

TOWN COUNCIL PROCEEDINGS

APRIL 8, 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 6:02 P.M. Upon roll call the following were found to be present:

MAYOR: Pete Muldoon.

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

STAFF: Larry Pardee, Roxanne Robinson, Audrey Cohen-Davis, Lea Colasuonno, Todd Smith, Roger Schultz, Tyler Sinclair, Paul Anthony, Brendan Conboy, Floren Poliseo, Johnny Ziem, Kelly Thompson, Darren Brugmann, Nataly Espinoza, Carl Pelletier, and Sandy Birdyshaw.

The Mayor announced a Special Council Workshop on April 10th for the Downtown Mobility & Parking Management Plan. Three new Town employees were introduced by the Mayor, Jeff Deal the new Transit Operations Manager at START, Jeff Silliman, Associate Engineer in the Public Works department, and Jessica Poole the new Animal Shelter Manager and Community Service Officer.

The following proclamations were read: recognizing April 2nd as National Service Recognition Day, recognizing April as Sarcoidosis Awareness Month and Sexual Assault Awareness Month, and recognizing April 7 to 13 as National Crime Victims Week, and declaring May 6 to 13 as Community Spring Clean-Up Week and May 4 to 12 as Spring Burn Week.

Public Comment. None.

Consent Calendar. A motion was made by Jim Stanford and seconded by Arne Jorgensen to approve the consent calendar including items A-H as presented with the following motions.

- A. **Meeting Minutes.** To approve the meeting minutes as presented for the March 18, 2019 workshop and regular meeting.
- B. **Disbursements.** To approve the disbursements as presented. Jackson Curbside \$1390.00, Carquest \$945.70, Cash \$175.94, Safety Supply \$740.72, CMI-Teco \$1982.29, Ace Hardware \$2042.83, Teton County Sheriff \$3096.00, Curran-Seeley \$12062.50, Thyssen Krupp Elevator \$822.00, Evans Construction \$19396.30, Airgas Intermountain \$393.43, High Country Linen \$1467.05, Interstate Battery \$964.55, Jackson Lumber \$314.50, Jackson Hole News & Guide \$3716.14, The Children's Learning Center \$25350.00, LVPL \$14516.67, Nelson Engineering \$3335.00, Michelle Weber \$633.50, Red's Auto Glass \$142.50, O'Ryan Cleaners \$153.61, Smith Power Products \$98.86, St. John's Hospital \$790.00, Napa \$3984.45, Teton Motors \$194.12, Teton Youth & Family Services \$40500.00, Weber Drilling \$1050.00, Post Register \$339.68, White Glove Cleaning \$292.50, Rendezvous Engineering \$6719.48, Freedom Mailing \$797.50, Macy's Service \$1299.00, USA Blue Book \$445.67, Upper Case Printing \$481.55, Seaton Earthmover \$18513.00, Galls \$196.40, Jack's Tire & Oil \$2518.91, Energy Laboratories \$413.00, Grafix Shoppe \$697.87, Teton County Transfer Station \$167.00, Teton County Clerk \$44539.80, Spring Creek Animal Hospital \$187.14, Blue Spruce Cleaners \$379.06, Western States \$2632.16, AT&T \$92.55, Verizon Wireless \$82.72, Zep Sales \$895.98, Amerigas \$3500.74, Kenworth \$455.88, Jack's Truck & Equipment \$2100.01, Safety-Kleen \$486.98, Colorado/West Equipment \$70.34, yellow Iron Excavation \$124.00, LDA \$103.42, Valley West Engineering \$6990.00, Wyo Conference of Municipal Courts \$225.00, The Aftermark Parts \$1105.88, ER Office Express \$1324.93, Visa \$19144.09, UPS \$79.02, Amsoil \$8664.97, Elk Country Inn \$128.00, Advanced Glass & Trim \$300.00, Alex Ayling \$90.00, Joshua Rae \$5000.00, Miller Sanitation \$2646.00, Thomson West \$1240.21, Charter \$1886.95, Idaho Falls Peterbilt \$708.56, Respond First Aid \$109.98, Gillig \$14475.26, Grand Targhee Resort \$55493.00, Warner Truck Center \$14122.98, Mailfinance \$468.69, Long Building Technologies \$2069.10, Bliss Cargo \$58.00, C&A Cleaning \$8685.84, MSC Industrial Supply \$675.38, Carrie Geraci \$3500.00, Schow's Truck Center \$592.16, Snake River Roasting \$499.05, Gym Outfitters \$1786.17, Fleetpride \$1016.02, Big R \$202.83, Wamco \$1000.00, Control System Technology \$375.00, Stotz Equipment \$283.66, Jackson Animal Hospital \$794.95, Scott Schmillen \$2232.50, Flat Creek WID \$5605.63, Kellerstrass Enterprises \$65397.84, Taloe Piggot Gallery \$1563.50, Snake River MEP \$933.00, John Tighe \$446.70, Wyoming Business Council \$52552.08, Rich Broadcasting \$2520.00, Teton Tools \$201.24, Raftelis \$1760.00, Process Technology \$1908.00, Energy 1 \$1400.65, David Stubbs \$500.00, Outlaw Brothers Construction \$7578.27, Buckrail \$375.00, Wyoming Drywall \$2695.00, West Coast Consultants \$4295.00, Zuercher Technologies \$360.00, Kelly Sluder \$1334.35, Dr. Dara Rampersad \$923.70, Gail Miller \$75.00, Cassidy Kohlmoos \$1505.69, Markee Escrow Services \$52552.08, Christopher Saari \$100.00, Shaun Buss \$350.00, Northworks \$3055.00, Wendy Geary \$75.00, Rudolfo Jimenez \$90.00, Cues \$131999.00, Valley Blades Limited \$2300.00.

- C. **Temporary Sign Permit: People's Market (P19-058).** To approve the temporary banner in conjunction with the Slow Food in the Tetons subject to three (3) conditions of approval.
- D. **Memorandum of Understanding with Friends of Pathways for START Bike.** To approve the Memorandum of Understanding between Friends of Pathways and the Town of Jackson and direct the Mayor to execute the MOU.
- E. **AARP Community Challenge Grant for Center Street Mobility Demonstration Projects.** To submit an application to the AARP Community Challenge 2019 program for up to \$20,000 to support the Center Street demonstration mobility and placemaking project.
- F. **Special Event: Elk Fest.** To approve the ElkFest 2019 special event applications made by the Chamber of Commerce and the ElkFest Committee, subject to the conditions and restrictions listed in the staff report.
- G. **Special Event: People's Market.** To approve the special event application made by Slow Foods of the Tetons for the People's Markets, subject to the conditions and restrictions listed in the staff report.
- H. **Special Event: Farmer's Market.** To approve the application made by Jackson Hole Farmers Market on the Town Square for the Farmers Market on Town Square special event, subject to the conditions and restrictions listed in the staff report.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

Council Priorities. Pete Muldoon commented that this agenda item was a reminder for Council comments related to their stated priorities. Larry Pardee made comment that staff was working on preparing the priority-based budget to bring to the Town Council.

Malt Beverage Permit Application – Snake River Brewing Company. Sandy Birdyshaw made staff comment.

A motion was made by Jonathan Schechter and seconded by Jim Stanford to approve the issuance of a malt beverage permit to Snake River Brewing Company for April 13, 2019 from 11:00 A.M. to 9:00 P.M., subject to the conditions and restrictions listed in the staff report.

1. The applicant shall take all measures necessary to comply with all applicable alcohol dispensing laws and regulations, including the prevention of sales to minors and the prohibition of consumption off of the authorized premises.
2. Every sale will include an age verification by checking IDs.
3. Beer may only be sold in plastic cups, no more than 16 oz.
4. No more than 2 beers may be sold to any one person in a transaction.
5. There will be no serving of alcohol to obviously intoxicated people.
6. Permit holder shall be responsible to be alert and report any instances of underage drinking to the Jackson Police by calling 733-2331.

Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

Item P19-051: Remove Declaration of Restrictions at 617 East Hall Avenue. Brendan Conboy made staff comment on this request to release a Declaration of Restrictions (lot line setback waiver) which declares that Lots 12 and 13 BLK. 1, Hall 2, are considered one lot for the purposes of applying the Land Development Regulations. The applicant wishes to remove the restriction which runs with the property in order to develop the two underlying lots for which Building Permits have been issued and construction has commenced.

A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve the applicant's request to release the Declaration of Restrictions associated with Lots 12 and 13, Block 1, John D. Hall Plat No. 2, and hereby direct Staff to prepare a final document consistent with this approval to be executed by the Town Council and the owner(s) of the property which shall thereafter be recorded with the County Clerk. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

Resolution 19-05: A Resolution adopting Design Standards for Wireless Telecommunication Facility Development. Paul Anthony and Lea Colasuonno made staff comment.

Public comment was given by Devra Davis, Dr. Borjeson, and Bob Culver.

Jim Stanford made comment on requesting staff to draft a letter to our Congressional Delegation expressing support for HR 530 and preparing a companion resolution urging the protection of local control.

A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to continue Resolution 19-05 to the Council meeting on April 15, 2019, with any changes identified in this meeting. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

A motion was made by Jim Stanford and seconded by Arne Jorgensen to direct staff to bring back a companion resolution and a letter to our Congressional Delegation objecting to the FCC order and manner in which it is being thrust upon municipalities and local jurisdictions. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

Resolution 19-06: A Resolution Authorizing the Submission of an Application to the Community Foundation of Jackson Hole's Old Bill's Fun Run 2019 from Jackson-Teton County Animal Shelter.

Resolution 19-07: A Resolution Authorizing the Submission of an Application to the Community Foundation of Jackson Hole's Old Bill's Fun Run 2019 from START.

Resolution 19-08: A Resolution Authorizing the Submission of an Application to the Community Foundation of Jackson Hole's Old Bill's Fun Run 2019 from Victim Services.

Sandy Birdyshaw made staff comment.

A motion was made by Jonathan Schechter and seconded by Jim Stanford to approve Resolutions 19-06, 19-07, and 19-08 authorizing the Jackson-Teton County Animal Shelter, START, and Jackson-Teton County Victim Services to apply to The Community Foundation of Jackson Hole's Old Bill's Fun Run 2019. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

Ordinances. A motion was made by Jonathan Schechter and seconded by Jim Stanford to read ordinances by short title. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

**Ordinance T: An Ordinance Amending and Reenacting Chapters 12.04 and 12.08
of the Town of Jackson Municipal Code related to
Right-of-Way Wireless Communication Facility Development.**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF ORDINANCE NOS. 571 AND 971 OF THE TOWN OF JACKSON MUNICIPAL CODE, SECTIONS 12.04 AND 12.08 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RIGHT-OF-WAY WIRELESS COMMUNICATION FACILITY DEVELOPMENT; 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 Jonathan Schechter and seconded by Arne Jorgensen to approve Ordinance T on second reading. Mayor Muldoon called for the vote. The vote showed 3-1-0 in favor, with Stanford opposed and Morton-Levinson absent. The motion carried.

Matters from Mayor and Council.

Jim Stanford made comment on the Board of Health meeting. Council briefly discussed a request from the County Commissioners regarding START summer service to Teton Village.

A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to approve the Teton County Board of County Commissioners' request to unilaterally fund START bus service to and from Teton Village from May 25 to June 30, with the understanding that all funds would be provided by Teton County, with the caveat that this service may not continue nor be funded. Jonathan Schechter withdrew the motion based on tonight's meeting originally being a regular meeting, but moved to a different date which therefore made it a special meeting and this item was not on the agenda.

Pete Muldoon made comment on having a discussion on a SPET timeline on April 15, 2019.

Town Manager's Report. A motion was made by Jim Stanford and seconded by Arne Jorgensen to accept the Town Manager's Report. The Town Manager's Report contained an update on going paperless for monthly fleet billings and an invitation to attend the Park City Climate Summit. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried.

A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to approve travel for staff and any Council members to attend the Park City Summit in October. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Adjourn. A motion was made by Jonathan Schechter and seconded by Jim Stanford to adjourn the meeting. Mayor Muldoon called for the vote. The vote showed 4-0 in favor and the motion carried. The meeting adjourned at 8:16 p.m. minutes:spb

TOWN OF JACKSON

ATTEST:

Pete Muldoon, Mayor

Sandra P. Birdyshaw, Town Clerk

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