

TOWN COUNCIL PROCEEDINGS

OCTOBER 7, 2024

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, Bruce Abel, Floren Poliseo, Johnny Ziem, Russ Ruschill, Paul Anthony, Tyler Valentine, Tanya Anderson, Susan Scarlata, and Riley Taylor.

The Pledge of Allegiance was led by Mayor Morton Levinson. The Land Acknowledgement was read by Mayor Morton Levinson. Mayor Morton Levinson proclaimed Domestic Violence Awareness Month, Fall Clean-Up Week, and Indigenous People's Day. Mayor Morton Levinson introduced Susan Purcell, Assistant Town Attorney, and Dan Stewart, Water Utility Manager.

Public Comment. Timothy Anderson, Julien Hass, Dimutru Cusnir, and Stephania Fram made public comment.

Consent Calendar. A motion was made by Jessica Sell Chambers and seconded by Arne Jorgensen to approve the consent calendar including items A-F as presented with the following motions:

- A. **Meeting Minutes.** To approve meeting minutes from the September 9, 2024 Regular Town Council Meeting, September 16, 2024 Special Town Council Meeting, September 16, 2024 Regular Town Council Workshop, and September 16, 2024 Regular Town Council Meeting.
- B. **Disbursements.** To approve the disbursements as presented. 842-NCPERS GROUP WYOMING \$80.00; A & I DISTRIBUTORS \$264.31; ACE EQUIPMENT & SUPPLY \$3,686.38; ACE HARDWARE \$2,941.97; ADVANCED CONCRETE SOLUTIONS \$156,992.40; AMAZON \$2,317.04; ANGLESEY, NICOLE \$92.00; AT&T \$1,521.52; AVAIL VALLEY CONTRUCTION-IDAHO, LLC \$331,911.71; BEST BEST & KRIEGER \$980.50; BIG R RANCH & HOME \$29.96; BISON LUMBER \$13,255.13; BLUE TO GOLD, LLC \$990.00; BUILD 22 \$10,175.00; CARPETS PLUS COLORTILE \$1,056.00; CAST \$800.00; CENTURYLINK \$2,355.27; CHARLIE'S PLUMBING OF JH \$412.00; CITY OF DRIGGS \$1,467.73; CIVICPLUS \$9,124.50; CONRAD & BISCHOFF INC. \$58,848.59; CONTROL SYSTEM TECHNOLOGY, INC. \$3,221.50; CONVERGEONE, INC \$6,300.00; CONWAY, LARS \$2,500.00; COPYWORKS, LLC \$139.80; CORE & MAIN LP \$15,886.50; CUMMINS SALES AND SERVICE \$1,440.00; DEAN'S PEST CONTROL LLC \$100.00; DELAY, JACK \$120.00; DELTA DENTAL PLAN OF WYOMING \$4,267.90; DENT KINGS PDR INC \$100.00; DETAIL DRIVEN LLC \$225.00; DEX IMAGING \$1,060.30; DIVISION OF CHILD SUPPORT ENFORCEMENT \$509.23; DIVISION OF VICTIM SERVICES \$150.00; E.R. OFFICE EXPRESS \$1,192.00; EKOS, INC \$80.00; ELAN ONE CARD \$15,626.51; ENERGY LABORATORIES INC. \$1,105.00; EVANS CONSTRUCTION INC \$450.00; FALL RIVER PROPANE \$396.17; FALL RIVER RURAL ELECTIC \$69.99; FENNERN, ROBERT \$155.00; FIRE SERVICES OF IDAHO \$17,850.02; FLEETPRIDE \$284.74; FLORES, JUANITA \$1,120.00; FLOYD'S TRUCK CENTER \$68.08; FREEDOM MAILING SERVICE INC. \$1,879.35; GABLE, RUSSELL \$80.00; GARCIA, ISRAEL \$160.00; GILLIG LLC \$1,015.48; GRAND TARGHEE RESORT \$619.00; GRANICUS, LLC \$22,791.00; GROSSENBACHER BROS, INC \$461.00; HD FOWLER COMPANY \$5,312.82; HIGH COUNTRY LINEN \$2,613.11; HIRST APPLGATE, LLP \$407.00; H-K CONTRACTORS INC. \$977.35; IDAHO CHILD SUPPORT RECEIPTING \$564.20; IDAHO STATE TAX COMMISSION \$5,950.00; IDAHO TRAFFIC SAFETY, INC. \$740.00; INTERSTATE BATTERY \$574.80; IVY OUTDOOR SERVICES LLC \$19,517.50; JACK'S TIRE & OIL \$552.95; JACKSON CURBSIDE INC. \$1,560.00; JACKSON DOWNTOWNER, LLC \$224,372.34; JACKSON GROUP LOCKBOX \$4,118.27; JACKSON HOLE HISTORICAL SOCIET \$693.85; JACKSON HOLE NEWS & GUIDE \$1,537.50; JACKSON LUMBER INC \$127.68; JACKSON PAINT AND GLASS, INC. \$2,240.00; JDG VENTURES, LLC \$350.00; JORGENSEN ASSOCIATES, PC \$75,021.11; KEN GARFF FORD CHEYENNE \$9,058.80; KILMER'S BG DISTRIBUTING \$6,812.00; KING, LISA \$2,500.00; LEADERSHIP JACKSON HOLE \$2,250.00; LENAMOND, LYNSEY \$44.28; LEPCO \$1,018.12; LEWIS RETAIL, INC \$2,459.70; LONG BUILDING TECHNOLOGIES INC. \$540.00; MARKMAN, JASON \$140.00; MCCLURE, ANN \$101.75; MEAD & HUNT \$443.75; MORTON-LEVINSON, HAILEY \$530.95; MOTOROLA SOLUTIONS, INC \$18,607.88; MOUNTAIN MODERN JH \$8,991.75; MSC INDUSTRIAL SUPPLY CO \$1,066.87; NAPA AUTO PARTS INC. \$1,301.32; NELSON ENGINEERING \$8,891.50; ONE CALL OF WYOMING \$647.25; PERFORM PRINTING LLC \$252.75; PETHEALTH SERVICES INC \$600.00; PITTS, JASON \$749.00; PLATT \$500.00; POINT S DRIGGS

\$1,902.72; PREMIER TRUCK- SALT LAKE CITY \$9,818.48; PVS DX, INC \$1,852.54; RAE, JOSHUA \$21,840.00; RIPLEYS VACUUM CENTER, INC \$1,306.60; ROCKY MOUNTAIN APPRAISALS \$250.00; RUSH INTERNATIONAL TRUCK CENTER \$925.70; SAFETY-KLEEN SYSTEMS, INC. \$304.70; SCHECHTER, JONATHAN \$1,217.79; SCHWARTZ, ANDY \$4,583.33; SHLIM MD, DAVID R \$2,300.00; SIGN IT NOW INC \$1,661.28; SMITH, MEGAN AMANDA \$6,950.00; SNOW KING MOUNTAIN RESORT LLC \$597.24; SOSA'S JANITORIAL SERVICE \$7,200.00; SOUTHERN, SEAN \$6,109.71; SPECTRUM \$99.99; STANDARD INSURANCE COMPANY \$11,558.19; STEP BACK LEADERSHIP CONSULTING LLC \$41,500.00; STEWART, DANIEL \$4,988.50; SUNRISE ENVIRONMENTAL \$2,427.29; SUSTAINABLE STRATEGIES DC, LLC \$7,500.00; TAYLOR, RILEY \$226.50; TETON COUNTY INTEGRATED SOLID WASTE/RECY \$448.00; TETON COUNTY PLANNING & BUILDING \$8,778.36; TETON COUNTY PUBLIC HEALTH \$220.00; TETON COUNTY SHERIFF'S-JAIL \$1,008.00; TETON COUNTY-FUND 19 \$323,389.00; TETON MOTORS INC \$17,149.54; TETON RENTAL CENTER \$104.99; THE AFTERMARKET PARTS COMPANY, LLC \$472.88; THE TIRE RACK, INC. \$1,522.44; TIMBERLINE CONCRETE \$337.50; TMSC LLC \$5,087.18; TODAY CASH \$170.28; TOP TIER TOOLS LLC \$203.50; TREFONAS LAW, P.C. \$332.44; UCM DIGITAL HEALTH, INC \$962.00; ULINE \$1,623.52; VERIZON WIRELESS \$11,622.54; VERIZON WIRELESS VSAT NORTH \$95.00; VISA \$15,133.07; VISION SERVICE PLAN - (WY) \$1,735.00; WAM \$225.00; WATTS STEAM STORE ROCKY MT. INC \$3,254.76; WEST COAST CODE CONSULTANTS \$2,150.00; WESTBANK SANITATION \$546.27; WESTERN STATE \$463.32; WESTWOOD CURTIS \$230,855.13; WHITE GLOVE CLEANING, INC. \$3,158.13; WRENCH IT PLUMBING & HEATING INC \$2,631.60; WRIGHT, JASON \$69.50; WY WORKERS' SAFETY & COMP \$22,320.36; WYOMING IMMIGRANT ADVOCACY \$3,750.00; WYOMING LAW ENFORCEMENT \$165.00; WYOMING PEACE OFFICERS ASSOCIATION \$620.00; WYOMING RETIREMENT SYSTEM \$182,859.31; WYOMING STATE BOARD OF PHARMAC \$80.00; YELLOW IRON EXCAVATION, LLC \$225.00.

- C. **Encroachment Agreement at 105 E. Broadway Ave. – Canopy (E24-0172).** To approve the Encroachment Agreement between the Town of Jackson and Foam Capital, LLC to allow encroachment of the canopy subject to the recommended conditions and approval and final approval by the Town Engineer and Town Attorney and authorize the Mayor to execute an Encroachment Agreement.
- D. **Encroachment Agreement at 105 E. Broadway Ave. – Footings (E24-0030).** To approve the Encroachment Agreement between the Town of Jackson and Foam Capital, LLC to allow encroachment of the footings subject to the recommended conditions and approval by the Town Engineer and Town Attorney and authorize the Mayor to execute an Encroachment Agreement.
- E. **First Amendment to Agreement Between the Town of Jackson, Wyoming and Grand Targhee Resort, LLC.** To approve the First Amendment to the Agreement between the Town of Jackson and Grand Targhee Resort, LLC for The Operation of Commuter Bus Service serving the communities of Victor and Driggs, Idaho and the Grand Targhee Resort, subject to minor changes by staff.
- F. **Bid 25-02: 2024 West Jackson Water Transmission Project.** To direct staff to:
 - 1. Award the contract to Westwood Curtis Construction, Inc., of Jackson, Wyoming, and
 - 2. Authorize the mayor to execute a contract for construction subject to review and final approval by the Town Attorney and Town Engineer.

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.

Amendments to Town Land Development Regulations related to Temporary Emergency Building Moratorium (PM24-004). Paul Anthony and Tyler Sinclair made staff comment. Council held discussion with staff.

Jessica Sell Chambers left the meeting at 6:52 p.m.

Council recessed at 7:12 p.m. and reconvened at 7:23 p.m.

Jenny Fitzgerald, Michael Stern, Jeff Gottlieb, Matt Kim-Miller, Jean Barash, Tammy Christel, Fred Becker, James Lemkemeier, Rebecca McKay Singer, Amy Kushak, and Kay Modi made public comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jonathan Schechter to approve LDR Text Amendment PM24-004 based upon the findings presented in the staff report and as directed by Council at the meeting, the departmental reviews, and subject to the staff

report dated October 7, 2024, and direct staff to prepare an ordinance for first reading. 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.

Jonathan Schechter exited the Council Chambers at 8:52 p.m.

Ordinance N. An Ordinance Granting a Four-Month Extension of the Current CenturyLink Franchise.
AN ORDINANCE AMENDING ORDINANCE 1243 EXTENDING THE TERM OF THE FRANCHISE GRANTED TO QWEST CORPORATION D/B/A CENTURYLINK QC ON BEHALF OF ITSELF TO OPERATE AND MAINTAIN A TELECOMMUNICATIONS SYSTEM FOR THE PURPOSE OF SUPPLYING SERVICE TO THE TOWN OF JACKSON AND GRANTED ON DECEMBER 18, 2019.

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 N, an ordinance granting a four-month extension of the current CenturyLink Franchise, on third reading and designate it Ordinance 1392. The vote showed all in favor. The motion carried.

Ordinance O: An Ordinance Annexing Russ Garaman Park to the Town of Jackson.
AN ORDINANCE ANNEXING RUSS GARAMAN PARK TO THE TOWN OF JACKSON, TETON COUNTY, WYOMING; AMENDING THE ZONING DISTRICT MAP TO INCLUDE THE ANNEXED PROPERTY AND CLASSIFYING IT AS A PART OF THE PUBLIC / SEMI-PUBLIC ZONING DISTRICT; 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 Jim Rooks to approve Ordinance O on first reading. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Jonathan Schechter returned to the Council Chambers at 8:56 p.m.

Matters from Mayor and Council. Council discussed comments made about ground transportation fees. A motion was made by Jim Rooks and seconded by Jonathan Schechter to direct the Town Manager or their designee to draft a brief scoping staff report about taxi and transportation set fees to be added to an agenda within 45 days. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Council discussed use and enforcement of the Community Building at the Fairgrounds.

Design Review Committee Reappointments. There was no public comment. A motion was made by Jim Rooks and seconded by Jonathan Schechter to reappoint Brad Hoyt, Hans Flinch, Katherine Koriakin, and Bridget Farley to the Design Review Committee for terms which shall expire October 31, 2026. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Council discussed WYDOT paving operations on Hwy 89. A motion was made by Jonathan Schechter and seconded by Jim Rooks to ask staff to develop a recommendation for creating a task force examining the recent repaving of Highway 89, related traffic-affecting efforts, and how information about such projects is communicated to the public. The task force will be comprised of one town councilmember and one county commissioner (assuming interest), as well as town, county, and state employees involved in road construction, communications, and related efforts. The task force's goal will be to holistically examine the repaving project and related efforts and make recommendations to ensure that future efforts run as smoothly as possible. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried.

Town Manager’s Report. Tyler Sinclair made staff comment. The Town Manager’s report contained updates on a letter from Teton County regarding the Fairgrounds lease, a letter of support for the Governor’s Arts Award, funding to support the purchase of a buffalo, temporary sign permits, and Solid Waste Infrastructure for Recycling Grant. The Town Manager also discussed Council’s upcoming meeting schedule. 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 Arne Jorgensen to adjourn. Mayor Morton Levinson called for the vote. The vote showed all in favor. The motion carried. The meeting adjourned at 9:17 p.m.

TOWN OF JACKSON

ATTEST:

Hailey Morton Levinson, Mayor

Riley Taylor, Town Clerk

Minutes: rt. Publish JH News & Guide: October 16, 2024