate Trust, Paulette Starita, Trustee

Applicant: Paulette Starita, TTEE E-mail: pmsidaho@hotmail.com

Phone: () 214-213-4437 Mailing Address: 9322 Springwater Drive

City: Dallas State: TX Zip Code: 75228

Engineering Firm: Pierson Land Works LLC Contact Person: Patrick Gilroy Phone: () 208-354-5429

Address: PO Box 680, Driggs, ID 83422 E-mail: patrick@plwllc.com

Location and Zoning District:

Address: 865 & 880 Edge Cul De Sac Parcel Number: RP000220030030 & 40

Section: 13 Township: T3N Range: R45E Total Acreage: 2.4 and 2.0

Proposed Units/ Lots: None Current Units/Lots: 1 Unit / 2 Lots

Code Approved Under: _____

- | | |
|---|--|
| <input checked="" type="checkbox"/> FEES (pursuant to current fee schedule) | <input type="checkbox"/> Affidavit of Legal Interest |
| <input checked="" type="checkbox"/> Insignificant | <input type="checkbox"/> Engineer/Surveyor review cost |
| <input type="checkbox"/> Substantial Increase Scale/Impacts | <input type="checkbox"/> Taxes Current |
| <input type="checkbox"/> Substantial Decrease Scale/Impacts | |

Fees are non-refundable.

I, the undersigned, have reviewed the attached information and found it to be correct. I also understand that the items listed below are required for my application to be considered complete and for it to be scheduled on the agenda for the Board of County Commissioners public hearing.

• Applicant Signature: Rubette Smith, TEE Date: 12/29/16

I, the undersigned, am the owner of the referenced property and do hereby give my permission to PERSON LAWWORKS, LLC to be my agent and represent me in the matters of this application. I have read the attached information regarding the application and property and find it to be correct.

• Owner Signature: Rubette Smith, TEE Date: 12/29/16

SECTION II: ADMINISTRATOR DETERMINATION

The Planning Administrator has reviewed the amended plat and/or recorded documents and proposals in accordance with Teton County Subdivision Ordinances Title 9, Chapter 7. The Planning Administrator has determined the changes are:

() Insignificant: The application will be reviewed administratively and approved, approved with conditions or denied. The plat or recorded documents for a subdivision or Planned Unit Development, including the proposed changes, shall comply with all applicable criteria and standards of the county regulations, conditions of approval established in the previous approval, and the development agreement approved as part of the previous approval.

() Substantial Changes – Increase Scale, Impact: The application will be reviewed under any applicable current ordinances and a staff report prepared and sent to the Planning and Zoning Commission for preliminary review and noticed as a public hearing at their next available regularly scheduled meeting. Substantial changes will require amended CCR's and Development Agreement and may or may not require additional studies or application materials. After a hearing before the Planning and Zoning Commission, the Commission shall recommend to the Board of County Commissioners approval, approval with conditions or denial of the amended plat and/or recorded documents. A public hearing before the Board of County Commissioner for the final review will then be scheduled and the Board will approve, approve with conditions, or deny the amended plat and/or recorded documents.

() Substantial Changes – Decrease Scale, Impact: The application will be reviewed under the code of original approval and a staff report prepared and sent to the Planning and Zoning Commission for concept review and noticed as a public hearing at their next available regularly scheduled meeting. Substantial changes will require amended CCR's and Development Agreement. No additional studies or application fees will be required. After a hearing before the Planning and Zoning Commission, the Commission shall recommend to the Board of County Commissioners approval, approval with conditions or denial of the amended plat and/or recorded documents. A public hearing before the Board of County Commissioner for the final review will then be scheduled and the Board will approve, approve with conditions, or deny the amended plat and/or recorded documents.

SECTION III: ITEMS REQUIRED ON THE AMENDED PLAT OR IN AMENDED RECORDED DOCUMENTS

1. Narrative explaining the changes that are being proposed.
2. Plat, if applicable, is labeled correctly as "Amended Final Plat".
Recorded documents, if applicable, are labeled as "Amended"
3. Itemize briefly the amendments on the original plat and/or recorded documents and the amended plat and/or recorded documents.
4. The following items may also be required, as applicable:
 - Letter of Credit or Bond for financial guarantee of public improvements
 - Engineers cost of public improvements
 - Three (3) Sets of "Final Stamped" construction drawings for public improvements
 - Final approval letter from Eastern Idaho Public Health
 - Final approval letter from Teton County Fire District
 - Acceptance letter from city for sewer hookup from the providing community, if applicable

RECEIVED
11-20-17



Edgwood Estates

NAME OF SUBDIVISION/PLANNED UNIT DEVELOPMENT

SUBDIVISION/PLANNED UNIT DEVELOPMENT AMENDMENT APPLICATION

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Owner: Richard J. Starita Estate Trust, Paulette Starita, Trustee

Applicant: Paulette Starita, TTEE E-mail: pmsidaho@hotmail.com

Phone: () 214-213-4437 Mailing Address: 9322 Springwater Drive

City: Dallas State: TX Zip Code: 75228

Engineering Firm: Pierson Land Works LLC Contact Person: Patrick Gilroy Phone: () 208-354-5429

Address: PO Box 680, Driggs, ID 83422 E-mail: patrick@plwllc.com

Location and Zoning District:

Address: 865 & 880 Edge Cul De Sac Parcel Number: RP000220030030 & 40

Section: 13 Township: T3N Range: R45E Total Acreage: 2.4 and 2.0

Proposed Units/ Lots: None Current Units/Lots: 1 Unit / 2 Lots

Code Approved Under: _____

FEES (nursuant to current fee schedule)

**RICHARD J. STARITA ESTATE TRUST
PAULETTE McDOWELL STARITA TTEE**
9322 SPRINGWATER DR.
DALLAS, TX 75228-4150

UBS UBS Financial Services Inc. 1082
25-80/440

DATE: 12/29/16

PAY TO THE ORDER OF TETON COUNTY \$ 395.00

THREE HUNDRED NINETY-FIVE AND NO/100 DOLLARS

Resource Management Account®
800-762-1000
UMB Bank, N.A.
Kansas City, MO 64106
865 + 880 Edge Cul de Sac, UICORP R3455E

MEMO INSIGNIFICANT PLAN AMENDMENT

Paulette McDowell Starita, TTEE

Security Features Details on Back.

ABCDEFGHIJKLMNPQRST UVWXYZ

we define, design & deliver
the places where you play, live & work



pierson land works LLC

www.piersonlandworks.com

January 20, 2017

Teton County Planning & Zoning Department
Teton County Courthouse
150 Courthouse Drive
Driggs, ID 83422
Email Delivery

RE: Narrative for proposed lot combination for Lot 3 & Lot 4 Edgewood Estates 865 & 880 Edge Cul De Sac Victor ID.

Dear Staff:

Please consider this insignificant Subdivision Amendment Application for combining Lot 3 & Lot 4 Edgewood Estates recorded as Instrument No. 87211 into Lot 3A of the First Amended Plat for Edgewood Estates. We are submitting this application on behalf of Paulette Starita, (The Richard J. Starita Estate Trust) owner and applicant of Lot 3 and Lot 4 Edgewood Estates.

Attached are the following items for your review:

- 1) Subdivision Amendment Application with application fees
- 2) Draft of First Amended Plat Edgewood Estates
- 3) Amended Legal Description

Please let me know if you need additional information or have any questions.

Sincerely,

Patrick Gilroy

Enclosure

EXHIBIT " ___ "
Legal Description
of
LOT 3A

A PARCEL OF LAND IN THE E1/2NE1/4 SECTION 13, TOWNSHIP 3 NORTH, RANGE 45 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LEGAL DESCRIPTION LOT 3A:

LOT 3A, FIRST AMENDED PLAT FOR EDGEWOOD ESTATES, TETON COUNTY, IDAHO, AS THE SAME APPEARS ON THE OFFICIAL PLAT THEREOF RECORDED AS INSTRUMENT NO.

Said lot encompasses 4.4 acres, more or less;

Pierson Land Works, LLC
20 January 2017
F:\2016\16330id\Docs\LEGAL

RECEIVED
1-20-17

2010 JUL 26 10 41 AM 2 00

PREPARED IN THE LAW OFFICE OF:

Barnett • McNair • Hall, L.L.P.
8350 N. Central Expressway, Suite 1220
Dallas, Texas 75206

AFTER RECORDING, RETURN TO:
Barnett • McNair • Hall, L.L.P.
8350 N. Central Expressway, Suite 1220
Dallas, Texas 75206

Instrument # 212293
TETON COUNTY, IDAHO
7-26-2010 02:00:00 No. of Pages: 3
Recorded for : BARNETT MCNAIR
MARY LOU HANSEN Fee: 16.00
Ex-Officio Recorder Deputy
index to: DEED



EXECUTOR'S DEED

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

Date: June 24, 2010

Grantor: PAULETTE STARITA, as Independent Executor of the Estate of RICHARD J. STARITA, Deceased

Grantor's Mailing Address (including county): 9322 Springwater Drive
Dallas County
Dallas, TX 75228

Grantee: THE RICHARD J. STARITA ESTATE TRUST, Paulette Starita, Trustee

Grantee's Mailing Address (including county): 9322 Springwater Drive
Dallas County
Dallas, TX 75228

Consideration:

The sum of TEN AND NO/100 DOLLARS cash and other fair and adequate consideration in accordance with the Last Will and Testament, First Codicil to Last Will and Testament and Second Codicil to Last Will and Testament of Richard Starita, Deceased, as filed in Probate Court on October 27, 2009.

Property (including any improvements):

All the undivided interest of RICHARD STARITA, Deceased, as filed in Dallas County Probate Court on October 27, 2009, in the following property as more fully described, to wit:

Lots 3 and 4, Block 3, Edgewood Estates, Teton County, Idaho, as the same appears on the official plat thereof recorded March 3, 1981.

Reservations from and Exceptions to Conveyance and Warranty:

Easements, rights of way and prescriptive rights, whether of record or not; all presently recorded restrictions, reservations, covenants, conditions, oil and gas leases, mineral severances, and other instruments, other than liens and conveyances, that affect the property; rights of adjoining owners in any walls and fences situated on a common boundary; any discrepancies, conflicts, or shortages in area or boundary lines; and any encroachments or overlapping of improvements.

Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, sells, and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor hereby binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the reservations from and exceptions to conveyance and warranty.

When the context requires, singular nouns and pronouns include the plural.



PAULETTE STARITA, as Independent Executor
of the Estate of RICHARD J. STARITA,
Deceased

(Acknowledgment)

STATE OF TEXAS

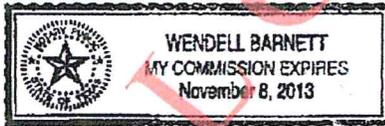
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§
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COUNTY OF DALLAS

This instrument was acknowledged before me on June 24, 2010, by PAULETTE STARITA, as Independent Executor of the Estate of RICHARD J. STARITA, Deceased.



Notary Public, State of Texas



NOT A LEGAL COPY



Teton County Planning
 150 Courthouse Dr. Ste 107
 Driggs, ID 83422
 208-354-2593

Statement Date: 1/20/2017
 Date Due: Upon Receipt

APPLICATION STATEMENT - INSIGNIFICANT PLAT AMENDMENT

Pierson Land Works LLC
10755 S. Utah, Suite 181
Idaho Falls, ID 83402

Richard J. Starita Estate Trust

DATE	DESCRIPTION	CHARGES	CREDITS	ACCOUNT BALANCE
1/20/2017	Plat Amendment Application	\$395.00		\$0.00
	-Paid by Richard Starita CK #1082		\$395.00	
	Teton County Survey Review	\$200.00		\$200.00
			TOTAL DUE	\$200.00

Sent via email
Patrick@plwllc.com

Kristin Rader

From: Gregory.Eager@deq.idaho.gov
Sent: Friday, January 09, 2015 9:28 AM
To: Kristin Rader
Subject: RE: Teton Reserve Well Approvals
Attachments: 14-04-41 Teton Reserve Well No. 2 Preliminary Engineering Report, Not Approved.PDF

Hello Kristin,

We recently have several discussions with the new Teton Reserve Owners, HOA, and their engineering firm, Keller Associates, in October. You are correct Well 1 was approved to provide water, but not all of the conditions were met by the old developer. There is only one well, but it has a pump that provides fire flow. Prior to service the water produced from the well was analyzed and met the public drinking water standards. However, DEQ could not regulate the water system (or require routine monitoring) until it met the definition of a public water supply system. A public water system is defined as serving 25 people or 15 service connections. We did approve the water mains and sewer mains. Well 2 was never drilled. DEQ requires a second well once a water system serves more than 24 connections.

Attached is a letter in response to their Well No. 2 proposal. The letter listed several issues of noncompliance with the Idaho Rules. The new owners agreed to address and complete all of the issues in the letter, retained Keller Associates and a licensed water operator (Allen Wilder), as well as conduct routine bacterial monitoring. They sampled in November and December and the test results showed the absence of coliform bacteria and in compliance with the drinking water quality standard.

Keller Associates are currently working on a report and design to address system deficiencies. We expect it this spring. We have not initiated enforcement actions since the new owners are making a good and timely faith effort to get into compliance.

Please contact me if you have any questions. ge

From: Kristin Rader [mailto:krader@co.teton.id.us]
Sent: Wednesday, January 07, 2015 1:51 PM
To: Gregory Eager
Subject: Teton Reserve Well Approvals

Hi Gregory,

I am working on updating our information on subdivisions in Teton County, and I'm currently working on Teton Reserve. I've found a few letters from you and William Teuscher in their file about well approvals. All I'm finding are approvals for the designs. There is one letter that says Well #1 was approved to provide water, but there were conditions listed that had to be met before the wells could be placed into service. I haven't found any letters saying IDEQ gave final project approval for Teton Reserve. Was this approval granted?

My understanding is that there is only one well that was completed in the subdivision, and it is servicing all of the homes currently there. Well #1 was approved for Phase 1 only, according to the letters I've found. Was that ever changed?

