TOWN COUNCIL PROCEEDINGS

SEPTEMBER 3, 2019 **JACKSON, WYOMING**

The Jackson Town Council met in regular session in the Council Chambers of the Town Hall located at 150 East Pearl at 6:01 P.M. Upon roll call the following were found to be present:

MAYOR: Pete Muldoon.
COUNCIL: Hailey Morton Levinson, Jim Stanford, Arne Jorgensen, and Jonathan Schechter.
STAFF: Larry Pardee, Roxanne Robinson, Tyler Sinclair, Lea Colasuonno, Todd Smith, Roger Schultz, Paul Anthony, Floren Poliseo, Johnny Ziem, Brian Lenz, Carl Pelletier, and Sandy Birdyshaw.

Mayor Muldoon recognized Arne Jorgensen who voiced deep appreciation to all the interagency teams including Town staff who responded to, and contributed to fighting the Saddle Butte fire.

Public Comment. None.

Consent Calendar. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve the consent calendar including items A-J as presented with the following motions.

A. **Meeting Minutes**. To approve the meeting minutes as presented for the August 19, 2019 workshop and regular meeting.

B. **Disbursements.** To approve the disbursements as presented. Ace Hardware $720.27; Jorgensen Associates, Pc $28,943.18; Napa Auto Parts Inc. $2,297.50; Ross Concrete Const Llc $810.90; Western Municipal Const $277,211.60; Wind River Partners, Llc $12,000.00; Ace Hardware $542.77; Advanced Concrete Solutions $6,048.00; Advanced Glass Trim, Llc $550.00; Airgas Usa, Llc $336.58; Alphagraphics Bozeman $433.39; Amazon Captial Services $3,789.96; Animal Care Clinic Of Jackson $30.00; Architectural Building Supply $231.26; At&T $1,561.39; Bradley Engineering/Chartered $624.00; Buckrail, Llc $375.00; C & A Professional Cleaning Serv Llc $9,743.60; Carquest Auto Parts Inc. $46.60; Caselle Inc. $3,600.00; Cash $161.48; Casper Star Tribune $524.00; Cdw-Government $4,200.00; Centurylink $1,930.59; Chargepoint, Inc $4,632.00; Charter $1,655.11; City Of Driggs $6,413.02; Control System Technology, Inc. $3,385.00; Convergeone, Inc $6,914.50; Core & Main Lp $185.63; Creative Energies, Llc $2,887.35; Crystal Creek Capial $99,286.25; Cummins Rocky Mountain Llc $929.19; Curtis Blue Line $600.00; Davidson Olivia $450.00; Dean's Pest Controll Llc $245.00; Delcon Inc $1,731.47; E.R. Office Express $188.07; Employers Council Services $5,800.00; Energy 1 $274.04; Energy Laboratories Inc. $620.00; Evans Construction Inc $1,113.75; Fitzgerald, Todd $994.50; Fleetpride $1,365.61; Flowpoint Environmental Systems $15,437.99; Freedom Services $419.00; Friends Of Pathways $2,522.00; Fulcrum Contracting $26,777.03; Galls Inc. $624.49; Garmin Usa $64.95; Geittmann Larson Swift Llp $10,305.00; Gillig Llc $7,149.74; Gm Sheet Metal Llc $1,003.60; H&R Enterprises $700.83; Harrison, William $1,240.00; Bruce Hayse, Md $180.00; Hd Fowler Company $3,127.12; Hernandez, Abelina $120.00; High Country Linen $2,008.35; Hurst, Ron $250.00; Idaho Falls Peterbilt $2,301.17; International Municipal Lawyers Assoc. $480.00; Interstate Battery $1,041.55; Interwest Supply Company $302.00; Jack's Tire & Oil, Inc. $5,438.43; Jackson Curbside Inc. $550.00; Jackson Hole Law, Pc $1,501.25; Jackson Hole News & Guide $5,089.06; Jackson Lumber Inc $1,007.08; Jacobson, Thomas L $180.00; Jh20 Water Conditioning & Filtration $83.00; Kellerstrass Enterprises, Inc $23,223.33; Kenworth Sales Company Dept #1 $460.88; Kimley Horn $8,467.50; Lacal Equipment, Inc $164.52; Leigh, Christopher S. $375.00; Lower Valley Energy Inc $3,600.00; Md Nursery & Landscaping Inc $877.50; Msc Industrial Supply Co $380.11; Napa Auto Parts Inc. $999.13; National Association Of Clean Water Agnc $750.00; Naturescape Designs $1,571.00; Partsmaster $83.17; Pcm $110.24; Power Engineering Co, Inc $376.70; Premier Powder Coating & Fabrication Llc $15,350.00; Premier Truck- Salt Lake City $5,574.45; Rector, James $2,783.96; Reliable Logistic Services Of Utah $21.47; Ron's Towing $350.00; Ross Concrete Const Llc $450.00; Rui Inc. Dba Village Gardner $1,907.62; Ruschill, Russell $2,958.75; Schaeffer Mfg. Co $1,264.45; Servpro Of Idaho Falls $15,298.11; Sherwin-Williams Co. $579.60; Sign It Now Inc $1,603.42; Silliman, Jeff $30.71; Silverstar $2,309.07; Todd G. Smith $1,128.80; Snake River Roasting $198.65; Stolle, Ana $1,500.00; Sunrise Environmental $129.28; Swagit Productions, Llc $1,775.00; Teti, Agatha $79.97; Teton County Public Health $60.00; Teton County Transfer Station $285.00; Teton County Weed & Pest $11,700.00; Teton Motors Inc $96.68; Teton Tools Llc $861.95; The Aftermarket Parts Company, Llc $272.67; Thomson West $1,240.21; Timber Ridge Academy $12,337.50; Uhl, Angie $715.50; Ups $20.34; Verizon Wireless $7,005.37; Water Werks, Inc $360.30; Westbank Sanitation $680.51; Western States Equip Company $4,410.45; Winter & Company $22,435.00; Wydot $4.00; Wyoming Conf Of Bldg Officials $100.00; Wyoming Glass Works $50.00;

Wyoming.Com Inc $10.00; Xerox Corporation $428.45; Yellow Iron Excavation, Llc $324.00; Zuercher Technologies $360.00.

C. **Special Event: Farm to Fork.** To approve the special event application submitted by Central Wyoming College and Slow Foods of the Tetons, to reserve approximately 10 parking spaces on S. Cache Street in front of the Center Park Lawn on Saturday, October 5, 2019 from 8:00 A.M. until 5:00 P.M.

D. **Temporary Sign Permit: Western Design Conference (P19-202).** To approve the temporary banner in conjunction with the Western Design Conference subject to three (3) conditions of approval.

E. **Temporary Sign Permit: Shervin's Tire Sale (P19-207).** To approve the temporary banner in conjunction with Shervin's Oil subject to three (3) conditions of approval.

F. **Malt Beverage Permit for Jackson Fireman's Ball.** To approve the issuance of a malt beverage permit to the Jackson Fire Association for the Fireman's Ball on September 31, 2019 as presented, subject to the conditions and restrictions listed in the staff report.

G. **Equipment Purchase from SourceWell for a 938M Wheel Loader.** To approve the purchase of a 938M Wheel Loader in the amount of $214,944.51.

H. **Equipment Purchase from SourceWell for a Regenerative Street Sweeper.** To approve the purchase of a Regenerative Street Sweeper in the amount of $261,744.00.

I. **Public Engagement Contract for Hansen Avenue Sidewalk.** To approve the Contract for Hansen Avenue Sidewalk Public Engagement with Three Elephant Public Relations of Jackson, WY in the amount of $15,000.00 and upon legal approval authorize the mayor to execute all necessary contract Agreements.

J. **Downtown Trishaw Parking Locations.** To approve the request for trishaw parking as proposed for senior mobility purposes and authorize staff to install trishaw parking spaces where recommended near the Town Square, with minor deviations as required by the Chief of Police or Town Attorney.

Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

American Legion Imagery for Veterans Monument. Mayor Muldoon recused himself from this item and left the meeting. Vice-Mayor Morton Levinson became the presiding officer. Larry Pardee made staff comment. Greg McCoy made comment on behalf of the American Legion. Carrie Geraci of Jackson Hole Public Art made comment.

A motion was made by Arne Jorgensen and seconded by Hailey Morton Levinson to approve the images presented today which depict human moments as permanent etchings on the Veterans Monument located in Town Square, staff was directed to explore the possibility of adding a second image to each panel, depicting the visual image of the Town of Jackson during that particular war to compliment the war imagery photo, and to bring the design back to Council no later than Monday, September 16th. Vice-Mayor Morton Levinson called for the vote. The vote showed 3-1 in favor with Stanford opposed. The motion carried with Muldoon recused. Mayor Muldoon rejoined the meeting.

Transfer Resort Liquor License from All Suite Development to ACP LJH 80 Scott Holdings LLC. Sandy Birdyshaw made staff comment. The Mayor opened a public hearing to hear protest against the transfer of this liquor license. There were none. The Mayor closed the public hearing.

A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve the application to transfer the ownership of the resort liquor license held by All Suite Development to ACP LJH 80 Scott Holdings LLC doing business as The Lodge at Jackson Hole at 80 Scott Lane for the remaining license year ending 3/31/2020, subject to the conditions listed in the staff report and further direct the Town Clerk to issue the license upon confirmation that those conditions of approval have been met.

1. Prior to license issuance, the applicant shall obtain all required permits and approvals from all applicable Town/County departments.
2. Any additional minor corrections deemed necessary by staff and the Wyoming Liquor Division.

3. The effective date of this transfer is to be the same date the property sale closes, on or about October 1, 2019.
4. ACP LJH 80 Scott Holdings LLC will be registered with the Wyoming Secretary of State's office prior to issuance of this license.

Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P19-146: Development Plan for 725 Cache Creek Drive. Tyler Valentine made staff comment.

Based upon the findings for a Development Plan as presented in the staff report and by the applicant related to 1) Consistency with the Comprehensive Plan; 2) Achieves purpose of NRO & SRO overlays; 3) Impact of public facilities & services; 4) Compliance with Town Design Guidelines; 5) Compliance with LDRs & Town Ordinances; 6) Conformance with past permits & approvals for Item P19-146, a motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to make findings 1-6 as set forth in Section 8.3.2.C (Development Plan) of the Land Development Regulations to approve a lot split for the property addressed at 725 Cache Creek Drive subject to the Land Development Regulations, the departmental reviews attached hereto and the following conditions of approval:

1. If the applicant does not submit a Subdivision Plat application within 18 months of the Development Plan approval, the Development Plan will expire.
2. Prior to recording the plat, the applicant shall demolish all structures on the northern lot.

Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P19-187: Text Amendment to LDR 8.10 Duties & Responsibilities of Town bodies and staff. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to continue this item to the October 7, 2019 regular meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinances. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to read ordinances in the short tile Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance G: An Ordinance Amending and Reenacting the Town of Jackson Official Zoning Map to change zoning at 135 E Broadway to Downtown Core.

AN ORDINANCE AMENDING AND REENACTING SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND AMENDING THE TOWN OF JACKSON OFFICIAL ZONING DISTRICT MAP TO CHANGE A PORTION OF THE CURRENT ZONING DESIGNATION OF 1.38 ACRES OF LAND ADDRESSED AS 135 EAST BROADWAY AVENUE AND CURRENTLY ZONED URBAN COMMERCIAL (UC) TO DOWNTOWN CORE (DC) (P19-105); AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, IN REGULAR SESSION DULY ASSEMBLED THAT

A motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to approve G at third reading and designate it Ordinance 1239. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance H: An Ordinance Amending and Reenacting the Town of Jackson Official Zoning Map to change zoning at 175 E Broadway Avenue to Downtown Core.

AN ORDINANCE AMENDING AND REENACTING SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND AMENDING THE TOWN OF JACKSON OFFICIAL ZONING DISTRICT MAP TO CHANGE A PORTION OF THE CURRENT ZONING DESIGNATION OF 0.46 ACRES OF LAND ADDRESSED AS 175 EAST BROADWAY AVENUE AND CURRENTLY ZONED URBAN COMMERCIAL (UC) TO DOWNTOWN CORE (DC) (P19-107); AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, IN REGULAR SESSION DULY ASSEMBLED THAT:

A motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to approve H at third reading and designate it Ordinance 1240. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance I: An Ordinance Amending and Reenacting the Town of Jackson Official Zoning Map to change zoning at 105 E Broadway Avenue to Downtown Core.

AN ORDINANCE AMENDING AND REENACTING SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND AMENDING THE TOWN OF JACKSON OFFICIAL ZONING DISTRICT MAP TO CHANGE THE CURRENT ZONING DESIGNATION OF 0.167 ACRES OF LAND ADDRESSED AS 105 EAST BROADWAY AVENUE AND CURRENTLY ZONED URBAN COMMERCIAL (UC) TO DOWNTOWN CORE (DC) (P19-114); AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, IN REGULAR SESSION DULY ASSEMBLED THAT:

A motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to approve I at third reading and designate it Ordinance 1241. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance J: An Ordinance Amending and Reenacting the Town of Jackson Municipal Code Title 16 Regarding Housing Rules & Regulations

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1195 AND SECTION 16.10 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING HOUSING RULES AND REGULATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, IN REGULAR SESSION DULY ASSEMBLED THAT:

A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve Ordinance J at second reading. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Matters from Mayor and Council.
Certification of Compliance for an Annexation Petition from Monroe Partners Old West LLC and Setting the Hearing Date. Sandy Birdyshaw made staff comment.

A motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to set a public hearing on November 18, 2019. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Authorize Travel for upcoming conferences. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to authorize travel for any council member wishing to attend the C40 World Mayors Summit on October 9-12 in Copenhagen, NLC-National League of Cities City Summit Annual Conference on November 20-23 in San Antonio, and to a National Park Conservation Association Summit on October 29-30 in Helena, Montana. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Town Manager's Report. A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to accept the Town Manager's Report into the record. The Town Manager's Report contained an update on employee housing for the upcoming winter season. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

2019 Council Priorities – Predictable Funding of Local Government Framework. *This item was continued from the September 3, 2019 workshop*. Tyler Sinclair made staff comment and presented language for this goal "To establish a framework for the future funding of local government with diversified, and sustainable funding sources, aligned with the desired community core services (potholes) and priorities (program and potential) identified in the Comprehensive Plan in order to meet the changing needs of the community, and the economy of the 21st Century." The Council discussed further revisions to the language, consistent funding, identifying expenditures and how they change over the years, matching sources of funding with expenditures, incorporating extra council meetings to get through discussion, memorializing the final framework in a resolution, different manners of public engagement, and scope of work from Peak Facilitation.

A motion was made by Hailey Morton Levinson and seconded by Pete Muldoon to direct staff to proceed with the Predictable Funding of Local Government Framework as described in this staff report and as discussed by Council tonight. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Adjourn. A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to adjourn the meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 7:42 p.m. minutes:spb

TOWN OF JACKSON

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ATTEST: Pete Muldoon, Mayor

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Sandra P. Birdyshaw, Town Clerk

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