

TOWN COUNCIL PROCEEDINGS

FEBRUARY 18, 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 6:03 P.M. Upon roll call the following were found to be present:

MAYOR: Pete Muldoon.

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

STAFF: Larry Pardee, Roxanne Robinson, Tyler Sinclair, Lea Colasuonno, Todd Smith, Roger Schultz, Michelle Weber, Susan Scarlata, Paul Anthony, Darren Brugmann, Floren Poliseo, Johnny Ziem, Brian Lenz, Brian Schilling, Carl Pelletier, and Sandy Birdyshaw.

Mayor Muldoon introduced new employee Mary Mittler as the Town's new paralegal.

Mayor Muldoon read a commendation proclamation for Officer Justin Lancaster who received the Police Department's Medal of Bravery. Lynsey Lenamond made comment as the former Spa Director of the Rusty Parrot. Officer Lancaster made staff comment.

Public Comment. Candra Day, Mary Lynn Callahan, and Dr. Bruce Hays made comment on the formation of the Jackson Hole Climate Collective.

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

A. **Meeting Minutes.** To approve the meeting minutes as presented for the February 3, 2020 regular meeting.

B. **Disbursements.** To approve the disbursements as presented. 842-Ncpers Group Wyoming \$112.00; Ace Equipment & Supply \$1,807.00; Ace Hardware \$676.22; Advanced Glass Trim, LLC \$860.00; Aflac \$2,831.24; Airgas USA, LLC \$108.48; Aivia Corporation \$10,260.51; All-Star Auto Parts \$114.99; Amazon Capital Services \$25.20; Amsoil Inc, #774148 \$6,831.00; Antler Motel, Inc. \$8,640.00; Apex Sage Inc \$1,785.00; AT&T \$503.76; Best Best & Krieger \$1,553.50; Bestdrive Idaho Falls \$3,640.16; Big R Ranch & Home \$292.44; Bliss Cargo \$60.89; Blue Spruce Cleaners, Inc \$670.65; BMV LLC \$81.52; Breakfast Rotary Of JH \$350.00; Bristol, James \$35.00; Brooks, Angela \$200.00; Brower Psychological Services Inc \$325.00; Buckrail \$375.00; Buckrail \$375.00; Cafe G, LLC \$2,500.00; Carquest Auto Parts Inc. \$231.53; Caselle Inc. \$1,800.00; Cash \$179.96; Certified Laboratories \$5,180.45; Chlorinators Incorporated \$369.00; City Of Driggs \$2,178.65; CMI - Teco \$57.13; Commercial Tire-Id Falls \$2,658.56; Community Entry Services \$12,500.00; Control System Technology, Inc. \$500.00; Convergeone, Inc \$6,108.99; Core & Main LP \$17,538.72; Cowan, Alyssa \$1,240.00; Cummins Rocky Mountain LLC \$2,847.73; Day Wireless Systems \$5,439.08; Delta Dental Plan Of Wyoming \$582.40; Delta Dental Plan Of Wyoming \$10,531.50; DPC Industries, Inc. \$2,942.81; Dustbusters, Inc \$3,048.70; E.R. Office Express \$1,635.01; Ecor \$261,744.00; Eriks North America, Inc \$52.26; Etna Trade Park LLC \$1,128.49; Evans Construction Inc \$18,475.00; Fleetpride \$1,366.17; Freedom Mailing Service Inc. \$1,975.60; Geittmann Larson Swift LLP \$2,564.35; Gillig LLC \$8,118.28; Graham, Robert \$1,088.00; High Country Linen \$2,086.09; Idaho Falls Peterbilt \$6,433.74; Idaho State Tax Commission \$5,128.00; Interstate Battery \$3,912.70; J.J. Keller & Assoc. Inc. \$1,451.70; Jack's Tire & Oil, Inc. \$1,080.60; Jackson Hole Community Housing \$6,250.00; Jackson Hole News & Guide \$3,801.20; Jelly Donut, LLC \$580.00; Jorgensen Associates, Pc \$8,054.75; Kellerstrass Enterprises, Inc \$111,769.78; Kenworth Sales Company Dept #1 \$1,946.23; Kimball Midwest \$89.70; L.N. Curtis & Sons \$1,665.00; Leadership Jackson Hole \$1,500.00; Lexisnexis Matthew Bender \$60.08; Lincoln National Life \$6,973.38; Local Gov't Liability Pool \$2,596.50; Loebe, Marc \$16.95; Logansimpson \$1,204.12; Lower Valley Energy Inc \$13,796.67; Lsc Transportation Consultants \$2,237.00; Mcelfresh, Kathleen \$15.00; Movie Machine Productions \$525.00; Msc Industrial Supply Co \$1,739.20; Msds Online, Inc \$2,899.00; Napa Auto Parts Inc. \$2,434.51; Nelson Engineering \$51,664.75; Neofunds \$1,000.00; Neopost USA Inc \$139.73; Office Of State Lands & Investments \$10,311.98; One Call Of Wyoming \$123.25; Ops Strategies \$1,625.00; Partrick, Neal \$23.05; Partsmaster \$57.16; Perform Printing Inc \$63.85; Premier Truck- Salt Lake City \$4,352.66; Premier Vehicle Installation, Inc \$528.66; Pro Equipment Sales LLC \$83.20; Psa Worldwide Cooptation \$1,929.23; Raftelis \$5,817.70; Red's Auto Glass, Inc. \$1,275.00; Respond First Aid Systems \$175.99; Rich Broadcasting (Sv/Jx) \$4,830.00; Rotary Club Of Jackson Hole \$125.00; Rush Truck Center, Idaho Falls \$162.54; Silver Creek Supply \$10.08; Silverstar \$2,313.28; Snake River MEP Complete, Inc \$505.75; Snake River Roasting \$666.29; Spectrum \$89.99; State

Disbursement Unit \$25.05; Stotz Equipment \$303.56; Swagit Productions, LLC \$1,775.00; Swicegood, Wyatt \$120.49; Team Laboratory Chemical Corp \$862.50; Teton County Integrated Solid Waste/Recy \$294.00; Teton County Sheriff's-Jail \$1,368.00; Teton Literacy Center \$5,700.00; Teton Motors Inc \$1,688.78; Teton Rental Center \$18.50; Teton Tools Llc \$486.95; Teton Trash Removal, Inc. \$45.50; The Aftermarket Parts Company, LLC \$1,725.59; Thermo King Intermountain, LLC \$8,299.76; Thyssen Krupp Elevator Corp. \$307.62; Todd G. Smith \$626.40; Us Postal Service \$690.00; USA Blue Book \$566.70; Utah Safety Council \$225.00; Valley Blades Limited \$1,416.00; Valley West Engineering, Pc \$31,450.00; Verizon Wireless \$7,489.32; Vision Service Plan - (WY) \$1,710.98; W2 Rentals, LLC \$3,143.10; Westbank Sanitation \$732.91; Western States Equip Company \$2,811.09; Wilson, John \$8,000.00; Wrench It Plumbing & Heating Inc \$761.46; WY Child Support Enforcement \$146.76; WY Workers' Safety & Comp \$13,938.19; Wyoming Department Of Health \$240.00; Wyoming Garage Door, LLC \$654.40; Wyoming Law Enforcement \$80.00; Wyoming Retirement System \$154,224.74; Wyoming Water Association \$500.00; Wyoming Water Quality & Pollution Contr \$360.00; Wyoming.Com Inc \$5.00; Xerox Corporation \$979.92; Y2 Consultants, LLC \$14,828.22; Yellow Iron Excavation, LLC \$824.00; Yellowstone-Teton Clean \$4,000.00; Zuercher Technologies \$254.76.

- C. **Municipal Court Report for January 2020.** To accept the January 2020 Municipal Court Report into the record.
- D. **Temporary Sign Permit: Million Pound Party (P20-020).** To approve the temporary banner in conjunction with the Hole Food Rescue 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 sign for Million Pound Party may be installed at 105 Buffalo Way, Albertsons during August 16, 2020 to August 30, 2020.
- E. **Special Event: Snow King World Championship Hill Climb.** To approve the special event application made by the Jackson Hole Snow Devils for the World Championship Snowmobile Hill Climb 2020, subject to the conditions and restrictions listed in the staff report.
- F. **Extension of Jackson Curbside Franchise.** To consider Ordinance N granting Jackson Curbside Inc. a franchise for the collection and disposition of recyclable refuse and compostable materials during the Ordinances portion of tonight's meeting.
- G. **Bid 20-10: Contract for Center Street Water Main Replacement.** To approve the award of the contract for the 2020 Center Street Water Main Replacement Project between Broadway and Gill to Westwood Curtis Construction, Inc. of Jackson, Wyoming in the amount of \$363,519.00 and authorize funding for survey, construction, and construction administration for the project.
- H. **Bid 20-13: Contract for Cache Creek Tube Phase 2C.** To approve the award of the contract for the Cache Creek Tube – Phase 2C to Westwood Curtis Construction, Inc. of Jackson, WY in the amount of \$524,602.00 and authorize funding for survey, testing, construction, and construction administration for the project.
- I. **Bid 20-15: Contract for the 2020 Spring Road Patching and Overlay Project.** To approve the award of the 2020 Spring Patching and Overlay Project to C.M. Owen Construction, LLC, of Victor, ID in the amount of \$243,000.
- J. **Encroachment Agreement at 645 S. Cache Street for Soil Nailing (P20-003).** To approve the Encroachment Agreement between the Town of Jackson and property owner NewJack LLC subject to the recommended conditions, upon approval and with any minor changes required by the Town Engineer and Town Attorney, and authorize the Mayor to execute the agreement.
- K. **WYDOT Transportation Alternatives Program (TAP) Agreement for Scott Lane and Maple Way ADA/Bike/Pedestrian Improvement.** To approve the TAP Sub-recipient agreement with WYDOT for planning and design of bicycle, pedestrian, and ADA improvements on Scott Lane and Maple Way and direct the Mayor to execute it.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Restaurant Liquor License Application by China Fun WY, LLC. Sandy Birdyshaw made staff comment. Mayor Muldoon opened a public hearing to hear protests against the issuance of this license. There were none and the Mayor closed the public hearing.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors for this application, a motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve the issuance of a restaurant liquor license to China Fun WY LLC d/b/a China Fun Restaurant for the license year beginning April 1, 2020, subject to the conditions listed in the staff report and further direct the Town Clerk to issue the license upon confirmation that the conditions of approval have been met within the timeframe set forth in Wyoming Statute 12-4-103(a)(iv).

1. Prior to liquor license issuance, the applicant shall comply with all Town of Jackson Building Codes, Fire, Health & Safety Codes, and the Land Development Regulations, and will have obtained all required permits and approvals from all applicable Town/County departments.
2. Prior to liquor license issuance, the applicant shall provide a copy of the food service permit.
3. Prior to liquor license issuance, the applicant shall pass a dispensing-room inspection conducted by the Town Clerk or Wyoming Liquor Division.
4. Any additional minor corrections deemed necessary by staff and the Wyoming Liquor Division.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Annual Renewal of Liquor Licenses. Sandy Birdyshaw made staff comment. Mayor Muldoon stated the nonoperational licenses would be removed from the Renewal Chart for separate action based on their status and need for an individual term for each nonoperational license. The licenses being pulled from the Renewal Chart and acted on individually were a) 135 E Broadway LLC, d/b/a Café Genevieve; b) Tastebuds LLC, d/b/a Lift Jackson Hole; and c) LFM Jackson LLC d/b/a Lucky’s Market. He then asked the Councilmembers if they wanted to remove any other licenses to be acted on individually. No others were noted.

Mayor Muldoon opened a public hearing to hear protests against the renewal of any license other than the three removed from the Renewal Chart. There were none and the Mayor closed the public hearing.

There was no public comment on the renewal of any license other than the three removed from the Renewal Chart.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors and the Jackson Municipal Code §6.60.010.C factors for each of these applications, a motion was made by Hailey Morton Levinson and seconded by Jim Stanford to approve the liquor license renewal applications for the 2020–2021 liquor license year as presented in the Renewal Chart, with the exception of a) 135 E Broadway LLC, d/b/a Café Genevieve; b) Tastebuds LLC, d/b/a Lift Jackson Hole; and c) LFM Jackson LLC d/b/a Lucky’s Market with the following conditions:

1. Any additional minor corrections made by staff and the Wyoming Liquor Division and
2. All renewed liquor licenses are subject to the same conditions and restrictions of the initial license approval, as amended.

Renewal Chart:

Applicant	DBA	Address
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Bar & Grill Liquor License (6):

HAND FIRE PIZZA JH LLC	HAND FIRE PIZZA	120 N CACHE ST
HOLE BOWL LLC	HOLE BOWL	980 W BROADWAY
LOCAL RESTAURANT LLC (THE)	LOCAL RESTAURANT & BAR	55 N CACHE
MERRY PIGLETS MEXICAN CANTINA & BBQ INC	MERRY PIGLETS (THE)	160 N CACHE ST- SOUTH
MOB JACKSON HOLE LLC	MOE’S ORIGINAL BBQ	140 N CACHE ST # C & D
BISTRO MRG LLC	RENDEZVOUS BISTRO	380 S BROADWAY

Limited Retail (Club) Liquor License (3):

BPO ELKS 1713	BPO ELKS 1713	270 W BROADWAY
AMERICAN LEGION POST #43	JACKSON HOLE POST #43	190 N CACHE ST
COMMUNITY CENTER FOR THE ARTS INC	CENTER FOR THE ARTS	265 S CACHE

Microbrewery Permit (5):

JH BREWERY LLC	JH BREWERY	75 E PEARL AVE
GET LOOSE LLC	ROADHOUSE BREWING CO PUB & EATERY	20 E BROADWAY
TETON BREWING COMPANY LLC	STILLWEST BREWERY AND GRILL	45 E SNOW KING AVE

SRB OPERATIONS LLC	JACKSON HOLE PUB & BREWERY SNAKE RIVER BREWING	265 S MILLWARD
GET FUNKY LLC	ROADHOUSE BREWING COMPANY	1225 GREGORY LN

Resort Liquor License (4):

SNOW KING MOUNTAIN RESORT LLC	KING’S GRILL	402 E SNOW KING AVE
ACP LJH 80 SCOTT HOLDINGS LLC	LODGE AT JACKSON HOLE (THE)	80 S SCOTT LN
JOHNSON RESORT PROPERTIES	RUSTIC INN	425 N CACHE
BENCHMARK HOSPITALITY OF WYOMING LLC	SNOW KING RESORT	400 E SNOW KING

Restaurant Liquor License (40):

ANNIE’S KITCHEN LLC	ANNIE’S THAI KITCHEN	265 W BROADWAY
KIM’S CORNER LLC	BAPP	340 W BROADWAY
BIG HOLE BBQ JACKSON LLC	BIG HOLE BBQ	325 W PEARL AVE
BLUE LION INC (THE)	BLUE LION (THE)	160 N MILLWARD
FLAT CREEK BBQ LLC	BUBBA’S	100 FLAT CREEK
MADE IN JACKSON HOLE INC	BUNNERY (THE)	130 N CACHE ST
CHINATOWN LEE INC	CHINATOWN RESTAURANT	850 W BROADWAY # A
EFC WY LLC	E LEAVEN FOOD COMPANY	175 CENTER ST
SALSA GROUP INC (THE)	EL ABUELITO FAMILY RESTAURANT	385 W BROADWAY
EVEREST MOMO SHACK LLC	EVEREST MOMO SHACK	245 W PEARL AVE
FIESTA JACKSON LLC	FIESTA	975 ALPINE LN #3
YOR RESTAURANT GROUP CORP	GATHER	72 S GLENWOOD
GUN BARREL STEAKHOUSE LLC (THE)	GUN BARREL (THE)	862 W BROADWAY
CALIENTE TAQUERIA LLC	HATCH TAQUERIA & TEQUILAS	120 W BROADWAY
JACKSON DRUG LLC	JACKSON DRUG	15 E DELONEY AVE
SRB OPERATIONS LLC	JACKSON HOLE PUB & BREWERY SNAKE RIVER BREWING	265 S MILLWARD
JACKSON HOLE ROASTERS INC	JACKSON HOLE ROASTERS	50 W BROADWAY # 109
KING SUSHI COMPANY LLC	KING STREET SUSHI	75 KING ST
KITCHEN LLC (THE)	KITCHEN (THE)	155 N GLENWOOD
LBJH LLC	LIBERTY BURGER	160 N CACHE- NORTH
J & J FOOD COMPANY LLC	MIAZGA'S	399 W BROADWAY
DJ FLAMBE LLC	MILLION DOLLAR COWBOY STEAKHOUSE	25 N CACHE ST BASEMENT
IL FERRAIO LLC	ORSETTO	161 CENTER ST
SHOPCOO LLC	PEARL STREET MARKET	40 W PEARL AVENUE
PERSEPHONE BAKERY LLC	PERSEPHONE BAKERY	145 E BROADWAY
ALBA’S FINE FOODS LLC	PHOENIX AND THE DRAGON (THE)	145 N GLENWOOD
SELKIRK INC	PICAS	1160 ALPINE LN
ILLAMAR LLC	PINKY G’S PIZZERIA	50 W BROADWAY # 105
PIZZERIA CALDERA LLC	PIZZERIA CALDERA	20 W BROADWAY
GET LOOSE LLC	ROADHOUSE BREWING CO PUB & EATERY	20 EAST BROADWAY
SAN JUAN RESTAURANT MEXICAN FOOD LLC	SAN JUAN RESTAURANT	65 S GLENWOOD ST
TETON BREWING COMPANY LLC	STILLWEST BREWERY AND GRILL	45 E SNOW KING AVE
SCARFISH LLC	SUDA	140 N CACHE ST SUITE B
NICOLAS SOSA	TACOS Y TORTILLAS EL METATE	850 W BROADWAY # H
INDIAN ROOM LLC (THE)	TETON TIGER	165 N CENTER ST
JEREMY TOFTE	THAI ME UP	75 E PEARL AVE
TIJUANA MEXICAN RESTAURANT LLC	TIJUANA AUTHENTIC MEXICAN RESTAURANT	520 HWY 89 #4 & 5
WLB LLC	TRIO	45 S GLENWOOD
WHITE BUFFALO CLUB LLC	WHITE BUFFALO CLUB (THE)	160 W GILL AVE
WYOMING INN HOLDINGS LLC	WYOMING INN OF JACKSON HOLE	930 WEST BROADWAY

Retail Liquor License (18):

CRU LLC	BIN 22	200 W BROADWAY
BUD'S EASTSIDE LLC	BUDS EASTSIDE LIQUOR	582 E BROADWAY
BOCHICCHIO INC	CREEKSIDE MARKET & DELI	545 N CACHE ST #8
CUTTYS BAR & GRILL LLC	CUTTYS	1140 W HWY 22
ANVIL HOTEL PARTNERS LLC	GLORIETTA	242 N GLENWOOD ST
HOTEL JH LLC	HOTEL JACKSON	120 N GLENWOOD
WYOMING GROCER LLC	JACKSON WHOLE GROCER	1155 S HWY 89
JACKSON LIQUORS LLC	KJS PHILLIPS 66	1055 W BROADWAY
LIQUOR STORE OF JACKSON HOLE INC	LIQUOR STORE (THE)	115 BUFFALO WAY
COWBOY LIQUOR LLC	MILLION DOLLAR COWBOY BAR (THE)	25 N CACHE ST
PLAZA LIQUOR LLC	PLAZA LIQUOR	832 W BROADWAY
PINK GARTER LLC	ROSE (THE)	50 W BROADWAY # 201
NEB LLC	SIDEWINDERS	945 W BROADWAY
SILVER DOLLAR INC (THE)	SILVER DOLLAR BAR	50 N GLENWOOD
SMITHS FOOD & DRUG CENTERS INC	SMITHS FOOD & DRUG #184	1425 S HWY 89
SNAKE RIVER CORPORATION	SNAKE RIVER GRILL	84 E BROADWAY
VFJH LLC	SPIRITS & SPICE	80 W BROADWAY # 101
FLAT CREEK DEVELOPMENT COMPANY	VIRGINIAN TAVERN	750 W BROADWAY AVE

Satellite Winery Permit (1):

JACKSON HOLE WINERY LLC	JACKSON HOLE WINERY SATELLITE	45 W BROADWAY
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Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

A. 135 E Broadway LLC d/b/a Café Genevieve Annual Liquor License Renewal. Mayor Muldoon opened a public hearing to hear protests against the issuance of this license. There were none and the Mayor closed the public hearing.

There was no public comment on the renewal of this license.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors and the Jackson Municipal Code §6.60.010.C factors for this application, a motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to approve the 135 E Broadway LLC d/b/a Café Genevieve liquor license renewal application for nonoperational status through a term ending on July 2, 2020, and with the following condition:

1. Any additional minor corrections made by staff and the Wyoming Liquor Division.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

B. Tastebuds LLC d/b/a Lift Jackson Hole Annual Liquor License Renewal. Mayor Muldoon opened a public hearing to hear protests against the issuance of this license. There were none and the Mayor closed the public hearing.

There was no public comment on the renewal of this license.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors and the Jackson Municipal Code §6.60.010.C factors for this application, a motion was made by Jonathan Schechter to approve the Tastebuds LLC d/b/a Lift Jackson Hole liquor license renewal application for nonoperational status through a term ending on June 1, 2020, and with the following conditions:

1. Any additional minor corrections made by staff and the Wyoming Liquor Division.
2. All renewed liquor licenses are subject to the same conditions and restrictions of the initial license approval, as amended.

The motion died for lack of a second.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors and the Jackson Municipal Code §6.60.010.C factors for this application, a motion was made by Hailey Morton Levinson and seconded by Jim Stanford to **deny** this liquor license renewal application based on Wyo. Stat. Ann. §12-4-

104(b)(iii), specifically that the number, type and location of existing licenses or permits meet the needs of the vicinity under consideration, and the finding could not be made for § 12-4-104(b)(iv), specifically that the desires of the residents of the county, city or town will not be met or satisfied by the issuance, renewal or transfer of the license or permit. Further, not knowing if the constituents of the Town of Jackson agree with renewing this license based on the past idea of being an Irish Neighborhood Pub and not knowing if that is something the community still wants or needs.

Jim Stanford stated he was in agreement with the motion maker, and feels the needs of the community was being served by another pub that had opened nearby. Pete Muldoon concurred with the motion maker and second, and further that the desires of the residents of the Town would not be met or satisfied with the renewal of this license as the residents of Jackson desire that when a license holder ceases operation the community members will have an opportunity to obtain that license that is no longer operational and to review a range of options for its use through the town council and its ability to apply for that license. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried to deny the renewal.

C. LFM Jackson LLC d/b/a Lucky's Market Annual Liquor License Renewal. Mayor Muldoon opened a public hearing to hear protests against the issuance of this license. There were none and the Mayor closed the public hearing.

There was no public comment on the renewal of this license.

Having considered the Wyo. Stat. §12-4-104(b) statutory factors and the Jackson Municipal Code §6.60.010.C factors for this application, a motion was made by Jonathan Schechter and seconded by Hailey Morton Levinson to approve the LFM Jackson LLC d/b/a Lucky's Market liquor license renewal application for nonoperational status through a term ending on February 7, 2021, and with the following conditions:

1. Any additional minor corrections made by staff and the Wyoming Liquor Division.
2. All renewed liquor licenses are subject to the same conditions and restrictions of the initial license approval, as amended.

Pete Muldoon stated he could not support the motion due to Wyo. Stat. Ann. §12-4-104(b)(iii), specifically that the number, type and location of existing licenses or permits meet the needs of the vicinity under consideration since there are multiple retail licenses in the near area. Further, due to §12-4-104(b)(iv), specifically that the desires of the residents of the Town would not be met or satisfied with the renewal of this license as the residents of Jackson desire that when a license holder ceases operation the community members will have an opportunity to obtain that license that is no longer operational and to review a range of options for its use. Jim Stanford concurred with Muldoon's comments. Jonathan Schechter stated he could not support the motion he made; Hailey Morton Levinson concurred. Mayor Muldoon called for the vote. The vote showed 0 in favor and 4 opposed, with Jorgensen absent. The motion to approve the renewal failed.

Item P19-248: Development Plan for Glenwood Gill Condominiums at 185 N Glenwood. Tyler Valentine, Lea Colasuonno, and Paul Anthony made staff comment. S.R. Mills and Matt Kissel made comment on behalf of the applicant.

Public comment was given by Mary Erickson on behalf of St. John's Episcopal Church, Brian Nystrum, Jimmy Bartz, Jayne Ottman, Karen Stanley on behalf of One22, Annie Sampson, Lisa Craighead, Brigid Mander, Tray Overlay, Andrew Jacobac, Will Davenport, and John Mollar.

The Council held further discussion with staff.

Based upon the findings as presented in the staff report and made by the applicant for a Development Plan (Item P19-248), a motion was made by Hailey Morton Levinson and seconded by Pete Muldoon to make findings 1-6 in Section 8.3.2.C of the Land Development Regulations related to 1) Consistency with the Comprehensive Plan; 2) Achieves purpose of NRO & SRO overlays; 3) Impact of public facilities & services; 4) Complies with Town Design Guidelines; 5) Compliance with relevant LDRs & Town Ordinances; 6) Conformance with past permits & approvals, and to approve a Development Plan for a 29-unit condominium building for the properties located at 165 and 185 North Glenwood Street, legally known as Lots 1-6, BLK. 6, JACKSON, subject to the departmental reviews and the following conditions as recommended by the Planning Commission:

1. At the time of Building Permit submittal for Phase I the applicant shall include a plan to pave the alley adjacent to the property for the full length of the 300 foot-wide project site.
2. At the time of Building Permit submittal the applicant shall provide a written response to the DRC's three conditions of approval.

3. The applicant shall have 18 months from the time of Development Plan approval to submit a building permit for Phase I. Upon completion of Phase I (i.e. Certificate of Occupancy) the applicant shall have 3 years to submit a building permit for Phase II.
4. Final design approval of the curb location, bulb-out and Glenwood Street cross section shall be obtained from the Town Engineer and Planning Director prior to approval of the Building Permit.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to direct staff to look at this section, mainly this block, for improving safety for all travel modes; including the approval of increasing the level of snow removal maintenance. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Item P19-187: Text Amendment to LDR Section 8.10 Duties & Responsibilities Related to Planning Director and Community Development Director. A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to continue this item to the March 2, 2020 regular meeting. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Item P19-201: Snow King Resort Master Association (SKRMA) Master Plan Amendment. A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to continue Item P19-201 an amendment to a Resort Master Plan pursuant to Section 8.7.3 Planned Unit Development and an amendment to an associated Sketch Plan pursuant to Section 8.7.3 Planned Unit Development and Section 8.3.1 Sketch Plan to the Regular Town Council meeting on March 2, 2020. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Item P19-262: Development Plan Amendment at 140 & 142 Pine Glades Drive. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to continue Item P19-262 an Amendment to the Final (Major) Development Plan for Pine Glades Planned Unit Development (PUD) to the Regular Town Council meeting on March 16, 2020. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Ordinances. A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to read ordinances in the short title. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen 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.

A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to approve Ordinance L at second reading. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Arne Jorgensen absent. The motion carried.

Ordinance N: An Ordinance Granting a Renewed Franchise to Jackson Curbside Inc.

AN ORDINANCE GRANTING JACKSON CURBSIDE, INC., A FRANCHISE FOR THE COLLECTION AND DISPOSITION OF RECYCLABLE REFUSE AND COMPOSTABLE MATERIALS FOR THE PURPOSE OF REDUCING IMPACTS ON WASTE HAULING AND LANDFILL OPERATIONS AND SUPPORTING RECYCLING EFFORTS; PROVIDING THE RIGHTS AND LIABILITIES THEREUNDER; AND ESTABLISHING AN EFFECTIVE DATE.

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

There was no public comment.

A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to approve Ordinance N at first reading. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Matters from Mayor and Council.

Vaping Concerns. Hailey Morton Levinson made comment with concerns on teenage vaping. A motion was made by Hailey Morton Levinson and seconded by Pete Muldoon to direct staff to look into vaping ordinances adopted by other Towns, options for Jackson, and to bring back to a future workshop. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Jim Stanford made comment on having a workshop discussion on requiring non-alcoholic options in applications for large special events. A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to direct staff to bring back a general discussion in a future workshop on the topic of special events, including a requirement of non-alcoholic options, and any broader subjects related to special events. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried. Further discussion included the option of simply changing the form and bringing back on the consent calendar, and changing sustainability efforts from optional to mandatory.

Pete Muldoon made comment on establishing a goal of being Net-Zero by 2030. A motion was made by Pete Muldoon and seconded by Hailey Morton Levinson to direct staff to bring back a draft resolution for Jackson to be Net-Zero by 2030. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. The motion carried.

Jonathan Schechter made comment on the Airport Board and the communication flow between staff and council on agenda items. A motion was made by Jonathan Schechter and seconded by Pete Muldoon to consider a workshop item on the issue of communication within the Town of Jackson, particularly how information comes from staff to council. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. 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 budget reallocation/amendments. Mayor Muldoon called for the vote. The vote showed 4-0 in favor, with Jorgensen absent. 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 4-0 in favor, with Jorgensen absent. The motion carried. The meeting adjourned at 9:17 p.m. minutes:spb

TOWN OF JACKSON

ATTEST:

Pete Muldoon, Mayor

Sandra P. Birdyshaw, Town Clerk
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