Any information you have would be greatly appreciated.

JAN 26 2016

RECEIVED

STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

900 North Skyline Drive, Suite B • Idaho Falls, ID 83402 • (208) 528-2650

C. L. "Butch" Otter, Governor
Curt A. Fransen, Director

January 15, 2016

Bruce Hollis
Teton Reserve HOA
1732 Canyon Oaks Dr.
Mt. Pleasant, SC 29464**Re: Teton Reserve Subdivision & Golf Course Well #3, Drinking Water, DEQ # 15-03-41**

Dear Mr. Hollis,

We have reviewed the plans for the **Teton Reserve Subdivision & Golf Course Well #3**. The plans appear to meet state standards and are hereby approved with the following conditions:

- ◆ A completed well driller's log must to be submitted to this office upon completion of the well.
- ◆ This water system will be regulated as a **community water system**. Since the system will be a regulated public drinking water system a complete water quality analysis including general physical, general chemical, heavy metals, coliform bacteria, nitrate, and nitrite must be completed and in compliance with the public drinking water standards (list of required monitoring is attached). DEQ must approve the water quality test results before the well is placed into domestic service.
- ◆ DEQ must be notified upon completion of the well so that the well can be inspected.
- ◆ The well shall be test pumped in accordance with **IDAPA 58.01.08.510.06**, and the appropriate data submitted to DEQ.
- ◆ Additional plans for the well house appurtenances, well pump, back-up power, and controls must also be submitted for approval prior to installation of those devices.

This approval is for the well design only. We will give final project approval after it is established that the system is operating properly. Please keep this office informed of the scheduling of all construction phases so that we can make spot inspections as necessary. This approval will expire on **January 15, 2017**. If construction is not initiated by the expiration date, plans will need to be resubmitted for approval before further construction proceeds.

Within 30 days after construction, a professional engineer or a professional geologist registered in the State of Idaho must provide this office with as-built plans or a letter of certification stating that the project was installed with substantial accordance to the approved plans.

A copy of the approved plans and specifications will be kept on file at this office. Please reference **DEQ No. 15-03-41** when submitting any future correspondence related to this project. If you have any questions regarding this letter or if we can be of further assistance, please call me at (208) 528-2650.



Teton County Planning & Building Department
150 Courthouse Drive, Room 107 | Driggs, ID 83422
Phone (208) 354-2593 | Fax: (208) 354-8410
www.tetoncountyidaho.gov

February 9, 2015

RE: Teton Reserve Water System – Certificates of Occupancy

Dear Teton Reserve Property Owner,

It was recently brought to our attention that the Teton Reserve HOA Water System has not been approved by Idaho Department of Environmental Quality. Currently there is one well in Teton Reserve. According to a letter from Greg Eager, PE with IDEQ on October 21, 2014 to Keller Associates, Inc., Well #1 is currently servicing 24 residential connections; IDEQ requires two wells once a water system serves more than 24 connections.

According to Greg, Teton Reserve is working with Keller Associates, Inc. to drill Well #2 and get the water system approved. Until that time, Teton County will not be able to issue any Certificates of Occupancy to lots in Teton Reserve. Building permits will only be issued after the property owner has signed the attached notice acknowledging that a Certificate of Occupancy may not be issued until infrastructure has been completed, i.e. Teton Reserve HOA Water System. Additionally, if IDEQ approves Well #2 and the Water System with a limited number of permitted connections, Teton County will only be able to issue that number of Certificates of Occupancy.

Please distribute this information through the Teton Reserve Homeowners' Association. Additionally, I ask that you keep our department informed as you work on getting the water system approved to help prevent a delay in issuing Certificates of Occupancy once you have received IDEQ's approval.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kristin Rader".

Kristin Rader
Planner

Attachments: Notice to Property Owners

IDEQ Letter: Teton Reserve HOA Well No. 2...Not Approved (Oct. 21, 2014)

cc: Kathy Spitzer, Teton County Prosecuting Attorney
Tom Davis, Teton County Building Official
All Teton Reserve Property Owners



Notice to Property Owners

You have requested a Residential Building Permit in a subdivision in which the Developer has not completed the infrastructure as outlined in their Development Agreement and therefore, has not received a Certificate of Completion from the County.

Any building permit issued for a lot in an incomplete subdivision is issued with the understanding that a Certificate of Occupancy may not be issued until all improvements and infrastructure have been completed by the developer as outlined in their agreement with the County.

By signing below, you acknowledge that you are constructing at your own risk and that a Certificate of Occupancy will only be issued after all of the infrastructure requirements of the Development Agreement have been met. (A copy of the Development Agreement is available in the Teton County Planning & Building Office.) The completion of the subdivision is the responsibility of the Developer, not Teton County.

Property Owner

Date

Property Owner

Date

Property Address

Subdivision Name

Lot/Block

Teton County Planning / Building / GIS
150 Courthouse Dr. Room 107, Driggs, ID 83422
208-354-2593
www.tetoncountyidaho.gov

Number	Lot	BK	Section	Type
1		4	3 Silver Fox	Estate
2		4	5 Snow Goose	Estate
3		1	10 Redhawk	Cabin
4		2	10 Redhawk	Cabin
5		3	10 Redhawk	Cabin
6		4	10 Redhawk	Cabin
7		5	10 Redhawk	Cabin
8		6	10 Redhawk	Cabin
9		7	10 Redhawk	Cabin
10		8	10 Redhawk	Cabin
11		9	10 Redhawk	Cabin
12		10	10 Redhawk	Cabin
13		11	10 Redhawk	Cabin
14		15	10 Redhawk	Cabin
15		16	10 Redhawk	Cabin
16		17	10 Redhawk	Cabin
17		18	10 Redhawk	Cabin
18		19	10 Redhawk	Cabin
19		20	10 Redhawk	Cabin
20		1	11 Redhawk	Cabin
21		2	11 Redhawk	Cabin
22		3	11 Redhawk	Cabin
23		4	11 Redhawk	Cabin
24		5	11 Redhawk	Cabin
25		6	11 Redhawk	Cabin
26		10	11 Redhawk	Cabin
27		11	11 Redhawk	Cabin
28		12	11 Redhawk	Cabin
29		13	11 Redhawk	Cabin
30		14	11 Redhawk	Cabin
31		15	11 Redhawk	Cabin
32		1	12 Redhawk	Cabin
33		2	12 Redhawk	Cabin
34		3	12 Redhawk	Cabin
35		4	12 Redhawk	Cabin
36		5	12 Redhawk	Cabin
37		6	12 Redhawk	Cabin
38		7	12 Redhawk	Cabin
39		8	12 Redhawk	Cabin
40		9	12 Redhawk	Cabin
41		10	12 Redhawk	Cabin
42		11	12 Redhawk	Cabin
43		12	12 Redhawk	Cabin
44		13	12 Redhawk	Cabin
45		14	12 Redhawk	Cabin
46		15	12 Redhawk	Cabin

47	3	13 Bison	Duplex
48	4	13 Bison	Duplex
49	5	13 Bison	Duplex
50	6	13 Bison	Duplex
51	7	13 Bison	Duplex
52	8	13 Bison	Duplex
53	9	13 Bison	Duplex
54	10	13 Bison	Duplex
55	11	13 Bison	Duplex
56	12	13 Bison	Duplex
57	1	14 Bison	Duplex
58	2	14 Bison	Duplex
59 3A		14 Bison	Duplex
60	4	14 Bison	Duplex
61	5	14 Bison	Duplex
62	6	14 Bison	Duplex
63	7	14 Bison	Duplex
64	8	14 Bison	Duplex
65	9	14 Bison	Duplex
66	10	14 Bison	Duplex
67	11	14 Bison	Duplex
68	12	14 Bison	Duplex
69	6	15 Royal Elk	Estate
70	7	15 Royal Elk	Estate
71	3	17 Royal Elk	Estate
72	4	17 Royal Elk	Estate

Board of Teton County Commissioners

MINUTES: March 2, 2016

Commissioners' Meeting Room, 150 Courthouse Drive, Driggs, Idaho

10:00 MEETING CALL TO ORDER – Bill Leake, Chair

Parcel/Subdivision Research

Housing Authority RFP

ADJOURNMENT

COMMISSIONERS PRESENT: Cindy Riegel, Bill Leake

OTHER ELECTED OFFICIALS PRESENT: Prosecutor Kathy Spitzer, Clerk Mary Lou Hansen, Assessor Bonnie Beard

Chairman Leake called the meeting to order at 9:04 am.

PARCEL & SUBDIVISION RESEARCH

Planning Administrator Jason Boal said he consulted with Assessor Beard before proceeding with the RFP for the parcel research project and learned that her staff might be able to perform the research during the next few months with assistance from a former employee. However, the Assessor has since learned the former employee is not available. Mr. Boal asked if the Board wished to proceed with the RFP to select a consultant to research the status of the 800 parcels created since 1999, or preferred to hire an employee,

Mr. Boal explained that his staff must determine if a lot is buildable before issuing a building permit. Over the past months, this research identified several problems, which have been discussed in previous meetings. The planning office has subsequently been inundated with inquiries about parcel building rights, although no building permit is being requested, including a realtor's request to research the status of 50 parcels currently listed for sale. Mr. Boal said completing the current research requests will require at least one month.

Prosecutor Spitzer said Records of Survey alone do not give building rights. She said property owners should be responsible for knowing the status of their lot(s) and suggested the Board reconsider their plans to use tax dollars for a large parcel research project.

Mr. Boal has discussed the RFP with local title companies. One firm estimated it would cost about \$200,000 to perform the research. Another firm said legal constraints would prevent them from performing the work. No firm will guarantee their research. Mr. Boal said his staff's research time has averaged 2.5-3 hours per parcel.

Assessor Beard agreed with Mr. Boal's understanding that zoning status does not directly affect her appraisals. State law requires properties to be appraised within 10% of the actual market value, which means she determines value based on sales information, not zoning information. If someone appealed the assessed value of their lot because it was not currently buildable, she would consult with the Planning staff before adjusting the value. Assessor Beard said her staff would have time to perform the research during the July-March time period.

Mr. Boal said unbuildable parcels are a problem in Teton County due to the history of lot splits in the valley. He stressed, however, that the problem does not appear widespread since only three unbuildable parcels (ones that cannot obtain building rights even if they went through the subdivision process) have been discovered to date. All other parcels researched have either been found to be buildable, or could be made buildable by following a current process.

The Board and staff discussed various aspects of the situation, including:

- (1) Should county tax dollars be used to help determine the value of property in the real estate market?
- (2) Should all at-risk parcels be investigated at one time, or on a case-by-case basis?
- (3) Should property owners hire an attorney or other professional to do the necessary research?
- (4) Should county staff do the research for free, or on a fee basis?
- (5) Would this research require a new temporary/permanent county employee?
- (6) Should the county prepare an information sheet advising owners how to research the status of their lots?
- (7) Should the current backlog of research requests be completed?
- (8) What happens if parcel status is researched without issuing a building permit and subsequent research performed as part of a building permit application identifies a problem?
- (9) Does the increased building/development activity within the county require a new employee?
- (10) ???

The Board concluded that:

- (1) County staff should complete research for requests currently on hand;
- (2) County staff should complete research for future requests on a fee basis;
- (3) Planning Administrator should propose a fee for parcel research on March 14;
- (4) Planning Administrator should analyze the need for a new employee and make a proposal March 14;
- (5) County staff should continue processing building permit applications as usual;
- (6) ???

● **MOTION.** Chairman Leake made a motion to immediately suspend inquiries about parcel building rights until an appropriate fee is adopted. Motion seconded by Commissioner Riegel and carried unanimously.

HOUSING AUTHORITY RFP

Mr. Boal requested clarification about the advisory committee being established pursuant to the Board's February 22 discussion. Commissioner Riegel said the committee's role would begin after the Board selects the consultant via the RFP process. She wants the committee to assist the consultant by providing local knowledge and contact information to help complete the tasks outlined in the RFP. Commissioner Riegel believes some committee members will become members of a future Housing Authority Commission.

Mr. Boal said his March 14 report will identify the skill sets needed by advisory committee members. This information will be used to recruit volunteers willing to serve.

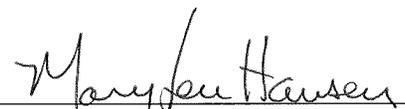
OTHER BUSINESS

Executive Assistant Holly Wolgamott said the Town of Jackson has invited the Board to a March 23 lunch meeting in Victor. Leaders and staff from the cities of Victor, Driggs and Tetonia will also be invited, along with Teton County, Wyoming commissioners. An agenda has not yet been determined. This meeting will not replace the May 23 meeting between the Wyoming and Idaho commissioners. Commissioner Riegel said she could attend, but Chairman Leake has a previous commitment.

● **MOTION.** At 11:58 Chairman Leake made a motion to adjourn. Motion seconded by Commissioner Riegel and carried unanimously.



Bill Leake, Commissioner

ATTEST 

Mary Lou Hansen, Clerk

COMMISSIONERS PRESENT: Kelly Park, Bill Leake

OTHER ELECTED OFFICIALS PRESENT: Clerk Mary Lou Hansen, Assessor Bonnie Beard

Chairman Leake called the meeting to order at 9:00 am and led the Pledge of Allegiance.

PUBLIC WORKS

The Board reviewed the bi-monthly update (Attachment #1) provided by Director Darryl Johnson, who was absent.

SOLID WASTE. Supervisor Saul Varela discussed the solid waste/recycling portion of the report. He explained that the \$76 per ton landfill cost “saved” by recycling efforts is actually a savings for customers who don’t have to pay the \$76 per ton tipping fee, not for the county. The Board discussed the first quarterly report provided by RAD (Attachment #2). Mr. Varela said RAD was conducting an intensive educational effort to reduce contamination in their recycling bins.

ROAD & BRIDGE. The Board briefly discussed Mike Reid’s addressing appeal (Attachment #3) and postponed a decision until Prosecutor Spitzer and Commissioner Riegel could both be present. The Board fully supports moving the LHTAC-funded Cache Bridge project up by one year and will provide the required \$10,000 payment.

OPEN MIC

Erica Tremblay spoke about the parcel building rights problem.

Shawn Hill, Valley Advocates for Responsible Development, spoke about the advisory committee being formed to support the housing consultant and the proposed parcel rectification ordinance.

Lee Simmons described the slow progress towards solving the problem of incorrect addresses provided via 911 calls made from locations in Alta. A Century Link switch somewhere seems to be causing the problem, which probably cannot be fixed until the new Idaho area code is in place.

PLANNING & BUILDING

Administrator Jason Boal reviewed his bi-monthly update (Attachment #4).

PARCEL RESEARCH & RECTIFICATION. The Board discussed Mr. Boal’s proposal to convert his current part-time employee to a full-time position to assist with parcel inquiries and other duties. He has analyzed the costs involved with parcel research and proposes a new \$150 per parcel “Property Inquiry Fee” for persons asking the county to research the history their parcel(s). The Board decided to delay hiring a new employee until after the required fee increase public hearing is held April.

Mr. Boal has worked with Prosecutor Spitzer to draft a parcel rectification ordinance amending Chapter 11 of the Teton County Code. The new ordinance will provide a simplified method of obtaining building permit eligibility for parcels created after the County adopted the one time only lot split ordinance June 14, 1999. Mr. Boal said the January 1, 2018 expiration date is intended to insure that the unbuildable parcel problem gets resolved. Completion of a property inquiry will be required before initiation of the parcel rectification process. The Board agreed to move forward with the required public hearings for the new ordinance.

HOUSING PROGRAM RFP ADVISORY COMMITTEE. The Board asked Mr. Boal to consolidate and summarize his recommendations regarding advisory committee members being appointed to assist the contractor selected to develop a housing program. Committee members will not necessarily become members of a new Housing Authority. After the selection criteria are summarized, the Board will begin advertising in order to solicit letters of interest from persons wishing to serve on the “Affordable Housing Program Advisory Committee.”

OTHER BUSINESS. Mr. Boal said Sven Taow has been hired to fill the temporary Recreation Planner position and will begin work March 15. The Board approved Mr. Boal’s request to begin summer hours in his office on May 2. The schedule enables 8 am-5 pm office hours and is a service to the construction community. Departmental employees work 9-hour shifts 9 days per pay period. Mr. Boal’s schedule will not change.

recommended by the Building Official in order to be certain that demolition materials are properly disposed of, especially asbestos, and that additional roofing layers did not create un-safe loading. Both permits would require an on-site inspection. Mr. Boal said the \$150 parcel inquiry fee was intended to cover the County's expense to perform a records search to determine parcel buildability status. The Parcel Rectification Plat Approval fee would only become effective upon approval of the proposed ordinance.

Chairman Leake opened the meeting for public comment at 4:11 pm. No one spoke in favor of, or neutral to, any of the new fees.

The following persons spoke in opposition to the new fees:

-Mark Ricks said it was not fair to charge a property owner to find out what regulations had been placed on his land.

-Harley Wilcox said the demolition and re-roofing permits were not necessary and questioned the degree to which we needed to protect ourselves from ourselves. He said the need for parcel inquiries has placed a huge burden on the real estate industry.

-Roger Vogetlin said the County has too many fees.

-Roger Brink said folks are upset about the buildability problem and don't want to pay any more.

-JoAnn LaBelle said the parcel inquiry fee would be discriminatory because citizens should be able to trust the actions of County officials.

The public comment period ended at 4:32 pm.

Mr. Boal provided a rebuttal. He said the State of Idaho and Teton County have adopted the uniform building code, which recommends the two new permits. Heavy asphalt shingles could cause a problem due to the County's heavy snow loads. The purpose behind a demolition permit is to insure that no hazardous materials are delivered to the landfill. Regarding the property inquiry fee, Mr. Boal said he would like to continue providing the service, but lacks the necessary staff resources. The new fee would provide funds to increase staff hours.

Commissioner Riegel said it was interesting to hear opposition to the property inquiry fee since the County was simply trying to find a solution, other than hiring an expensive attorney, for people needing to clarify the status of their parcels. She said the proposed new Parcel Rectification Ordinance would provide a process for obtaining building rights that would be simpler and less expensive than going through the subdivision process. Chairman Leake said he didn't think taxpayers in general should pay the cost of research services needed only by certain property owners. Commissioner Park would like to get to the bottom of the unbuildable parcel problem but is opposed to the fee. Prosecutor Spitzer said the vast majority of buildability issues have nothing to do with mistakes by county employees. Mr. Boal said the County could consider giving a future \$150 credit on building permits for parcels with previously-researched buildability status.

Commissioner Park said he was against all four of the proposed new fees.

Commissioners Riegel and Leake discussed the need for re-roofing and/or demolition permits, and whether those permits would be more appropriate only for larger structures, or only for habitable structures or residences. They thought it would be helpful to know if such permits were required by the cities.

● **MOTION.** Chairman Leake made a motion to continue the public hearing for fees until 1 pm on Monday, April 25, at which time the re-roofing, demolition and parcel inquiry fees would be discussed further, but to end consideration of the parcel rectification plat fee until the new ordinance is adopted. Motion seconded by Commissioner Riegel and carried, with Commissioner Park opposed.

AMBULANCE SERVICE DISTRICT

● **MOTION.** At 5:25 pm Chairman Leake made a motion to recess the Commissioner meeting until 4 pm on Tuesday, April 12 and to convene as the Teton County Ambulance Service District. Motion seconded by

Mr. Boal would like the Recreational Planner position to become a full-time position. Commissioner Riegel feels this position could be 30-40 hours a week depending on the specific tasks assigned. The Board discussed the possibility of hiring a graduate student next summer to study the economic impact of recreation in Teton Valley.

PARCEL RECTIFICATION ORDINANCE UPDATE. The PZC held a public hearing regarding the proposed ordinance on April 12 and encountered misunderstanding from both the public and the PZC. Therefore, Mr. Boal suggested developing a comprehensive ordinance explaining both the issue and solution and provided a draft document for the Board's review. Chairman Leake said members of the public would like to provide input. Mr. Boal said delaying an ordinance will delay applicants currently awaiting a building permit. The proposed ordinance is a tool to provide relief to parcel owners that had an anticipation of a residential building permit for their parcel but still have to go through an approval process.

SURVEY REVIEW MOU. Mr. Boal would like to make a minor change to the MOU in order to replace the 15% administrative fee, with a flat fee of \$30.

● **MOTION.** Commissioner Riegel made a motion to approve the updated fee associated with the Teton County – City of Driggs Interagency Agreement for survey review services. Motion seconded by Commissioner Park and carried unanimously. (Attachment #5)

PUBLIC WORKS

The Board reviewed the bi-monthly update provided by Public Works Director Daryl Johnson (Attachment #6).

Mr. Johnson explained that a post-closure plan must be prepared after the lysimeter pad is installed and a final certification and summary report is submitted to DEQ. He recommended amending the County's contract with Forsgren Associate to include this plan.

● **MOTION.** Commissioner Park made a motion to approve the Forsgren Associates amendment to the engineering agreement for Post Closure Plan in the amount of \$10,000. Motion seconded by Commissioner Riegel and carried. (Attachment #7)

● **MOTION.** Commissioner Park made a motion to approve the community cleanup tipping fee waivers as requested by the cities of Driggs, Teton and Victor for the dates listed on their waiver forms. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #8)

● **MOTION.** Commissioner Park made a motion to award the gravel crushing contract to the low bidder, Edstrom Construction, at a cost not to exceed \$144,941. Motion seconded by Commissioner Riegel and carried.

Mr. Johnson has received an application for road vacation/abandonment/addition in the Packsaddle road area. The application requires the County to hold public hearing, which will be held June 13 at 6:00 pm.

The Smith Canyon Record of Survey survey memorializes a 50-foot right-of-way through the corridor. Chairman Leake noted that a barn appears to be located at the 25' mark, which seems too close. Mr. Johnson will have the line shifted so that the barn, plus a well, are located outside of the right-of-way.

● **MOTION.** Commissioner Park made a motion to approve the LHTAC State/Local Agreement for reconstruction of the Cache Bridge on Packsaddle Road and submit the required \$4,000 deposit. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #9)

Mr. Johnson feels the most beneficial wetlands mitigation related to the W6000S reconstruction project would be on the Woolstenhulme property. The Board agreed and asked Mr. Johnson to obtain a signed agreement from the property owners so that design can move forward.

TETON COUNTY JUVENILE PROBATION

JPO Renee Liedorf reviewed her quarterly report (Attachment #10).

Chairman Leake opened the hearing for public comment. No one present wished to speak. The public comment period was closed.

● **MOTION.** Commissioner Park made a motion to approve Resolution 2016-0822B adopting the County and Mosquito Abatement District budgets for FY 2017. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #5)

2:30 pm **FEE INCREASES GREATER THAN 5%.** Chairman Leake opened the public hearing. Clerk Hansen said the Juvenile Probation fees had been charged for many years, but never included in the annual resolution. The IT staff proposed an increase in the remote access fee charged to title companies in order to cover the actual costs of providing the service. Clerk Hansen said the Board spent considerable time discussing changes to the per parcel solid waste fee which was \$60 per real property parcel last year. They concluded that the fee next year should be \$14 per vacant parcel, \$97 per residential/commercial parcel with structure and \$0 per well lot, open area, park, pathway, wasteland and vacant “exempt” parcels.

Chairman Leake opened the meeting for public comment. No one spoke in favor of, or neutral to, the proposed fees. Mark Ricks spoke in opposition to a solid waste fee for agricultural parcels. Chairman Leake closed the public comment portion of the meeting.

Commissioner Park said he thought farm parcels without buildings would have no fee. Commissioner Riegel said the new fees make sense and are justified. She noted that the County won’t know the legality of last year’s solid waste fee until the litigation is completed.

Chairman Leake said Idaho statutes clearly state that the County must have a reasonable and conveniently available waste disposal site for all citizens. This protects the groundwater, environment and air quality and benefits every property. He said agricultural uses produce waste from weeds, tires, used oil, chemicals, etc. and stressed that the Board did their due diligence in order to follow the intent of state statutes.

Chairman Leake then re-opened the public comment period.

Chris Ricks agreed that the County needed a solid waste disposal site, but said farmers have procedures in place to dispose of their tires, batteries, chemicals, etc. and should not have to pay a solid waste fee. Mark Ricks also spoke in opposition to the fee.

Commissioner Park said the solid waste fee should be charged per residence and expressed opposition to the Impact fees, One-Time-Only Lot Split fee and Re-roofing fees.

Chairman Leake said the public hearing was only to discuss fee increases, not to review all fees. He said the entire fee schedule could be reviewed during the upcoming year, but that current fees should not be eliminated without research.

● **MOTION.** Commissioner Riegel made a motion to approve Resolution 2016-0822C adopting the County Fee Schedule for FY 2017. Motion seconded by Chairman Leake with Commissioner Park opposed. (Attachment #6)

PLANNING

Planning Administrator Kristin Owen reviewed her update memo (Attachment #7). She said Friends of the Teton River have been working on the Source Water Protection Plan for several years. FTR staff met with the Board and Planning & Zoning Commission on August 16 to review the plan in detail.

● **MOTION.** Commissioner Park made a motion to approve Resolution 2016-0822D adopting the Source Water Protection Plan. Motion seconded by Commissioner Riegel and carried unanimously. (Attachment #8)

CODE ENFORCEMENT. Ms. Owen is writing enforcement letters to four property owners: Josh Thulin for illegal uses on Highway 33 near 6000S, BYU-Idaho Outdoor Center for expansion/change of grandfathered use



Teton County

Emergency Management & Mosquito Abatement & IT

Department Report 2/9-3/8/2017



Current Projects

On February 6th through the 9th Ron and I were able to attend the annual Idaho Emergency Management Association meeting in Boise. We were able to coordinate with the other Emergency Managers in the State and learn about the latest changes in the field as well as meet the many new staff members that the Idaho Office of Emergency Management has. It was well worth our time and a terrific opportunity.

We completely finished the 10GB/second backplane project on February 18th.

We finished the transition of our phone trunks from PRI to SIP on February 23rd, which will save us about \$500 per month on our phone bill.

We have sent the letters to request cell phone providers bring in additional resources to the valley for the eclipse, and have received one response from Silverstar declining to supply additional resources, and one response from AT&T that says they will consider our request.

On February 15th we recovered from the website hack within about an hour of being notified of it. Bingham County had their network hacked the same day by a ransomware group that demanded \$30,000 for the encryption keys to get their data back. The County ended up negotiating the price down to about \$3,500 but their total cost of recovering from it is about \$100,000. They were down to using pens and paper for over a week, while they were trying to get their network put back together. They had poor firewalls and a lax password policy, which allowed the attack to be successful. We are taking a hard look at all of the ways into our network, including trying to attack our own system the way Bingham was attacked in order to prevent that from occurring to us.

On February 16th we had our 2nd annual password change party. As the County employees get used to the procedure it has become easier.

Future Projects

We have revised the IT policy and will present it at the EODH meeting for discussion and modification and then to the board for approval after it is fine-tuned.

Ronn and I will be participating in an exercise with the regional healthcare coalition on May 11th. It will be built around an earthquake scenario and involve many of our regional partners including EIRMC, Madison Hospital and multiple ambulance services, as well as emergency managers.

Future Appointments

- 3/14 Accela Encoder Setup
- 3/16 Regional Healthcare Coalition Meeting in IF
- 4/4 Teton County Response Agency Committee/LEPC Meeting 2:30 to 5 PM



March 6, 2017

Mark Ricks
Chair, Teton County Board of Commissioners
150 Courthouse Drive
Driggs, ID 83422

Dear Chairman Ricks:

Thank you for your letter requesting Silver Star Communications to coordinate with Emergency Management Coordinator Greg Adams regarding the total solar eclipse coming in August 2017.

We have scheduled upgrades for our service area as approved in our capital budget for this year. We are unable to accommodate any additional capital outlay to mitigate system overloading for the period of time that you expect an influx of people for this event.

I have forwarded a copy of your request to Jason Jenkins, our Network Manager; Jeff Starcer, our Network Engineer; and Tom Byers, our Wireless Manager. Greg is more than welcome to reach out to them with any specific questions or requests.

Sincerely,

A handwritten signature in blue ink that reads "Ron B. McCue".

Ron B. McCue
President/COO



**Teton County
March 13, 2017 Agenda
Public Safety Total Solar Eclipse Work Session Meeting**

Invitees:

Mark Ricks, County Commissioner
Harley Wilcox, County Commissioner
Cindy Riley, County Commissioner
Billie Siddoway, County Prosecuting Attorney
Tony Liford, Sheriff
Bridger Smith, Chief Deputy Sheriff
Darryl Johnson, Public Works Director
Jason Latham, Board Chair, District 2, Fire Protection District Commissioner
Bret Campbell, Fire Protection District Chief
Earl Giles III, Fire Protection Division Chief-Prevention
_____, Teton Valley Hospital Board Representative
John Dobbins, Teton Valley Hospital
Ed Couillard, Teton Valley Hospital
Holly Wolgamett, BOCC Executive Assistant
Greg Adams, EM Services
Ronn Carlentine, EM Services
Sharon Fox, Planning
Alan Allred, Event Coordinator

Overview:

Threat and Hazard Identification and Risk Assessment Guide (THIRA)
Natural – Result of acts of nature
Technological – Accidents or the failures of systems and structures
Human-Caused – Caused by the intentional actions of an adversary

THIRA provides information to determine operational priorities, and assist to set goals and objectives based on the priorities.

Objectives:

Share an understanding of County priorities. Life Safety/Property Damage/ Incident-Event Stabilization. Review County's potential priorities (See Attached Notes).

Understand the County legal and functional response and responsibilities to coordinate, prepare, plan, and interact effectively.

Identify primary components. Elected Officials/Sheriff/Fire/Search & Rescue/Public Works/Public Information Officer/Emergency Management Services/City Staff

Identify primary resources. Elected Officials/Sheriff/Fire/Search & Rescue/Public Works/Public Information Officer/Emergency Management Services/City Staff.

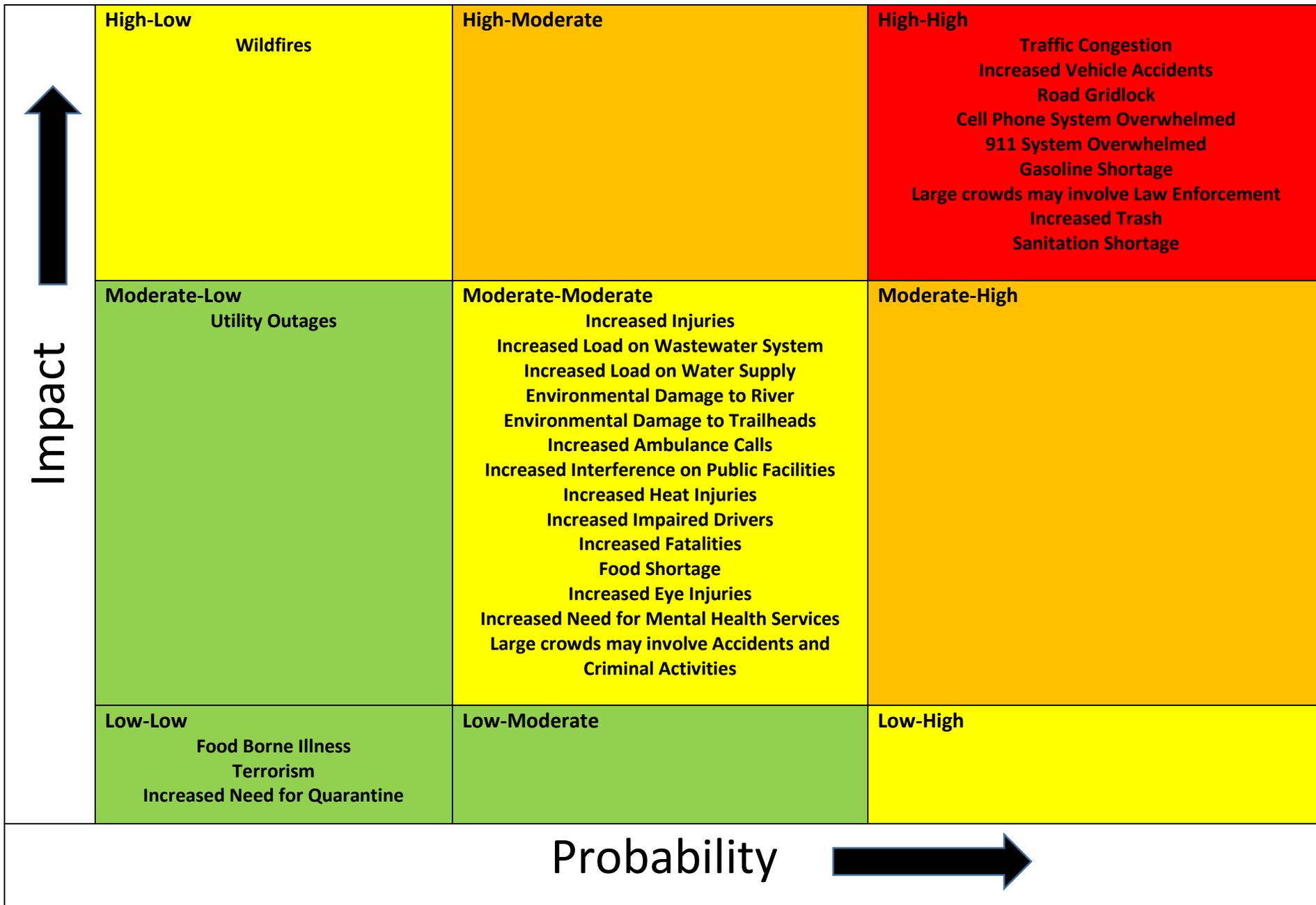
Unified strategies. Public Safety/Communication/Public Information (PIO Agency/PIO Fire/PIO Sheriff)/Executive Policy Group. Review Draft Incident Action Plan.

Separate daily Incident Action Plans will be prepared for the following dates; Thursday August 17, Friday August 18, Saturday August 19, Sunday August 20, and Monday August 21, 2017.

Next Meeting, Set Date

Meeting Adjourned

Teton County LEPC Eclipse THIRA



Share an understanding of County priorities (Event objectives). Life Safety/Property Preservation/ Incident Stabilization. Review County's potential priorities (See Attached Notes).

Understand the County legal and functional roles and responsibilities to coordinate, prepare, plan, and interact effectively.

Legal: Identify liability issues involved in the way a community manages the response to an emergency.

Functional:

Elected Officers: Multi-Jurisdictional coordination. Support and participate with decision and action of response/emergency. Support public information activities. Approve expenditures according to policies.

Sheriff/SAR: Public safety and security

Fire Protection District: Public safety and security

Teton Valley Hospital: Public health and medical services

Public Works: Transportation, roads, bridges, and traffic circulation

Emergency Management Services: Synchronize, coordinate, and facilitate the activities of all relevant stakeholders (private and public) to achieve a common purpose to protect life and property.

Planning: County Permit processing.

Finance Management: Records should be kept in such a manner to separate event expenditures from general ongoing expenditures, and accurately document expenditures.

Public Information Officer: Any information and messages developed for dissemination need to be authorized and approved by the appropriate individual(s) as soon as possible.

Event Coordinator: Private sector coordination

Identify primary components:

Unity of command – Agency and departments maintain individual work assignments and supervise accordingly.

Incident Command location and staging areas

Reliance on Incident Action Plan - operational period, identify roles and responsibilities

Identify resources – personnel, supplies, and equipment

Communication (internal and external) equipment, procedures, and systems

Information (GIS maps and Website) gathering, sharing, and managing information

Dispatch/Deployment – Resources dispatched and deployed by appropriate authority

Daily briefings – Elected and Appointed Officials coordination

Planning Meetings – Operational staff

Identify primary resources (facilities and equipment):

Sheriff/SAR

Fire District

Public Works

Emergency Management

City Staff

Unified strategies. Public Safety/Communication/Public Information (PIO Agency/PIO Fire/PIO Sheriff)/Executive Policy Group.

Review Draft Incident Action Plan.

File: County Eclipse Plan Outline

Government Functions for Managing the Eclipse Visitor Period

1. Valley Entry Stations to direct patrons to sites and other services.
 - 1.1. Determine size for Information Entry Stations North & South Hwy 33
 - 1.2. Determine and contract for land to set up Entry Stations
 - 1.3. Develop site layout for Entry Stations
 - 1.4. Determine staffing levels and days stations will be manned
 - 1.4.1. Hire and staff entry stations
 - 1.5. Develop plan for processing vehicles through the stations
 - 1.6. Determine facilities needed such as Porta Potty
2. Public Waste Management Stations
 - 2.1. Determine Locations and units needed
 - 2.1.1. Contract for Porta Potty Services
 - 2.1.2. Toilets, sinks, Grey H₂O
 - 2.1.3. RV discharge capabilities
 - 2.2. Determine Locations and units needed for Solid Waste & Recycle bins
 - 2.2.1. Contract for Solid Waste & Recycle Services
 - 2.3. Determine Parking areas and facilities for Town visitors
 - 2.3.1. Contract for parking areas and facilities (Porta Potty & Waste Disposal) services
3. Security patrols and Law Enforcement Plan
4. Transportation Management Plan
 - 4.1. Traffic entering the county, management while here and subsequently exiting the county
 - 4.2. Collaboration with cities and state
 - 4.3. Areas of mass gatherings along the Hwy 33 corridor
 - 4.4.
5. Permit Processing
6. Medical Support Coordination
7. Emergency Management Coordination Plan
8. Emergency Medical Services Management Plan
9. Insurance
10. Website Information on County can City Pages
11. Public Meeting and Education
12. Food Services Coordination and Permitting with EIPH
13. Environmental Impact Coordination
 - 13.1. EIPH
 - 13.2. DEQ
 - 13.3. IDF&G
 - 13.4. US Forest Service

13.5. BLM

13.6. Non-Profits – TRLT, FTR, Community Foundation, TVTAP, etc.

14. Administration and Reporting

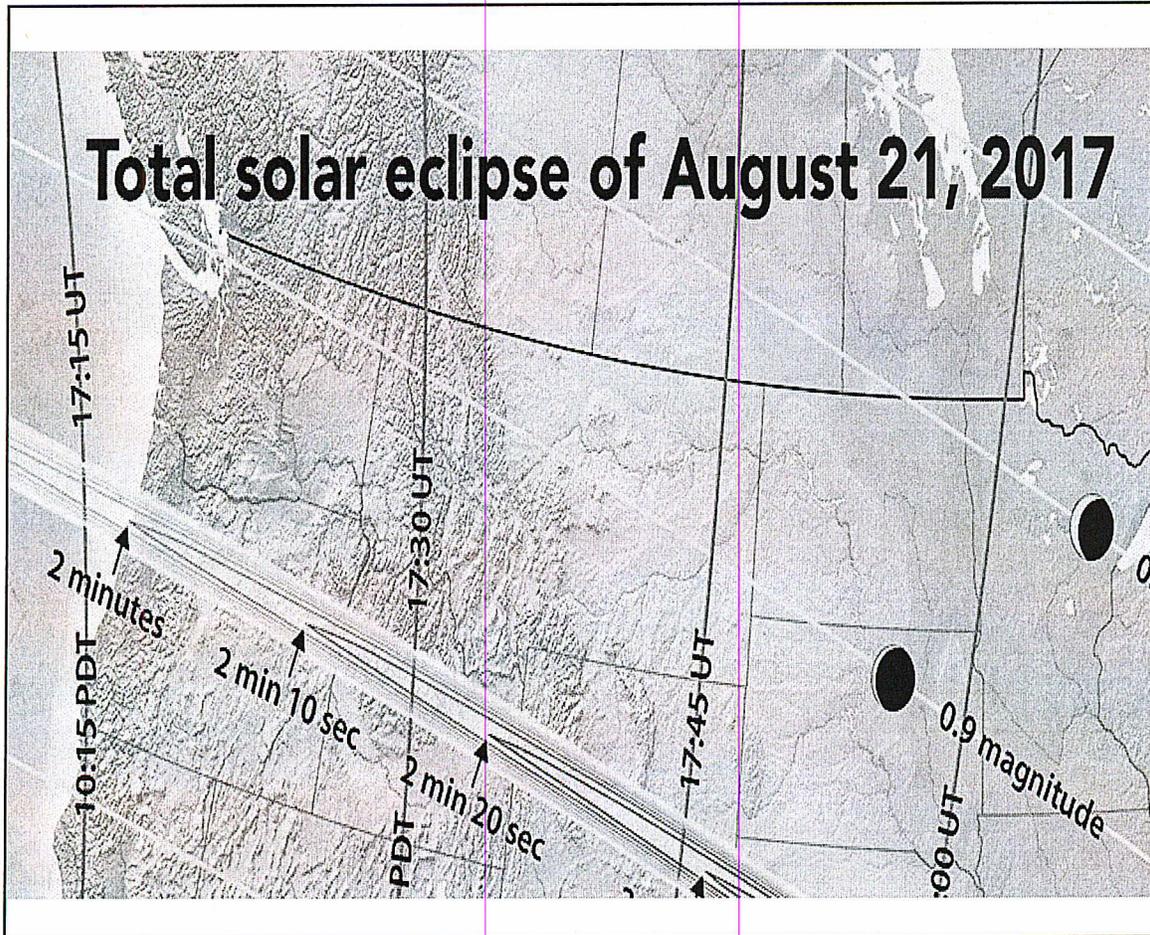
15.

Every project or business plan needs a clear set of Objectives; an execution strategy to achieve the objectives and sufficient resources to execute the strategy.

2017 Teton County Total Solar Eclipse



Incident Action Plan



Operational Period

From

8/17/2017 6:00:00AM

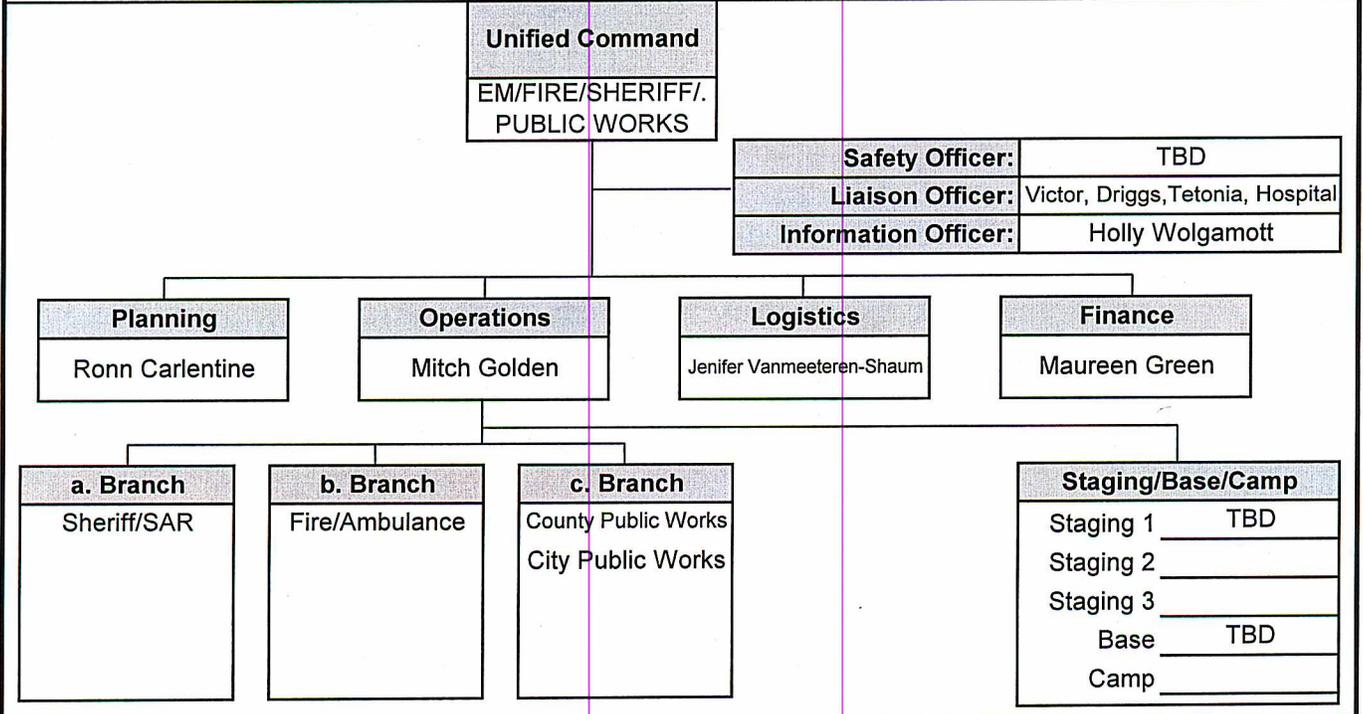
To

8/17/2017 18:00PM

INCIDENT BRIEFING (ICS 201)	Incident Name	Date Prepared	Time Prepared
	2017 Teton County Total Solar Eclipse		

Map Sketch

Current Organization



Prepared by (Name and Position)

Greg Adams/Ronn Carlentine/Mitch Golden/Earl Giles/Darrel Johnson

INCIDENT BRIEFING (ICS 201)		Incident Name		Date Prepared	Time Prepared
		2017 Teton County Total Solar Eclipse			
Resources Summary					
Resources Ordered	Resources Identification	ETA	On Scene	Work Assignment	
LECenter	Law Enforcement	TBD	TBD	Law Enforcement	
MC	Mobile Command	9	9	Control & Traffic	
SAR	Vehicle and Trucks	9	9	Traffic control & Safety	
Ambulance	Vehicle	9	9	EMS support if needed	
Heavy 2	Heavy Brush Truck 2	9	9	Fire support if needed	
Engine 20	Structural Engine	9	9	Fire support if needed	
Ladder 1	Ladder truck	9	9	Fire support if needed	
SAR Trailer	Trailer	9	9	Lost child collection point	
Armory	Incident Command Post	6	6	Command & Lost Child Point	
Hospital	Teton Valley Hospital	TBD	TBD	Medical services	
Health Clinic	Victor	TBD	TBD	Medical services	
Health Clinic	Driggs	TBD	TBD	Medical services	
Health Clinic	Tetonia	TBD	TBD	Medical services	
City Halls	Victor, Driggs, Tetonia	TBD	TBD	Informational	
County Courthouse	Teton County	TBD	TBD	Informational	
County Roads	Teton County	TBD	TBD	Roads, Bridges, Traffic	
Summary of Initial Event Period					
<p>Initial Situational Awareness - gathering of information (important and standard information & critical information in initial event period)</p> <p>Important Information:</p> <p>Critical Information:</p> <p>Establishing Initial Incident Priorities:</p> <p>Operational Needs:</p>					
Prepared by (Name and Position)					
Planning Support					

INCIDENT OBJECTIVES (ICS 202)	Incident Name	Date Prepared	Time Prepared
	2017 Teton County Total Solar Eclipse		
Operational Period			
From		To	
8/17/17 6:00		8/17/2017 18:00:00 PM	
General Control Objectives for the Incident (include Alternatives)			
<p>Incident Objectives: What must be accomplished? Where the desired activity must be accomplished?</p> <p style="text-align: center;">Conduct the incident from the Unified Common Post</p> <p style="text-align: center;">Pre-stage at 7:00am at the Armory Building (Unified Command Post) for the event briefing</p> <p style="text-align: center;">Pre-stage at 8:00am responders at designated positions (staging areas)</p> <p style="text-align: center;">Implement radio communications</p> <p style="text-align: center;">Carry out Mobile Command to gather and collect on-going information to respond to public safety</p> <p style="text-align: center;">Carry out SAR trailer at Driggs Post Office for lost child collection point at the post office</p> <p style="text-align: center;">Carry out First Aid Stations</p> <p style="text-align: center;">Implement the lost child plan for the event</p> <p style="text-align: center;">Determine emergency response (Sheriff, Fire, Medical) within event area and as needed</p> <p style="text-align: center;">Determine traffic congestion and control</p> <p style="text-align: center;">Develop traffic management with Sheriff and Public Works, as needed</p> <p style="text-align: center;">Develop traffic management with Idaho Transportation Department, as needed</p>			
Weather Forecast for Operational Period			
<p>A 0 percent chance of showers and thunderstorms. Mostly sunny, with a high near 80.</p>			
General Safety Message			
<p>Ensure citizens participant and observer safety</p> <p>Emergency Services available at Unified Command Post, Mobile Command, SAR Trailer, Law Enforcement Center, and Fire District Headquarters</p>			
Attachments (check if attached)			
<input type="checkbox"/> Organization List (ICS 203)	<input type="checkbox"/> Medical Plan (ICS 206)	<input type="checkbox"/>	_____
<input type="checkbox"/> Assignment List (ICS 204)	<input type="checkbox"/> Incident Map	<input type="checkbox"/>	_____
<input type="checkbox"/> Communications Plan (ICS 205)	<input type="checkbox"/> Traffic Plan	<input type="checkbox"/>	_____
Prepared by (Planning Section Chief)		Approved by (Incident Commander)	

ORGANIZATION ASSIGNMENT LIST (ICS 203)		1. Incident Name	2. Date Prepared	3. Time Prepared
		Teton County Total Solar E		
Position	Name	4. Operational Period		
		From	To	
		8/17/17 6:00	8/17/2017 18:00:00 PM	
5. Incident Commander and Staff		9. Operations Section		
Incident Commander	EM/FIRE/SHERIFF/PW	Chief	Mitch Golden	
Deputy		Deputy		
Safety Officer	TBD	a. Branch		
Information Officer	Holly Wolgamett	a. Branch Name	Sheriff/SAR	
Liaison Officer	Victor, Driggs, Tetonía, Hospital	a. Branch Director	Mitch Golden	
6. Agency Representative		Division Name		
Agency	Name	Supervisor		
City of Tetonía	TBD	Division Name		
City of Victor	TBD	Supervisor		
City of Driggs	TBD			
7. Planning Section		b. Branch		
Chief	Ronn Carlentine	b. Branch Name	Fire Protective District/Ambulanc	
Deputy		b. Branch Director	Earl Giles	
Resource Unit		Division Name		
Situation Unit		Supervisor		
Documentation Unit		Division Name		
Demobilization Unit		Supervisor		
Specialty (Technical Specialists) Name				
Teton County Legal	Billie Siddoway	c. Branch		
		c. Branch Name	County/City Public Works	
		c. Branch Director	Darrel Johnson	
		Division Name		
8. Logistics Section		Supervisor		
Chief	Jenifer VanMeeteren-Shaum	Division Name		
Deputy		Supervisor		
a. Support Branch				
Director		d. Air Operations Branch		
Supply Unit		Branch Director		
Facilities Unit		Tac. Group Sup.		
Ground Support Unit		Sup. Group Sup.		
b. Service Branch		Helicopter Coord.		
Director		Air Tanker/ Fixed Wing CRD		
Communications Unit				
Medical Unit		10. Finance Section		
Food Unit		Chief	Maureen Green	
c. Staging/Base/Camp		Deputy		
Staging 1	TBD	Time Unit		
Staging 2		Procurement Unit		
Staging 3		Cost Unit		
Base	TBD	Comp/Claims Unit		
Camp	TBD			
Prepared by (Resource Unit Leader)				

INCIDENT RADIO COMMUNICATIONS PLAN (ICS 205)	1. Incident Name		2. Prepared		3. Operational Period	
	Date	Time	From	To		
	2017 Teton County Total Solar Eclips				8/17/17 6:00	8/17/2017 18:00:00 PM
4. Basic Radio Channel Utilization						
System/Cache	Channel	Function	Frequency / Tone	Assignment	Remarks	
700 MHz	1TFire1	Fire Command		Fire Command		
700 MHz	1TFireT1	Fire Tactical		Fire Tactical		
700 MHz	1TSO1	LECenter		LECenter	Main Dispatch	
700 MHz	1TVictor	Victor Coverage	RX 851.0125 TX 806.0125	Victor Coverage		
VHF	SAR	SAR		SAR Usage		
700 MHz	1TSOT1	SO Tactical		SO Tactical		
VHF	EMS1	EMS & Air to Ground		EMS & Air to Ground		
700 MHz	1TEMS1	EMS Command		EMS Command		
GMRS	11	Volunteer Communication		Volunteer Communication	Volunteer Communication	
700 MHz	1TREG	Event Command		Event Communications	Event Communications	
700 MHz	8TAC91D	Coordination w/Jackson	851.5125	On Scene Communications with Jackson	On Scene Communications with Jackson	
VHF	Teton Tac	Jackson Resp to dispatch	154.725	Jackson Responders comms with Dispatch	Jackson Responders Comms with Dispatch	
	1TDriggs	Driggs Coverage		Driggs Coverage		
	1TTetonia	Tetonia Coverage		Tetonia Coverage		
5. Prepared by (Communications Unit)						

Medical Plan (ICS 206)	1. Incident Name	2. Date Prepared	3. Time Prepared	4. Operational Period				
	17 Teton County Total Solar Eclip			From	To			
				8/17/17 6:00	8/17/2017 18:00:00 PM			
5. Incident Medical Aid Stations								
Medical Aid Stations	Location			Paramedics				
				Yes	No			
Teton Valley Hospital	120 East Howard Avenue, Driggs				X			
TVH Driggs Clinic	283 N. First Street, Driggs				X			
TVH Victor	252 S. Main Street, Victor				X			
6. Transportation								
a. Ambulance Services								
Name	Address	Phone	Paramedics					
			Yes	No				
AMB 1	Teton County Fire Protection District 911 N. HWY 33, Driggs	715-5201	X					
b. Incident Ambulances								
Name	Location			Paramedics				
				Yes	No			
AMB 21	Staging Area			X				
AMB 00	Staging Area			x				
AMB 00	Staging Area			X				
7. Hospitals								
Name	Address	Travel Time		Phone	Helipad		Paramedics	
		Air	Grnd		Yes	No	Yes	No
TVH	Howard Ave			351-2383	X			X
8. Medical Emergency Procedures								
Call 911 or notify dispatch by radio of medical emergency								
9. Prepared by (Medical Unit Leader)					10. Reviewed by (Safety Officer)			

Incident Name	2017 Teton County Total Solar Eclipse
Date & Time Prepared	
Operational Period (From/To)	8/17/17 6:00 /17/2017 18:00:00 P



Incident Command
EM/FIRE/SHERIFF/PW

Deputy IC

Safety
TBD

Public Information
Holly Wolgamett

Liaison
Victor, Driggs, Teton, Hospital

Operations Chief
Mitch Golden

Planning Chief
Ronn Carlentine

Logistics Chief
Jenifer VanMeeteren-Shaum

Fin./Admin. Chief
Maureen Green

Branch 1
Sheriff/SAR

Branch 2
Fire Protective District/Ambulance

Branch 3
County/City Public Works

Staging 1
TBD

Resource

Service Branch

Support Branch

Time

Division Name

Division Name

Division Name

Staging 2

Situation

Communications

Supply

Proc.

Division Name

Division Name

Division Name

Staging 3

Documentation

Medical

Facilities

Comp.

Div/Grp

Div/Grp

Div/Grp

Base
TBD

Demobilization

Food

Ground Sup.

Cost

Div/Grp

Div/Grp

Div/Grp

Camp
TBD

Div/Grp

Div/Grp

Div/Grp

Agency Representatives	
Name	Agency
TBD	City of Teton
TBD	City of Victor
TBD	City of Driggs

Technical Specialists	
Name	Specialty
Billie Siddoway	Teton County Legal

**Health and Safety Message
(ICS 223)**

Incident Name	Date Prepared	Time Prepared
2017 Teton County Total Solar Eclipse		

Operational Period (From)	Operational Period (To)
8/17/17 6:00	8/17/2017 18:00:00 PM

Major Hazards and Risks

Intoxicated Drivers

Narrative

Be alert for intoxicated drivers and pedestrians

Prepared By	ICS Position
Approved By	ICS Position

ESF EOC Matrix		County Name		
ESF	ESF-Agency Name	ERC-Primary / Contact #	ERC- Alternate / Contact #	
ESF-1 Transportation	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-2 Communications	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-3 Public Works & Engineering	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-4 Firefighting	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-5 Emergency Management	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-6 Mass Care House & Human Services	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-7 Resource Management	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-8 Public Health & Medical Services	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			

ESF EOC Matrix		County Name		
ESF	ESF-Agency Name	ERC-Primary / Contact #	ERC- Alternate / Contact #	
ESF-8a Mental Health	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-9 Search and Rescue	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-10 Oil & Hazardous Materials	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-11 Agriculture & Natural Resources	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-12 Energy	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-13 Public Safety & Security	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-14 Long-term Recovery & Mitigation	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			
ESF-15 External Affairs	Name			
	Telephone # 1			
	Telephone #2			
	Email Address			

DAILY MEETING SCHEDULE

Incident Name			Operational Period		Prepared Date & Time
			From	To	
2017 Teton County Total Solar Eclipse			8/17/17 6:00	8/17/2017 10:00:00 PM	
Time	Meeting	Facilitator	Attendees	Purposes/Outcome	Location
	Incident Briefing (15-30 mins)	QI	All	- Initial Incident Briefing (ICS-201) - Transfer Command	
	Unified Command Meeting (15-30 mins)	IC	IC, DIC, FOSC, SOSC, LA, PA, SA, INFC	- Obtain Unified Approval of the following: - Objectives/Priorities (ICS-202) - Organizational Structure (ICS-203) - Resource Ordering Procedures - Meeting Schedule (ICS-230-OS) - Timing for Press Briefing - Name the incident	
	Section Briefings (5-15 mins)	Section Mgrs	Section Personnel	- Initial direction for Section activities	
	Unified Command Briefing (15-30 mins)	DIC	DIC, IC, FOSC, SOSC, OM, PM, LM, PA, LO, FM, SA, INFC, LA	- Status report/update (Executive Summaries) from section managers	
	Prepare for Press Briefing (10-15 mins)	PA	UC	- Prepare UC for Press Briefing	
	Press Briefing (10-20 mins)	PA	PA, IC, FOSC, SOSC, LA		
	Tactics Meeting (30-45 mins)	PM	PM, OM, LM, RUL, SUL, EUL	- Agreement on Tactics for Planning Meeting Review. Prepare 'draft'	
	UC Briefing (15-30 mins)	DIC	DIC, IC, FOSC, SOSC, OM, PM, LM, PA, LO, FM, SA, INFC, LA	- Status report/update (Executive Summaries) from section managers	
	Planning Meeting (30-45 mins)	PM	PM, IC/UC, LO, SO, OM, LM, FM, SUL, RUL, EUL, et al.	- Finalize work plan. - Identify resource needs. - Identify and assign follow-up issues	
	Prepare for Press Briefing (10-15 mins)	PA	UC	- Prepare UC for Press Briefing	
	Press Briefing (10-20 mins)	PA	PA, IC, FOSC, SOSC, LA		
	IAP Review w/UC (15-30 mins)	DIC	DIC, IC, FOSC, SOSC, OM, PM, LM, SA, FM, LA, INFC	- Approve Incident Action Plan	
	Operations Briefing (15-30 mins)	DIC	IC/UC, DIC, PA, LO, OM, PM, LM, FM, others as appropriate	- Review and distribute approved AP	
Prepared By			Reviewed By		

DIC: Deputy Incident Commander EUL: Environmental Unit Leader FM: Finance Manager FOSC: Federal On-Scene Coordinator IC: Incident Commander	LO: Liason Officer LA: Legal Advisor LM: Logistics Manager OM: Operations Manager PA: Public Affairs Manager	PM: Planning Manager RUL: Resource Unit Leader SA: Safety Advisor SOSC: State On-Scene Coordinator SUL: Situation Unit Leader
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TETON COUNTY, IDAHO
ORDINANCE 2017-_____

Amendment to Title 5, Chapter 1, Sections 2 and 4

AN ORDINANCE OF TETON COUNTY, IDAHO AMENDING TITLE 5, CHAPTER 1, SECTIONS 2 AND 4 OF THE COUNTY CODE; AMENDING THE DEFINITION OF VICIOUS DOG TO COMPLY WITH SECTION 25-2810, IDAHO CODE; ELIMINATING DEFINITION OF NUISANCE IN FAVOR OF MORE PARTICULAR DEFINITION IN SECTION 5-1-4(A) OF THIS CHAPTER; ADDING A SECTION NUMBER; ELIMINATING AN AMBIGUOUS REFERENCE TO IDAHO CODE; AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS, COUNTY OF TETON, STATE OF IDAHO:

Section 1. The definition of “Vicious Dog” contained in Section 5-1-2 is amended as follows:

VICIOUS DOG: A dog which, when not provoked, approaches any person who is not trespassing, in a vicious or terrorizing manner; or any dog which, when not provoked, physically attacks, wounds, bites or otherwise injures a person or domestic animal who is not trespassing. A dog is not a vicious dog if, at the time of approach or injury, the dog was justifiably provoked. Justifiable provocation includes but is not limited to the following:

- (a) The dog was protecting or defending a person within the immediate vicinity of the dog from an attack or assault;
- (b) The person was committing a crime or offense upon the property of the owner or custodian of the dog;
- (c) The person was at the time, or had in the past, willfully tormented, abused or assaulted the dog;
- (d) The dog was responding to pain or injury or protecting its offspring;
- (e) The dog was working as a hunting dog, herding dog or predator control dog on the property of, or under the control of, its owner or keeper, and the damage or injury sustained was to a person who was interfering with the dog while the dog was working in a place where it was lawfully engaged in such activity, including public lands;
- (f) The dog was a service animal individually trained to do work or perform tasks for a person with a disability; or
- (g) The person was intervening between two (2) or more animals engaged in aggressive behavior or fighting.

Section 2. The definition of “Nuisance” contained in Section 5-1-2 is stricken as follows:

~~NUISANCE: Any noisy dog, any dangerous dog, or any dog engaging in behaviors described in Section 5-3-4(B) of this chapter.~~

Section 3. Section 5-1-4(A) is amended as follows:

A. Nuisances.

1. Noisy Dog: It is a violation of this chapter for any owner of a dog to fail to exercise the reasonably necessary proper care of his/her animal in order to prevent it from disturbing the peace and quiet of persons residing in the neighborhood by allowing such dog to continue barking, howling and/or whining, audible beyond the property line of the premises on which the dog is located, for more than thirty (30) minutes. If it is determined that there is a prowler or something taunting the animal, a notice of violation will not be issued.
2. Dogs at Large: It is a violation of this chapter for any person who owns, harbors or possesses a dog, whether licensed or not, to allow such dog to be at large, as defined by this Chapter, upon the streets or alleys of the County, or in any public place in the County, except for designated off-leash areas, or upon any other premises within the County without the consent of the person in possession of such premises. ~~See Idaho Code § 25-2803 and 25-2804 and any amendment.~~
3. Female Dogs in Heat: Each female dog, when in heat, shall be under control or penned or enclosed in such a manner as to preclude at large dogs from contacting such female dog.
4. Unneutered Dogs at Large: It is a separate violation of this chapter for any owner of any unneutered dog that is found to be at large.
5. Failure to Remove Waste: It shall be unlawful for any person who owns, possesses or controls a dog to fail to promptly remove and dispose of any feces left by his/her dog on any sidewalk, street or public owned property or private property (other than the property of the owner of the dog or of a person who has consented to the presence of the dog on his/her property). This provision shall not apply to an assistance dog accompanying a handicapped person who, by reason of his/her disability, is unable to remove and properly dispose of the feces.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS, TETON COUNTY, IDAHO, this ____ day of _____, 2017.

Mark Ricks, Chairman of the Board

ATTEST: _____
Mary Lou Hansen, County Clerk

FY 2018 Teton County Budget Preparation & Tax Levy Schedule	
March 13	BoCC review proposed budget schedule & discuss plans for this budget cycle
March 27	BoCC/BDPA review Salary Plan Guidelines, pay grades, salary schedule, eval form
	BoCC discuss other budget issues as needed
April 10	2-hr EODH for presentation of new salary survey, plus budget training & schedule ???
	BoCC discuss other budget issues as needed
April 17	Justice & Drug Court meetings (<i>could add BoCC meeting if necessary</i>)
April 21	EODH receive forms to prepare budget requests (31-1602)
	Non-profit funding request forms distributed
April 24	BoCC discuss budget issues as needed, finalize FY 2018 salary schedule & guidelines
	BoCC approve FY2018 Indigent Defense Grant application
May 8	BoCC discuss budget issues as needed, review salary guidelines with EODH
May 15	EODH submit budget requests to Auditor (31-1602 & 31-1603)
May 16-June 7	Auditor compiles budget requests, consults with EODH, prints first draft budget request
May 17	Board of Equalization training in Rigby
May 22	STC Budget & Levy training in Idaho Falls
May 22	BoCC discuss budget issues as needed
June 6-8	Idaho Association of Commissioners & Clerks meeting in Idaho Falls
June 9	Red-lined job descriptions to Executive Assistant if updates needed
June 12	BoCC discuss budget requests with non-profit organizations (afternoon of regular meeting)
	Town Hall Meeting - Solid Waste Fee
June 19?	BoCC discuss budget requests with EODH (day-long meeting)
June 21?	BoCC discuss budget requests with EODH (day-long meeting)
June 22-23	Auditor incorporates BoCC changes, prints second draft budget
June 26	BoCC discuss second draft budget and additional changes
June 28 & 29	Reserved for Board of Equalization (<i>if needed</i>)
June 30	Updated Pay Grade Chart available (<i>if altered by changing job descriptions</i>)
	Merit raise requests delivered to Executive Assistant
July 10	BoCC sets tentative budget, including merit/equity raises
	Last day for Board of Equalization (<i>if needed</i>)
July 24	Health Insurance update from American Insurance
	Last chance to change budget prior to publication (<i>without holding a special meeting</i>)
Aug 17 & 24	Publish legal notices for budget hearings
Aug 28	2:00 pm Public Hearing for County budget
	2:10 pm Public Hearing for Mosquito Abatement District budget
	2:20 pm Public Hearing for Special Road Levy budget
	Finalize changes to County Fee Schedule
Aug 31 & Sept 7	Publish legal notices for fee increases greater than 5%
Sept 7	Taxing District L2 forms due in Auditor's office (63-803[3])
Sept 11	BoCC sets 2017 tax levies (for FY 2018 budgets)
	2:00 pm Public Hearing for Fee Increases greater than 5% (<i>if any</i>)
Oct/Nov	Health Insurance decisions made, changes become effective January 1
Dec 7	Annual Employee Meeting, start of Open Enrollment period



FROM: County Executive Assistant, Holly Wolgamott
TO: Board of County Commissioners
RE: Executive Assistant Update
MEETING: March 13, 2017

1. ACCELA Software Project

- a. Reminder: There will be a Board training on the new system prior to your regular meeting on March 27 at 8:30 am. The training will last 30 - 45 minutes. We will begin your regular meeting immediately following. We plan to go live with the new system at your April 24 meeting.

Greg has provided two estimates attached to this report for options for tablets to be used to access meeting packets. After speaking with him, I highly recommend the Microsoft Surface Pro 3. This machine functions like a small laptop and is more versatile than an iPad. It allows the use of Microsoft office and provides printing capabilities. The IT Department is also better equipped to support these machines. The screen size is very similar to the large iPad screen, 12 inches for Microsoft versus 12.9 inches for the iPad.

SUGGESTED MOTION: move to approve the purchase of three Microsoft Surface Pro 3 devices OR three Apple iPad devices and accompanying accessories not to exceed \$3200.

Once we receive the requested devices, I will call each of you to come and pick them up prior to the March 27 training.

- b. Agenda Template: through the ACCELA project we have been working to modify the agenda to meet the needs of the software and to comply with requests from the current Board. The proposed agenda template is attached to this report.

SUGGESTED MOTION: move to approve the proposed Board of County Commissioners' agenda template.

2. ICRMP Training

- a. The Open Meetings Act and Meeting minutes training has been confirmed with Jim McNall from ICRMP. A separate work session with the BoCC will precede the training starting at 4:00 pm. The evening training will begin at 5:30 pm. I have invited all boards, councils, and commissions in our area to attend the evening training. I have had several RSVPs so far. Considering that the evening training begins around dinnertime and will likely last until 7:30 or later, would the Board like to provide a meal or snacks for attendees?

3. Idaho Unclaimed Property Training

- a. The Idaho State Treasurer's Office is hosting an unclaimed property training on Tuesday April 4 from 2:00 – 4:00 pm at the Bonneville County Building. With your permission, I would like to attend this free training with our Treasurer. I have attached a flyer to this report for your reference.

4. Employee Committee

- a. The employee committee will meet again on March 16. The group plans to bring a budget and plan for the employee summer party to your next meeting on March 27.

5. BoCC Newsletters

- a. I have sent out a notice to our newsletter subscribers alerting them that we will continue newsletter publications in late spring to early summer.

QUOTE CONFIRMATION



DEAR GREG ADAMS,

Thank you for considering CDW•G for your computing needs. The details of your quote are below. [Click here](#) to convert your quote to an order.



ACCOUNT MANAGER NOTES:

Hi Greg,
I had to add a different case. The Kensington model won't fit. The Surface pro 3 is 12" and the Pro 4 is 12.3"

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
HSXT075	3/6/2017	HSXT075	10188712	\$3,130.05

QUOTE DETAILS				
ITEM	QTY	CDW#	UNIT PRICE	EXT. PRICE
Microsoft Surface Pro 3 - 12" - Core i5 4300U - 8 GB RAM - 256 GB SSD Mfg. Part#: QG2-00021-PROMO UNSPSC: 43211509 Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	4307709	\$631.05	\$1,893.15
Microsoft Complete Extended Service Agreement for Surface Pro 3 & Pro 4 3Yr Mfg. Part#: A9W-00005 UNSPSC: 81111812 Electronic distribution - NO MEDIA Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	3072615	\$231.57	\$694.71
Microsoft Surface Pro 4 Type Cover Keyboard Mfg. Part#: R9Q-00001 UNSPSC: 43211706 Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	3862769	\$119.97	\$359.91
OtterBox Symmetry Series Microsoft Surface Pro 3 - Pro Pack back cover for Mfg. Part#: 77-52034 UNSPSC: 53121705 Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	3807887	\$60.76	\$182.28

PURCHASER BILLING INFO		SUBTOTAL	\$3,130.05
Billing Address: TETON COUNTY ACCT PAYABLE 230 N MAIN ST RM 160 DRIGGS, ID 83422-5124 Phone: (208) 354-2932 Payment Terms: Net 30 Days-Govt State/Local		SHIPPING	\$0.00
		GRAND TOTAL	\$3,130.05
		DELIVER TO Shipping Address: TETON COUNTY GREG ADAMS 230 N MAIN ST RM 160 DRIGGS, ID 83422-5124 Phone: (208) 354-2932 Shipping Method: FEDEX Ground	

QUOTE CONFIRMATION



DEAR GREG ADAMS,

Thank you for considering CDW•G for your computing needs. The details of your quote are below. [Click here](#) to convert your quote to an order.

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
HSXR003	3/6/2017	HSXR003	10188712	\$2,817.06

QUOTE DETAILS				
ITEM	QTY	CDW#	UNIT PRICE	EXT. PRICE
Apple 12.9-inch iPad Pro Wi-Fi - tablet - 128 GB - 12.9" Mfg. Part#: ML0N2LL/A UNSPSC: 43211509 Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	3870049	\$860.55	\$2,581.65
AppleCare+ extended service agreement - 2 years - carry-in Mfg. Part#: S4738LL/A UNSPSC: 81111812 Electronic distribution - NO MEDIA Contract: NJPA 100614#CDW Technology Catalog (100614#CDW)	3	2805540	\$78.47	\$235.41

PURCHASER BILLING INFO		SUBTOTAL	\$2,817.06
Billing Address: TETON COUNTY ACCT PAYABLE 230 N MAIN ST RM 160 DRIGGS, ID 83422-5124 Phone: (208) 354-2932 Payment Terms: Net 30 Days-Govt State/Local		SHIPPING	\$0.00
		GRAND TOTAL	\$2,817.06
		DELIVER TO Shipping Address: TETON COUNTY GREG ADAMS 230 N MAIN ST RM 160 DRIGGS, ID 83422-5124 Phone: (208) 354-2932 Shipping Method: FEDEX Ground	

Need Assistance? CDW•G SALES CONTACT INFORMATION



Rachel Heaton

(877) 427-2862

rachhea@cdwg.com

This quote is subject to CDW's Terms and Conditions of Sales and Service Projects at <http://www.cdw.com/content/terms-conditions/product-sales.aspx>
 For more information, contact a CDW account manager

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AGENDA TEMPLATE

DATE AND TIME

BOARD OF COUNTY COMMISSIONERS

150 Courthouse Drive, Driggs ID, 1st Floor Meeting Room

9:00 MEETING CALL TO ORDER – Chair
Pledge of Allegiance and Amendments to Agenda

CONSENT AGENDA

This section will include items that do not require discussion. One motion and vote will approve all items. If any Board member wishes to discuss an item listed here, they may do so by moving it from the consent agenda to the appropriate location.

OPEN MIC (*if no speakers, go to next agenda items*)

PUBLIC WORKS – Public Works Director

1. Solid Waste
2. Road & Bridge
3. Engineering
4. Public Works
5. Facilities
6. Noxious Weeds

10:00 PUBLIC APPEARANCES

This section is dedicated to any person, group, organization that is not a County Department. (e.g. TREC, TVHC, the Development Group).

SHERIFF – Sheriff or Staff
Reports to the Board as needed

JUVENILE PROBATION – Juvenile Probation Officer
Reports to the Board on a Quarterly Basis

12:00 ELECTED OFFICIALS AND DEPARTMENT HEADS MEETING
This meeting occurs during the first meeting of every month

IT AND EMERGENCY MANAGEMENT – IT Director
The IT Director reports to the Board at the first meeting of every month.

ECLIPSE PLANNING – Eclipse Coordinator
This is a temporary agenda item that will occur each meeting until September 2017

GIS – GIS Coordinator
Reports to the Board as needed

PLANNING & ZONING – Planning Administrator
Reports to the Board at each meeting

BUILDING – Building Manager
Reports to the Board monthly

TREASURER – County Treasurer
Reports to the Board on a quarterly basis

ASSESSOR – County Assessor
Reports to the Board as needed



AGENDA TEMPLATE

DATE AND TIME

BOARD OF COUNTY COMMISSIONERS

150 Courthouse Drive, Driggs ID, 1st Floor Meeting Room

PROSECUTOR – County Prosecutor

Reports to the Board as needed

CLERK – County Clerk

Reports to Board on behalf of the Clerk Department each meeting

EXECUTIVE ASSISTANT

Reports to Board on behalf of the Commissioners' Office each meeting

COMMISSIONERS

This section is reserved for any items that are considered commissioners' business

OTHER BUSINESS

ADJOURNMENT

Upcoming Meetings

All upcoming meetings are listed here



Join us for a training on unclaimed property reporting. Let us make reporting easier for you.

This Training is Free

All Businesses Welcome



**UNCLAIMED
PROPERTY**



Key Things You Will Learn

- Who needs to report
- What needs to be reported
- How to report

Training Option 1: Tuesday, April 4, 2-4 p.m.
Bonnevill County Building
605 N. Capital Ave. Idaho Falls
Commissioners' Hearing Room

Training Option 2: Wednesday, April 5,
9 a.m. to 12 p.m.
Bonnevill County Building
605 N. Capital Ave. Idaho Falls
Law Enforcement EOC Classroom

Space is limited and registration is required.
To register email your name, phone number,
training date preference and place of
employment to:

ucpbusinessquestions@sto.idaho.gov

Idaho State Treasurer's Office • Unclaimed Property Program

Teton County Idaho Commissioners' Meeting Agenda

Monday February 27, 2017 9:00 am

150 Courthouse Drive, Driggs, ID – 1st Floor Meeting Room

9:00 MEETING CALL TO ORDER – Chair, *Amendments to Agenda*

CONSENT AGENDA

1. Use of Sick Leave by Building Department Manager

PUBLIC WORKS– Darryl Johnson

1. Solid Waste
 - a. Landfill Cap Update
 - b. RAD Quarterly Meeting Update
2. Road & Bridge
 - a. Variable Message Boards
3. Engineering
 - a. Cedron Road Shoulder Improvement Project
 - b. SH33 Gravel Pit Reclamation
 - c. Bates Road Boat Ramp Update
 - d. Packsaddle Road Vacation Continued Public Hearing Tuesday February 28th at 9:00 am
4. Public Works
 - a. Edgewood Estates
 - b. Portable Toilets for 2017 Eclipse
5. Noxious Weeds
 - a. Department Summary

9:30 OPEN MIC (*if no speakers, go to next agenda items*)

PLANNING – Joshua Chase

1. Department Update
2. Update on Planning Administrator Position
 - a. Executive Session per IC74-206(a) Personnel Matters

11:00 FY 2016 FINANCIAL STATEMENTS & AUDITOR'S REPORT– Brad Reed, Rudd & Company

LUNCH BREAK WITH AUDITOR BRAD REED, CLERK AND TREASURER

2:00 COMMISSIONERS

1. Discussion of Proposed Changes to Dog Ordinance
2. March 13th Town Hall Meeting Speakers and Format

2:30 ECLIPSE PLANNING – Alan Allred

1. Eclipse Update
2. Approval of Intergovernmental Agreement for Coordinated Review of Mass Gathering Events During the 2017 Eclipse

CLERK – Mary Lou Hansen

1. Beer & Wine licenses, if any
2. Claims for Payment of County Bills

EXECUTIVE ASSISTANT – Holly Wolgamott

1. Report

4:00 SOLID WASTE FEE LAW SUIT

1. Executive Session per IC74-206 1(f) Legal Matters, as needed

ADMINISTRATIVE BUSINESS (*as time permits*)

1. Approve Available Minutes
 - a. January 9 Regular BoCC Meeting
 - b. January 13 Special BoCC Meeting

- c. January 18 Special BoCC Meeting
 - d. January 20 Special BoCC Meeting
 - e. January 23 Regular BoCC Meeting
 - f. February 13 Regular BoCC Meeting
 - g. February 16 Special BoCC Meeting
2. Other Business
- a. Committee Reports

ADJOURNMENT

COMMISSIONERS PRESENT: Mark Ricks, Cindy Riegel, Harley Wilcox

OTHER ELECTED OFFICIALS PRESENT: Prosecutor Billie Siddoway, Treasurer Beverly Palm, Clerk Mary Lou Hansen

Chairman Ricks called the meeting to order at 9:03 am and led the Pledge of Allegiance.

Commissioner Riegel requested a specific time be set to talk about the meeting minutes. It was decided the meeting minutes discussion would be between 3:00 and 3:30pm.

● **MOTION.** Chairman Ricks made a motion to approve the consent agenda as submitted. Motion seconded by Commissioner Riegel and carried.

OPEN MIC

Alice Stevenson spoke about the meeting minutes and requested the open mic time be changed to 9 am. Tucker Tyler spoke about the meeting minutes. Anne Callison spoke about the need to be prepared for the upcoming eclipse. Ben Brown spoke about the solid waste fee lawsuit.

PUBLIC WORKS

Director Darryl Johnson reviewed his bi-monthly report (Attachment #1).

SOLID WASTE. The County has received a letter from the DEQ approving the landfill post closure plan and the cap is officially considered complete. After meeting with RAD to review their 4th quarter report, the County will be receiving a payment of \$6,255 for franchise fees.

CEDRON ROAD SHOULDER IMPROVEMENT PROJECT. Mr. Johnson reviewed his follow up memo regarding chip seal maintenance for the additional 6 feet width of pavement. The cost to maintain this additional 6 feet will be \$21,600 every time the road is chip sealed.

SH33 GRAVEL PIT RECLAMATION. Mr. Johnson is proposing hauling material from the state pit to the Felt pit rather than all the way to the Victor pit. This way if it is decided that reclamation of the gravel pit on SH33 is not the County's responsibility, the material can be used to reclaim the Felt site, which was previously stripped and mined for the landfill cap fill material. He will continue to move forward to reclaim the SH33 pit and is working with the Idaho Department of Lands and Mr. Thulin. He asked the Board to keep him posted if things change and he needs to go in a different direction.

EDGEWOOD ESTATES PUBLIC ACCESS. The County is unable to move forward until a travel and transportation plan is completed and adopted by the BLM. Chairman Ricks directed Mr. Johnson to send a letter to the BLM inquiring about the progress.

WEEDS Weed Superintendent Amanda Williams asked the board if they had any questions in regards to her memo (Attachment #2). Chairman Ricks said caution needs to be taken when spraying near agricultural fields so contamination does not occur. Commissioner Wilcox asked about the feasibility of a "no-spray" map. Ms. Williams suggested posting no spray signs in front of properties that do not want their frontage sprayed with the

understanding that the property owner will take care of weed control. She will be holding a noxious weeds workshop March 11 in conjunction with the Teton County Soil Conservation District and the University Extension office.

PLANNING

Planning consultant Joshua Chase reviewed his update (Attachment #3). His biggest challenge had been dealing with owners wanting to know if their parcel has building rights. He said the necessary research is quite time consuming. Folks have not been using the property inquiry forms, nor have they been paying the fees. Mr. Chase requested Board direction. Commissioner Riegel feels the forms need to be completed so the County has a record of requests. Commissioner Wilcox believes the County is doing a disservice to the public by charging a \$150 property inquiry fee. He wants to add an item to the March 13 agenda to discuss decreasing or eliminating the fee.

Mr. Chase has also been reviewing temporary use permits (TUP) for the upcoming eclipse. Commissioner Wilcox feels the current ordinance in place for TUP needs to be used until a new ordinance is passed. Mr. Chase believes there is enough flexibility in the current ordinance to deal with the current applications.

Ms. Wolgamott said the planning administrator candidate is available for an interview March 8, 9 or 13. He would like to fly rather than drive, due to the unpredictability of storms.

● **MOTION.** At 10:25am, Chairman Ricks made a motion for executive session to discuss personnel matters per IC 74-2016(1)(a). Motion seconded by Commissioner Riegel and a roll call showed all in favor. The executive session ended at 10:50 am.

● **MOTION.** Commissioner Wilcox made a motion to increase travel expenses for the planning administrator candidate from \$1,000, as previously approved, to \$1,500 in order to conduct an in-person interview. Motion seconded by Commissioner Riegel and carried unanimously.

FY 2016 FINANCIAL STATEMENTS & AUDITOR’S REPORT

Rudd & Company CPA Brad Reed reviewed Teton County’s Audit and financial statements for FY 2016. He said Clerk Hansen’s Management Discussion & Analysis provides an executive summary of the information contained in the audit and recommended reading that portion of the audit at a minimum. Mr. Reed said the County’s finances are in good shape and commended the Auditor’s office and staff.

The meeting recessed at 11:50 am for lunch and resumed at 1:15 pm.

CLAIMS APPROVAL

● **MOTION.** Chairman Ricks made a motion to approve the claims as presented. Seconded by Commissioner Riegel and carried unanimously.

General	53,072.24
Road & Bridge.....	23,533.13
Court and Probation	3,384.08
Bonds	708.00
Elections	28.00
Indigent.....	20.00
Revaluation.....	11,840.00
Solid Waste.....	31,857.14
Weeds	1,776.00
Road, Special.....	1,676.00
911	7,609.00
Mosquito.....	475.00
Fair Board.....	1,240.03
Grants	5,610.92
TOTAL.....	\$142,829.54

INDIGENT

- **MOTION.** Chairman Ricks made a motion to amend the agenda to add an Executive Session for indigent matters pursuant to IC 74-206(1)(d) for the good faith reason that an emergency has come up with the Coroner and a decision is needed before the March 13 meeting. Motion seconded by Commissioner Riegel and carried.
- **MOTION.** At 2:20 pm Chairman Ricks made a motion for Executive Session to discuss indigent issues pursuant to IC 74-206(1)(d). Motion seconded by Commissioner Riegel and a roll call vote showed all in favor. The Executive Session ended at 2:30 pm.

COMMISSIONERS

MARCH 13 TOWN HALL MEETING. Commissioner Wilcox said he'd spoken with an economist who had a slide show about how business interfaces with local government and suggested that a lender speak about the effect of Conditional Use Permits on the ability to borrow. Commissioner Riegel said Brian McDermott and Jen Werlin would be available to speak. Chairman Ricks thinks local businessmen need to be targeted since they're the ones affected by Board decisions. Commissioner Wilcox offered to take the lead on coordinating speakers and publicizing this meeting, with the assistance of Executive Assistant Holly Wolgamott.

DOG ORDINANCE. Prosecutor Siddoway recommended amendments to the dog ordinance adopted December 12, 2016.

- **MOTION.** Commissioner Wilcox made a motion adopt changes to the dog ordinance as recommended by Prosecutor Siddoway. Motion seconded by Commissioner Riegel and carried (Attachment #4).

ECLIPSE PLANNING

Coordinator Alan Allred provided an update. He said a March 1 "Eclipse and Chips" meeting will be held at the Wildwood Room. He said Bill Boney has been sponsoring these meetings every two week. Mr. Allred said this is a meeting of an ad-hoc group, not a committee, which should alleviate the Board's concerns about open meeting laws. He has met with representatives of the LDS church, Friends of the Teton River and Teton Valley Land Trust to discuss their roles and participation during the event. He has learned that DEQ will provide the County with additional signage for the river at no cost. Mr. Allred does not see a problem obtaining porta potties, but said finding a place to dump them is a challenge. There will be no cleanouts available for RVs in Teton County during the eclipse and Rexburg is closing their sewage facilities to RVs, making Idaho Falls the next closest place. He has also been working with the library and newspaper to educate outsiders.

The Board does not plan to adopt the Intergovernmental Agreement for Coordinated Review of Mass Gathering Events During the 2017 Eclipse. Instead, the County will modify the existing application form.

ADMINISTRATIVE

- **MOTION.** Commissioner Riegel made a motion to approve the beer and wine license for the City of Driggs dba Teton Valley Kitchen Opening. Motion seconded by Chairman Ricks and carried.
- **MOTION.** Commissioner Riegel moved to approve the meeting minutes from January 9, 13, 18, 20, 23 and February 13 and 16. The motion died due to the lack of a second.

Commissioner Riegel said the minutes need to be approved since there was no other form of documentation in place. Commissioner Wilcox feels his comments are not accurately represented and wants to limit meeting minutes to action items and motions because the meeting minutes are too politicized. Clerk Hansen explained the difficulty of summarizing lengthy discussions and asked the Board to utilize a collaborative review process so the draft minutes could be as accurate and informative as possible.

Chairman Ricks asked about the status of a meeting with Jim McNall from ICRMP for additional training. Ms. Wolgamott said Mr. McNall is available for a March 20 meeting. Commissioners Ricks and Wilcox would like

to delay approving the January 9 minutes until after that meeting. Prosecutor Siddoway offered to review all the draft minutes and prepare a confidential memo for the Board regarding items that might create legal risks for the County. She invited the commissioners to discuss that memo with her individually.

EXECUTIVE SESSION

● **MOTION.** At 4:03 pm, Commissioner Wilcox made a motion for Executive Session to discuss legal matters pursuant to IC 74-206(1)(f). Motion seconded by Commissioner Riegel and a roll call vote showed all in favor with Commissioner Ricks recusing himself from the discussion due to his conflict of interest in the solid waste fee lawsuit. The executive session ended at 5:08 pm.

The Board scheduled a Special Meeting for Wednesday, March 1 at 8:30 am for an Executive Session per IC 74-206(1)(f) for legal matters surrounding the solid waste fee lawsuit. Commissioner Wilcox requested an item be added to that agenda to discuss solid waste fees following the Executive Session.

EXECUTIVE ASSISTANT

Ms. Wolgamott reviewed her report (Attachment #5) and agreed to bring back recommendations to the Board for options for devices such as tablets or iPads to be used with the new agenda management software.

Ms. Wolgamott discussed her workload and explained that she has been unable to work on the monthly e-newsletter. The Board agreed there were more pressing priorities and asked her to revisit the newsletter in the spring. Commissioner Wilcox asked that a notification be sent stating that the newsletters were currently on hold.

OTHER BUSINESS

The Board decided to change the time for Open Mic to 9:00 am.

Commissioner Wilcox asked that the following items be placed on the March 13 agenda: (1) the number of Planning & Zoning Commission members; and (2) the Bates cabin at Teton River. He said the Board still needed to identify clear objectives for Eclipse Coordinator Alan Allred. Commissioner Riegel will prepare a job description for Mr. Allred to present to the Board.

Ms. Wolgamott said she will have a new agenda format ready for the Board's review and approval March 13.

● **MOTION.** At 5:54 pm Commissioner Wilcox made a motion to adjourn. Motion seconded by Commissioner Riegel and carried.

Mark R. Ricks, Chairman

ATTEST: _____
County Clerk or Deputy

Attachments: #1 Public Works update
#2 Weed Superintendent's report
#3 Planning Department update
#4 Dog Ordinance (Amendment to Title 5 Chapter 1)
#5 Executive Assistant update

Teton County Idaho Commissioners' Special Meeting DRAFT Minutes
Wednesday March 1, 2017 8:30 am
150 Courthouse Drive, Driggs, ID – 1st Floor Meeting Room

8:30 am CALL TO ORDER – Chair
Amendments to Agenda

SOLID WASTE FEE LAWSUIT

1. Executive Session per IC74-206 1(f) Legal Matters
2. Discussion

ACCELA AGENDA MANAGEMENT SOFTWARE MEETING DEVICE OPTIONS

ADJOURNMENT

8:30 am CALL TO ORDER – Chair
Amendments to Agenda

Chairman Ricks called the meeting to order at 8:40 am.

ELECTED OFFICIALS PRESENT: Clerk Mary Lou Hansen and Assessor Bonnie Beard

● **MOTION:** Chairman Ricks moved to remove the discussion of the ACCELA agenda management meeting devices from the current agenda and add it to the next scheduled Board of County Commissioners' meeting on March 13, 2017 because information on the proposed devices was not yet available. The motion was seconded by Commissioner Wilcox and passed unanimously.

SOLID WASTE FEE LAWSUIT

Executive Session per IC74-206 1(f) Legal Matters

Commissioner Wilcox stated that he did not have a need to go into executive session but would be willing to do so if Commissioner Riegel felt it was necessary. Commissioner Riegel stated that she would like to consult with their attorney as planned.

MOTION: At 8:45 am Commissioner Riegel moved to go into Executive Session per IC74-206 1(f) for legal matters surrounding the Solid Waste Fee Lawsuit. Commissioner Wilcox seconded the motion and roll call vote showed Commissioner Riegel and Commissioner Wilcox in favor with Chairman Ricks abstaining. Motion carried.

The Executive Session ended at 10:00 am and the regular meeting was recessed for a short break.

Commissioner Riegel stated that the Solid Waste Fee Lawsuit was on the agenda and not the solid waste fees. Commissioner Wilcox indicated that he consulted with County Executive Assistant Holly Wolgamott prior to the start of the meeting and she felt that the fees are related to the law suit and could be covered as presented on the agenda. Had she felt differently, he would have amended the agenda at the beginning of the meeting.

● **MOTION:** Commissioner Wilcox moved to amend the agenda to add Solid Waste Fees for 2015 and 2016 for the good faith reason that the current agenda item may not be specific enough and was previously requested to be on the agenda as a separate item unrelated to the Solid Waste Fee Lawsuit. Motion was seconded by Chairman Ricks.

Discussion:

Commissioner Wilcox felt that the Board could have the discussion as written but that he would rather they were more specific by amending the agenda.

Commissioner Riegel felt that the good faith reason for amending the agenda should include a reason why it has to happen during the current meeting. Commissioner Wilcox felt that it is a time sensitive issue that needs to be addressed now and should not wait until the next meeting. He explained that there is brief due on the Solid Waste Fee Lawsuit on the 28th of March and they needed to decide whether that brief needs to be filed or not.

Commissioner Wilcox consulted with Prosecuting Attorney Billie Siddoway via phone who indicated that there is no requirement regarding specificity to what each agenda item means but that the Board always has the ability to amend the agenda. She also indicated that there is also always the ability to cure any open meeting issues by addressing them in a future meeting.

Commissioner Riegel clarified that the options were to make sure it was covered on the agenda, amend the agenda, or cure it in a future meeting. She stated that she was not in favor of curing it in a future meeting.

Commissioner Wilcox indicated that he felt that it was permissible to discuss the item as it appeared on the agenda but to be more conservative, he wished to amend the agenda and make sure it was covered specifically under solid waste fees. He also stated that he did not want the vote on the item to be challenged on a technicality and therefore they should have it on the next agenda on March 13th.

Commissioner Riegel stated that a miscommunication between Commissioner Wilcox and County Executive Assistant Holly Wolgamott resulted in an agenda that did not include the Solid Waste Fees as a separate item. Commissioner Riegel stated that she just wanted to make sure that the good faith reason for amending the agenda was enough for such a major topic.

Chairman Ricks felt that they could revisit it at the next meeting as well to give more time for public notification. Commissioner Riegel stated that it was not that she did not want to support the item being added to the agenda, she just questioned whether this was the correct way to handle it in consideration of the public's right to be notified of such a major decision.

● **VOTE:** Commissioner Wilcox and Chairman Ricks voted in favor and Commissioner Riegel voted against the motion. Motion carried. Commissioner Riegel noted that she voted against the motion because she felt more time was needed to notify the public on the topic of refunding fees.

Commissioner Wilcox stated that he was prepared to make the following motion at the February 27, 2017 meeting but that Commissioner Riegel asked that he complete further research prior to making the motion. For that reason, he said, a special meeting was scheduled and Commissioner Riegel was aware of his intent.

● **MOTION:** Commissioner Wilcox moved to fully refund or credit, to be determined by the Board of County Commissioners, the solid waste fees collected on parcels without structures for the years 2015 and 2016. Motion seconded by Chairman Ricks.

Commissioner Riegel asked how much money that would cost the County and felt it should be included in the motion. Commissioner Wilcox stated that it is roughly \$728,000 but indicated that there cannot be a specific amount because it is undecided whether they will refund penalties and interest along with the fee.

Chairman Ricks stated that he had received memos from the Prosecuting Attorney and Attorney General's office and felt that it was appropriate to vote on the motion presented.

● **VOTE**: Commissioner Wilcox and Chairman Ricks voted in favor and Commissioner Riegel voted against the motion. Motion carried.

Commissioner Riegel stated for the record that she voted against the motion because she preferred to have any solid waste fee credits for refunds for 2015 or 2016 take place within the context of a court settlement related to the Solid Waste Fee Lawsuit. A resolution through a court settlement with an attorney that is representing the County will produce a set of final and binding instructions on who gets relief, how they get relief and why they get relief. This, she believed was in the best interest of the County. She felt that by taking this action today and choosing not to have an attorney work with them in settling the Solid Waste Fee case, they are giving up all of the County's leverage. As a result, she said, the appeal will likely be dropped and the County will likely have to pay all of the plaintiff's attorney's fees, which will directly benefit Chairman Ricks.

Commissioner Wilcox stated for the record that his decision was to stop paying attorneys and repay tax payers for fees that were collected illegally. He indicated that this is a decision to do what is right and said he did not believe in winning on a technicality when the fees were not right.

Commissioner Wilcox requested a work session to discuss how to repay this money to include the Clerk, Assessor, Treasurer and State Tax Commission. Chairman Ricks stated that discussion should take place during the regular meeting of March 27th.

ACCELA AGENDA MANAGEMENT SOFTWARE MEETING DEVICE OPTIONS

This item was removed from this agenda and added to the next regular meeting on March 13, 2017.

ADJOURNMENT

● **MOTION**: Commissioner Wilcox moved to adjourn the meeting at 11:11 Commissioner Riegel seconded. Motion carried.

● **MOTION**: Commissioner Wilcox moved to rescind the motion to adjourn in order to return to Executive Session per IC74-206 1(f) Legal Matters to discuss path forward with Attorney Chris Meyer. Commissioner Riegel seconded. Motion carried.

● **MOTION**: Commissioner Riegel moved to reenter Executive Session per IC74-206 1(f) for legal counsel on the Solid Waste Fee Lawsuit. Commissioner Wilcox seconded. Roll call vote showed all in favor. Motion carried.

Executive Session ended at 11:34 am.

● **MOTION**: Commissioner Riegel moved to adjourn at 11:35 am. Motion was seconded by Commissioner Wilcox. Motion carried.