

TOWN COUNCIL PROCEEDINGS

MARCH 7, 2022

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*: Mayor Hailey Morton Levinson, Arne Jorgensen, Jim Rooks, and Jonathan Schechter. Jessica Sell Chambers was absent.

STAFF: Larry Pardee, Roxanne Robinson, Lea Colasuonno, Tyler Sinclair, Tyler Valentine, Johnny Ziem, Brian Lenz, Susan Scarlata, Michelle Weber, Michael Palazzolo, Paul Anthony, Kelly Thompson, Floren Poliseo, Carl Pelletier, Lynsey Lenamond, and Riley Taylor.

Mayor Morton Levinson led those in attendance in the Pledge of Allegiance and read proclamations for Red Cross Month, JH Youth Hockey, COVID-19 Response Appreciation, and Arbor Day. She also introduced Chelsea Holcomb, Police Officer, and Glenn Geddes, Street Operator.

Public Comment. Sarah Flitner, Missy Welling, Don Frank, and Cathy Parrot made public comment.

Consent Calendar. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve the consent calendar including items A-G as presented with the following motions.

A. **Meeting Minutes.** To approve the meeting minutes as presented for the February 22, 2022 workshop and February 22, 2022 meeting.

Disbursements. To approve disbursements as presented. 107 WEST DESIGN, LLC \$1,750.00; ACE EQUIPMENT & SUPPLY \$448.71; ACE HARDWARE \$4,293.50; AMAZON \$82.99; AMERIGAS \$1,662.54; ANTLER MOTEL, INC. \$3,600.00; APEX SAGE INC \$20,392.83; AVAIL VALLEY CONSTRUCTION-IDAHO, LLC \$23,818.00; BESTDRIVE IDAHO FALLS - \$1,692.96; BIG R RANCH & HOME \$321.97; BLUE SPRUCE CLEANERS, INC \$69.12; BLUE TO GOLD, LLC \$447.00; BREAKFAST ROTARY OF JH \$175.00; CARQUEST AUTO PARTS INC. \$45.85; CENTURYLINK \$2,248.53; CHRISTENSEN, DUSTIN \$155.00; CONTROL SYSTEM TECHNOLOGY, INC. \$1,320.00; DAVID STUBBS \$400.00; DELCON INC \$2,742.05; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; DYNAMIC CONTROLS, LLC \$4,820.70; E.R. OFFICE EXPRESS \$307.20; ENERGY LABORATORIES INC. \$417.00; EVANS CONSTRUCTION INC \$111,358.05; FAMILY SUPPORT REGISTRY \$114.00; FERGUSON ENTERPRISES, INC \$15.40; FIRE SERVICES OF IDAHO \$405.00; FLEETPRIDE \$1,054.44; GILLIG LLC \$1,621.76; GRAINGER \$1,030.16; GRAYSHIFT LLC \$10,370.00; GREENWAY PAINTING LLC \$3,660.00; GREG ELLNER ASSOCIATES, LTD \$1,325.00; HIGH COUNTRY LINEN \$259.65; HILTBRUNNER, ERIC \$155.00; HOLCOMB, CHELSEA \$45.00; INTERSTATE BATTERY \$317.85; JACKSON ANIMAL HOSPITAL \$29.42; JACKSON CURBSIDE INC. \$1,710.00; JACKSON HOLE LAW, PC \$3,002.50; JACKSON HOLE NEWS & GUIDE \$3,140.09; JACKSON HOLE SECURITY, LLC \$9,453.40; JH20 WATER CONDITIONING & FILTRATION \$66.00; JORGENSEN ASSOCIATES, PC \$2,200.00; KENWORTH SALES COMPANY DEPT #1 \$346.68; KILMER'S BG DISTRIBUTING \$4,000.00; KRIKOR ARCHITECTURE \$3,375.00; LANGUAGE TESTING INTERNATIONAL, INC \$73.00; LONG BUILDING TECHNOLOGIES INC. \$5,650.00; MAVERICK DIESEL & EQUIPMENT \$3,250.00; MEDORA CORPORATION \$13,440.00; MHL SYSTEMS \$4,208.00; MOUNTAIN X, LLC \$1,540.00; MSC INDUSTRIAL SUPPLY CO \$522.94; NAPA AUTO PARTS INC. \$1,530.50; NELSON ENGINEERING \$522.00; OMNI SECURITY SYSTEMS INC \$242.00; OPS STRATEGIES, LLC \$7,918.75; O'RYAN CLEANERS \$80.70; PREMIER TRUCK-SALT LAKE CITY \$2,265.79; PROTERRA \$3,238.78; RAFTELIS \$7,950.00; RHINEHART OIL CO, LLC \$32,741.89; RINGHOLZ, AMY \$90.00; RODAC, LLC \$24,307.50; RON'S TOWING \$1,200.00; ROSALES, TOMAS ELIAS \$140.00; RT1 INC \$34.55; SAFETY-KLEEN SYSTEMS, INC. \$289.23; SCHAEFFER MFG. CO \$502.80; SILVERSTAR \$2,694.66; SNAKE RIVER ROASTING \$108.90; SPECTRUM \$109.83; SPRING CREEK ANIMAL HOSPITAL \$618.43; STANDARD DRYWALL, INC \$150.00; TETON COUNTY PLANNING & BUILDING \$4,947.65; TETON COUNTY-FUND 13 \$154,389.72; TETON MOTORS INC \$1,703.75; TETON MOUNTAIN RANCH \$1,200.00; TMSC LLC \$4,909.35; TRIHYDRO CORPORATION \$29,059.25; ULINE \$565.32; UTAH SAFETY COUNCIL \$225.00; VALLEY OFFICE SYSTEMS \$581.77; VISA \$27,463.23; WEST COAST CODE CONSULTANTS \$875.00; WEST FORK CONSTRUCTION \$40,000.00; WESTBANK SANITATION \$849.79; WESTERN STATE \$1,590.74; WHITE GLOVE CLEANING, INC. \$350.00; WRENCH IT PLUMBING & HEATING

