TOWN COUNCIL PROCEEDINGS

AUGUST 1, 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: 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, Paul Anthony, Tyler Valentine, Carl Pelletier, Johnny Ziem, Susan Scarlata, Russ Ruschill , Kelly Thompson, Lynsey Lenamond, and Riley Taylor.

Mayor Morton Levinson recited the Pledge of Allegience and introduced new employees Jason Pitts, Samantha Pitts, and Ford Conger.

Public Comment. Blair Maus and Rebecca Bextel made public comment.

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

A. **Meeting Minutes.** To approve the meeting minutes as presented for the July 18, 2022 Workshop and Regular Town Council Meeting.

B. **Disbursements.** To approve the disbursements as presented. 120WATER $14,080.00; ACE EQUIPMENT & SUPPLY $4,919.09; ACE HARDWARE $656.26; ALLEGIANCE BENEFIT PLAN MANAGE, INC. $20,394.32; AMAZON -$1,117.25; AT&T $1,362.44; BRIGGS, ERIC L $1,205.00; BRIGHTLY $6,802.00; BUCHKI STRUCTURAL ENGINEERING LLC $2,990.00; CARPETS PLUS COLORTILE $7,200.00; CARQUEST AUTO PARTS INC. $787.37; CENTURYLINK $2,119.05; CERTIFIED LABORATORIES $1,602.00; COBAN TECHNOLOGIES, INC $23,170.00; CONRAD & BISCHOFF INC. $41,036.95; CONVERGEONE, INC $92,795.25; CORE & MAIN LP $31,058.00; CUMMINS ROCKY MOUNTAIN LLC $1,440.00; DELCON INC $258.75; DELL $34,464.10; DICK ANDERSON CONSTRUCTION $34,504.00; DISCOUNT CELL, INC. $1,357.80; DIVISION OF CHILD SUPPORT ENFORCEMENT $1,018.46; DLT SOLUTIONS, INC. $7,964.72; E.R. OFFICE EXPRESS $113.93; ENERGY LABORATORIES INC. $1,739.00; ENTERSECT $1,000.00; EVANS CONSTRUCTION INC $9,961.44; FINLEY, MILES $500.00; FIRE SERVICES OF IDAHO $125.00; FLEETPRIDE $6,198.57; GE SOFTWARE $80.00; GILLIG LLC $5,308.28; GWALTNEY, WOODROW $155.00; HACH CHEMICAL CO. $40.87; HD FOWLER COMPANY $157.20; HIGH COUNTRY LINEN $139.51; HORSLEY, TODD $1,734.36; IDAHO FALLS PETERBILT $657.82; INTERSTATE BATTERY $991.60; JACKSON CURBSIDE INC. $1,405.00; JACKSON HOLE NEWS & GUIDE $2,612.26; JACKSON LUMBER INC $343.80; JACKSON PAINT AND GLASS, INC. $1,717.94; JH20 WATER CONDITIONING & FILTRATION $69.00; KILMER'S BG DISTRIBUTING $1,884.00; LOCAL GOV'T LIABILITY POOL $1,000.00; LONG BUILDING TECHNOLOGIES INC. $313.88; METROQUIP INC $1,469.58; MSC INDUSTRIAL SUPPLY CO $722.17; NAPA AUTO PARTS INC. $786.32; NELSON ENGINEERING $2,720.00; PEAK WATER SERVICES, LLC $16,570.87; PREMIER TRUCK- SALT LAKE CITY $621.85; PREMIER VEHICLE INSTALLATION, INC $5,452.35; PROTERRA $6,997.38; QA BALANCE SERVICS INC. $220.00; RAFTELIS $1,425.00; RELENTLESS LLC - DESERT SNOW $649.00; RON'S TOWING $600.00; RT1 INC $17.02; SAFELITE FULFILLMENT INC $525.24; SILVERSTAR $3,565.91; SNAKE RIVER ROASTING $54.45; SPRING CREEK ANIMAL HOSPITAL $1,954.21; TETON COUNTY PUBLIC WORKS $22,945.74; TETON MOTORS INC $493.66; TETON RENTAL CENTER $28.00; THE AFTERMARKET PARTS COMPANY, LLC $1,960.72; THE LODGE @ JACKSON HOLE $366.00; TIMBERLINE CONCRETE $448.50; TMSC LLC $172.50; UPPER CASE PRINTING INK $171.18; VALLEY OFFICE SYSTEMS $549.17; VERIZON WIRELESS $6,416.23; VISA $28,109.89; WAMCO LAB, INC. $180.00; WATKINS, MARK $76.05; WESTERN STATE $728.42; WESTWOOD CURTIS $216,346.68; WY CHILD SUPPORT ENFORCEMENT $293.52; WYDOT $10.00; WYOMING DEPARTMENT OF ENVIRONMENTAL QUAL $1,039.09; WYOMING DEPARTMENT OF HEALTH $240.00; WYOMING GARAGE DOOR, LLC $7,752.30; WYOMING LAW ENFORCEMENT ACADEMY $62.00; Y2 CONSULTANTS, LLC $1,686.25

C. **P22-151 Rally for Clean Water Temporary Sign.** To approve temporary banner application (P22-151) for Rally for Clean Water, including the three conditions of approval recommended by the Planning Director in the staff report dated August 1, 2022.

D. **P22-153 Crossroads Temporary Sign.** To approve temporary banner application (P22-153) for Crossroads, including the three conditions of approval recommended by the Planning Director in the staff report dated August 1, 2022.

E. **P22-157 Art Fair Jackson Hole Temporary Sign.** To approve temporary banner application (P22-157) for Art Fair Jackson Hole – August, including the three conditions of approval recommended by the Planning Director in the staff report dated August 1, 2022.

F. **P22-170 PCJH Rummage Sale Temporary Sign.** To approve temporary banner application (P22-170) for PCJH Annual Rummage Sale, including the three conditions of approval recommended by the Planning Director in the staff report dated August 1, 2022.

G. **Special Event: Torah Parade.** To approve the application from Chabad Lubavitch of Wyoming to host the Torah Processional on Thursday, August 4, 2022, subject to the conditions and restrictions listed in the staff report.

H. **P22-125 175 E Broadway Shoring Easement.** To approve the Encroachment Agreement between the Town of Jackson and the Jackson Hole Historical Society and Museum to allow the soil nails of a temporary shoring wall to encroach into the Town's public right-of-way for E Broadway Ave., 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 Agreements.

I. **Special Restriction at 850 W Snow King Avenue.** To approve the Amendment and Restatement Special Restrictions for Affordable Ownership Housing Located at 850 W. Snow King Avenue Jackson, Wyoming as presented by staff.

J. **Professional Consulting Services – McLaurin.** To authorize the Mayor to execute a Professional Consulting Services Agreement with Bob McLaurin as presented.

K. **Grant Applications: Water and Wastewater Capital Projects.** To direct staff to complete and submit the ARPA grant applications for the recommended projects, and authorize the Mayor to sign the associated Resolution, Certification, and any other documents required for the applications.

There was no public comment. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

BUILD Grant Subrecipient Agreement. Larry Pardee made staff comment. Council held discussion with staff. Anna Olson made public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve the BUILD transportation grant subrecipient agreement between the Town of Jackson and Teton County, Wyoming as presented. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Council recessed at 6:40pm and reconvened at 6:47pm.

A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to direct staff to:
1) Work with all project partners to develop a detailed project scope of work reflecting the intent of the BUILD Grant application while minimizing project costs and avoiding material changes to the project; and
2) Update Town Council on any significant cost or scope changes in a timely manner.

The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Core Services Vehicle Maintenance Facility GMP Contract. Johnny Ziem and Kelly Thompson made staff comment. Council held discussion with staff. There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to 1) Approve the Core Services Vehicle Maintenance Facility Contract with Dick Anderson Construction in the amount of $29,962,000 and authorize the Mayor to execute all necessary contract agreements; 2) Approve the overall project budget for the Core Services Vehicle Maintenance Facility in the amount of $32,406,630, including additional appropriations as indicated in this staff report, with a shift of $700,000 from employee housing to sewer and water utility loans. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers and the motion carried unanimously.

P22-066 Request for a Subdivision Plat at 445 E. Kelly Avenue. Tyler Valentine made staff comment. Council held discussion with staff. There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to continue item P22-066 to the regularly scheduled

Town Council meeting on September 6, 2022. Mayor Morton Levinson called for the vote. The vote showed all in favor and the motion carried unanimously.

Resolutions. Riley Taylor made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Resolution 22-17, a Resolution accepting and approving the FAA Grant Agreement to Rehabilitate Taxiway A and Construct Deicing Pad Access Taxiway (Phase I – Design) at the Jackson Hole Airport, thereby approving the accepting FAA Grant No. 3-56-0014-071-2022. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

RESOLUTION 22-17

A RESOLUTION PROVIDING APPROVAL FOR A GRANT FOR
REHABILITATE TAXIWAY A and CONSTRUCT DEICING PAD ACCESS TAXIWAY (PHASE 1-DESIGN)
AIP GRANT NO. 3-56-0014-071-2022

WHEREAS, the Jackson Hole Airport Board (the "Board") was organized as an airport board on January 17, 1968 pursuant to Wyoming Statute §10-5-202; is deemed a joint power board pursuant to Wyoming Statute §16-1-105; and is the owner and operator of a public use airport known as the Jackson Hole Airport ("Airport"); and

WHEREAS, as such the Board is authorized to receive grants from the Federal Aviation Administration ("FAA") for planning and/or improvements to the Airport; and

WHEREAS, the Board has received a grant offer from FAA to "Rehabilitate Taxiway A and Construct Deicing Pad Access Taxiway (Phase I - Design)" at the Airport in the maximum amount of $839,052, and the Board desires to accept such grant; and

WHEREAS, the FAA requires a resolution of approval from the Town of Jackson, as co-sponsor, in order for the Airport to receive such a grant.

NOW, THEREFORE, be it resolved by the Town Council of the Town of Jackson, Wyoming that it hereby provides approval for the Board to accept FAA AIP Grant Number 3-56-0014-071-2022 in the maximum amount of $839,052 for the purpose of "Rehabilitate Taxiway A and Construct Deicing Pad Access Taxiway (Phase I)," as more fully described in the Project Application.

This Resolution shall become effective upon adoption.

PASSED, APPROVED, AND ADOPTED this 1st day of August 2022

Oridnances. A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to read the ordinances in short title. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Ordinance N: An Ordinance Amending the Official Zoning District Map to Change the Zoning Designation of 460 East Broadway Avenue

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1074 (PART), 1077, 1078, 1082, 1088, 1099, 1117, 1120, 1131, 1133, 1135, 1156, 1168, 1178, 1184, 1197, 1207, 1239, 1240, 1241, 1244, AND 1251; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND AMENDING THE TOWN OF JACKSON OFFICIAL ZONING DISTRICT MAP TO CHANGE THE CURRENT ZONING DESIGNATION OF 1.67 ACRES OF LAND ADDRESSED AS 460 EAST BROADWAY AVENUE AND CURRENTLY ZONED NEIGHBORHOOD MEDIUM DENSITY-2 TO PUBLIC/SEMI-PUBLIC (P22-053); 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 Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance N on second reading. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Matters from Mayor and Council.

PC/BOA Reappointments. Mayor Morton Levinson spoke in favor of reappointing current board members. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to consent to the reappoint of Anne Schuler and Abigail Petri to the Planning Commission/Board of Adjustment for three-year terms, expiring July 31, 2025. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Mayor Morton Levinson appointed Anne Schuler and Abigail Petri to the Planning Commission/Board of Adjustment for three-year terms, expiring July 31, 2025.

BOE Reappointments. Mayor Morton Levinson spoke in favor of reappointing current board members. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to consent to the reappointment of Kasey Mateosky, Katie Wilson, and Tyson Slater to the Board of Examiners for two-year terms, all of which shall expire July 30, 2024. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Mayor Morton Levinson appointed Kasey Mateosky, Katie Wilson, and Tyson Slater to the Board of Examiners for two-year terms, all of which shall expire July 30, 2024.

Town Manager's Report. Larry Pardee made staff comment. Council held discussion with staff. The report contained an update on an additional cost of living increase for staff and the summer part-time assistance program. A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to approve the Town Manager's report. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent and the motion carried unanimously.

Recess to Executive Session. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to recess 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 Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers and the motion carried unanimously.

A motion was Arne Jorgensen and seconded by Jonathan Schechter made by to direct the Town Attorney to engage in settlement negotiations with the representatives of Nicholas Rians. Mayor Morton Levinson called for the vote. The vote showed all in favor and the motion carried unanimously.

Adjourn. A motion was made by Joonathan Schechter and seconded by Arne Jorgensen to adjourn the meeting. Mayor Morton Levinson called for the vote. The vote showed all in favor and the motion carried unanimously. The meeting adjourned at 8:06 p.m. Minutes: rt

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk

Publish JH News & Guide: August 10, 2022