

FCWID BOARD OF DIRECTOR'S MEETING

August 14, 2017

9:00 – 10:30 a.m.

Teton Conservation District Offices

420 W. Pearl Avenue, Jackson, WY 83001

In Attendance: Bill Wotkyns, Sandy Buckstaff, Lexey Wauters, Tom Segerstrom, Micaela Toombs (Mountain Property Management), & Alice Widdess

MINUTES OF MEETING *(Draft)*

- I. **Call to Order.** Bill Wotkyns, Chairman, called the meeting to order @ 9:05 am.
- II. **Approval of Minutes (7/10/17).** Lexey Wauters made a motion to approve the 7/10/17 minutes as presented; Sandy Buckstaff seconded the motion. There was no discussion. Motion passed by a vote of 3-0.
- III. **Treasurer's Report** (Bill Wotkyns presented the Treasurer's Report in the absence of Lance Ash, Treasurer.)
 - a. **Bank Account Balances and Reconciliation Reports.** Bill Wotkyns stated the presented balances and reconciliation reports were reviewed by Lance Ash and met with his approval.
 - b. **Budget/Financials Report.** Bill Wotkyns reported we received \$121 in assessed fees (the past due amount) and that was the only income received.
 - c. **WDOA Proof of Cash Form.** Alice Widdess updated the board that Valerie Linsenmann (Linsenmann & Linsenmann) has been provided with all the required documents to work on and submit the WDOA Proof of Cash Form.
 - d. **2017 Joint TCD & FCWID Calendar.** Bill Wotkyns stated there are no current updates to the calendar; however, Lance Ash is working on updates to the 2018 calendar.
- IV. **Approval of Vouchers.** Sandy Buckstaff made a motion to approve the payment of all vouchers; Lexey Wauters seconded the motion; there was no discussion; motion passed by a vote of 3-0.
- V. **Introductions and Comments from the Public.** Micaela Toombs of Mountain Property Management and representing the Town Creek Development, introduced herself and stated she was attending to listen to any updates.
- VI. **TCD/FCWID Joint Quarterly Board Meeting held 7/10/17 ACTION ITEMS** *(See Minutes of TCD/FCWID Joint Quarterly Board Meeting in board packet) (Bill Wotkyns)*
 - a. *(Bill Wotkyns)* **Distribute Brian Remlinger's email of comments pertaining to Dr.'s K&E's Draft Study.** Bill Wotkyns stated that Brian's email contained relevant comments. Bill thought he had distributed the email; however, realized he had not; so, **NEW ACTION ITEM** was added: Bill Wotkyns to distribute to TCD and FCWID board members.
 - b. *(Bill Wotkyns)* **Obtain locations of warm ground water entering Flat Creek for the final study.** Bill Wotkyns reported Dr. Kempema states the warm water comes from the Elk Refuge, Cache Creek, and street runoff. Brian Remlinger has stated that there are some ground springs that generate warm water (perhaps Karns Meadow area). Bill requested Dr. Kempema change his reference to these warm water locations and create a legend that identified them. Discussion took place on these warm water input areas.
 - c. *(Bill Wotkyns)* **Forward Matt Turner's legal counsel re: extension of FCWID District Boundaries to Alice Widdess for distribution to both TCD & FCWID board members.** Bill Wotkyns stated that Matt Turner has submitted his opinion, which is based on state statute, and this was distributed to both TCD and FCWID board members. It was reported that any extension of the FCWID District Boundaries depends on what the property owners north of present boundary want to do.
 - i. Bill Wotkyns asked Micaela Toombs if there is any interest in the Town Creek Condominium property owners to be included in the district. She responded that the Town Creek Condominium Board has discussed; however, there is no further discussion at this time.
 - ii. Bill Wotkyns suggested Micaela follow up with the Town Creek Condominium Board to find out if they want to proceed with inclusion in the district; and, if so, FCWID would need their participation by speaking to other neighbors/property owners north and south of the Town Creek Condos to inquire about their interest in being part of the district, since any expansion must be contiguous and include all properties from the current north boundary through the Town Creek Condos. Bill recognized that there have been flooding problems in the past couple of winters in Town Creek and the FCWID is sensitive to that. The process for expansion was clarified and briefly reviewed.
 - d. *(Bill Wotkyns)* **Seek clarity from Matt Turner on the legal ramifications and standings for those upstream Flat Creek property owners and their responsibilities for problems that develop downstream.** Bill Wotkyns explained that the FCWID legal counsel did not want to address the topic due to too many legal ramifications.

VII. Mitigation Projects:

- a. **Study/Report from Dr.'s Kempema & Ettema – Board member’s comments received** (*Bill Wotkyns*). Bill Wotkyns stated he was hoping to get the final report from Dr.'s Kempema & Ettema; however, at the time of this meeting, it has not been received.
- b. **FY17 FCWID Notice of Interest to WY Office of Homeland Security** (*Sandy Buckstaff*). Sandy Buckstaff reported FCWID submitted the Notice of Interest on July 31, 2017. It puts FCWID in the process to address damages due to flooding. He stated the Notice of Interest is centered around making improvements to the Kaz Hashimoto property in order to gain access, if needed, to the creek for emergencies. Sandy shared that he spoke with Rich Ochs, Teton County Emergency Management, who said the language used was similar to what the County had submitted. Sandy reported that we received acknowledgement that the Notice has been received and the WY Office of Homeland Security will contact us.
- c. **Pathways & Flood Mitigation possibilities.** Bill contacted Pathways and learned they still do have any engineering plans from Kurt Stout (Engineer) to move forward with pathway upgrades. Only minor maintenance will take place this fall. Joe Burke asked about implementing targeting some areas along the pathways with sand bags. Bill reported that he and Larry Pardee made a site visit to the creek to pinpoint some pathway areas in need of mitigation. Bill stated it could be a volunteer effort to place sand bags in those areas, being respectful of water flow management. Discussion took place on the pathway areas that need addressing. Carlin Girard suggested the temporary installation of a small wooden footwall (16" tall) in the pathway area near Hwy 89. He mentioned it could be a demonstration/test project.
 - i. **ACTION ITEM:** Bill Wotkyns to give this mitigation suggestion of a small wooden wall to Brian Schilling, and mentioned that, perhaps, the TCD could participate in this mitigation effort. Bill Wotkyns to get Brian Schilling, Larry, Carlin, and himself together to discuss.

VIII. Old Business

- a. **ACTION ITEMS from 7/10/17 FCWID Board of Director’s Meeting:**
 - i. **Lance Ash:** 1) Contact Teton County Treasurer to follow up on reporting of District Assessments to account for any outstanding assessments; 2) Updates to TCD & FCWID Calendar of events. *Completed.*
 - ii. **Bill Wotkyns:** Contact Audrey Cohen-Davis with respect to placing creek signage at entrances re: respecting private property & safety suggestions, etc.
 - 1. Bill Wotkyns stated he did not contact Audrey Cohen-Davis. However, he did talk with Larry Pardee, and after reviewing the Snake River Fund signage, he feels they do a good job, and they are placed at proper access points. Can they be in more places? Joe Burke stated that a safety issue is the concern; however, he has noticed a remarkable drop in floaters this year, which could be due to drop of water level in creek and the recent ecoli news article. Lexey Wauters stated, if there was a recommendation from FCWID for more signs, the Snake River Fund would want to partner.
 - iii. **Bill Wotkyns:** Report on Pathways & flood mitigation possibilities getting Brian Schilling, Larry Pardee, & Brian Remlinger together to discuss available funding. *Completed.*
 - iv. **Bill Wotkyns:** Contact Matt Turner to redline existing **FCWID Bylaws** with all needed changes, sending to the FCWIDF board for review and approval. Bill Wotkyns stated he contacted Matt Turner and a redlined draft of amended Bylaws will be available by the September 11, 2017 FCWID monthly meeting.
 - v. **Sandy Buckstaff:** Sandy suggested the addition of the following **ACTION ITEM:** Access www.uwyo.edu/owp to follow up on FCWID application for RFP (Greg Kerr, Office of Water Programs at University of Wyoming). Sandy stated there is lots of competition and he is not optimistic FCWID will receive anything.

IX. **New Business.** There was no new business.

X. **Executive Session.** Not needed

XI. **Adjournment.** Sandy Buckstaff made a motion to adjourn the meeting; Lexey Wauters seconded the motion. The meeting adjourned @ 9:39 AM.

Respectfully submitted:

Alice Widdess, Administrative Manager

Alice Widdess

The Minutes have been approved:

Bill Wotkyns _____ *9/11/12*
Chairman Date

Larry Pardee _____ *9/11/12*
Treasurer Date