

TOWN COUNCIL PROCEEDINGS

FEBRUARY 1, 2021

JACKSON, WYOMING

The Jackson Town Council met in regular session in the Town Hall Council Chambers located at 150 East Pearl in Jackson, at 6:00 P.M. This meeting was held in-person and through the Zoom platform. Upon roll call the following were found to be present:

TOWN COUNCIL: *In-person:* None. *via Zoom:* Mayor Hailey Morton Levinson, Arne Jorgensen, Jessica Sell Chambers, Jim Rooks, and Jonathan Schechter.

STAFF: Larry Pardee, Lea Colasuonno, Tyler Sinclair, Roxanne Robinson, Michelle Weber, Zolo, Floren Poliseo, Brian Lenz, Paul Anthony, Tyler Valentine, Kelly Thompson, Johnny Ziem, Darren Brugmann, Tracey Trefren, and Sandy Birdyshaw.

Mayor Morton Levinson led those in attendance in the Pledge of Allegiance, provided an update on current COVID levels, recommendations, and mandates, and then introduced new START Supervisor Chris McDonough and new Associate Planner Katelyn Page.

Public Comment. Shane Rothman made comment on uses for all the snow.

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

- A. **Meeting Minutes.** To approve the meeting minutes as presented for the January 19, 2021 regular meeting and January 25-26, 2021 special meeting / retreat.
- B. **Disbursements.** To approve the disbursements as presented. 842-Ncpers Group Wyoming \$192.00; Ace Hardware \$886.99; Advanced Glass Trim, Llc \$300.00; Aflac \$2,584.63; Airgas Intermountain Inc. \$117.54; Amerigas \$3,083.45; Architectural Building Supply \$601.20; Badger Daylighting Corp \$2,100.01; Big R Ranch & Home \$135.05; Bliss Cargo \$29.14; BMV Llc \$124.47; Briggs, Eric L \$217.95; Carquest Auto Parts Inc. \$211.02; Chargepoint, Inc \$1,925.00; Christensen, Dustin \$100.00; Commercial Tire-Id Falls \$3,313.79; Community Entry Services \$12,500.00; Community Safety Network \$12,250.00; Control System Technology, Inc. \$8,265.00; Core & Main Lp \$2,400.00; Creative Energies, Llc \$92.07; Delcon Inc \$666.63; Delta Dental Plan Of Wyoming \$9,679.87; Division Of Victim Services \$250.00; DPC Industries, Inc. \$2,077.28; E.R. Office Express \$444.79; Energy Laboratories Inc. \$600.00; Fire Services Of Idaho \$45.00; Flowmark/High Tech Companies \$656.96; Geittmann Larson Swift Llp \$975.00; Gillig Llc \$512.52; High Country Linen \$762.43; Hokanson, Donny \$155.00; Huffman, John \$1,122.66; Idaho Traffic Safety, Inc. \$600.00; Idexx Distribution, Inc. \$312.53; Immigrant Hope \$1,250.00; Interstate Battery \$572.81; Jackson Animal Hospital \$70.46; Jackson Curbside Inc. \$985.00; Jackson Hole Community Counsel \$25,750.00; Jackson Hole Law, Pc \$1,501.60; Jackson Hole News & Guide \$2,141.64; Jackson Lumber Inc \$27.65; Jh Tint \$660.00; Jorgensen Associates, Pc \$12,065.00; KellerStrass Enterprises, Inc \$20,200.53; Kenworth Sales Company Dept #1 \$34.08; Lenz, Brian \$275.00; Lewis, Vernon \$155.00; Lincoln National Life \$7,033.65; Macy's Services \$217.50; Marchelya, Mike \$50.00; Marquina, Francisca \$50.00; Mccarthy, Mary \$500.00; Miller Sanitation \$2,646.00; Mitchell, Judith \$155.00; Mobility Forefront Llc \$35,000.00; MSC Industrial Supply Co \$266.21; Napa Auto Parts Inc. \$444.02; Nelson Engineering \$3,301.75; Northworks \$350.00; On Sight Land Surveyors Inc. \$1,080.51; One Call Of Wyoming \$102.00; Premier Truck- Salt Lake City \$9,134.49; Raftelis \$6,250.00; Rafter J Improv/Serv Dist \$146.43; Ranch Inn \$200.00; Ron's Towing \$1,200.00; Safetech Inc \$20,340.00; Sanchez-Nieto, Benjamin \$1,000.00; Shervin's Independent Oil \$102.00; Silver Creek Supply \$227.41; Snake River Roasting \$225.74; Solv Business Solutions-Safeguard \$222.00; Specialty Construction Supply \$107.50; Spencer, Patrick \$2,490.00; Symbolarts, Llc \$1,329.00; Teton County Clerk \$20,991.75; Teton County Housing Authority \$288,097.20; Teton County Integrated Solid Waste/Recy \$309.00; Teton County Sheriff-Dispatch \$36,144.02; Teton County Sheriff's-Jail \$432.00; Teton County Systems Of Care \$100.00; Teton County-Fund 13 \$107,600.21; Teton Motors Inc \$2,283.39; Teton Tools Llc \$196.75; Thompson Palmer & Associates \$35,000.00; Valley West Engineering, Pc \$17,702.50; Vinci Law Office Llc \$252.13; Visa \$22,120.23; Vision Service Plan - (Wy) \$1,746.19; Watts Steam Store Rocky Mt. Inc \$250.00; Westbank Sanitation \$1,657.46; Western State \$930.88; White Glove Cleaning, Inc. \$3,347.42; Wrench It Plumbing & Heating Inc \$964.58; Wy Child Support Enforcement \$146.76; Wy Dept Of Environmental Quality \$400.00; Wyoming Department Of Employm \$673.05; Wyoming Department Of Health \$240.00; Wyoming Law Enforcement \$100.00; Wyoming Taxpayers Assoc. \$195.00; Wy-Test \$1,170.00; Yellow Iron Excavation, Llc \$70.00.
- C. **Sewer Easement at 545-555 Cache Creek Drive.** To approve the perpetual Sanitary Sewer Easements with two property owners: David L. Vandenberg at 545 Cache Creek Drive and Moonrise Investments LLC at 555 Cache Creek Drive and upon approval by the Town Attorney

and Town Engineer authorize the Mayor to execute all necessary agreements and include this payment in the next budget amendment for FY21.

- D. **Sewer Easement at 650 S Glenwood.** To approve the perpetual Sanitary Sewer Easement with property-owner, Base Camp, LLC, and upon approval by the Town Attorney and Town Engineer authorize the Mayor to execute all necessary agreements.
- E. **Bid #20-19 Award for Cache Creek Sewer Replacement.** To approve the award of the contract for the Cache Creek Sewer Project (ToJ Project 20-19) to Westwood Curtis Construction in the amount of \$614,550, authorizing funding for construction and construction administration for the project, and upon approval by the Town Engineer and Town Attorney authorize the Mayor to execute all necessary contracts.

Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Restaurant Liquor License Transfer of Ownership to BL Restaurant LLC. Sandy Birdyshaw made staff comment. The Mayor opened a public hearing to hear protest against the issuance of this liquor license. There was no public comment. 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 Arne Jorgensen and seconded by Jim Rooks to approve the transfer and issuance of a restaurant liquor license to BL Restaurant LLC dba The Blue Lion for the license year ending March 31, 2021, subject to the following conditions and further direct the Town Clerk to issue the license upon confirmation that the condition of approval has been met within the timeframe set forth in Wyoming Statute 12-4-103(a)(iv).

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

Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Item P20-166: Subdivision Plat at 808 Upper Redmond. Paul Anthony made staff comment. There was no public comment.

Based upon the findings as presented in the staff report and as made by the applicant for Item P20-166, a motion was made by Arne Jorgensen and seconded by Jessica Chambers 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 Subdivision Plat for a 2-lot subdivision at the property addressed at 808 Upper Redmond Road subject to the departmental reviews attached hereto, this staff report dated February 1, 2021, and the following two conditions:

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 in the Departmental Reviews 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 Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Item P20-185: Sketch Plan at 1675 Berger Lane. Tyler Valentine made staff comment. Johnny Ziem made comment on Gregory Lane improvements. Scott Zabriskie made comment on behalf of the applicant. There was no public comment.

Based upon the findings as presented in the staff report and made by the applicant for a Sketch Plan (Item P20-185), a motion was made by Jessica Chambers and seconded by Arne Jorgensen to make findings 1-5 in Section 8.3.1.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) Compliance with relevant LDRs & Town Ordinances; 5) Conformance with past permits & approvals, and to approve a Sketch Plan for a two-phased development for the property located at 1675 Berger Lane, subject to the departmental reviews and the following conditions:

1. At the time of Building Permit submittal the applicant shall provide a bond for 125% of the cost of landscaping.
2. The applicant shall submit a building permit for Phase I within 3 years of Development Plan approval. Upon completion (i.e. Certificate of Occupancy/Completion) of Phase 1, a building permit for Phase II shall be submitted within 3 years.

3. As part of the Development Plan submittal the applicant shall provide the livability checklist for the proposed deed restricted units.
Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Resolution #21-04: A Resolution Adopting FY21 Budget Amendment #2. Kelly Thompson made staff comment.

A motion was made by Jessica Chambers and seconded by Arne Jorgensen to approve Resolution 21-04 adopting amendments to the Fiscal Year 2021 Budget.

RESOLUTION 21-04: A RESOLUTION ADOPTING AMENDMENTS TO THE FISCAL YEAR 2021 BUDGET OF THE TOWN OF JACKSON.

WHEREAS, pursuant to Wyoming Statutes, the governing body of the Town of Jackson is empowered to control the finances of the Town including adopting and amending the annual budget; and

WHEREAS, the specific statutory requirements for budgeting procedures are stipulated in the Uniform Municipal Fiscal Procedures Act (W.S. 16-4-101 through 16-4-124); and

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Jackson that the fiscal year 2021 budget is hereby amended as follows:

EXPENDITURES AND OTHER USES	Approved Budget	Increase (Decrease)	Amended Budget
Mayor & Town Council	325,266	-	325,266
Town Attorney	323,389	(650)	322,739
Municipal Judge	248,390	650	249,040
Administration	278,632	-	278,632
Town Clerk & Personnel	611,552	-	611,552
Finance	587,802	-	587,802
Community Development	436,097	-	436,097
Information Technology	550,258	-	550,258
Planning	980,928	(250,000)	730,928
Town-Wide Services	226,491	52,558	279,049
Town Facilities	605,209	100,000	705,209
Police - Administration	512,545	8,433	520,978
Police - Investigations	362,312	(2,000)	360,312
Police - Patrol	2,870,361	-	2,870,361
Police - Community Service	405,508	-	405,508
Police - Special Operations	19,394	-	19,394
Victim Services	280,620	-	280,620
Animal Shelter/Control	254,356	-	254,356
Building Inspections	359,887	-	359,887
Public Works Administration	301,810	-	301,810
Streets	1,201,488	23,170	1,224,658
Engineering	387,905	-	387,905
Yard Operations	30,197	-	30,197
Cemetery	15,267	-	15,267
Social Services	855,452	-	855,452
Community Initiatives	221,476	-	221,476
County-Budgeted Joint Programs	3,498,452	-	3,498,452
Transfers Out	1,125,200	400,000	1,525,200
Total General Fund	17,876,244	332,161	18,208,405
Affordable Housing	276,901	346,708	623,609
Total Affordable Housing Fund	276,901	346,708	623,609
Parking Exactions	-	25,000	25,000
Total Parking Exactions Fund	-	25,000	25,000
Parks Exactions	-	-	-
Total Park Exactions	-	-	-
Employee Housing	661,155	-	661,155
Total Employee Housing Fund	661,155	-	661,155
Animal Care	55,000	-	55,000
Transfers Out	35,000	-	35,000
Total Animal Care Fund	90,000	-	90,000
Lodging Tax	-	-	-
Transfers Out	334,224	-	334,224
Total Lodging Tax Fund	334,224	-	334,224

EXPENDITURES AND OTHER USES	Approved Budget	Increase (Decrease)	Amended Budget
START Administration	863,087	10,000	873,087
START Operations	3,598,940	513,532	4,112,472
START Capital	7,893,250	22,401	7,915,651
START Indirect Cost Allocations	80,307	-	80,307
Total START Fund Expenditures	12,435,584	545,933	12,981,517
Capital Outlay	3,927,024	25,000	3,952,024
Transfers Out	150,000	-	150,000
Total Capital Projects Fund	4,077,024	25,000	4,102,024
Capital Outlay	105,133	-	105,133
Total 2006 SPET	105,133	-	105,133
Capital Outlay	199,707	(33,847)	165,860
Total 2010 SPET	199,707	(33,847)	165,860
Capital Outlay	239,967	-	239,967
Total 2014 SPET	239,967	-	239,967
Capital Outlay	29,750	-	29,750
Total 2016 SPET	29,750	-	29,750
Capital Outlay	822,369	-	822,369
Total 2017 SPET	822,369	-	822,369
Capital Outlay	-	275,000	275,000
Total 2019 SPET	-	275,000	275,000
Water Maintenance & Operation	834,371	33,000	867,371
Water Wells	289,321	-	289,321
Water Billing & Accounting	184,396	-	184,396
Water Capital Outlay & Improvements	563,073	-	563,073
Water Debt Service	108,220	-	108,220
Water Transfers Out	444,850	-	444,850
Sewage Plant Operations	963,756	33,000	996,756
Sewage Maint. & Operations	340,567	-	340,567
Sewage Billing & Accounting	169,285	-	169,285
Sewage Capital Outlay & Improvements	1,519,092	52,031	1,571,123
Sewage Transfers Out	444,850	-	444,850
Total Enterprise Funds	5,861,781	118,031	5,979,812
Employee Insurance	2,692,185	-	2,692,185
Total Insurance Fund	2,692,185	-	2,692,185
Fleet Expenditures	1,947,383	-	1,947,383
Total Fleet Management Fund	1,947,383	-	1,947,383
Central Equipment Expenses	108,252	-	108,252
Total Central Equipment Fund	108,252	-	108,252
IT Services	1,031,561	6,000	1,037,561
Total IT Service Fund	1,031,561	6,000	1,037,561
REVENUES AND OTHER SOURCES	Approved Budget	Increase (Decrease)	Amended Budget
Taxes	3,916,329	-	3,916,329
Licenses & Permits	996,540	-	996,540
Intergovernmental Revenue	5,436,074	(200,000)	5,236,074
Charges for Services	668,247	-	668,247
Fines & Forfeitures	327,500	-	327,500
Miscellaneous Revenue	350,479	322,909	673,388
Transfers In	1,005,007	-	1,005,007
Total General Fund	12,700,176	122,909	12,823,085
Licenses & Permits	250,000	-	250,000
Intergovernmental Revenue	-	72,000	72,000
Miscellaneous Revenue	20,000	-	20,000
Transfers In	276,901	-	276,901
Total Affordable Housing Fund	546,901	72,000	618,901
Licenses & Permits	51,000	-	51,000
Miscellaneous Revenue	14,500	-	14,500
Transfers In	-	-	-
Total Parking Exactions Fund	65,500	-	65,500
Licenses & Permits	10,000	-	10,000
Miscellaneous Revenue	3,900	-	3,900
Total Park Exactions Fund	13,900	-	13,900

REVENUES AND OTHER SOURCES	Approved Budget	Increase (Decrease)	Amended Budget
Miscellaneous Revenue	431,160	-	431,160
Transfers In	112,026	100,000	212,026
Total Employee Housing Fund	543,186	100,000	643,186
Miscellaneous Revenue	60,200	-	60,200
Total Animal Care Fund	60,200	-	60,200
Taxes	334,124	-	334,124
Miscellaneous Revenue	100	-	100
Total Lodging Tax Fund	334,224	-	334,224
Intergovernmental Revenue	9,517,158	1,426,063	10,943,221
Charges for Services	1,176,437	(220,621)	955,816
Miscellaneous Revenue	13,000	-	13,000
Transfers In	420,497	-	420,497
Total START Fund Revenues	11,127,092	1,205,442	12,332,534
Intergovernmental	1,453,581	-	1,453,581
Miscellaneous Revenue	298,368	-	298,368
Transfers In	322,500	-	322,500
Total Capital Projects Fund	2,074,449	-	2,074,449
Miscellaneous Revenue	4,400	-	4,400
Total 2006 SPET	4,400	-	4,400
Intergovernmental	-	94,199	94,199
Miscellaneous Revenue	6,000	-	6,000
Total 2010 SPET	6,000	94,199	100,199
Miscellaneous	55,900	-	55,900
Total 2014 SPET	55,900	-	55,900
Miscellaneous	5,400	-	5,400
Total 2016 SPET	5,400	-	5,400
Miscellaneous	6,500	-	6,500
Total 2017 SPET	6,500	-	6,500
Taxes	2,221,566	-	2,221,566
Miscellaneous	3,500	-	3,500
Total 2019 SPET	2,225,066	-	2,225,066
Water Intergovernmental	-	101,250	101,250
Water Charges for Services	2,370,617	-	2,370,617
Water Miscellaneous	79,720	-	79,720
Water Transfers In	75,000	-	75,000
Sewage Charges for Services	2,516,658	-	2,516,658
Sewage Miscellaneous	70,800	-	70,800
Sewage Transfers In	75,000	-	75,000
Total Enterprise Funds	5,187,795	101,250	5,289,045
Charges for Services	1,806,127	-	1,806,127
Miscellaneous Revenue	37,000	-	37,000
Transfers In	450,000	200,000	650,000
Total Employee Insurance Fund	2,293,127	200,000	2,493,127
Charges for Services	1,574,446	-	1,574,446
Miscellaneous Revenue	600	-	600
Total Fleet Management Fund	1,575,046	-	1,575,046
Miscellaneous Revenue	25,700	-	25,700
Transfers In	200,000	100,000	300,000
Total Central Equipment Fund	225,700	100,000	325,700
Charges for Services	820,643	-	820,643
Miscellaneous Revenue	1,000	-	1,000
Total IT Service Fund	821,643	-	821,643

CHANGE OF FUND BALANCE	Approved Budget	Increase (Decrease)	Amended Budget
General Fund	(5,176,068)	(209,252)	(5,385,320)
Affordable Housing	270,000	(274,708)	(4,708)
Parking Exactions Fund	65,500	(25,000)	40,500
Park Exactions Fund	13,900	-	13,900
Employee Housing Fund	(117,969)	100,000	(17,969)
Animal Care Fund	(29,800)	-	(29,800)
Lodging Tax Fund	-	-	-
Start Fund	(1,308,492)	659,509	(648,983)
Capital Projects	(2,002,575)	(25,000)	(2,027,575)
2006 SPET	(100,733)	-	(100,733)
2010 SPET	(193,707)	128,046	(65,661)
2014 SPET	(184,067)	-	(184,067)
2016 SPET	(24,350)	-	(24,350)
2017 SPET	(815,869)	-	(815,869)
2019 SPET	2,225,066	(275,000)	1,950,066
Enterprise Funds	(673,986)	(16,781)	(690,767)
Employee Insurance Fund	(399,058)	200,000	(199,058)
Fleet Management Fund	(372,337)	-	(372,337)
Central Equipment Fund	117,448	100,000	217,448
IT Services Fund	(209,918)	(6,000)	(215,918)

PASSED, APPROVED, AND ADOPTED this 1st day of February 2021.

Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Resolution #21-05: A Resolution Supporting Creation of a Sexual Assault Response Team “SART”. Michelle Weber made staff comment.

Public comment was given by Adrian Croke in support and Tracey Trefren from Victim Services.

A motion was made by Jessica Chambers and seconded by Jonathan Schechter to approve Resolution 21-05, a resolution of support for the Sexual Assault Response Team.

RESOLUTION 21-05: RESOLUTION OF SUPPORT FOR SEXUAL ASSAULT RESPONSE TEAM.

WHEREAS, each and every day sexual violence and sexual assault impacts all persons in the United States of America, the State of Wyoming, including our community of Teton County, and in the Town of Jackson; and

WHEREAS, in the United States of America, someone is sexually assaulted every 73 seconds, and every 9 minutes that victim of sexual assault is a child; and

WHEREAS, approximately 60,000 children a year are victims of substantiated or indicated sexual abuse; and

WHEREAS, 1 out of every 6 American women have been the victim of an attempted or completed rape in their lifetime, and 1 in 33 American men have experienced an attempted or completed sexual assault in their lifetime; and

WHEREAS, the majority of sexual assaults against women, children, or men, occur at or near the victim's home; and

WHEREAS, Teton County Victim Services is funded in part by the Wyoming Attorney General's Office, Division of Victim Services, and serves as advocates for victims of adults and children in Teton County, Wyoming, and in the Town of Jackson, and during the year 2020 was contacted by approximately 619 victims and survivors (adults and children) and has provided vast services from advocacy, to assistance with compensation, protection orders, and impact statements, of which over one-third of all reported alleged crimes stem from physical and sexual assault, domestic violence, and stalking; and

WHEREAS, the Community Safety Network is a nonprofit organization whose primary purpose is to provide shelter and advocacy to adult survivors and victims of domestic violence, sexual assault, and stalking in an effort to ensure an individual's safety and hope for living a life free from violence, and who acknowledges victimization involves violent sexual assault or rape in the perpetuation of a domestic violence act, and the advocates from the Community Safety Network offer shelter, support, advocacy, safety planning, and other services to survivors of sexual assault; and

WHEREAS, our community's law enforcement officials, including the Teton County Sheriff's Office, the Jackson Police Department, and the Teton County and Prosecuting Attorney's Office, are committed to continuing the education of their staff on the benefits of trauma informed responses and victim-centered investigations regarding sexual assault cases, to better equip law enforcement with the tools to listen and understand victims and survivors of sexual assault, rape, and stalking, and whereby law enforcement commits to strong communication with victims and survivors, the

sexual assault response nurses at St. John's Health, their advocates and partners with the Teton County Victim Services and the Community Safety Network, when investigating and making decisions about whether to prosecute sexual assault cases against individuals who have allegedly perpetrated violent sexual crimes against women, men, and children in our community; and

WHEREAS, knowing that sexual assault and crimes of sexual violence perpetrated against adults and children is vastly underreported in the State of Wyoming, including Teton County and the Town of Jackson; and,

WHEREAS, in Wyoming on a given day, almost 300 victims are served; over 100 adult and child victims found refuge in emergency shelters or transitional housing; almost 150 adult and child victims received non-residential assistance and services, including counseling, legal advocacy and children's support groups; and

WHEREAS, in Teton County, Wyoming, including the Town of Jackson, a Sexual Assault Response Team has formed consisting of advocates from the Teton County Victim Services, advocates from the Community Safety Network, the Sheriff and investigators from the Teton County Sheriff's Office, the Chief of Police and investigators from the Jackson Police Department, sexual assault nurse examiners from St. John's Health, and the Teton County and Prosecuting Attorney, in an effort to meet and coordinate our community and agency responses among Teton County Victim Services and the Community Safety Network to better serve victims and survivors of sexual assault, rape, or stalking; and

NOW, THEREFORE, having duly met at a regular meeting and considered the matter, the Town Council of the Town of Jackson, does hereby recognize and support the efforts of the Sexual Assault Response Team in Teton County, Wyoming, and the Town of Jackson, and commits to continue to work towards implementing and achieving better processes, services, and supports to victims and survivors of sexual assault in our community.

PASSED, APPROVED, AND ADOPTED this 1st day of February 2021.

Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Resolution #21-06: A Resolution Adding Downtown Design Overlay and Historic Preservation Design Guidelines to the Town Design Guidelines. Paul Anthony made staff comment. Public comment was given by Robbin Levy Mommsen. Paul Anthony made additional staff comment followed by Council discussion.

A motion was made by Arne Jorgensen and seconded by Jessica Chambers to approve Resolution 21-06, adding the Downtown Design Overlay and Historic Preservation Design Guidelines to the Town Design Guidelines.

RESOLUTION 21-06: A RESOLUTION REGARDING DOWNTOWN DESIGN OVERLAY AND HISTORIC PRESERVATION DESIGN GUIDELINES.

WHEREAS, the Jackson / Teton County Comprehensive Plan provides policies and strategies to promote western character in the Town Square area, including Policy 4.2.e Protect the image and function of the Town Square and the statement that "Preserving the existing western character and heritage found in the buildings and public spaces in [District 1: Town Square] will be key to maintaining the existing character."

WHEREAS, the Jackson / Teton County Comprehensive Plan provides policies and strategies to promote historic preservation, including Policy 4.5.a Identify and preserve historically significant structures and sites; Policy 4.5.b: Support the Historic Preservation Board; and Policy 4.5.c: Enhance historic preservation education, outreach, and awareness.

WHEREAS, in order to implement these Comprehensive Plan policies, the Town engaged in an extensive public process during 2019 and 2020 to update the Town of Jackson Land Development Regulations to establish standards, incentives, guidelines, and procedures related to the preservation of community character and historic structures. More specifically, based on extensive public comment, the Town established a Downtown Design Overlay and a Jackson Historic Register, both of which include associated architectural design guidelines to ensure that new structures and additions to existing structures are done according to clear guidelines that will help to protect the community's heritage that is central to the Town's economic sustainability and identity as a small, western town.

WHEREAS, on October 19, 2020, the Town Council approved the update to the Town Land Development Regulations related to Town Square zoning and historic preservation, including the Downtown Design Overlay Design Guidelines and Historic Preservation Design Guidelines, that will be added as an Appendix A to the existing Town Design Guidelines, originally adopted by Resolution No. 04-02.

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, having duly met on February 1, 2021, at a Regular Town Council Meeting, which was properly noticed and open to the public, and having fully considered the matter at hand, that:

The Jackson Town Council approves adding Appendix A: Jackson Downtown Design Overlay and Historic Preservation Design Guidelines to the Town Design Guidelines.

PASSED, APPROVED, AND ADOPTED this 1st day of February 2021.

Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinances. A motion was made by Arne Jorgensen and seconded by Jessica Chambers to read ordinances in short title. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance M: An Ordinance Adding Jackson Land Development Regulations Division 5.9 Preservation of Historic Resources.

AN ORDINANCE AMENDING AND REENACTING SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND ARTICLE 5 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING PRESERVATION OF HISTORIC PROPERTIES 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 Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance M at third reading and designate it Ordinance 1272. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance N: An Ordinance Amending and Reenacting Jackson Land Development Regulations Related to the Historic Preservation Program.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1199, 1197, 1196, 1154; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND SECTIONS 1.9.2, 2.2.13.E, 4.5, 5.8.1, 5.8.2, 8.2.6.C, 8.8.1 AND 8.10.4 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING HISTORIC PROPERTY PHYSICAL DEVELOPMENT, APPEARANCE AND SITING 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:

Paul Anthony made staff comment. Public comment was given by Robbin Levy Mommsen and Michael Kudar.

A motion was made by Arne Jorgensen and seconded by Jessica Chambers to approve Ordinance N at third reading and designate it Ordinance 1273. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance O: An Ordinance Adding Jackson Land Development Regulations Section 8.5.6, 8.5.7, and 8.5.8 to Establish Historic Preservation Procedures.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1165; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND DIVISION 8.5 TO THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING THE PROCESS FOR HISTORIC BUILDING DESIGNATION AND ALTERATIONS TO HISTORIC BUILDINGS REGISTERED 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 Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance O at third reading and designate it Ordinance 1274. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance P: An Ordinance Amending and Reenacting Jackson Land Development Regulation Section 6.3.2 Regarding Housing Mitigation for Historic Properties.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1196; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND

SECTION 6.3.2 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING HOUSING MITIGATION FOR HISTORIC PROPERTIES 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 Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance P at third reading and designate it Ordinance 1275. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance Q: An Ordinance Amending and Reenacting Jackson Land Development Regulation Division 8.10 Regarding Duties and Responsibilities of the Teton County Historic Preservation Board.

AN ORDINANCE AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1165 AND 1196; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND DIVISION 8.10 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING THE DUTIES AND RESPONSIBILITIES OF THE TETON COUNTY HISTORIC PRESERVATION BOARD 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 Arne Jorgensen and seconded by Jessica Chambers to approve Ordinance Q at third reading and designate it Ordinance 1276. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance R: An Ordinance Amending and Reenacting Jackson Land Development Regulation Division 9.5 Definitions.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1198, 1197, 1155, 1136, 1128, 1097; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND DIVISION 9.5 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING 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 Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance R at third reading and designate it Ordinance 1277. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance S: An Ordinance Amending and Reenacting Jackson Land Development Regulations Section 2.2 and 2.3 Regarding Development and Standards in the Downtown Core, Urban Commercial, and Town Square Zones.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1074 (PART), 1122, 1136, 1149, 1196, 1159, 1197, 1198, 1209, 1218, 1222, AND 1197; AND SECTIONS 2.3.1, 2.3.2, 2.2.14, 2.2.15, 2.2.16, 2.2.17 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING DEVELOPMENT REGULATIONS AND STANDARDS FOR PROPERTIES IN THE DOWNTOWN CORE, URBAN COMMERCIAL AND TOWN SQUARE ZONES 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 Arne Jorgensen and seconded by Jessica Chambers to approve Ordinance S at third reading and designate it Ordinance 1278. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Ordinance T: An Ordinance Amending and Reenacting Jackson Municipal Code Section 15.38.020 Regarding Historic Buildings.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF THE TOWN OF JACKSON ORDINANCE NO. 888 AND SECTION 15.38.020 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HISTORIC BUILDINGS 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 Arne Jorgensen and seconded by Jessica Chambers to approve Ordinance T at third reading and designate it Ordinance 1279. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Matters from Mayor and Council. Liquor License Application Process. Arne Jorgensen discussed opening the process to accept applications for the retail and bar & grill liquor licenses in the Town’s possession. Discussion was held on reviewing proposals from staff on the process and timeline, the population formula for allocation, developing a criteria-based process to inform the community on how determinations are made, license fees, and getting the licenses in use to generate revenue. Lea Colasuonno, Roxanne Robinson and Sandy Birdyshaw made staff comment.

A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to direct staff to bring back to the Council, at a date to be determined by staff, recommendations to open-up applications for the available retail, as well as, bar & grill licenses and that process should have definable criteria, at a schedule that would have review of these by the Council at the conclusion of our budget process. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Council’s Board and Liaison Assignments. Roxanne Robinson made staff comment. The Council held discussion on the purpose of a liaison assignment and discussing this further at a workshop.

Council Updates. Jessica Chambers discussed the community COVID updates that have been hosted by the Town and possibly shifting them to public health. Lea Colasuonno and Carl Pelletier made staff comment.

A motion was made by Jessica Chambers and seconded by Arne Jorgensen to direct staff upon the conclusion of our current schedule of COVID community updates to engage with the Teton County Public Health Department and Teton County Health Officer to establish a recurring community public health update with a focus on public health information and dissemination.

Further discussion was held. Mayor Morton Levinson called for the vote. The vote showed 2-3, with Chambers & Jorgenson in favor, and Levinson, Rooks, and Schechter opposed. The motion failed.

Town Manager’s Report. A motion was made by Jonathan Schechter and seconded by Jessica Chambers to accept the Town Manager’s Report into the record. The Town Manager’s Report contained an update on January Sales and Lodging Tax, the proposed meetings schedule to review the FY2022 budget, and a paid parking bid solicitation RFP. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried.

Adjourn. A motion was made by Jonathan Schechter and seconded by Jessica Chambers to adjourn the meeting. Mayor Morton Levinson called for the vote. The vote showed 5-0 in favor and the motion carried. The meeting adjourned at 8:52 p.m. minutes:spb

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Sandra P. Birdyshaw, Town Clerk