

TOWN COUNCIL PROCEEDINGS

DECEMBER 5, 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: Tyler Sinclair, Roxanne Robinson, Lea Colasuonno, Paul Anthony, Katelyn Page, Floren Poliseo, Carl Pelletier, Johnny Ziem, Russ Ruschill, Lynsey Lenamond, and Riley Taylor.

Mayor Morton Levinson recognized Mary Pat Walker and Janeen McCreight for going the “Extra Mile” and introduced Kellie Fishpaugh, Police Social Worker.

Public Comment. There was no public comment.

Consent Calendar. A motion was made by Jonathan Schechter and seconded by Jim Rooks 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 November 21, 2022 Town Council Workshop and Regular Town Council Meeting and the November 28, 2022 Special Town Council Meeting.
- B. **Disbursements.** To approve disbursements as presented. 842-NCPERS GROUP WYOMING \$96.00; ACE EQUIPMENT & SUPPLY \$3,482.25; ACE HARDWARE \$1,533.11; AFLAC \$3,064.76; AIRGAS INTERMOUNTAIN INC. \$289.64; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$36,520.79; ALTA PLANNING & DESIGN \$6,607.00; AMAZON \$3,367.32; AT&T \$2,427.31; AVAIL VALLEY CONTRUCTION-IDAHO, LLC \$266,338.68; BESTDRIVE IDAHO FALLS \$16,046.32; BIG R RANCH & HOME \$470.86; BISON LUMBER \$43.09; CARAHSOFT TECHNOLOGY CORP \$7,419.36; CARQUEST AUTO PARTS INC. \$423.58; CASH \$165.49; CDW-GOVERNMENT \$12,655.28; CENTURYLINK \$46.70; CHAMBERS, JESSICA \$341.32; CLIMB WYOMING \$1,531.25; CONRAD & BISCHOFF INC. \$44,140.28; CONTROL SYSTEM TECHNOLOGY, INC. \$300.00; CONVERGEONE, INC \$787.50; CORE & MAIN LP \$24,007.60; DELTA DENTAL PLAN OF WYOMING \$10,091.00; DICK ANDERSON CONSTRUCTION \$417,312.87; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; E.R. OFFICE EXPRESS \$256.23; ENERGY CONSERVATION WORKS \$8,750.00; ENERGY LABORATORIES INC. \$417.00; ESRI, INC \$8,251.37; FIRST TRANSIT \$30,516.87; FLEETPRIDE \$2,304.81; GARMIN USA \$62.95; GILLIG LLC \$2,818.92; HD FOWLER COMPANY \$2,659.68; HEALTHIEST YOU \$1,393.20; HIGH COUNTRY LINEN \$39.41; IDAHO FALLS PETERBILT \$0.00; IDAHO STATE TAX COMMISSION \$4,424.00; IDENTISYS, INC \$7,597.75; INTERSTATE BATTERY \$1,041.60; JACKSON CURBSIDE INC. \$1,480.00; JACKSON HOLE NEWS & GUIDE \$6,461.94; JACKSON HOLE SECURITY, LLC \$1,516.05; JACKSON LUMBER INC \$1,004.06; JACKSON PAINT AND GLASS, INC. \$990.00; JACKSON WHOLE FAMILY HEALTH \$380.00; JH20 WATER CONDITIONING & FILTRATION \$78.00; JHAM, INC. \$306.64; JONES SIMKINS \$6,050.00; JORGENSEN ASSOCIATES, PC \$46,626.38; JP CONCRETE FINISHING, LLC \$150.00; KENWORTH SALES COMPANY DEPT #1 \$478.00; KOIS BROTHERS EQUIPMENT COMPANY \$1,528.29; LEIGH, CHRISTOPHER S. \$94.77; LEPCO \$2,490.50; MARSH, SUSAN \$294.00; MSC INDUSTRIAL SUPPLY CO \$600.37; NAPA AUTO PARTS INC. \$2,593.81; NATIONAL ASSOCIATION OF WOMEN \$100.00; NELSON ENGINEERING \$3,139.80; NETSUPPORT INCORPORATED \$2,379.58; ONE 22, INC. \$75,000.00; PAYRAILZ LLC \$49.45; PEAK WATER SERVICES, LLC \$1,749.97; PHILLIPS, JAMES \$305.00; PIZANO, FERNANDO ALVARADO \$1,500.00; PLATT \$102.30; PORTLANDLABS INC \$90.00; PREMIER TRUCK- SALT LAKE CITY \$2,796.13; PROTERRA \$2,747.34; RT1 INC \$480.96; S4 FLATS LLC \$131,786.77; SAFETY-KLEEN SYSTEMS, INC. \$310.98; SCHOLLES, PAULINE \$28.52; SHERWIN-WILLIAMS CO. \$266.48; SILVERSTAR \$2,695.57; SNAKE RIVER MEP COMPLETE, INC \$1,035.00; SNOW KING HOTEL \$6,900.32; SOSA'S JANITORIAL SERVICE \$5,520.00; STANDARD INSURANCE COMPANY \$8,102.07; STEPHENS, SHAWN \$1,223.43; STOTZ EQUIPMENT \$253.59; TETON MOTORS INC \$1,517.85; TETON TRASH REMOVAL, INC. \$49.00; TETON TRUST FOR HISTORIC PLACES \$7,500.00; THE HILSINGER CO \$1,479.78; THE TIRE RACK, INC. \$1,931.68; TIGHE, JOHN \$410.40; TRIPLE L LUMBER COMPANY \$103.40; USA BLUE BOOK \$2,085.60; VALLEY OFFICE SYSTEMS \$950.93; VERIZON WIRELESS \$7,590.73; VISA \$24,719.16; VISION SERVICE PLAN - (WY) \$1,758.91; WAM \$125.00; WAMCO LAB, INC. \$550.00; WESTERN STATE \$104.76; WESTWOOD CURTIS \$113,764.90; WY CHILD SUPPORT ENFORCEMENT \$146.76; WY WORKERS' SAFETY & COMP \$17,398.57; WYOMING FIRST AID & SAFETY \$162.22; WYOMING RETIREMENT SYSTEM \$139,619.62; YELLOW IRON EXCAVATION, LLC \$160.00; ZIEM, JOHNNY \$652.55
- C. **P22-255 Good Samaritan Temporary Sign.** To approve temporary banner application (P22-255) for Good Samaritan Mission, including the three conditions of approval recommended by the Planning Director in the staff report dated December 5, 2022.

- D. **P22-266 Ceremony of Carols Temporary Sign.** To approve temporary banner application (P22-266) for JH Classical Academy, including the three conditions of approval recommended by the Planning Director in the staff report dated December 5, 2022.
- E. **P22-270 Nora's Grand Reopening Temporary Sign.** To approve temporary banner application (P22-270) for Nora's Fish Creek Inn including the three conditions of approval recommended by the Planning Director in the staff report dated December 5, 2022.
- F. **2023 Rodeo Dates.** To approve the 2023 rodeo schedule as presented and to accept the 2022 Rodeo End of Season Report as presented.

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

Special Event: Pedigree Stage Stop Dog Sled Race. Carl Pelletier made staff comment. Could held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jim Rooks to approve the application made by Pedigree Stage Stop Dog Sled Race for the annual ceremonial start to the Pedigree Sled Dog Race special event on Friday, January 27, 2023, subject to the conditions listed in the staff report. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried.

Jackson Elks Club Gaming License Renewal. This item was withdrawn. There was no motion.

Transfer of Retail Liquor License DG JH LLC – Continued. Lynsey Lenamond made staff comment. Council held discussion with staff. Tyler Davis made applicant comment. John Graham and Dom Gagliardi made public comment. Having considered Wyoming Statute §12-4-104(b) factors for this application, a motion was made by Jim Rooks and seconded by Mayor Morton Levinson to approve the application for the transfer of the retail liquor license currently held by Pink Garter LLC to DG JH LLC, subject to the following conditions, and further direct the Town Clerk to issue the license upon confirmation that the following 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. The Town Clerk shall not issue the license until the real estate transaction has been finalized and the applicant provides closing documents.
3. Any additional minor corrections deemed necessary by staff and the Wyoming Liquor Division.

Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried. Mayor Morton Levinson closed the public hearing.

P22-218 Partial Vacation Without Replat – 75, 85, and 105 McKean Drive. Katelyn Page made staff comment. Council held discussion with staff. Pursuant to the standards in Section 8.2.13.C.5. Partial Vacation without Replat, a motion was made by Jonathan Schechter and seconded by Jim Rooks to acknowledge a Partial Vacation without Replat for Lot 4, Lot 5, and Lot 6 of the Ashley Nowlin Addition to the Town of Jackson, subject to the Town LDRs, departmental reviews, staff report, and minor adjustments by staff, including two (2) conditions of approval:

1. Physical improvements related to relocation of the fire turnaround must be made and approved by the Town prior to recordation of the plat.
2. The existing fire turnaround shall not be removed until the new turnaround is constructed and approved by the Town

Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica 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 all in favor with Jessica Sell Chambers absent. The motion carried.

Ordinance R: An Ordinance Regarding Housing Rules and Regulations Summary of Housing Programs
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1289, 1259, 1242, AND 1195 AND SECTION 16.10.000(B) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS SUMMARY OF HOUSING PROGRAMS 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:

Ordinance S: An Ordinance Regarding Housing Rules and Regulations Housing Mitigation Plan

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1290, 1259, 1242, AND 1195 AND SECTIONS 16.10.200(B)(2)(c) AND 16.10.200(B)(2)(e)(i) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS HOUSING MITIGATION PLAN 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:

Ordinance T: An Ordinance Regarding Housing Rules and Regulations Livability Standards

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1290, 1259, 1242, AND 1195 AND SECTIONS 16.10.200(C) AND 16.10.200(I) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS LIVABILITY STANDARDS 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:

Ordinance U: An Ordinance Regarding Housing Rules and Regulations Dues Assessments

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1290, 1259, 1242, AND 1195 AND SECTIONS 16.10.200(C)(7) THROUGH 16.10.200(C)(11) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING HOUSING RULES AND REGULATIONS DUES ASSESSMENTS 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:

Ordinance V: An Ordinance Regarding Housing Rules and Regulations Qualification and Eligibility

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1291, 1260, 1242, AND 1195 AND SECTIONS 16.10.300(B)(1), 16.10.300(B)(4), 16.10.300(C)(1)(b), 16.10.300(C)(3)(d), AND 16.10.300(C)(4) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS QUALIFICATION AND ELIGIBILITY 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:

Ordinance W: An Ordinance Regarding Housing Rules and Regulations Weighted Drawing

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1292, 1261, 1242, AND 1195 AND SECTIONS 16.10.400(B)(1), 16.10.400(B)(2), 16.10.400(B)(4), 16.10.400(C)(2)(g), AND 16.10.400(D) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS WEIGHTED DRAWING 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:

Ordinance X: An Ordinance Regarding Housing Rules and Regulations Purchase and Sale Standards

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1296, 1294, 1293, 1262, 1263, 1242, AND 1195 AND SECTIONS 16.10.500 AND 16.10.600 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS PURCHASE AND SALE STANDARDS 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:

Ordinance Y: An Ordinance Regarding Housing Rules and Regulations Compliance

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1297, 1264, 1242, AND 1195 AND SECTIONS 16.10.700(A)(1)–(3) AND 16.10.700(B)(4)–(5) OF THE

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

Ordinance Z: An Ordinance Regarding Housing Rules and Regulations Occupancy and Use
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1265, 1242, AND 1195 AND SECTION 16.10.800(B) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS OCCUPANCY AND USE 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:

Ordinance A: An Ordinance Regarding Housing Rules and Regulations Preservation Program
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1295 AND SECTIONS 16.10.850(A)(5)(b) AND 16.10.850(B) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS FOR THE PRESERVATION PROGRAM 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:

Ordinance B: An Ordinance Regarding Housing Rules and Regulations Definitions
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1298, 1266, 1242, AND 1195, AND SECTION 16.10.900(A) OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING RULES AND REGULATIONS 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:

Julien Haas made public comment. A motion was made by Jim Rooks and seconded by Jonathan Schechter to approve Ordinances R, S, T, U, V, W, X, Y, Z, A, and B on third reading and designate them Ordinances 1325 through 1335, respectively. Mayor Morton Levinson called for the vote. The vote showed 3-1 with Mayor Morton Levinson, Arne Jorgensen, and Jonathan Schechter in favor, Jim Rooks opposed, and Jessica Sell Chambers absent. The motion carried.

Ordinance C: An Ordinance Regarding Funding for Public Art
AN ORDINANCE ADDING CHAPTER 15.34 TO THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING FUNDING FOR PUBLIC ART 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:

There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approved Ordinance C on third reading and designate it Ordinance 1336. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried.

Ordinance D: An Ordinance Regarding Personnel
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF ORDINANCE NOS. 1-A, 1-E, 2, 3, 31b, 69, 145, 145A, 145B, 153, 212, 226, 283, 326, 350, 360, 361, 384, 385, 457, 499, 597, 598, 599, 644, 652, 699, 717, 719, 787, 842, 872, 934, 1002, 1051, 1186, 1190, 1252, 1268 AND 1315; SECTION 2 OF ORDINANCE NOS. 1-F, 2, 3, 69, 109, 145, 153, 226, 289, 317, 816, 872 AND 873; SECTION 3 OF ORDINANCE NOS. 2, 69, 109, 153, 317, AND 872; SECTION 4 OF ORDINANCE NOS. 2, 69, 145, 152 AND 872; SECTION 5 OF ORDINANCE NOS. 154 AND 872; SECTION 6 OF ORDINANCE NOS. 109 AND 152; SECTION 7 OF ORDINANCE NOS. 109 AND 152; SECTION 8 OF ORDINANCE NO. 152; SECTION 10 OF ORDINANCE NO. 109; SECTIONS 1 THROUGH 4 OF ORDINANCE NOS. 1, 164, 256 AND 644; AND SECTIONS 5 AND 6 OF ORDINANCE NO. 69; AND TITLE 2 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING PERSONNEL, TO INCLUDE OFFICERS, BOARDS, AND COMMISSION 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:

Ordinance F: An Ordinance Regarding Neighborhood Low Density-5 (NL-5)
AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1122, 1196, 1197, 1198, 1214, AND 1299 AND SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND SECTION 2.2.6 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING NEIGHBORHOOD LOW DENSITY-5 (NL-5) 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:

Katelyn Page made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance F on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried.

Matters from Mayor and Council.

Wilson Boat Ramp Improvement Project – Continued. Council continued discussion of the Wilson Boat Ramp Improvements project from the earlier Joint Information Meeting. Tyler Sinclair and Steve Ashworth made staff comment. Council held discussion with staff. A motion was made by Jonathan Schechter and seconded by Jim Rooks to continue the item to the next available meeting. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried.

Legislative Session. Council discussed plans to attend the upcoming legislative session. No motion was made.

CAST Meeting Travel Authorization. A motion was made by Mayor Morton Levinson and seconded by Jim Rooks to authorize expenditures from the FY23 Council Training, Travel and Meeting budget for any interested councilmembers to attend the CAST Meeting in Steamboat Springs, CO. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried.

Town Manager’s Report. Tyler Sinclair made staff comment. Council held discussion with staff. The report contained an update on virtual Council meeting attendance, social and human service agency updates, joint retreat, and ISWR EPA Grant. A motion was made by Jonathan and seconded by Jim Rooks 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. The motion carried.

Adjourn. A motion was made by Jonathan Schechter and seconded by Jim Rooks to adjourn. Mayor Morton Levinson called for the vote. The vote showed all in favor with Jessica Sell Chambers absent. The motion carried. The meeting adjourned at 7:48 p.m. Minutes: rt

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk