

TOWN COUNCIL PROCEEDINGS

SEPTEMBER 19, 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 Morton Levinson, Arne Jorgensen, Jim Rooks, Jonathan Schechter, and Jessica Sell Chambers.

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.

Public Comment. Julian Haas 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-J as presented with the following motions.

A. **Meeting Minutes.** To approve the meeting minutes as presented for the September 6, 2022 Regular Town Council Meeting.

B. **Disbursements.** To approve disbursements as presented. 360 INVESTMENTS, LLC \$6,750.00; ACE EQUIPMENT & SUPPLY \$884.23; ACE HARDWARE \$844.16; ADVANCED PUMP & EQUIPMENT, INC \$234.89; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$78,746.82; ALPHAGRAPHS \$712.54; ARISTORENAS, MARIA \$450.00; BADILLO, MARCELA \$450.00; BAKER, DAVID \$41.40; BERGMAN, PIERRE \$450.00; BESTDRIVE IDAHO FALLS \$607.26; BLUE SPRUCE CLEANERS, INC \$288.03; BRISTOL, JAMES \$860.00; BURKHOLDER, SHAWN \$1,850.00; CARQUEST AUTO PARTS INC. \$708.01; CASELLE INC. \$1,867.00; CENTURYLINK \$438.05; CMI - TECO \$1,156.23; CONRAD & BISCHOFF INC. \$39,014.50; CONTROL SYSTEM TECHNOLOGY, INC. \$1,417.50; CONVERGEONE, INC \$1,360.00; COPYWORKS, LLC \$225.00; CORE & MAIN LP \$3,067.09; DAY, JEAN \$450.00; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; DIVISION OF VICTIM SERVICES \$350.00; E.R. OFFICE EXPRESS \$93.34; ENDEAVOR BUSINESS MEDIA, LLC \$150.00; ENERGY LABORATORIES INC. \$1,008.00; ESRI, INC \$5,350.00; ETNA TRADE PARK LLC \$3,230.00; EVIDENT \$1,136.10; FIRE SERVICES OF IDAHO \$125.00; FIRST REPUBLIC BANK \$10,000.00; FLEETPRIDE \$717.34; FLOYD'S TRUCK CENTER \$601.11; FREEDOM MAILING SERVICE INC. \$1,823.90; FRITTS, JASON \$450.00; GE SOFTWARE \$370.00; GEDDES, GLENN \$30.00; GERTA LLC \$2,400.00; GILLIG LLC \$669.48; GRAYSHIFT LLC \$9,995.00; H & R ENTERPRISES, LLC \$1,088.59; HACH CHEMICAL CO. \$57.10; HALLING, GARY \$3,000.00; HARRISON HOSPITALITY \$2,000.00; HD FOWLER COMPANY \$2,307.14; HERNANDEZ, BRANDON \$450.00; HIGH COUNTRY LINEN \$1,643.98; HR 28 LLC \$2,950.00; HUNT CONSTRUCTION INC \$2,232.00; IDAHO FALLS PETERBILT \$2,680.34; IMMIGRANT HOPE \$1,406.25; INTERNATIONAL CODE COUNCIL \$1,117.20; INTERSTATE BATTERY \$115.95; JACKSON CURBSIDE INC. \$2,230.00; JACKSON HOLE COMMUNITY COUNSEL \$43,102.50; JACKSON HOLE HISTORICAL SOCIETY \$38,386.50; JACKSON HOLE NEWS & GUIDE \$2,258.07; JACKSON LUMBER INC \$86.84; JACKSON PAINT AND GLASS, INC. \$2,750.00; JP CONCRETE FINISHING, LLC \$16,751.22; KL2 CONNECTS, LLC \$9,688.00; KOIS BROTHERS EQUIPMENT COMPANY \$230.20; KRUEGER, ERICA JADE \$450.00; LANGUAGE TESTING INTERNATIONAL, INC \$149.00; LONG BUILDING TECHNOLOGIES INC. \$325.00; LOWER VALLEY ENERGY INC \$42,958.57; MACY'S SERVICES \$1,083.75; MASON, TOM \$5.44; METROQUIP INC \$1,180.15; MEXIA, DOMINGO \$400.00; MOBILITY FOREFRONT LLC \$35,000.00; MOTOROLA SOLUTIONS, INC \$307,121.18; NAPA AUTO PARTS INC. \$1,456.17; NELSON ENGINEERING \$5,496.56; NOLAD, STACY \$450.00; PEAK WATER SERVICES, LLC \$9,000.00; POULET, CLAUDE \$70.00; PREMIER TRUCK- SALT LAKE CITY \$3,266.93; QUADIENT FINANCE USA, INC \$1,000.00; RAE, JOSHUA \$15,000.00; RD RENTALS LLC \$1,201,663.28; RINGHOLZ STUDIO \$40.00; ROCKY MOUNTAIN FENCE \$2,510.00; RODAC, LLC \$23,086.70; RODRIGUEZ, ENDY \$917.20; RT1 INC \$75.09; SAFARILAND, LLC \$639.56; SAFELITE FULFILLMENT INC \$525.24; SANCHEZ-MACHUCA, ROSA \$450.00; SHELL EQUIPMENT COMPANY LLC \$112.21; SIGN IT NOW INC \$156.72; SILVER CREEK SUPPLY \$114.15; SILVERSTAR \$2,696.18; SINCLAIR, TYLER \$92.57; SMITH POWER PRODUCTS, INC. \$1,226.79; SMITH PSYCHOLOGICAL SERVICES \$800.00; SNAKE RIVER MEP COMPLETE, INC \$1,575.00; SNOW KING HOTEL \$3,400.00; SPSC POA - SOUTH PARK SERVICES CTR POA \$301.38; ST JOHN'S HOSPITAL \$130.00; STINKY PRINTS, INC \$112.54; STONE, KIRK \$2,800.00; SWAGIT PRODUCTIONS, LLC \$1,775.00; SYMBOLARTS, LLC \$135.00; TETON COUNTY CLERK \$264,782.33; TETON COUNTY FAIR \$60,000.00; TETON COUNTY SHERIFF'S-JAIL \$720.00; TETON COUNTY SPECIAL FIRE FUND \$29,147.16; TETON COUNTY-FUND 10 \$65,315.49; TETON COUNTY-FUND 13 \$19,321.09; TETON COUNTY-FUND 19 \$287.62; TETON LITERACY CENTER \$6,700.00; TETON TRASH REMOVAL, INC. \$49.00; THE CONNOR E FIELD TRUST \$2,575.00; THOMSON WEST \$911.82; TIMBERLINE CONCRETE \$973.50; TRANSIT TALENT LLC \$135.00; TREFONAS LAW, P.C. \$151.34; TRIHYDRO CORPORATION

\$19,044.46; UPPER CASE PRINTING INK \$225.07; VALLEY OFFICE SYSTEMS \$629.66; VERIZON WIRELESS \$7,003.24; WEST COAST CODE CONSULTANTS \$255.00; WEST FORK CONSTRUCTION \$101,895.00; WESTBANK SANITATION \$112.84; WHITE GLOVE CLEANING, INC. \$4,538.22; WILMA D SORSBY TRUST \$3,000.00; WILSON, JOHN \$2,200.00; WOOD ENVIRONMENT & INFRASTRUCTURE \$3,577.00; WY CHILD SUPPORT ENFORCEMENT \$146.76; WYOMING GARAGE DOOR, LLC \$5,193.00; WYOMING LAW ENFORCEMENT ACADEMY \$220.00; WYOMING TITLE & ESCROW \$400.00; WYOMING.COM INC \$5.00; XEROX CORPORATION \$48.45; YELLOW IRON EXCAVATION, LLC \$4,860.00

- C. **P22-201 Teton County Search and Rescue Snow and Avalanche Workshop Temporary Sign.** To approve temporary banner application (P22-201) for Teton Co. Search and Rescue Foundation, including the three conditions of approval recommended by the Planning Director in the staff report dated September 19, 2022.
- D. **P22-225 Jackson Elementary Pumpkin Sale Temporary Sign.** To approve temporary banner application (P22-225) for Jackson Elementary School (PTO), including the three conditions of approval recommended by the Planning Director in the staff report dated September 19, 2022.
- E. **Special Event: Aspire 5k Fun Run.** To approve the special event application made by Aspire, Inc. to host the Aspire 5K Fun Run on the morning of Tuesday, October 18, 2022, subject to the conditions and restrictions listed in the staff report.
- F. **Special Event: Farm to Fork Festival.** To approve the special event application made by Slow Foods in the Tetons for the annual Farm to Fork Festival from Friday, September 30, through Sunday, October 2, 2022 subject to the conditions and restrictions listed in the staff report.
- G. **Core Services Vehicle Maintenance Facility Contract Approval.** To approve the Owner's Representative Professional Services Agreement with Jorgensen Associates, Inc., in the amount of \$1,694,630 and authorize the Mayor to execute all necessary contract documents.
- H. **Stormwater Grant Agreements.** To approve the Cooperative Agreement Between Wyoming Department of Environmental Quality and Town of Jackson for the Stormwater Management Program development, and the Cooperative Agreement Between Wyoming Department of Environmental Quality and Town of Jackson for the Recreation Center Stormwater Treatment Unit, and, upon legal review and subject to minor changes by the Town Attorney, authorize the Mayor to execute all necessary contract documents.
- I. **Kampai Holdings LLC Request for Deck Service.** To approve Kampai LLC's request for alcohol service on an outdoor deck, and an additional dispensing area, as presented in the design layouts, with the following condition: 1. All required Town licenses and permits have been obtained.
- J. **1540 Martin Lane Thaw Well and Irrevocable License Agreement.** To approve the Thaw Well Infrastructure Agreement and the Irrevocable License Agreement, both located at 1540 Martin Lane, and authorize the Mayor to sign all necessary contract documents.

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

August Municipal Court Report. A motion was made by Jim Rooks and seconded by Arne Jorgensen to accept the August Municipal Court Report into record. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Wastewater Treatment Plant Technical Review Update. Floren Poliseo made staff comment. Reed Meriwether made comment on behalf of the consultant. A motion was made by Jim Rooks and seconded by Arne Jorgensen to continue the item to the next available meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

P21-149 Subdivision Plat for Upper Four Westview Townhome Units. A motion was made by Jonathan Schechter and seconded by Jim Rooks to continue item P21-149 to the regularly scheduled Town Council meeting on October 17, 2022. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried.

Special Event/Traffic Control Device Rentals. Floren Poliseo made staff comment. Council held discussion with staff. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve the proposed policy changes related to traffic control device rentals for special events, as presented in the staff report. 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 the 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 M: An Ordinance Regarding Exterior Lighting in the Town of Jackson

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:

Jim Rooks recused himself from the discussion and vote. Tyler Valentine made staff comment. There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance M on first reading on the condition that the following language is added to LDR Section 5.3.1.B.8: Implementation. Publicly owned lighting should be implemented in a conservative manner, typically when necessary for appropriate visibility, safety, and outdoor enjoyment. Conformity with the best available technology for lighting usage should be prioritized. Excessive lighting should be avoided to the greatest extent possible. Mayor Morton Levinson called for the vote. The vote showed 3-0 in favor with Sell Chambers absent. The motion carried.

Ordinance O: An Ordinance Granting Yellow Iron Excavation, LLC a Franchise

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 HAULING AND LANDFILL OPERATIONS AND SUPPORTING RECYCLING EFFORTS; PROVIDING THE RIGHTS AND LIABILITIES THEREUNDER; 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 Jim Rooks to approve Ordinance O 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 P: An Ordinance Regarding Feeding and Attracting Wildlife

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. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance P 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 Q: An Ordinance Relating to Bear Resistant Containers

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:

There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to continue Ordinance Q on second reading. 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. A motion was made by Arne Jorgensen and seconded by Jim Rooks to authorize travel expenses for the Corporations Committee Meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor with Sell Chambers absent. The motion carried. Mayor Morton Levinson provided an update from the National League of Cities: Future of Work conference. Jonathan Schechter provided an update on the Airport Board's upcoming meeting.

Town Manager's Report. Council held discussion with staff. The report contained an update on Rancher Street Construction Agreement and Budget Amendment. Brian Lenz made staff comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to direct staff to approve a \$90,000 cost increase for the Agreement Between Owner and Contractor for Construction for the Rancher Complete Street Project and amend the FY2023 Capital Projects Fund budget in the amount of \$90,000 to cover such cost increase. 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 Jonathan Schechter and seconded by Jim Rooks to approve the Town Manager's report. 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 7:38 p.m. Minutes: rt

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk

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