

## TOWN COUNCIL PROCEEDINGS - UNAPPROVED

AUGUST 7, 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 Morton Levinson, Arne Jorgensen, Jonathan Schechter, and Jim Rooks. Jessica Sell Chambers joined the meeting at 6:10pm.

STAFF: Tyler Sinclair, Roxanne Robinson, Lea Colasuonno, Paul Anthony, Tanya Anderson, Floren Poliseo, Johnny Ziem, Brian Lenz, Russ Ruschill, and Riley Taylor.

Council introduced Bob "Bobby" Johnson.

**Public Comment.** John Holland made public comment.

**Consent Calendar.** A motion was made by Jim Rooks and seconded by Jonathan Schechter to approve the consent calendar including items A-D as presented with the following motions:

- A. **Meeting Minutes.** To approve meeting minutes from the July 17, 2023 Town Council Workshop and July 17, 2023 Regular Town Council Meeting.
- B. **Disbursements.** To approve disbursements as presented. ACE EQUIPMENT & SUPPLY \$7,316.47; ACE HARDWARE \$718.38; AIRGAS INTERMOUNTAIN INC. \$219.57; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$151,415.03; ALPHAGRAPHICS \$255.64; AMAZON \$7,507.82; AMERICAN PUBLIC WORKS ASSOC \$1,608.00; AMERICAN TOWER CORPORATION \$8,855.33; AMSOIL INC \$8,870.09; ARBOR WORKS TREE SERVICE, LLC \$1,500.00; ARISTORENAS, MARIA \$900.00; AT&T \$1,389.82; BADILLO, MARCELA \$900.00; BERGMAN, PIERRE \$900.00; BEST BEST & KRIEGER \$991.00; BISON LUMBER \$354.09; BRICKLINE PAVERS \$2,683.10; BRIGGS, ERIC L \$686.95; CARQUEST AUTO PARTS INC. \$469.80; CENTRALSQUARE \$110.70; CENTURYLINK \$2,263.51; CHAPA STRIPES OF IDAHO \$5,500.00; CHARLIE'S PLUMBING OF JH \$625.00; CIVICPLUS \$3,708.00; COCA-COLA BOTTLING COMPANY HIGH COUNTRY \$10.60; COMMUNITY FOUNDATION OF JACKSO \$5,000.00; CONRAD & BISCHOFF INC. \$32,789.61; CORE & MAIN LP \$19,398.65; DARKTRACE HOLDINGS LIMITED \$34,074.00; DAWSON INFRASTRUCTURE SOLUTIONS \$1,370.80; DAY, JEAN \$900.00; DICK ANDERSON CONSTRUCTION \$2,874,745.46; DIVISION OF CHILD SUPPORT ENFORCEMENT \$1,018.46; DLT SOLUTIONS, INC. \$395.00; DYNAMIC CONTROLS, LLC \$1,140.00; E.R. OFFICE EXPRESS \$181.91; EASTMAN EXCAVATION \$1,640.00; ELECTRICAL WHSLE SUPPLY CO INC \$5.43; ELITE PARTS \$614.66; ENERGY LABORATORIES INC. \$3,097.00; ENTERSECT \$2.99; EVANS CONSTRUCTION INC \$176,151.50; FALL RIVER RURAL ELECTIC \$49.51; FERGUSON ENTERPRISES, INC \$13.85; FIRST TRANSIT \$9,885.00; FLEETPRIDE \$888.95; FLOYD'S TRUCK CENTER \$237,170.00; FREEDOM MAILING SERVICE INC. \$1,860.52; FRITTS, JASON \$900.00; GFOA \$170.00; GREENWAY PAINTING LLC \$81,665.00; HD FOWLER COMPANY -\$1,153.57; HERNANDEZ, BRANDON \$900.00; HIGH COUNTRY LINEN \$1,227.12; HILL. DEENA \$1,192.53; HUNT CONSTRUCTION INC \$12,800.00; ICMA MEMBERSHIP \$1,200.00; IDAHO TRAFFIC SAFETY, INC. \$74,170.50; IDEXX DISTRIBUTION, INC. \$1,166.04; INEO SYSTRANS USA INC \$93,100.37; INTERMOUNTAIN WORKMED \$15.00; INTERSTATE BATTERY \$256.90; IVY OUTDOOR SERVICES LLC \$15,952.50; JACKSON CURBSIDE INC. \$1,488.97; JACKSON DOWNTOWNER, LLC \$110,690.69; JACKSON HOLE NEWS & GUIDE \$4,637.20; JACKSON HOLE WILDLIFE FOUNDATION \$4,000.00; JACKSON PAINT AND GLASS, INC. \$5,012.47; JORGENSEN ASSOCIATES, PC \$58,692.20; KARISSA AKIN LLC \$600.00; KNIFE RIVER \$230,270.50; KRUEGER, ERICA JADE \$900.00; LANGUAGE TESTING INTERNATIONAL, INC \$347.50; LAWRENCE, AARON \$500.00; LEPCO \$802.32; MACY'S SERVICES \$420.00; MEAD & HUNT \$11,755.00; MEIER, HANNAH \$2,000.00; METROQUIP INC \$1,940.59; MSC INDUSTRIAL SUPPLY CO \$629.95; NAILS AND SPA BY TARA LLC \$110.00; NAPA AUTO PARTS INC. \$2,514.32; NELSON ENGINEERING \$4,480.00; NEW WEST BUILDING COMPANY INC. \$5,000.00; NOLAND, STACY \$900.00; NUCOR HARRIS REHAB BOISE INC. \$57,922.79; ON SIGHT LAND SURVEYORS INC. \$600.00; ONE CALL OF WYOMING \$466.50; PERFORM PRINTING LLC \$244.95; PLATT \$80.40; PREMIER TRUCK- SALT LAKE CITY -\$5,709.69; PREMIER VEHICLE INSTALLATION, INC \$1,555.60; PROTERRA \$2,775.95; R & A SAFETY LLC \$905.00; RAFTELIS \$3,285.00; RAFTER J IMPROV/SERV DIST \$146.43; REES, DAVID \$155.00; RIDGELINE EXCAVATION INC \$151,057.46; RINK-TEC INTERNATIONAL, INC \$15,098.67; ROCKY MOUNTAIN INFO NETWK \$100.00; RT1 INC \$14.50; RUI INC. DBA VILLAGE GARDNER \$1,338.20; SANCHEZ-MACHUCA, ROSA \$900.00; SB EQUIPMENT RENTALS, LLC \$1,212.05; SCHWARTZ, ANDY \$3,000.00;

SEASONS HANDYWORKS AND PROPERTY SERVICES \$2,010.00; SHAW CONSTRUCTION OF WYOMING, LLC \$14,402.00; SHERVIN'S INDEPENDENT OIL \$59.97; SILVER CREEK SUPPLY \$357.31; SILVERSTAR \$1,825.68; SMITH POWER PRODUCTS, INC. \$36.55; SMITH PSYCHOLOGICAL SERVICES \$800.00; SMITH, PHILLIP \$254.63; SNAKE RIVER MEP COMPLETE, INC \$4,734.26; SNAKE RIVER ROASTING \$274.80; SNAKE RIVER SUPPLY, LLC \$243,385.28; SOSA'S JANITORIAL SERVICE \$4,560.00; SOUTH FORK SUPPLY, LLC \$185,745.60; SPRING CREEK ANIMAL HOSPITAL \$489.01; ST JOHN'S HOSPITAL \$390.00; STANDARD PLUMBING SUPPLY CO. \$100.48; STINKY PRINTS, INC \$43.47; STOTZ EQUIPMENT \$790.01; SUPOWIT, DEBORAH \$155.00; SUSTAINABLE STRATEGIES DC, LLC \$15,000.00; SYMBOLARTS, LLC \$143.10; TETON COUNTY CLERK \$2,596.00; TETON COUNTY HOUSING AUTHORITY \$2,000,000.00; TETON COUNTY PLANNING & BUILDING \$56,282.00; TETON COUNTY SHERIFF'S-JAIL \$936.00; TETON COUNTY-FUND 10 \$9,866.08; TETON MOTORS INC \$243.70; TETON YOUTH & FAMILY SERVICES \$77,226.00; THE AFTERMARKET PARTS COMPANY, LLC \$495.86; THE TIRE RACK, INC. \$608.52; ULINE \$582.69; VALLEY OFFICE SYSTEMS \$767.25; VERIZON WIRELESS \$10,051.40; VISA \$32,054.67; WAM \$12,939.00; WEST COAST CODE CONSULTANTS \$1,010.00; WESTERN STATE \$4,078.05; WHITE GLOVE CLEANING, INC. \$3,431.38; WRENCH IT PLUMBING & HEATING INC \$1,488.06; WSP USA ENVIRONMENT & INFRASTRUCTURE INC \$25,536.70; WY CHILD SUPPORT ENFORCEMENT \$126.91; WYDOT \$2.00; WYOMING BUSINESS ALLIANCE \$400.00; WYOMING FIRST AID & SAFETY \$92.09; WYOMING LAW ENFORCEMENT ACADEMY \$62.00; YELLOW IRON EXCAVATION, LLC \$90.00

- C. **P23-120 Temporary Sign Permit for PCJH Rummage Sale.** To approve temporary banner application (P23-120) for The Presbyterian Church of Jackson Hole including the three conditions of approval recommended by the Planning Director in this staff report dated August 7, 2023.
- D. **P23-124 Temporary Sign Permit for Gateway Church - Crossroads.** To approve temporary banner application for The Gateway Church of Jackson Hole including the three conditions of approval recommended by the Planning Director in this staff report dated August 7, 2023.

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

**Resort Liquor License CCCs PBI at 380 W. Broadway Ave.** Mayor Morton Levinson opened the public hearing. Lynsey Lenamond made staff comment. Council held discussion with staff. There was no public comment. Having considered the Wyo. Stat. §12-4-104(b) statutory factors for this application, a motion was made by Jim Rooks and seconded by Arne Jorgensen to approve the issuance of a resort liquor license to CCC's PBI LLC dba Mountain Modern Motel for the license year ending March 31, 2024, subject to the following conditions,:

- 1) Prior to liquor license issuance, the applicant shall comply with all Town of Jackson Building Codes, Fire, Health & Safety Codes, and the Land Development Regulations, and will have obtained all required permits and approvals from all applicable Town/County departments.
- 2) The Triple M shall serve food and/or drink only to Mountain Modern guests. If the Triple M desires to serve food and/or alcohol to the general public, then it shall first receive approval of a Basic Use Permit from the Town.
- 3) Any additional minor corrections deemed necessary by staff and the Wyoming Liquor Division.
- 4) Prior to issuance, the Town Clerk shall confirm that the conditions of approval have been met within the timeframe set forth in Wyoming Statute 12-04-103(a)(iv).

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

**Request to Amend Gondola and Cougar Lease Agreement with Snow King Mountain Resort, LLC.** Tyler Sinclair and Lea Colasuonno made staff comment. Council held discussion with staff. Ryan Stanley made public comment. A motion was made by Jonathan Schechter and seconded by Jim Rooks to direct staff to draft an amendment to the Gondola and Cougar Lease Agreement Between the Town and Snow King Mountain Resort, LLC, that includes: 1) revised Exhibits C and D consistent with direction from this August 7, 2023 Council Meeting; 2) waiver of the liquidated damages accumulated to date and until May 1, 2024; and 3) extension of the deadline for Completion of Construction to June 1, 2024 (after which liquidated damages will apply). 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 Arne Jorgensen to read ordinances in short title. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

**Ordinance Q: An Ordinance Related to Short-term Rental Uses.**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1196, 1198, 1210 THROUGH 1217, 1222, 1278, 1299, 1313, 1314, 1316, 1324, AND SECTIONS 2.2.2.C THROUGH 2.2.10.C, 2.3.13.C, 3.3.1.C, 6.1.4, 6.1.5, AND 6.3.2 OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS REGARDING SHORT TERM RENTAL UNITS.

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

Council held discussion. Paul Anthony made staff comment. Kelly Akin made public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance Q on second reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

**Ordinance R: An Ordinance Amending Pathways Speed Limits and Signage.**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF ORDINANCE NO. 1192 AND JACKSON MUNICIPAL CODE SECTION 12.32.030 REGARDING PATHWAYS SPEED LIMITS 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 R on second reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

**Ordinance S: An Ordinance Repealing Pathways Penalty Provision.**

AN ORDINANCE REPEALING SECTION 1 (IN PART) OF ORDINANCE 1192 AND JACKSON MUNICIPAL CODE SECTIONS 12.32.040 AND 12.32.060 REGARDING PATHWAYS 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 S on second reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

**Ordinance T: An Ordinance Repealing the Regular Meeting Schedule to Allow Setting Regular Meetings by Resolution.**

AN ORDINANCE REPEALING SECTION 1 (PART) OF TOWN OF JACKSON ORDINANCE NOS. 1337 AND 872; SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1302, 1002, 457, 384, 360, 145B (1973), 145B (1974), 145A AND 145; AND SECTION 2.04.010 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING REGULAR MEETINGS 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 T on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

**Matters from Mayor and Council.** Mayor Morton Levinson discussed upcoming travel to Washington DC to meet with Sustainable Strategies grant consultants. Jim Rooks discussed public comment regarding housing mitigation credits and suggested hosting a parking summit to discuss parking related issues. Council discussed cheatgrass mitigation and public outreach about mitigation efforts. Jim Rooks also discussed school enrollment projections in Teton County.

**Town Manager’s Report.** Tyler Sinclair made staff comment. The Town Manager’s report contained updates on the next Council Retreat, Legislative Session, WAM Winter Workshop dates, a first responder and law enforcement mental health support grant, housing for winter transit operators for the 23-24 season, a national endowment of the arts grant application, planned tree removal, a parking lease at 1490 Gregory Lane, and bear resistant trash cans on Town property. Council discussed grant applications and travel for the legislative session. 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 all in favor. 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. The motion carried. The meeting adjourned at 7:28 p.m.

TOWN OF JACKSON

ATTEST:

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Hailey Morton Levinson, Mayor

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Riley Taylor, Town Clerk

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