INC \$2,475.14; WY CHILD SUPPORT ENFORCEMENT \$146.76; WYOMING FIRST AID & SAFETY \$663.23; Y2 CONSULTANTS, LLC \$22,882.75; YELLOW IRON EXCAVATION, LLC \$4,890.00; ZIEM, JOHNNY \$128.25

- B. **Bid 22-11 Chip Seal.** To amend the FY2022 Annual Streets Reconstruction fund in the amount of the 2022 Chip Seal Project bid price and approve the award of the 2022 Chip Seal Project to Evans Construction Company, of Jackson, Wyoming in the amount of \$214,575.00, and authorize the Mayor to execute the contract.
- C. **P22-017 Temp Sign Midnight on Mesa.** To approve temporary banner application (P22-017) for Friends of PAC – Midnight on the Mesa, including the three conditions of approval recommended by the Planning Director in this staff report dated March 7, 2022.
- D. **P22-008 Temp Sign JH Therapeutic Riding Track Swap.** To approve temporary banner application (P22-028) for the JH Therapeutic Riding Tack Swap Event, including the three conditions of approval recommended by the Planning Director in this staff report dated March 7, 2022.
- E. **Special Event: Million Dollar Music Concert.** To approve the application made by Silver Dollar Inc., LogiCom and the Jackson Hole Chamber of Commerce to host the Million Dollar Music Fest on the Town Square on Sunday, May 29, 2022, subject to the conditions listed in the staff report.
- F. **42 S Jean Restriction.** To approve the Special Restriction for Workforce Rental Housing located at 42 S Jean Street as presented in the attachment to this staff report.

There was no public comment on the consent calendar. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Consulting/Lobbying Services for Federal Grant Funding Opportunities. Larry Pardee made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to direct staff to select a professional grant funding consulting firm for grant writing in pursuit of federal, state, and philanthropic grant funding opportunities and bring back a contract for Council consideration and approval. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Roadhouse Microbrewery Annual Liquor License Renewal - Continued. Lynsey Lenamond, Paul Anthony, and Lea Colasuonno made staff comment. Council held discussion with staff. Colby Cox made public comment. A motion was made by Jim Rooks and seconded by Mayor Morton Levinson to approve the liquor license renewal application for Get Funky LLC d/b/a Roadhouse Brewing Company for the 2022-2023 liquor license year with the following conditions:

1. The liquor license is renewed upon the same conditions and restrictions with the exception of amending Condition 8(e) to now read: “The maximum occupancy inside the ‘tasting room’ shall, at all times, be no more than 30 persons, not to include customers associated with an organized tour; and
2. Any additional minor corrections made by staff and the Wyoming Liquor Division.

Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Snow King Mountain Easement Amendment. Lea Colasuonno made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to 1) approve the Water, Utility, and Road Access Easement between the Town of Jackson and Snow King Mountain Resort, LLC; 2) approve the Irrevocable License Agreement between the same; and 3) authorize the mayor to execute all necessary documents, subject to minor changes by staff. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Scott Lane-Maple Way Concept Design. Brian Schilling made staff comment. Council held discussion with staff. Katherine Dawson, Ryan Stanley, and Anna Olson made public comment. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve the concept design as presented and direct staff to proceed to final design. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

P22-001: Budge Drive Boundary Adjustment. Paul Anthony made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter

to continue Item P22-001 to a later date. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

P21-294, P22-007 & P22-008: Development Plan, Conditional Use Permit and Administrative Adjustment for the expansion of the Teton County Parks & Recreation Center at 155 E. Gill.

Tyler Valentine and Steve Ashworth made staff comment. Council held discussion with staff. The applicant made public comment. A motion was made by Rooks and seconded by Schechter to approve:

- Item A: a Development Plan (P21-294) to expand the Teton County Parks & Recreation Center by approximately 40,000 sf for the properties located at 155 E. Gill Ave and the parcel to the west based upon the findings presented in the staff report, the departmental reviews, and subject to the following condition(s) of approval:
 1. Is consistent with the desired future character described for the site in the Jackson/Teton County Comprehensive Plan.
 2. Achieves the standards and objective of the Natural Resource Overlay (NRO) and Scenic Resources Overlay (SRO), if applicable.
 3. Does not have significant impact on public facilities and services, including transportation, potable water and wastewater facilities, parks, schools, police, fire and EMS facilities.
 4. Complies with the Town of Jackson Design Guidelines, if applicable.
 5. Complies with all relevant standards of these LDRs and other Town Ordinances.
 6. Is in substantial conformance with all standards or conditions of any prior applicable permits or approvals.

Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

A motion was made by Jim Rooks and seconded by Jonathan Schechter to approve:

- Item B: a Conditional Use Permit (P22-007) (Developed Recreation) for the expansion of the Teton County Parks & Recreation Center for the properties located at 155 E. Gill Ave and the parcel to the west based upon the findings presented in the staff report, the departmental reviews, and subject to the following condition(s) of approval:
 1. Is compatible with the desired future character of the area.
 2. Minimizes adverse visual impacts.
 3. Minimizes adverse environmental impacts.
 4. Minimizes adverse impacts from nuisances.
 5. Minimizes adverse impacts on public facilities.
 6. Complies with all other relevant standards of these LDRs and all other Town Ordinances; and
 7. Is in substantial conformance with all standards or conditions of any prior applicable permits or approvals.

Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

A motion was made by Jim Rooks and seconded by Jonathan Schechter to approve:

- Item C: an Administrative Adjustment (P22-008) to reduce the parking requirement from 360 spaces to 173 spaces at the Teton County Parks & Recreation Center for the properties located at 155 E. Gill Ave and the parcel to the west based upon the findings presented in the staff report, the departmental reviews, and subject to the following condition(s) of approval:
 1. Complies with the applicability standards of this Section;
 2. Either:
 - a. Compensates for some unusual constraint of the site or proposal that is not shared by landowners generally, or
 - b. Better protects natural, scenic, or historic resources, or
 - c. Better supports the purpose of the zone;
 3. Is consistent with the purpose of the zone and the desired future character for the area described in the Comprehensive Plan;
 4. Will not pose a danger to the public health or safety; and
 5. The site is not subject to a series of incremental administrative adjustments that circumvent the purpose of this Section.

Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Council recessed from 8:25pm until 8:33pm.

Speed Limit Study. Michelle Weber made staff comment. Council held discussion with staff. Katherine Dawson made public comment. A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to direct staff to undertake a Mobility Overlay study and incorporate a Town-wide speed limit assessment into said study and present the next steps in this process to Council at a future meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinances. A motion was made by Jonathan Schechter and seconded by Jim Rooks to read ordinances in short title. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinance D:

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1267, 1049, AND 1191 AND SECTION 2 OF THE TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND SECTION 8.10.5.C OF THE LAND DEVELOPMENT REGULATIONS OF THE TOWN OF JACKSON REGARDING APPOINTMENT OF DESIGN REVIEW COMMITTEE MEMBERS.

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 Jim Rooks to approve Ordinance D on third reading and designate it No. 1312. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinance C: An Ordinance Amending the Definition of Family

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1074 (PART), 1164, 1166, 1170, 1196 THROUGH 1199, 1210 THROUGH 1222, 1227, 1270, AND 1278; SECTION 2 OF TOWN OF JACKSON ORDINANCE NOS. 1166, 1170, AND 1197; SECTION 3 OF TOWN OF JACKSON ORDINANCE NO. 1166; AND SECTIONS 1.9.2.B, 1.9.3.B THROUGH D, 2.2.2.A, 2.2.2.C & D, 2.2.3.A, 2.2.4.A, 2.2.4.C & D, 2.2.5.A, 2.2.5.C & D, 2.2.6.A, 2.2.6.C THROUGH E, 2.2.7.A THROUGH E, 2.2.8.A THROUGH E, 2.2.9.A THROUGH E, 2.2.10.C & D, 2.2.11.C & D, 2.2.12.C & D, 2.2.13.C & D, 2.2.14.A, 2.2.14.C & D, 2.2.15.A, 2.2.15.C & D, 2.2.16.D, 2.2.17.D, 2.3.10.C & D, 2.3.13.D, 3.3.1.B THROUGH D, 4.2.2.D, 5.4.1.C, 5.5.2.A, 5.5.3.B, 5.9.6.C, 6.1.1.F, 6.1.4.A THROUGH G, 6.1.11.B & C, 6.6.11.F & G, 6.2.1.A, 6.2.5.A & B, 6.3.2.A THROUGH C, 6.3.3.A, 6.3.4.A, 6.3.4.C, 6.4.2.A, 7.5.3.C & D, 7.6.2.A, 7.8.4.B, 8.2.2.B, 9.4.6.A & E, 9.5.A, 9.5.D, 9.5.F, 9.5.H, 9.5.K, AND 9.5.T OF THE LAND DEVELOPMENT REGULATIONS OF THE TOWN OF JACKSON REGARDING THE DEFINITION OF FAMILY AND HOUSEHOLDS.

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 C on second reading. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinance F: An Ordinance Updating Council Salaries

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1252, 787, 717, 326, AND 226 AND SECTIONS 1-3 OF TOWN OF JACKSON ORDINANCE NO. 1 AND SECTION 2.08.010 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING COMPENSATION FOR MAYOR AND COUNCIL; 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 Jim Rooks to continue the first reading of Ordinance F to the next regular meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinance G: An Ordinance Amending the Minimum Lot Size of the Rural (R) District.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1198; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND SECTION 3.3.1 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS TO AMEND THE MINIMUM LOT SIZE OF THE RURAL (R) DISTRICT.

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 Jim Rooks and seconded by Jonathan Schechter to approve Ordinance G on first reading. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Ordinance H: An Ordinance Limiting the Height of Attached Dwellings

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1216 AND 1217; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND SECTIONS 2.2.8 AND 2.2.9 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING MAXIMUM ALLOWED HEIGHT AND STORIES OF DETACHED HOMES AND DUPLEX BUILDINGS IN THE NEIGHBORHOOD MEDIUM DENSITY – 2 (NM-2) DISTRICT AND NEIGHBORHOOD HIGH DENSITY (NH-1) DISTRICT.

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

David Vandenburg, Ruth Ann Petroff, and Mark Barron made public comment. Council held discussion with staff. Paul Anthony made staff comment. A motion was made by Jim Rooks and seconded by Jonathan Schechter continue the first reading of Ordinance H until the next regular meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Matters from Mayor and Council. Jim Rooks requested that a staff report be placed on an agenda regarding the provisions of 440 W. Kelly Ave. Larry Pardee and Lea Colasuonno made staff comment.

Town Manager’s Report. Larry Pardee made staff comment. Council held discussion with staff. A motion was made by Jonathan Schechter and seconded by Jim Rooks to accept the Town Manager’s Report into the record. The Town Manager’s Report contained an update on town owned rental increases for HUD rates and the mid-year Council retreat. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Adjourn. A motion was made by Jonathan Schechter and seconded by Jim Rooks to adjourn the meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried. The meeting adjourned at 9:52 p.m. Minutes: rt

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk