

TOWN COUNCIL PROCEEDINGS

JANUARY 6, 2020

JACKSON, WYOMING

The Jackson Town Council met in regular session in the Council Chambers of the Town Hall located at 150 East Pearl at 6:00 P.M. Upon roll call the following were found to be present:

MAYOR: Pete Muldoon.

COUNCIL: Hailey Morton Levinson, Arne Jorgensen, Jim Stanford, and Jonathan Schechter.

STAFF: Larry Pardee, Tyler Sinclair, Lea Colasuonno, Todd Smith, Roger Schultz, Susan Scarlata, Paul Anthony, Tyler Valentine, Darren Brugmann, Brian Lenz, Stacy Stoker, Johnny Ziem, Michelle Weber, Tim Cole, Amanda White, Carl Pelletier, and Sandy Birdyshaw.

Mayor Muldoon introduced new employees: Associate Engineer Caitlin Barilec, Reserve Police Officer Tim Cole, and Police Officer Amanda White.

Mayor Muldoon read a proclamation for Jackson being named the number one art-vibrant small community and a proclamation for KMTN's 45th Anniversary.

Public Comment. Marty Camino of the Center for the Arts made comment on being named the number one art-vibrant small community.

Consent Calendar. There was no public comment on the Consent Calendar. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve the consent calendar including items A-E as presented with the following motions.

A. **Meeting Minutes.** To approve the meeting minutes as presented for the December 16, 2019 workshop and regular meeting, and the December 18, 2019 special workshop.

B. **Disbursements.** To approve the disbursements as presented. Ace Hardware \$990.60; Alphagraphics \$342.41; Apex Sage Inc \$420.00; Arcpoint Labs \$25.00; Badger Daylighting Corp \$2,070.79; Bank Of Jackson Hole \$60.00; Big R Ranch & Home \$8.99; Brower Psychological Services Inc \$325.00; Buckrail, LLC \$375.00; C & A Professional Cleaning Serv LLC \$7,490.40; C & A Professional Cleaning Serv LLC \$15,258.65; Carquest Auto Parts Inc. \$682.80; Caselle Inc. \$2,000.00; Cash \$93.42; Casper Star Tribune \$479.00; Cdw-Government \$10,023.00; Center For The Arts \$2,910.00; Centurylink \$2,114.92; Certified Laboratories \$3,718.55; Chitwood, Jessica \$779.35; Christensen, Dustin \$155.00; City Of Driggs \$2,023.91; CMI - Teco \$316.25; Commercial Tire-Id Falls \$7,506.08; Control System Technology, Inc. \$16,261.50; Convergeone, Inc \$26,955.00; Creative Energies, LLC \$8,580.00; Curtis Blue Line \$371.26; Custom Electronic Consultants Inc \$465.00; Day Wireless Systems \$3,000.00; Dean's Pest Controll LLC \$145.00; Detail Driven LLC \$250.00; E.R. Office Express \$301.36; Electrical Wholesale Supply \$331.19; Emerg + A + Care \$251.00; Energy Laboratories Inc. \$228.00; Entenmann-Rovin Co \$252.90; Exposure Signs Inc \$190.00; Fish Creek Vet Clinic, LLC \$30.00; Fitzgerald, Todd \$242.50; Fleetpride \$65.80; Fortress Home Improvements LLC \$42,734.00; Galls Inc. \$785.74; Garcia, Gregorio \$100.00; Geittmann Larson Swift LLP \$1,589.35; GFOA \$460.00; Giger, Mark \$155.00; Gillig LLC \$4,896.51; Health Technology \$1,004.11; High Country Linen \$3,844.86; Hokanson, Donny \$334.32; Hurst, Ron \$31.78; Idaho Tire Recycles \$1,464.00; Industrial Hose & Fitting \$112.45; Interstate Battery \$524.85; Interwest Supply Company \$10,980.40; Jackson Curbside Inc. \$1,825.00; Jackson Hole News & Guide \$9,015.21; Jackson Hole Public Art \$13,413.13; Jackson Hole Title & Escrow Inc \$125.00; Jackson Lumber Inc \$212.80; Jackson Whole Grocer \$5.89; Jelly Donut, LLC \$830.00; Jorgensen Associates, Pc \$39,992.51; Kellerstrass Enterprises, Inc \$44,101.88; Kenworth Sales Company Dept #1 \$2,354.54; Local Gov't Liability Pool \$1,000.00; LSC Transportation Consultants \$13,042.09; Mailfinance \$468.69; Morillon-Arellano, Shellie \$898.74; Mountain Electrical \$1,032.05; Napa Auto Parts Inc. \$1,177.03; National Trade Supply, LLC \$210.00; Nelson Engineering \$22,332.60; On Sight Land Surveyors Inc. \$600.00; Pelletier, Carl \$9,336.10; Phelps, Dennis \$1,500.00; Phillips, James \$49.97; Pine Needle Embroidery \$36.00; Premier Truck- Salt Lake City \$1,003.08; Proforce Law Enforcement \$818.00; Raftelis \$16,302.11; Raudman, Renee \$140.00; Rendezvous Engineering, P.C. \$8,083.70; Rich Broadcasting (Sv/Jx) \$2,646.00; Roberts, Jan \$42.39; Rocky Mountain Fence \$8,119.50; Servpro Of Idaho Falls \$25,883.68; Shuttle Bus Leasing \$47,250.00; Silver Creek Supply \$38.78; Silverstar \$2,314.67; Smart Construction \$21,162.50; Snake River MEP Complete, Inc \$1,015.25; Snake River Roasting \$516.39; Spectrum \$1,617.03; Spring Creek Ranch \$1,500.00; St John's Hospital \$310.00; Swagit Productions, LLC \$1,775.00; Teton County Clerk \$154,595.50; Teton County Sheriff's-Jail \$648.00; Teton County Special Fire Fund \$156,867.07; Teton County-Fund 10 \$57,056.86; Teton County-Fund 13 \$1,188.38; Teton County-Fund 19 \$48,124.39; Teton Motors Inc \$1,313.87; The Results Group, Ltd \$9,000.00; Thomson West \$45.00; Title 22 Consultants \$500.00; Verizon Wireless \$7,460.64; Videki, David

\$1,190.00; Visa \$32,419.62; W.W. Grainger, Inc. \$848.72; Westbank Sanitation \$670.57; Western Municipal Const \$39,815.16; Western Records Destruction \$50.00; Western States Equip Company \$6,328.85; Wyoming Financial Insurance, Inc \$72.00; Wyoming Garage Door, LLC \$3,159.90; Wyoming Inn \$3,000.00; Wyoming Law Enforcement \$766.00; Wyoming.Com Inc \$5.00; Xerox Corporation \$893.37; Yellow Iron Excavation, LLC \$150.00.

- C. **Temporary Sign Permit: Pole Pedal paddle (P19-288).** To approve the temporary banner in conjunction with Jackson Hole Ski Club subject to three (3) conditions of approval: 1. The use of the site shall be granted by the property owner. 2. The sign shall not be located on the sidewalks or in the public right of way. 3. The Pole Pedal Paddle sign to be located at 105 Buffalo Way, Albertsons from March 22, 2020 to April 4, 2020, and the Town Downhill sign to be located at 105 Buffalo Way, Albertsons from March 1, 2020 to March 14, 2020.
- D. **Official Depositories for 2020.** To approve the recommendation naming Wells Fargo Bank, Bank of Jackson Hole, and Rocky Mountain Bank as official depositories for the Town of Jackson during 2020.
- E. **Bid 20-09: Vehicle Purchase for Public Works.** To approve Bid# 20-09 for the purchase of two new pickup trucks, subject to any minor revisions by the Town Attorney, and award the bid to Teton Motors of Jackson, WY, in the amount of \$57,244.60.

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

Mayor Muldoon made an adjustment to the agenda by moving Item P19-269 before the Snow King Master Plan item.

Item P19-269: Final Plat at 825 W. Snow King for Grove Phase 3. Tyler Valentine made staff comment. Public comment was given by Kris Greenville of Habitat for Humanity and Stefan Fodor as the applicant's representative.

Based upon the findings as presented in the staff report and as made by the applicant for Item P19-269, a motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to make findings 1-4 as set forth in Section 8.5.3.C (Subdivision Plat) of the Land Development Regulations relating to 1) Conformance with Development Plan or Development Option Plan; 2) Complies with standards of Section 8.5.3. Subdivision Plat; 3) Complies with standards of Division 7.2. Subdivision Standards; 4) Complies with other relevant standards of these LDRs, to approve a Final Plat for the Grove Condominiums Phase Three Second Filing Addition to the Town of Jackson for the property addressed at 825 W. Snow King Avenue subject to the departmental reviews in the staff report and the following conditions of approval:

1. Within thirty (30) calendar days from the date of Town Council approval, the applicant shall satisfactorily address all comments made by the Town of Jackson and other reviewing entities included in the Departmental Reviews in the staff report and submit the corrections to the Planning Department. The Planning Director shall review and approve all required changes prior to recording the plat with the County Clerk.
2. Park and School Exactions shall be paid at the time of plat recording.

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

Item P19-201: Snow King Resort Master Association (SKRMA) Master Plan Amendment. Tyler Sinclair presented the proposed commitments of SKRMA, Snow King Mountain (or a future owner), and the Town of Jackson.

The Council held discussion with staff and Jeff Golightly of SKRMA, on commitments and compliance, including a minimum of a one percent (1%) fee for overnight lodging and activity ticket sales, a \$500,000 reserve fund generated by the one percent fee would be kept to fund the ski area, tying the \$500,000 to a three or five year CPI adjustment, the shared parking agreement and paving parking lots, and future lease negotiation would be with Snow King Mountain. Discussion shifted to the Transportation Demand Management Plan, percentage of dorm units in the mitigation plan, and worst-case scenarios for end of days.

Item A: A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to direct staff to 1) work with the applicant to amend the Snow King Planned Resort District Master Plan subject to the conditions and department reviews from the December 2, 2019 staff report pursuant to the Town Council direction provided at subsequent meetings, 2) make any other necessary edits to the satisfaction of the Community Development Director, Planning Director, and Town Attorney, 3)

obtain SKRMA's formal position on the revised amended conditions; and 4) once staff has obtained SKRMA's formal position on the amendments, bring this item back for final consideration by Town Council at the February 3, 2020 Regular Town Council meeting. Mayor Muldoon called for the vote. The vote showed 4-1 in favor with Stanford opposed. The motion carried.

Item B: A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to continue Item P19-201 Sketch Plan for the Snow King Planned Resort District Master Plan to February 3, 2020. 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 Pete Muldoon to read ordinances in the short title. Mayor Muldoon called for the vote. The vote showed 4-0 in favor with Schechter absent. The motion carried.

Ordinance L: An Ordinance Amending and Reenacting Sections 6.10 through 6.90 of the Jackson Municipal Code Related to Liquor Licenses and Permits.

AN ORDINANCE AMENDING AND REENACTING SECTIONS 1 THROUGH 12 OF ORDINANCE NO. 30, SECTIONS 1 AND 2 OF ORDINANCE NO. 89, SECTIONS 1 THROUGH 13 OF ORDINANCE NO. 90, SECTIONS 1 THROUGH 3 OF ORDINANCE NO. 90A, SECTION 1 OF ORDINANCE 106, 172, 375, 388, 389, 456, 503, 504, 516, 569, 577, 605, 714, 823, 828, 960, 1063, 1072, 1076, AND 1185, SECTIONS 1 AND 2 OF ORDINANCE 227, SECTIONS 3 THROUGH 8 OF ORDINANCE 853, SECTIONS 1 AND 2 OF ORDINANCE 969, AND SECTIONS 1 AND 2 OF ORDINANCE 1173; AND SECTIONS 6.10 THROUGH 6.90 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING LIQUOR LICENSES AND PERMITS 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:

Public comment was given by Stephan Abrams of The Liquor Store. Staff comment was given by Sandy Birdyshaw, Lea Colasuonno, Todd Smith, and Michelle Weber.

A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to direct staff to make the revisions discussed tonight and bring the ordinance back for first reading at a future meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance M: An Ordinance Annexing 1150 Highway 22 into the Corporate Limits of the Town of Jackson, Amending the Zoning District Map, and Amending the Corporate Limits of the Town of Jackson.

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF JACKSON; AMENDING THE ZONING DISTRICT MAP TO INCLUDE THE ANNEXED PROPERTY AND CLASSIFY IT AS A PART OF THE COMMERCIAL RESIDENTIAL (CR-3) ZONING DISTRICT WITHIN THE SCENIC RESOURCES (SRO) AND NATURAL RESOURCES OVERLAY (NRO) DISTRICTS; AMENDING THE CORPORATE LIMITS OF THE TOWN OF JACKSON; AND PROVIDING FOR 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 Jonathan Schechter to approve Ordinance M on third reading and designate it Ordinance 1244. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Matters from Mayor and Council.

Fees for Charging Electric Vehicles. Johnny Ziem made staff comment regarding imposing fees to charge electric vehicles. A motion was made by Arne Jorgensen and seconded by Hailey Morton Levinson that as the Level 3 charger is installed to direct staff to review appropriate wait fees. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Parking Enforcement Levels of Service. Jim Stanford made comment. Todd Smith made staff comment. A motion was made by Jim Stanford and seconded by Pete Muldoon that the Chief of Police and Town Manager determine the level of service for parking enforcement during off season months. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Northern Indigenous Arts & Cultures Festival.

Pete Muldoon made comment on funding this request through the Community Initiatives budget line.

A motion was made by Pete Muldoon and seconded by Hailey Morton Levinson to approve the funding request for the NIAC Festival in the amount of \$7,500 and direct the Town Attorney to prepare a contract for services for this sponsorship. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Letter to Federal Communications Commission (FCC). Lea Colasuonno made staff comment.

A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to direct staff to finalize and file the Town of Jackson comment to the FCC regarding its Cable Service Change Notifications, Modernization of Media Regulation Initiative, and Amendment of the Commission’s Rules Related to Retransmission Consent, with one minor change as discussed. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Board and Commission Reports. Hailey Morton Levinson commented on a CAST winter meeting scheduled January 22-24 in Avon, Colorado, and that she and Natalia Macker were scheduled to give a State of the Town and County tomorrow at the Rotary meeting. Jonathan Schechter made comment from the JH Air board meeting.

Town Manager’s Report. A motion was made by Jonathan Schechter 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 solid law enforcement work, FY20 comprehensive annual financial report (CAFR), and the FY21 budget schedule. Todd Smith made staff comment. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Adjourn. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to adjourn the meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 9:49 p.m. minutes:spb

TOWN OF JACKSON

ATTEST:

Pete Muldoon, Mayor

Sandra P. Birdyshaw, Town Clerk