

TOWN COUNCIL PROCEEDINGS

SEPTEMBER 6, 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: Vice Mayor Arne Jorgensen, Jim Rooks, and Jessica Sell Chambers. Mayor Hailey Morton Levinson and Jonathan Schechter were absent.

STAFF: Roxanne Robinson, Lea Colasuonno, Tyler Sinclair, Paul Anthony, Tyler Valentine, Katelyn Page, Floren Poliseo, Carl Pelletier, Johnny Ziem, Kelly Thompson, Lynsey Lenamond, and Riley Taylor.

Vice Mayor Arne Jorgensen led the Pledge of Allegiance and read a proclamation recognizing September as Hunger Action Month.

Public Comment. There was no public comment.

Consent Calendar. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to approve the consent calendar including items A-O as presented with the following motions.

- A. **Meeting Minutes.** To approve the meeting minutes as presented for the August 15, 2022 Special Town Council Meeting and Regular Town Council Meeting.
- B. **Disbursements.** To approve disbursements as presented. 842-NCPERS GROUP WYOMING \$96.00; ACE HARDWARE \$626.71; ADVANCED LINING LLC \$16,475.00; AFLAC \$2,484.37; AIRGAS INTERMOUNTAIN INC. \$145.31; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$151,200.16; ALPHAGRAPHICS \$832.94; AMAZON \$479.65; ARCHITECTURAL BUILDING SUPPLY \$50.00; AT&T \$251.88; BAKER TILLY US, LLP \$35,675.00; BESTDRIVE IDAHO FALLS \$9,184.00; BIG R RANCH & HOME \$89.99; BISON LUMBER \$77.24; BLUE SPRUCE CLEANERS, INC \$25.90; BREAKFAST ROTARY OF JH \$175.00; BRIGGS, ERIC L \$1,147.15; BRISTOL, JAMES \$520.00; BULLOCK CAPITAL PARTNERS, LLC \$4,582.05; CARQUEST AUTO PARTS INC. \$475.83; CENTURYLINK \$2,433.66; CHARLIE'S PLUMBING OF JH \$1,834.00; CONRAD & BISCHOFF INC. \$70,942.27; CONTROL SYSTEM TECHNOLOGY, INC. \$2,400.00; CONVERGEONE, INC \$50,161.70; CORE & MAIN LP \$297.68; CULTIVATE \$1,625.00; CV-I LLC \$250.00; DEAN'S PEST CONTROL LLC \$250.00; DELL \$5,454.00; DELTA DENTAL PLAN OF WYOMING \$15,945.03; DIVISION OF CHILD SUPPORT ENFORCEMENT \$1,018.46; DYNAMIC DEVELOPMENT LLC \$1,500.00; E.R. OFFICE EXPRESS \$726.66; EMPLOYERS COUNCIL SERVICES \$7,200.00; ENERGY LABORATORIES INC. \$2,072.00; EVANS CONSTRUCTION INC \$154,663.84; FERRIS, MARK \$9,500.00; FIRE SERVICES OF IDAHO \$282.50; FIRST REPUBLIC BANK \$2,000.00; FLAT CREEK WID \$12,000.00; FLEETPRIDE \$1,402.00; FRIENDS OF PATHWAYS \$33,700.00; GAVIN, JAMES \$740.00; GILLIG LLC \$499.65; HD FOWLER COMPANY \$35,580.15; HEALTHIEST YOU \$2,700.00; HIGH COUNTRY LINEN \$1,540.94; HR 28 LLC \$400.00; ICMA MEMBERSHIP \$1,400.00; IDAHO FALLS PETERBILT \$800.03; IDAHO STATE TAX COMMISSION \$4,051.00; INTERSTATE BATTERY \$531.85; IVY OUTDOOR SERVICES LLC \$16,484.25; JACKSON DOWNTOWNER, LLC \$133,365.86; JACKSON HOLE COMMUNITY HOUSING \$6,126.00; JACKSON HOLE LAW, PC \$3,010.00; JACKSON HOLE NEWS & GUIDE \$5,625.60; JACKSON HOLE SECURITY, LLC \$1,000.00; JACKSON LUMBER INC \$126.90; JACKSON PAINT AND GLASS, INC. \$750.00; JAMF SOFTWARE, LLC \$2,858.00; JH20 WATER CONDITIONING & FILTRATION \$57.50; JORGENSEN ASSOCIATES, PC \$7,420.00; KIMLEY HORN \$5,280.00; KL2 CONNECTS, LLC \$9,687.50; KLEE, KAREN \$9,375.00; LAW ENFORCEMENT SEMINARS LLC \$395.00; LEGACY PHILANTHROPY WORKS \$4,900.00; LEPCO \$2,871.00; LOWER VALLEY ENERGY INC \$20,845.36; M. NEILS ENGINEERING, INC \$2,960.00; MACY'S SERVICES \$165.00; MALLORY SAFETY & SUPPLY \$1,930.00; MATUSZEWSKI, ANDY \$1,514.18; MCMASTER-CARR \$82.39; METROQUIP INC \$350.84; MOUNTAIN STATES LIGHTING \$300.00; MSC INDUSTRIAL SUPPLY CO \$138.83; NAPA AUTO PARTS INC. \$1,495.88; NELSON ENGINEERING \$2,772.50; NTS CONSOLIDATION, LLC \$7,600.50; ON SIGHT LAND SURVEYORS INC. \$450.00; ONE CALL OF WYOMING \$399.00; PEAK WATER SERVICES, LLC \$3,416.30; PITTS, JASON \$1,059.98; PLATT \$172.15; POLISEO, FLOREN \$95.03; PORT53 TECHNOLOGIES, INC \$4,861.35; PREMIER TRUCK- SALT LAKE CITY \$4,817.47; PREMIER VEHICLE INSTALLATION, INC \$3,043.74; PROTERRA \$5,230.56; RD RENTALS LLC \$1,200,000.00; ROBINSON, HUA \$170.00; RT1 INC \$264.02; RUSTY PARROT LODGE \$2,000.00; RY WOHNSEN \$1,500.00; SAFARILAND, LLC \$639.56; SAFELITE FULFILLMENT INC \$491.29; SAGEBRUSH INVESTORS, LLC \$156,488.00; SCHOW'S

TRUCK CENTER \$1,440.49; SENIOR CENTER OF JACKSON HOLE \$29,126.25; SIGN IT NOW INC \$179.66; SILLIMAN, JEFF \$23.31; SILVER CREEK SUPPLY \$18.17; SNAKE RIVER ROASTING \$524.49; SOSA'S JANITORIAL SERVICE \$5,760.00; SPRING CREEK ANIMAL HOSPITAL \$559.66; ST JOHN'S HOSPITAL \$455.00; STANDARD INSURANCE COMPANY \$17,834.70; STEP BACK LEADERSHIP CONSULTING LLC \$36,000.00; STEPHENS, SHAWN \$93.99; STONE, KIRK \$5,600.00; STOTZ EQUIPMENT \$186.83; SUNRISE ENVIRONMENTAL \$783.77; SWAGIT PRODUCTIONS, LLC \$1,775.00; TETON COUNTY CLERK \$47,623.02; TETON COUNTY INTEGRATED SOLID WASTE/RECY \$19,681.99; TETON COUNTY PLANNING & BUILDING \$7,185.00; TETON LITERACY CENTER \$13,400.00; TETON MOTORS INC -\$772.67; THE CHILDREN'S LEARNING CENTER \$29,252.75; TREFREN, TRACEY \$17.53; TRIPLE L LUMBER COMPANY \$12,055.68; VALLEY OFFICE SYSTEMS \$52.53; VALLEY WEST ENGINEERING, PC \$13,718.75; VASIN, PAVEL \$180.64; VERIZON WIRELESS \$6,830.76; VISA \$27,209.75; VISION SERVICE PLAN - (WY) \$3,327.84; WAMCO LAB, INC. \$650.00; WEST COAST CODE CONSULTANTS \$255.00; WESTBANK SANITATION \$1,871.72; WESTERN STATE \$2,711.18; WESTWOOD CURTIS \$313,351.51; WHITE GLOVE CLEANING, INC. \$3,126.34; WILMA D SORSBY TRUST \$6,967.74; WY CHILD SUPPORT ENFORCEMENT \$293.52; WY WORKERS' SAFETY & COMP \$17,550.02; WYOMING DEPARTMENT OF ENVIRONMENTAL QUAL \$1,000.00; WYOMING FIRST AID & SAFETY \$139.39; WYOMING GARAGE DOOR, LLC \$3,919.00; WYOMING LAW ENFORCEMENT ACADEMY \$675.00; WYOMING RETIREMENT SYSTEM \$137,484.46; XYLEM CCI \$62.00; YELLOW IRON EXCAVATION, LLC \$800.00

- C. **P22-186 Art Association of JH September Arts on the Green Temporary Sign.** To approve temporary banner application (P22-186) for Art Association of JH, including the three conditions of approval recommended by the Planning Director in the staff report dated September 6, 2022.
- D. **P22-187 JH Classical Academy Temporary Sign.** To approve temporary banner application (P22-187) for Jackson Hole Classical Academy Open House, including the three conditions of approval recommended by the Planning Director in this staff report dated September 6, 2022.
- E. **P22-203 Old Bill's Fun Run Temporary Sign.** To approve temporary banner application (P22-203) for Jackson Hole Historical Society and Museum, including the three conditions of approval recommended by the Planning Director in this staff report dated September 6, 2022.
- F. **Special Event: Gallery Wild Fall Arts Sculpture/Parklet.** To approve the special event application made by Gallery Wild for their "Fall Arts Festival Parklet" for outdoor artist demonstrations from September 7, 2022 through September 20, 2022 between the hours of 10:00 A.M. and 8:00 P.M subject to the conditions and restrictions listed in the staff report.
- G. **Special Event: Fall Arts Festival.** To approve the application made by the Jackson Hole Chamber of Commerce to host the Fall Arts Festival from Wednesday, September 7 - Sunday, September 18, 2022, subject to the conditions listed in the staff report.
- H. **Special Event: JH Marathon.** To approve the special event application made by the Jackson Hole Chamber of Commerce and the Jackson Hole Racing Company for the Jackson Hole Marathon on Saturday, September 24, 2022 subject to the conditions and restrictions listed in the staff report.
- I. **Special Event: JH Fire/EMS 9/11 Ceremony.** To approve the special event application made by the Jackson Hole Fire / EMS Department to host the September 11th Memorial in the Town Square and the 9/11 Hill Climb at Snow King, subject to the conditions and restrictions listed in the staff report.
- J. **Special Event: Ben Jen LLC Independent Movie Filming.** To approve the special event application made by Ben Jen LLC to film portions of an independent movie one day between the dates of September 7 and September 19, 2022, subject to the conditions and restrictions listed in the staff report.
- K. **Special Event: Carving the Future.** To approve the special event application made by Carving the Future to host their annual fundraising skate jam in the Miller Park parking lot on September 16, 2022, subject to the conditions and restrictions listed in the staff report.
- L. **New Motor Grader Procurement.** To approve the purchase of a New Motor Grader from Western States in Pocatello, Idaho, in the amount of \$309,098.26.

- M. **New Snowplow Blade Procurement.** To approve the procurement of a new snowplow blade for the Streets Division in the Public Works Department in the amount of \$21,000 and further approve amending the FY23 Central Equipment Budget to allow for this purchase.
- N. **Bid #22-03 Award for New Police Department Vehicles.** To accept Bid # 23-02 for the procurement of four new hybrid Police Department vehicles and award the contract to Ken Garff Ford of Cheyenne, Wyoming, in the amount of \$ 181,176.00.
- O. **910 Smith Lane First Amendment to Buy/Sell.** To approve the First Amendment to Agreement for Purchase and Sale of Real Property between the Town and RD RENTALS LLC and to authorize the Mayor to execute the document subject to minor changes by staff.

There was no public comment. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Appointment of Special Municipal Officers. Council held discussion. Lea Colasuonno made staff comment. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to appoint the following individuals as Special Municipal Officers: Jerad Weston – Community Service Officer, Andrea Reynolds – Community Service Officer, Keeley Buhler – Community Service Officer. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Application for New Satellite Winery Liquor License – Jackson Hole Winery LLC. Lynsey Lenamond made staff comment. Having considered Wyoming Statute 12-4-104(b) statutory factors for this application, a motion was made by Jim Rooks and seconded by Jessica Sell Chambers to approve the application for a Satellite Winery liquor license for Jackson Hole Winery LLC, subject to the following conditions, and further direct the Town Clerk to issue the license upon confirmation that the conditions of approval have been met within the timeframe set forth in Wyoming Statute 12-4-103(a)(iv): 1) The Town Clerk shall not issue the license until all required Town licenses and permits have been obtained 2) Any additional minor corrections deemed necessary by staff and the Wyoming Liquor Division. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Chamber of Commerce MOU Home Ranch Visitor Center. Tyler Sinclair made staff comment. Rick Howe with the Chamber of Commerce made public comment. A motion was made by Jim Rooks and seconded by Jessica Sell Chambers to direct the Town Attorney to revise the MOU Between the Town of Jackson and Jackson Hole Chamber of Commerce, as presented; and as directed at this meeting as follows:

- 1) Extend the term of the MOU for (3) three years
- 2) Include two (2) desks for staff and two (2) additional brochure racks (with ongoing effort to minimize use of traditional brochures)
- 3) First floor, at-grade use of the building

Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

P22-066 Request for Subdivision Plat 445 E. Kelly Avenue and Northern Parcel. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to continue item P22-066 to the regularly scheduled Town Council meeting on October 3, 2022. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

P22-144 Development Plan for 80 E. Karns Avenue. Katelyn Page made staff comment. Steve Dynia made public comment on behalf of the applicant. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to approve Development Plan P22-144 for a new 3-story, residential building at the property located at 80 E. Karns Avenue based upon the finding and conditions presented in the staff report, the department reviews, and subject to this staff report dated September 6, 2022. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Resolutions. Riley Taylor made staff comment. Michelle Anderson with the Jackson Hole Airport made public comment. A motion was made by Jim Rooks and seconded by Jessica Sell Chambers to adopt Resolution #22-20 allowing the Jackson Hole Airport Board to accept FAA Grant 3-56-0014-072-2022

for the purpose of terminal building expansion. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

RESOLUTION 22-20

A RESOLUTION PROVIDING APPROVAL FOR A GRANT FOR
EXPAND TERMINAL BUILDING
AIP GRANT NO. 3-56-0014-072-2022

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 “Expand Terminal Building” at the Airport in the maximum amount of \$8,000,000, 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 3-56-0014-072-2022 in the maximum amount of \$8,000,000 for the purpose of “Expand Terminal Building,” as more fully described in the Project Application.

This Resolution shall become effective upon adoption.

PASSED, APPROVED, AND ADOPTED this 6th day of September 2022

A motion was made by Vice Mayor Jorgensen and seconded by Jim Rooks to direct the Town Manager or their designee to draft a brief Scoping Staff Report about the capital project review process for the Jackson Hole Airport to be added to an agenda within 45 days. Vice Mayor Jorgensen called for the vote. The vote showed 2-1 with Jorgensen and Rooks in favor, Sell Chambers opposed, and Morton Levinson and Schechter absent. The motion carried.

Ordinances. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to read the ordinances in short title. Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Ordinance M

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1097, 1124, 1128, 1136, 1155, 1197, AND 1278; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND SECTIONS 1.9.6, 5.3.1, 5.6.1, AND 9.5 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING EXTERIOR LIGHTING IN THE TOWN OF JACKSON.

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 Jim Rooks and seconded by Jessica Sell Chambers to continue the item to the next availability meeting. Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Ordinance O

AN ORDINANCE GRANTING YELLOW IRON EXCAVATING, LLC DBA YELLOW IRON WASTE REMOVAL, A FRANCHISE FOR THE COLLECTION AND DISPOSITION OF GARBAGE, ASHES, REFUSE, RECYCLABLE REFUSE AND COMPOSTABLE MATERIALS FOR THE PURPOSE OF REDUCING IMPACTS ON WASTE

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 Jim Rooks and seconded by Jessica Sell Chambers to approve Ordinance O on first reading. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Ordinance P

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 146, 727 AND 802; SECTION 2 OF TOWN OF JACKSON ORDINANCE NOS. 920, 789 AND 293; SECTIONS 3-6 OF TOWN OF JACKSON ORDINANCE NO. 789, AND SECTIONS 7.02.010 AND 7.08.070 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON, AND ADDING 7.08.080 TO THE MUNICIPAL CODE OF THE TOWN OF JACKSON, REGARDING FEEDING AND ATTRACTING WILDLIFE; 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. Council asked questions of staff. Tanya Anderson made staff comment. A motion was made by Jim Rooks and seconded by Jessica Sell Chambers to approve Ordinance P on first reading. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Ordinance Q

AN ORDINANCE ADDING SECTIONS 8.12.105 AND 8.12.108 TO THE MUNICIPAL CODE OF THE TOWN OF JACKSON RELATING TO BEAR RESISTANT CONTAINERS AND PROVIDING FOR AN EFFECTIVE DATE.

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

Kevin Cochary made public comment. Council held discussion. Tanya Anderson made staff comment. A motion was made by Jim Rooks and seconded by Arne Jorgensen to approve Ordinance Q on first reading. Vice Mayor Jorgensen called for the vote. The vote showed 2-1 with Rooks and Jorgensen in favor, Sell Chambers opposed, and Morton Levinson and Schechter absent. The motion carried.

Matters from Mayor and Council. Jim Rooks discussed back-to-school events and TCSD updates. A motion was made by Jim Rooks and seconded by Jessica Sell Chambers to authorize travel expenses for Jessica Sell Chambers to attend the Climate Solutions Summit. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Town Manager’s Report. Council held discussion with staff. The report contained an update on Upcoming Council Retreats. A motion was made by Jessica Sell Chambers and seconded by Jim Rooks to approve the Town Manager’s report. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried.

Adjourn. A motion was made by Jim Rooks and seconded by Jessica Sell Chambers to adjourn the meeting. Vice Mayor Jorgensen called for the vote. The vote showed 3-0 in favor with Morton Levinson and Schechter absent. The motion carried. The meeting adjourned at 8:28 p.m. Minutes: rt

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk