

TOWN COUNCIL PROCEEDINGS

OCTOBER 16, 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, Jonathan Schechter, Jim Rooks, and Jessica Sell Chambers.

STAFF: Tyler Sinclair, Roxanne Robinson, Lea Colasuonno, Johnny Ziem, Carl Pelletier, Kelly Thompson, Brian Lenz, Russ Ruschill, Paul Anthony, Charlotte Frei, Susan Scarlata, and Riley Taylor.

Council recited the Pledge of Allegiance. Council provided a moment of silence for Hank Phibbs. Mayor Morton Levinson recited the Land Acknowledgement, then announced Bob Lenz as Honorary WAM Board Member. Mayor Morton Levinson introduced Bailey Williams and Liam Fowler, both new Police Officers for the Town of Jackson.

Public Comment. There was no public comment.

Consent Calendar. A motion was made by Arne Jorgensen and seconded by Jim Rooks to approve the consent calendar including items A-C as presented with the following motions:

- A. **Meeting Minutes.** To approve meeting minutes from the October 2, 2023 Special Town Council Meeting and Regular Town Council Meeting.
- B. **Disbursements.** To approve the disbursements as presented. 842-NCPERS GROUP WYOMING \$96.00; ACE EQUIPMENT & SUPPLY \$3,113.88; ACE HARDWARE \$986.33; AFLAC \$2,399.87; ALLEGIANCE BENEFIT PLAN MANAGE, INC. \$107,484.43; AMAZON \$1,890.42; ANDERS GLASS AND TINT \$840.00; APPLE INC \$1,574.00; AT&T \$1,389.82; BARTHOLOMEW, COLE \$1,500.00; BIG R RANCH & HOME \$627.90; BISON LUMBER \$797.54; BLUE SPRUCE CLEANERS, INC \$222.35; BOBCAT OF ROCK SPRINGS \$965.92; BRISTOL, JAMES \$44.00; BURKHOLDER, SHAWN \$1,942.50; CAMBRIDGE SYSTEMATICS, INC \$3,656.70; CARQUEST AUTO PARTS INC. \$860.71; CASELLE INC. \$1,867.00; CENTURYLINK \$2,262.53; CLIMB WYOMING \$1,531.25; COLORADO DOORWAYS INC \$1,268.94; COMMUNITY ENTRY SERVICES \$45,000.00; COMMUNITY SAFETY NETWORK \$17,500.00; CONRAD & BISCHOFF INC. \$40,270.55; COOMBS, CARRIE KAUSLICK \$5,000.00; CORE & MAIN LP \$40,764.65; CREATIVE ENERGIES, LLC \$2,688.00; DAUS, MICHAEL \$6,000.00; DAWSON INFRASTRUCTURE SOLUTIONS \$2,296.12; DELTA DENTAL PLAN OF WYOMING \$8,017.86; DICK ANDERSON CONSTRUCTION \$1,160,055.25; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; DIVISION OF VICTIM SERVICES \$330.00; E.R. OFFICE EXPRESS \$407.75; ENCLOSURE SURVEYING \$2,969.50; ENERGY LABORATORIES INC. \$856.00; ETNA TRADE PARK LLC \$4,062.00; EVANS CONSTRUCTION INC \$38,283.00; EVANS, SARA \$300.00; FC EXCAVATION, LLC \$2,000.00; FIRE SERVICES OF IDAHO \$4,703.25; FISHPAUGH, KELLIE \$345.28; FLEETPRIDE \$445.44; GE SOFTWARE \$80.00; GILLIG LLC - \$1,173.41; GLOBAL INDUSTRIAL \$517.74; GROSSENBACHER BROS, INC \$448.00; HD FOWLER COMPANY \$4,447.07; HIGH COUNTRY LINEN \$1,045.01; HOLE FOOD RESCUE \$6,250.00; IDAHO CHILD SUPPORT RECEIPTING \$564.20; IDAHO STATE TAX COMMISSION \$5,196.00; IMMIGRANT HOPE \$2,000.00; INTERSTATE BATTERY \$1,029.70; INTERWEST SUPPLY COMPANY \$2,665.80; JACKSON CURBSIDE INC. \$1,530.00; JACKSON GROUP LOCKBOX \$2,213.22; JACKSON HOLE CHILDRENS MUSEUM \$5,000.00; JACKSON HOLE CLIMATE ACTION COLLECTIVE \$2,500.00; JACKSON HOLE HISTORICAL SOCIETY \$7,812.50; JACKSON HOLE LAW, PC \$3,505.00; JACKSON HOLE NEWS & GUIDE \$1,033.06; JACKSON LUMBER INC \$686.70; JACKSON PAINT AND GLASS, INC. \$4,107.06; JAMF SOFTWARE, LLC \$3,673.80; JH2O WATER CONDITIONING & FILTRATION \$97.50; JME ELLSWORTH \$423.93; JORGENSEN ASSOCIATES, PC \$75,415.34; KENWORTH SALES COMPANY DEPT #1 \$299.05; LANGUAGE TESTING INTERNATIONAL, INC \$41.00; LOCAL GOV'T LIABILITY POOL \$1,000.00; LOWER VALLEY ENERGY INC \$33,606.88; MARKMAN, JASON \$1,995.00; MELCER, STEPHEN \$1,000.00; MENTAL HEALTH & RECOVERY SERVICES \$90,500.00; METADOME, LLC \$6,751.00; METROQUIP INC \$1,067.16; MICROSOFT \$3,300.00; NAPA AUTO PARTS INC. \$553.84; NELSON ENGINEERING \$1,217.00; OPS STRATEGIES, LLC \$5,425.00; OPTOLASH \$110.00; OTIS ELEVATOR COMPANY \$11,941.22; PARK, JO ELLEN \$714.36; PREMIER TRUCK- SALT LAKE CITY \$687.27; PRICE, MARY KATHERINE \$75.00; RED'S AUTO GLASS, INC. \$840.00; SCHOW'S TRUCK CENTER \$151.92; SCHWARTZ, ANDY \$4,167.00; SHERVIN'S INDEPENDENT OIL \$59.97; SHERWIN-WILLIAMS CO. \$109.15; SIGN IT NOW INC \$1,948.37; SILVERSTAR \$3,566.15; SMITH

PSYCHOLOGICAL SERVICES \$400.00; SNAKE RIVER ROASTING \$168.35; SNAKE RIVER SUPPLY, LLC \$300,000.00; SNOW KING MOUNTAIN RESORT LLC \$2,500.00; SOSA'S JANITORIAL SERVICE \$5,760.00; SPSC POA - SOUTH PARK SERVICES CTR POA \$301.38; STANDARD INSURANCE COMPANY \$9,566.45; STINKY PRINTS, INC \$119.88; STONE, KIRK \$2,940.00; SUBURBAN PROPANE \$170.42; TETON COUNTY CLERK \$983,353.00; TETON COUNTY INTEGRATED SOLID WASTE/RECY \$415.80; TETON COUNTY PUBLIC HEALTH \$200.00; TETON COUNTY SPECIAL FIRE FUND \$52.88; TETON COUNTY-FUND 10 \$201,086.28; TETON COUNTY-FUND 19 \$68,343.06; TETON LITERACY CENTER \$6,700.00; TETON MOTORS INC \$31,497.11; TETON MOUNTAIN RANCH \$1,900.00; TETON RENTAL CENTER \$60.75; TETON TRASH REMOVAL, INC. \$103.00; THE AFTERMARKET PARTS COMPANY, LLC \$3,600.02; THE CHILDREN'S LEARNING CENTER \$75,645.50; THE CONNOR E FIELD TRUST \$2,575.00; THOMPSON LOGGING, INC \$4,040.00; THOMSON WEST \$920.94; TMSC LLC \$1,700.00; TRC FABRICATION, LLC \$20,761.00; TREINEN, KEVIN \$740.00; UCM DIGITAL HEALTH, INC \$851.50; USA BLUE BOOK \$147.73; VALLEY OFFICE SYSTEMS \$532.86; VALLEY WEST ENGINEERING, PC \$2,520.00; VANDE KIEFT, MARY \$1,800.00; VERSARE SOLUTIONS, LLC \$12,712.40; VICTOR VILLAGE, LLC \$1,560.00; VISA \$2,000.00; VISION SERVICE PLAN - (WY) \$1,805.76; VOICES JACKSON HOLE \$3,750.00; WAVERLY WEST LLC \$11,000.00; WEST COAST CODE CONSULTANTS \$11,675.00; WESTERN STATE \$2,029.54; WESTWOOD CURTIS \$260,781.01; WILMA D SORSBY TRUST \$3,150.00; WILSON HARDWARE \$324.99; WILSON, JOHN \$2,200.00; WY WORKERS' SAFETY & COMP \$19,184.89; WYDOT \$22.00; WYOMING LAW ENFORCEMENT \$120.00; WYOMING RETIREMENT SYSTEM \$165,594.04; WYOMING WATER QUALITY & POLLUTION CONTR \$242.00; WYOMING.COM INC \$5.00; YELLOW IRON EXCAVATION, LLC \$4,170.00

- C. **Temporary Sign Permit for CWC Semester Enrollment (P23-146).** To approve temporary banner application (P23-146) for Central Wyoming College Semester Enrollment including the three conditions of approval recommended by the Planning Director in this staff report dated October 16, 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.

Town Attorney Contract. Council held discussion. There was no public comment. A motion was made by Mayor Morton Levinson and seconded by Jonathan Schechter to approve the Employment Agreement Between the Town of Jackson and Lea Colasuonno as presented in the attachment to this staff report, with the adjustment of a salary of \$230,000 per year, and authorize the Mayor to execute it.

Well Easement Agreement Between the Town of Jackson and JHHR Holdings I. Tyler Sinclair 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 approve the Well Easement Agreement between the Town and JHHR Holdings I, LLC and authorize the mayor to execute it, subject to finalization of the exhibits and minor changes by staff. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Bike-Sharing and Car-sharing Programs Request for Proposals. Charlotte Frei and Tyler Sinclair made staff comment. Council held discussion with staff. Katherine Dawson made public comment. A motion was made by Jim Rooks and seconded by Arne Jorgensen to continue the bike-sharing and car-sharing request for proposals item to a date uncertain. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

2023 Rodeo Report and 2024 Rodeo Dates. Roxanne Robinson made staff comment. Council held discussion with staff. Bill Wilson made public comment. A motion was made by Jim Rooks and seconded by Jonathan Schechter to approve the 2024 rodeo schedule as presented and to accept the 2023 Rodeo End of Season Report as presented. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Resolution 23-20: A Resolution Amending the Free Schedule. Kelly Thompson made staff comment. There was no public comment. A motion was made by Jim Rooks and seconded by Arne Jorgensen to approve Resolution 23-20, rescinding all previous fee schedules and adopting the Town of Jackson Fee Schedule. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Resolution 23-21: FY24 Budget Amendment #1. Tyler Sinclair 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 Resolution 23-21 adopting amendments to the fiscal year 2024 budget as follows:

- Town proposed amendments as presented
- Capital project budget rollover as presented
- Joint Department/Division County Compensation Study adjustments in the amount of \$350,000.

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

Council recessed at 7:50pm and reconvened at 7:57pm.

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 W: An Amendment to the Official Zoning Map for Karns Meadow.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1074 (PART) AND 1197 (PART); SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 1074 (PART) AND AMENDING THE TOWN OF JACKSON OFFICIAL ZONING DISTRICT MAP TO CHANGE THE CURRENT ZONING DESIGNATION OF 42 ACRES OF LAND: TRACT 1 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE; TRACT 2 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE; TRACT 3 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE; TRACT 4 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE AND NEIGHBORHOOD LOW DENSITY-3; TRACT 5 FROM NEIGHBORHOOD LOW DENSITY-1 TO PUBLIC/SEMI-PUBLIC; TRACT 6 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE; TRACT 8 FROM NEIGHBORHOOD LOW DENSITY-1 TO PARK & OPEN SPACE; AND ESTABLISHING AN EFFECTIVE DATE.

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

Tyler Sinclair, Tyler Valentine, Paul Anthony, and Lea Colasuonno made staff comment. Council held discussion. There was no public comment. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to continue second reading of Ordinance W to the next available meeting. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Ordinance Z. An Ordinance Repealing Noise from the Special Events Section in the Municipal Code.

AN ORDINANCE REPEALING SECTION 1 (PART) OF TOWN OF JACKSON ORDINANCE NO. 1011 AND JACKSON MUNICIPAL CODE SECTION 12.28.050.H; SECTION 1 (PART) OF TOWN OF JACKSON ORDINANCE NO. 1112 AND JACKSON MUNICIPAL CODE SECTION 12.28.050.H REGARDING SPECIAL EVENT NOISE 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:

Roxanne Robinson made staff comment. There was no public comment. Council held discussion. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve Ordinance Z on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Ordinance A. An Ordinance Adding a Bias Crime Provision to the Municipal Code.

AN ORDINANCE ESTABLISHING CHAPTER 9.27 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING BIAS CRIME; 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 Amending Discrimination in Housing and Public Accommodations.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1200, 1317 § 1(Exh. A); AND SECTIONS 9.26.010, 9.26.020, 9.26.030, 9.26.050, 9.26.060, 9.26.070, 9.26.080, 9.26.090, AND 9.26.120 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING NON-DISCRIMINATION 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 C. An Ordinance An Ordinance Regarding Penalties for Assault, Battery, and Unlawful Contact.

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 162, 1105, 1317 § 1(Exh. A); SECTION 2 OF TOWN OF JACKSON ORDINANCE NO. 162; AND SECTIONS 9.16.010, 9.16.020, AND 9.16.025 OF THE TOWN OF JACKSON MUNICIPAL CODE REGARDING PENALTIES FOR VIOLATIONS OF CHAPTER 9.16 ASSAULT, BATTERY, AND UNLAWFUL CONTACT OR TOUCHING; 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:

Lea Colasuonno made staff comment. Jason Fritz, Sara Burlingame, and Jessica Jaubert made public comment. Council held discussion. A motion was made by Jonathan Schechter and seconded by Jim Rooks to approve Ordinances A, B and C on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Ordinance D. An Ordinance Repealing Short-Term Rental Provisions from the Municipal Code.

AN ORDINANCE REPEALING SECTION 1 OF ORDINANCE NO. 1092 AND JACKSON MUNICIPAL CODE SECTIONS 5.60.010 THROUGH 5.60.050, 5.60.080, AND 5.60.100; SECTION 1 OF ORDINANCE NO. 1113 AND JACKSON MUNICIPAL CODE SECTIONS 5.60.020 AND 5.60.030; SECTION 1 OF ORDINANCE NO. 1179 AND JACKSON MUNICIPAL CODE SECTIONS 5.60.010 THROUGH 5.60.050, 5.60.080, AND 5.60.100; AND SECTION 1 OF ORDINANCE NO. 1281 (PART); AND JACKSON MUNICIPAL CODE SECTIONS 5.60.010 THROUGH 5.60.050, 5.60.080, AND 5.60.100 REGARDING RESIDENTIAL SHORT-TERM RENTAL PERMITS 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. Council held discussion. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve Ordinance D on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Joint Funding Committee Update. Arne Jorgensen and Jim Rooks provided an update from their brief weekly meeting. Individual Joint Department updates are still upcoming.

Other Matters from Mayor and Council. Next Tuesday the 24th Council and staff are invited to the Mending Relationships session with Cherokee Brown. Jonathan Schechter will be giving a presentation on his independent survey next Tuesday the 24th. Jim Rooks will be attending the Mountain Towns 2030 event later this week.

Town Manager’s Report. Tyler Sinclair made staff comment. The Town Manager’s report contained updates on Town staffing and employee housing, childcare, and packet publishing dates. 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 8:56 p.m. Minutes: rt.

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk

Publish JH News & Guide: October 25, 2023