

TOWN COUNCIL PROCEEDINGS

MAY 1, 2023

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, Jonathan Schechter, and Jessica Sell Chambers. Councilwoman Sell Chambers left the meeting at 8:07 p.m.

STAFF: Tyler Sinclair, Roxanne Robinson, Lea Colasuonno, Paul Anthony, Katelyn Page, Floren Poliseo, Johnny Ziem, Brian Lenz, and Riley Taylor.

Mayor Morton Levinson proclaimed Mental Health Awareness Month, Child Abuse Awareness and Prevention Month, Teacher Appreciation Week, and Arbor Day.

Public Comment. Candra Day and Kevin Cochary 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-N as presented with the following motions.

- A. **Meeting Minutes.** To approve the meeting minutes from the April 17, 2023 Special Town Council Workshop, April 17, 2023 Town Council Workshop, April 24, 2023 Regular Town Council Meeting, and April 24, 2023 Special Town Council Workshop.
- B. **Disbursements.** To approve disbursements as presented. 120WATER \$7,700.00; ABEL, BRUCE \$6,579.46; ACE HARDWARE \$2,260.77; ADVANCED PUMP & EQUIPMENT, INC \$10,722.41; AIRGAS INTERMOUNTAIN INC. \$46.65; ALDER ENVIRONMENTAL LLC \$266.25; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$16,330.85; ALPHAGRAPHICS \$168.30; AMSOIL INC \$8,869.17; ANDERS GLASS AND TINT \$500.00; ARCHITECTURAL BUILDING SUPPLY \$9,343.00; AT&T \$1,892.50; BAKER TILLY US, LLP \$2,500.00; BISON LUMBER \$193.99; BROWN, MICHAEL \$350.00; BUTH, DAVID \$300.00; CARQUEST AUTO PARTS INC. \$1,074.96; CASH \$171.17; CENTURYLINK \$2,154.94; COMMUNITY ENTRY SERVICES \$32,500.00; CONTROL SYSTEM TECHNOLOGY, INC. \$1,082.00; COPYWORKS, LLC \$139.80; DELL \$18,754.00; DICK ANDERSON CONSTRUCTION \$1,243,977.49; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; E.R. OFFICE EXPRESS \$228.91; EMPLOYERS COUNCIL SERVICES \$265.00; ENERGY LABORATORIES INC. \$664.00; ENTRY SYSTEM INC. \$1,440.00; FALL RIVER PROPANE \$3,034.38; FALL RIVER RURAL ELECTIC \$74.98; FERGUSON ENTERPRISES, INC \$179.60; FIRE SERVICES OF IDAHO \$590.00; FREEDOM MAILING SERVICE INC. \$1,831.62; GILLIG LLC \$3,564.39; H & R ENTERPRISES, LLC \$1,186.29; HACH CHEMICAL CO. \$1,543.16; HANSEN EARTH WORKS LLC \$6,648.30; HAWLEY, FLAVIANNA \$739.88; HIGH COUNTRY LINEN \$1,006.48; HOLE FOOD RESCUE \$5,000.00; IDENTISYS, INC \$1,438.00; INTERSTATE BATTERY \$2,865.40; IVY OUTDOOR SERVICES LLC \$4,785.75; JACKSON ANIMAL HOSPITAL \$128.22; JACKSON CURBSIDE INC. \$1,795.00; JACKSON GROUP PETERBILT \$266.82; JACKSON HOLE COMMUNITY HOUSING \$12,500.00; JACKSON HOLE LAW, PC \$3,007.50; JACKSON HOLE NEWS & GUIDE \$2,934.70; JACKSON LUMBER INC \$212.16; JH20 WATER CONDITIONING & FILTRATION \$89.50; JORGENSEN ASSOCIATES, PC \$86,986.25; KENWORTH SALES COMPANY DEPT #1 \$674.36; LACAL EQUIPMENT, INC \$1,340.78; LANGLEY, ANNETTE \$23.67; LEADERSHIP JACKSON HOLE \$4,000.00; LEGACY PHILANTHROPY WORKS \$3,750.00; LENAMOND, LYNSEY \$441.97; LEPCO \$947.40; LOCAL GOV'T LIABILITY POOL \$1,000.00; MACY'S SERVICES \$325.00; METROQUIP INC \$2,771.41; MEYRING & ASSOCIATES, INC \$250.00; MOBILITY FOREFRONT LLC \$35,000.00; MSC INDUSTRIAL SUPPLY CO \$10.34; NAPA AUTO PARTS INC. \$828.45; NELSON ENGINEERING \$28,063.25; OAKESON, KADEN \$350.00; ON SIGHT LAND SURVEYORS INC. \$1,200.00; PEAK WATER SERVICES, LLC \$17,500.00; PELLETIER, CARL \$9.54; PLATT \$204.61; PREMIER TRUCK- SALT LAKE CITY \$1,032.61; PROTERRA \$2,865.55; R & A SAFETY LLC \$889.50; RAFTELIS \$8,502.50; RUSH INTERNATIONAL TRUCK CENTER \$594.13; SENIOR CENTER OF JACKSON HOLE \$66,990.50; SHERVIN'S INDEPENDENT OIL \$154.50; SHERWIN-WILLIAMS CO. \$96.24; SPRING CREEK ANIMAL HOSPITAL \$152.31; STANDARD INSURANCE COMPANY \$7,608.38; STEPHENS, SHAWN \$917.06; SYMBOLARTS, LLC \$410.75; TAYLOR, RILEY \$173.02; TEAM LABORATORY CHEMICAL CORP \$2,105.50; TERRA FIRMA ORGANICS, INC \$1,375.00; TETON COUNTY FAIR \$80,000.00; TETON COUNTY INTEGRATED SOLID WASTE/RECY \$13.00; TETON MOTORS INC \$4,167.11; TETON ROPE ACCESS AND SERVICES, LLC \$1,730.00; THE AFTERMARKET PARTS COMPANY, LLC \$142.05; THYSSEN KRUPP ELEVATOR CORP. \$281.25; TRC FABRICATION, LLC \$642,396.71; VERIZON WIRELESS \$8,237.45; VIRGINIAN VILLAGE CONDO HOA \$1,080.00; VISA

\$32,262.27; WATKINS, MARK \$85.15; WEST COAST CODE CONSULTANTS \$1,995.00; WHEELER TANK TESTING, INC. \$1,335.00; WSP USA ENVIRONMENT & INFRASTRUCTURE INC \$14,553.00; WYOMING FIRST AID & SAFETY \$531.74; WYOMING GARAGE DOOR, LLC \$693.00; WYOMING LAW ENFORCEMENT ACADEMY \$675.00; Y2 CONSULTANTS, LLC \$787.50; YELLOW IRON EXCAVATION, LLC \$1,130.00; ZEP SALES & SERVICE \$1,659.52

- C. **P23-050: Temporary Sign Permit for Teton Valley Ranch Camp.** To approve temporary banner application (P23-050) for Teton Valley Ranch Camp including the three conditions of approval recommended by the Planning Director in the staff report dated May 1, 2023.
- D. **P23-053: Temporary Sign Permit for Sublette County Rock Hounds.** To approve temporary banner application (P23-053) for Sublette County Rock Hounds including the three conditions of approval recommended by the Planning Director in the staff report dated May 1, 2023.
- E. **P23-070: Temporary Sign Permit for Becoming Jackson Hole Summit.** To approve temporary banner application (P23-070) for Becoming Jackson Whole including the three conditions of approval recommended by the Planning Director in the staff report dated May 1, 2023.
- F. **P23-072: Temporary Sign Permit for Vista 360 LVE.** To approve temporary banner application (P23-072) for Vista360 including the three conditions of approval recommended by the Planning Director in this staff report dated May 1, 2023.
- G. **P23-075: Temporary Sign Permit for Trout Unlimited.** To approve temporary banner application (P23-075) for Trout Unlimited including the three conditions of approval recommended by the Planning Director in the staff report dated May 1, 2023.
- H. **E23-0066: 174 N. King Street Easement Vacate Access and Utility Easement.** To approve the Utility Easement and authorize the Mayor to execute all necessary contract agreements subject to minor changes by staff.
- I. **E23-0015 & 16: Wastewater and Water Agreements with JHHR Development II Inc.** To approve:
 - (1) The Wastewater Treatment Facilities Connection and Use Agreement between the Town of Jackson and JHHR Development II Inc.
 - (2) The Water Supply Agreement between the Town of Jackson and JHHR Development II Inc.
 - (3) authorize the mayor to execute the Agreements subject to minor changes by staff.
- J. **Street Inventory and Condition Assessment.** To approve the Framework Agreement for Professional Surveying Services between the Town and Enclosure Surveying and authorize the mayor to execute the agreement, subject to minor changes by staff.
- K. **Professional Surveying Services.** To approve the Framework Agreement for Professional Surveying Services between the Town and Enclosure Surveying and authorize the mayor to execute the agreement, subject to minor changes by staff.
- L. **Revocable License Agreements for the Summit Connector Chair Placemaking Project.** To approve the Revocable License for Chairlift Seating Agreements for the following locations: the Center for the Arts, Town Square, Phil Baux Park, and Home Ranch, subject to any minor staff modifications, and authorize the Mayor to execute all necessary agreements.
- M. **Monsido Website Accessibility Platform Agreement.** To approve the Monsido Sales Agreement as presented in this staff report and authorize the Mayor to execute the Agreement.
- N. **Tree City USA Application.** To approve signature and submittal of Tree City USA application for the Town of Jackson.

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

Town Manager Contract. Roxanne made staff comment. Council held discussion. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve the Town Manager contract with Tyler Sinclair as presented at a rate of \$221,000 annually. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Local Resolutions for Town Council Support to Wyoming Association of Municipalities. Susan Scarlata made staff comment. Council held discussion with staff. There was no public comment. A motion was made by Jim Rooks and seconded by Jonathan Schechter to direct staff to submit the four Resolutions attached to the staff report dated May 1, 2023 to WAM. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

P23-019 Request for Subdivision Plat at 175 S. Glenwood (Arts District). Katelyn Page made staff comment. Council held discussion with staff. There was no public comment. A motion was made by Jim Rooks and seconded by Arne Jorgensen to approve Subdivision Plat (P23-019) for the Arts District West Condominium Addition to the Town of Jackson at the property addressed at 175 S. Glenwood Street based upon the findings and conditions presented in the staff report, the departmental reviews, subject to this staff report dated May 1, 2023, subject to minor changes by staff, and subject to the following conditions of approval:

1. Within sixty (60) calendar days from the date of Town Council approval, all departmental reviews shall be addressed to the satisfaction of the Town, and the Final Plat shall be recorded with the County Clerk, otherwise the subdivision plat shall expire.
2. Park and School Exactions shall be paid at the time of the Final Plat recording.
3. Concurrently with the recording of the Final Plat, the applicant shall work with the Jackson Teton County Housing Department and record Affordable Rental deed restrictions against the designated units.
4. Immediately following recordation of the Final Plat, an Affidavit Affecting Title meeting the satisfaction of the Town, shall be recorded for each unit with Limited Common Element Encroachment.

Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

P21-333 Short-term Rental LDR Update. Tyler Sinclair, Paul Anthony, and Lea Colasuonno made staff comment. Council held discussion with staff. Julien Hass, Kelsey Yarzab, and Kelly Akin made public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve text amendment P21-333 related to Short-term Rentals in residential zones, based upon factors 1-6 in Section 8.7.1.C of the Land Development Regulations as presented in the staff report dated May 1, 2023, and direct staff to prepare the required Ordinances for consideration at first reading at a future meeting. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Council recessed at 8:00 p.m. and reconvened at 8:07 p.m.

E23-0024 Lower Valley Energy 4000 S. Hwy 89 Sewer Connection Request. Brian Lenz made staff comment. Council held discussion with staff. Bill Collins and Kent Vanwiper made public comment. A motion was made by Jonathan Schechter and seconded by Arne Jorgensen to:

1. Approve Lower Valley Energy's request for sewer collection and treatment services subject to the conditions of approval set forth in this staff report; and,
2. Direct staff to draft a Sewer Service Connection and Use Agreement and present the Agreement to Council for consideration at a future Council Meeting.

Mayor Morton Levinson called for the vote. The vote showed all in favor. 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. The motion carried.

Ordinance J: Neighborhood High Density-1 (NH-1) Zoning Amendment.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1217; SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART); AND SECTION 2.2.9.E OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING MINIMUM DENSITY REQUIREMENTS IN THE NEIGHBORHOOD HIGH DENSITY-1 ZONING 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 Jonathan Schechter and seconded by Arne Jorgensen to approve Ordinance J on third reading and designate it Ordinance 1343. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Ordinance K: An Ordinance Establishing Encroachment Permits for Parklets.

AN ORDINANCE ADDING CHAPTER 12.10 TO THE MUNICIPAL CODE OF THE TOWN OF JACKSON
CREATING ENCROACHMENT PERMIT – PARKLETS 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 approve Ordinance K on third reading and designate it Ordinance 1344. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Matters from Mayor and Council. Council discussed Teton County School District’s SPET employee housing project, Sustainable Destination Management meetings, the Teton County Wastewater Master Plan, and bearproof receptacles. Council discussed the franchise request from Toro Blanco LLC and requested that staff add it to the Potential Item (PI) List.

Town Manager’s Report. Tyler Sinclair made staff comment. The Town Manager’s report contained updates on upcoming special events and capital projects. Brian Lenz discussed the Rancher Street project. Johnny Ziem discussed the Flat Creek project. A motion was made by Arne Jorgensen 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. The motion carried.

Adjourn. A motion was made by Jim Rooks and seconded by Jonathan Schechter to adjourn. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried. The meeting adjourned at 8:37 p.m.

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk

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