

TOWN COUNCIL PROCEEDINGS

SEPTEMBER 8, 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 6:01 P.M. Upon roll call the following were found to be present:

TOWN COUNCIL: *In-person*: Mayor Pete Muldoon. *via Webex*: Vice-Mayor Hailey Morton Levinson, Jim Stanford, Arne Jorgensen, and Jonathan Schechter.

STAFF: Larry Pardee, Zolo, Tyler Sinclair, Michelle Weber, Paul Anthony, Tyler Valentine, Floren Poliseo, Johnny Ziem, and Sandy Birdyshaw.

Public Comment. None.

Consent Calendar. A motion was made by Jonathan Schechter 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 August 10, 2020 special workshop, August 17, 2020 workshop and regular meeting, and August 25, 2020 special meeting.

B. **Disbursements.** To approve the disbursements as presented. 842-Ncpers Group Wyoming \$100.00; Ace Hardware \$780.50; Advanced Glass Trim, LLC \$290.00; Advanced Pump & Equipment, Inc \$9,195.25; Aflac \$2,769.65; Amazon Capital Services \$1,120.66; Animal Care Clinic Of Jackson \$25.00; AT&T \$2,857.27; B-Cycle LLC \$878.41; Best Best & Krieger \$3,212.00; Big R Ranch & Home \$6.49; Bison Lumber \$12.14; Blue360 Media, LLC \$2,290.75; C & A Professional Cleaning Serv LLC \$8,085.02; Carquest Auto Parts Inc. \$1,630.85; CenturyLink \$219.74; CivicPlus \$27,380.00; Community Entry Services \$12,500.00; Community Safety Network \$12,250.00; Control System Technology, Inc. \$10,904.50; Convergeone, Inc \$24,034.52; Core & Main Lp \$5,100.00; Creative Energies, LLC \$795.10; Curran-Seeley Foundation \$13,268.75; David Stubbs \$1,500.00; Dell \$19,758.47; Delta Dental Plan Of Wyoming \$9,625.20; DPC Industries, Inc. \$2,077.28; Dude Solutions, Inc \$33,492.41; E.R. Office Express \$179.78; Energy Laboratories Inc. \$239.00; Evans Construction Inc \$295,985.87; Ferguson Enterprises #3003 \$50.42; Fire Services Of Idaho \$4,455.00; Flat Creek WID \$12,000.00; Friends Of Pathways \$7,816.00; Galls Inc. \$966.04; Garmin USA \$130.90; GFOA \$170.00; Gillig LLC \$650.62; Goldstreet Design Agency, Inc \$999.00; Grand Targhee Resort \$13,912.00; Greenway Painting LLC \$10,200.00; Grisamer, Wade \$1,800.00; Hansen & Hansen \$7,466.17; HD Fowler Company \$764.83; High Country Linen \$2,820.86; Hole Food Rescue \$5,000.00; ICMA Membership \$1,224.00; Idaho Falls Peterbilt \$83.44; Idaho State Tax Commission \$3,490.00; Immigrant Hope \$1,250.00; Innovyze \$1,320.00; Jackson Curbside Inc. \$2,050.00; Jackson Hole Air \$15,000.00; Jackson Hole Children's Museum \$3,750.00; Jackson Hole Community Counsel \$25,750.00; Jackson Hole Community Housing \$6,250.00; Jackson Hole Historical Society \$5,000.00; Jackson Hole Law, Pc \$1,500.00; Jackson Hole News & Guide \$7,771.20; Jackson Hole Public Art \$7,389.92; Jackson Hole Scientific Investigations \$89.07; Jh20 Water Conditioning & Filtration \$33.00; Jorgensen Associates, Pc \$101,430.45; KellerStrass Enterprises, Inc \$1,974.25; Kenworth Sales Company Dept #1 \$83.06; Lincoln National Life \$7,005.40; LoganSimpson \$24,088.75; Long Building Technologies Inc. \$236.00; Mason, Tom \$155.00; Matthews, Lani \$1,322.00; Michael Danoff & Associates, P.C. \$350.00; Midco Diving & Marine Services, Inc \$2,899.00; Motorola Inc. \$7,063.14; Mountain States Employers Coun \$6,000.00; Napa Auto Parts Inc. \$2,195.95; Nelson Engineering \$5,720.00; One 22, Inc. \$20,625.00; One Call Of Wyoming \$410.25; O'Ryan Cleaners \$20.05; Perform Printing Inc \$140.90; Premier Truck- Salt Lake City \$14,251.68; Raftelis \$300.00; Ranch Inn \$595.00; Red's Auto Glass, Inc. \$122.00; Ridgeline Excavation Inc \$10,000.00; Safety Supply & Sign Co., Inc. \$6,312.60; Sculpture Services Of Colorado \$100.00; Senior Center Of Jackson Hole \$25,832.50; Sherwin-Williams Co. \$2,265.49; SilverStar \$11,550.74; Simko, Tomas \$1,500.00; Snake River MEP Complete, Inc \$6,039.50; Snake River Roasting \$347.20; Standard Drywall, Inc \$2,400.30; Suburban Propane \$27.97; Sunrise Environmental \$212.76; Supowit, Deborah \$120.00; Swagit Productions, LLC \$1,775.00; Taylor Geo- Engineering, LLC \$585.00; Teton County District Court \$441.75; Teton County District Court \$441.75; Teton County Sheriff-Dispatch \$13,123.80; Teton County Sheriff's-Jail \$288.00; Teton County Special Fire Fund \$1,469.03; Teton County Transfer Station \$156.00; Teton Motors Inc \$57,324.60; Teton Timberframe \$3,500.00; Teton Tools LLC \$960.45; The Children's Learning Center \$26,710.00; The Lodge @ Jackson Hole \$2,980.00; Title 22 Consultants \$407.31; Traffic Safety Store \$310.82; Tribech Software Systems \$180.20; Upper Case Printing Ink \$218.24; Ups \$10.44; Valley Office Systems \$387.00; Valley West Engineering, Pc \$7,875.00; Verizon Wireless \$4,842.66; Visa \$8,711.03; Vision Service Plan - (Wy) \$1,789.36; W.W. Grainger, Inc. \$784.08; Wagner, Paige \$2,000.00; Wamco Lab, Inc. \$550.00; Watts Steam Store Rocky Mt. Inc \$130.60; West Coast Code Consultants \$195.00; Westbank Sanitation \$1,926.36; Westwood Curtis \$27,823.34; Wy Child Support Enforcement \$146.76; Wy Child Support Enforcement \$146.76; WYDOT \$34.00; Wyoming Retirement System \$105,435.58; Wyoming.Com Inc \$10.00; Wy-Test \$80.00; Xerox Corporation \$340.75; Y2 Consultants, LLC \$1,285.50; Yellow Iron Excavation, LLC \$2,224.00.

- C. **Municipal Court Report for July 2020.** To place the July 2020 Municipal Court Report into the record.
- D. **Special Event: Fall Arts Festival.** To approve the special event application made by the Jackson Hole Chamber of Commerce for the 2020 Fall Arts Festival, subject to the conditions and restrictions listed in the special event application with the additions of the following conditions and restrictions: 1. Any additional conditions as directed by the Town Council. 2. The applicant shall abide by all state and local health orders in place during the event. 3. The applicant will follow the guidelines set forth by the Teton County Health Department in efforts to mitigate the potential spread of COVID-19 including, but not limited to, the requirement of face coverings, pedestrian traffic flow patterns that allow for 6 feet of social distancing, requirements for symptoms screening, COVID-19 cleaning protocols, and COVID-19 information dissemination to the participants and spectators.
- E. **Bid 20-17 Award for 2020 Fall Street Patching Project.** To approve the award of the 2020 Fall Patching Project (ToJ Project 20-17) to Avail Valley Construction-ID, LLC, of Victor, ID in the amount of \$134,600.
- F. **Sewer Trunk Line Maintenance Contract.** To approve the Sewer Trunk Line Cleaning Services Contract with Kleen Pipe, LLC, of Lander, Wyoming, for a contracted amount of \$77,021.00 and authorize the Mayor to execute all necessary contract Agreements.
- G. **Contract for Groundwater Exploration Grant with Wyoming Water Development Commission.** To approve the Contract between the Wyoming Water Development Commission and the Town of Jackson for grant funding of groundwater exploration and authorize the Mayor to execute all necessary contract agreements.
- H. **Encroachment Agreement for Shoring at 175 N Jackson Street for Rusty Parrot (P20-145).** To approve the Encroachment Agreement between the Town of Jackson and Harrison Hospitality Properties Limited Partnership to allow the soil nails of a temporary shoring wall to encroach into the Town's public rights-of-way for North Jackson Street, West Gill Avenue, and the public alley extending south from the western-most end of West Gill Avenue, subject to the recommended conditions listed therein, and upon approval by the Town Engineer and Town Attorney authorize the Mayor to execute all necessary contract Agreement.

There was not any public comment on the Consent Calendar. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Low Income Housing Tax Credit Housing Project at 400 W Snow King. April Norton made staff comment on two options for consideration. Option A - This option rotates the building footprints so that two of the three buildings are located along Snow King Avenue, providing an enhanced streetscape. This option includes a new ally on the south side of the property, providing improved circulation for the overall site. Option B - This option maintained the north-south orientation of the buildings from the initial schematic. Tonight's schematic provided an alley on the southside of the property and enhanced circulation for the overall site.

A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to direct staff to pursue the design presented in Option A for the Low-Income Housing Tax Credit Application partnership project with Summit Housing Group. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P20-056: Development Plan for Core Services Vehicle Maintenance Facility at 55 Karns Meadow Drive. A motion was made by Hailey Morton Levinson and seconded by Jonathan Schechter to continue this item to the October 5, 2020 Council Regular meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P20-137: Parking Agreement for 1490 Gregory Lane. Tyler Valentine made staff comment.

A motion was made by Hailey Morton Levinson and seconded by Arne Jorgensen to approve the proposed Parking Agreement between the Town of Jackson and property owner Martin Family, LLC subject to any minor changes required by the Town Council, and authorize the Mayor to execute the agreement. Mayor Muldoon called for the vote. The vote showed 4-1 in favor with Stanford opposed. The motion carried.

Item P19-242: Snow King Mountain and Town of Jackson Gondola Lease Agreement. Tyler Sinclair made staff comment and facilitated discussion on the Gondola and Cougar Lease Agreement, Facility Use Agreement, and a Commercial Lease for the Snow King Event Center. Jeff Golightly made comment on behalf of the applicant. Public comment was given by Brooke Sausser of Jackson Hole Conservation Alliance.

A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to continue Item P19-242 to the next available council meeting or until such time that staff and the applicant has had an opportunity to draft a lease that reflects the priorities of the Council. 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 A through H in short title. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Ordinance A: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.200 Housing Mitigation and Livability Standards.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.200(B)(2)(e)(ii), 16.10.200(C)(4)(a)(iii), AND 16.10.200(C)(5) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, HOUSING DEVELOPMENT STANDARDS AND PROCEDURES, HOUSING MITIGATION PLAN AND LIVABILITY STANDARDS 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:

Ordinance B: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.300 Qualification and Eligibility, Disability Standards.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.300(B)(1)(c)(ii) AND 16.10.300(B)(5) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, QUALIFICATION AND ELIGIBILITY, DISABILITY STANDARDS AND REASONABLE ACCOMMODATION 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:

Ordinance C: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.400 Weighted Drawing, Town and County Options for Right of First Purchase or Rental.

AN ORDINANCE ADDING SECTION 16.10.400(B)(6) TO THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, TOWN AND COUNTY OPTIONS FOR RIGHT OF FIRST PURCHASE OR RENTAL 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:

Ordinance D: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.500 Purchase and Sale Standards and Procedures, and Repealing Section 16.10.500(B) Tenancy and Rental Standards and Procedures.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.500(A) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, PURCHASE AND SALE STANDARDS AND PROCEDURES, AND REPEALING SECTION 16.10.500(B) OF THE TOWN OF JACKSON MUNICIPAL CODE HOUSING RULES AND REGULATIONS, TENANCY AND RENTAL STANDARDS 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:

Ordinance E: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.600 Rental Standards and Procedures.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.600(A), (B), (C), AND ADDING SECTION 16.10.600(D) TO THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, RENTAL STANDARDS AND PROCEDURES, 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:

Ordinance F: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.700 Compliance and Exception, Appeal, and Grievance Standards and Procedures, Process for Default Contested Case Hearings.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.700(B)(2)(b) AND (B)(4) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, COMPLIANCE AND EXCEPTION, APPEAL, AND GRIEVANCE STANDARDS AND PROCEDURES, PROCESS FOR DEFAULT CONTESTED CASE HEARINGS 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:

Ordinance G: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.800 Occupancy and Use Standards.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.800(D)(1)(a) AND 16.10.800(E)(5) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS, OCCUPANCY AND USE STANDARDS 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:

Ordinance H: An Ordinance Amending and Reenacting Jackson Municipal Code Housing Rules and Regulations Section 16.10.900 Definitions.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1195 AND 1242 AND SECTIONS 16.10.900(A) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS DEFINITIONS 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 Ordinances A through H on second reading. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Matters from Mayor and Council. Jim Stanford made comment on some street curbs at intersections that need to be painted red. A motion was made by Jim Stanford and seconded by Hailey Morton Levinson to authorize the expenditure of up to \$1,000 on additional paint for Public Works, to work with Pathways Coordinator Brian Schilling and Town Manager Larry Pardee to plan for additional red curbs to improve our line of sight at dangerous intersections within the Town. 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 a Construction Management Plan for the Rusty Parrot, approval of SLIB grant applications, and after-action review meetings on large construction projects. 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 Hailey Morton Levinson to adjourn the meeting to executive session to consider matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party in accordance with Wyoming Statute 16-4-405(a)(iii). Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 9:10 p.m. minutes:spb

TOWN OF JACKSON

ATTEST:

Pete Muldoon, Mayor

Sandra P. Birdyshaw, Town Clerk
Publish JH News & Guide: September 16, 2020