

TOWN COUNCIL PROCEEDINGS

AUGUST 20, 2018

JACKSON, WYOMING

The Jackson Town Council met in regular session in the Council Chambers of the Town Hall at 150 East Pearl at 6:00 P.M. Upon roll call the following were found to be present:

MAYOR: Pete Muldoon.
COUNCIL: Jim Stanford, Hailey Morton Levinson, Don Frank and Bob Lenz.
STAFF: Larry Pardee, Roxanne Robinson, Todd Smith, Roger Schultz, Lea Colasuonno, Tyler Sinclair, Brendan Conboy, Kelly Thompson, Johnny Ziem, Floren Poliseo, Carl Pelletier, and Sandy Birdyshaw

Mayor Muldoon introduced new Public Works Director Floren Poliseo.

Public Comment: None.

Reconsideration of August 6, 2019 item. A motion was made by Hailey Morton Levinson and seconded by Bob Lenz to reconsider the vote on the motion made August 6, 2018 'to approve the construction contract with Evans Construction of Jackson, Wyoming in the amount of \$150,000.00 and upon legal approval authorize the Mayor to execute all necessary contract agreements,' I voted on the prevailing side. She stated this was to correct a clerical error made in the staff report. Mayor Muldoon called for the vote. The vote showed 0-5 opposed and the motion failed.

A motion was made by Hailey Morton Levinson and seconded by Bob Lenz to approve the construction contract with CM Owen Construction of Jackson, Wyoming in the amount of \$150,000.00 and upon legal approval authorize the Mayor to execute all necessary contract agreements. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Consent Calendar. A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to approve the consent calendar including items A-I as presented with the following motions.

- A. **Meeting Minutes.** To approve the meeting minutes for the August 6, 2018 regular meeting as presented.
- B. **Disbursements.** To approve the disbursements as presented. Safety Supply \$26926.14, Jackson Hole Chamber \$32.00, Ace Hardware \$338.21, Thyssen Krupp Elevator \$288.39, Airgas Intermountain \$100.92, High Country Linen \$1634.19, Jackson Lumber \$19.50, J-B Mechanical \$249.97, Jackson Hole News & Guide \$3814.72, Jorgensen Associates \$690.00, LVPL \$16998.97, Nelson Engineering \$18158.20, O'Ryan Cleaners \$333.52, Alan Jensen \$73.23, Plainsman Printing \$182.71, Teton Literacy \$4087.50, Post Register \$456.50, Electrical Wholesale \$3.83, Westbank Sanitation \$629.80, Cummins Rocky Mountain \$1800.00, Freedom Mailing \$1814.98, USA Blue Book \$536.27, Energy Laboratories \$153.00, WAMCAT \$300.00, One Call of Wyoming \$255.75, Spring Creek Animal Hospital \$65.87, Division of Victim Services \$200.00, Alphographics \$515.03, LGLP \$81768.00, Wyoming Mechanical \$1726.03, Benefit Administrators \$18.00, Planet Jackson Hole \$4536.00, Ranch Inn \$425.00, DPC Industries \$2743.36, Westwood Curtis \$194894.29, Yellow Iron Excavation \$610.00, LDA Inc \$59.59, Chief \$1055.49, Valley West Engineering \$318.52, Teton Trash Removal \$57.50, ER Office \$626.62, The Results Group \$500.00, UPS \$23.95, Advanced Glass Trim \$555.00, Joshua Rae \$2900.00, Miller Sanitation \$8060.20, CM Owen \$13083.12, Fire Services of Idaho \$2520.00, Sherwin Williams \$624.05, Proforce Law Enforcement \$772.60, Brower Psychological \$300.00, Teton Signs \$551.25, Idexx Distribution \$530.77, Snake River Roasting \$276.17, Industrial Technology \$700.00, Marc Loebe \$50.03, Advanced Pump & Equipment \$8400.00, Big R Ranch \$35.93, Wamco \$900.00, Ridgeline Excavation \$35724.48, Control System Technology \$17604.50, HD Fowler \$158.67, H&R Enterprises \$2005.85, Jackson Animal Hospital \$380.84, Wavingatyou \$40.00, Horizon Landscape \$17095.25, Department of Family Services \$20.00, Snow King Mountain \$14000.00, Wrench It Plumbing & Heating \$465.03, John Tighe \$114.50, Casper Star Tribune \$1079.05, Rich Broadcasting \$1456.00, Village Gardner \$5556.85, City of Driggs \$905.39, Dude Solutions \$9067.99, Setcom \$466.25, Hole Food Rescue \$2500.00, Climb Wyoming \$2475.00, Robert Bacani \$6000.00, Thomas Raab \$107.75, Yourmembership.com \$425.00, Uniforms2gear \$434.76, Health Technology \$828.21, Westwood Curtis \$286435.40.
- C. **July 2018 Municipal Court Report.** To accept and place the Municipal Court Report into the record as presented.
- D. **Western Design Conference Parking Request.** To approve the special event application made by Allison Merritt in association with the Western Design Conference, subject to the conditions and restrictions listed in the staff report.

- E. **Temporary Sign Permit: Western Design Conference (P18-246).** To approve the temporary the temporary banners in conjunction with Western Design Conference, subject to three (3) conditions of approval.
- F. **Special Event: Fall Arts Festival.** To approve the special event application made by the Jackson Hole Chamber of Commerce for the Fall Arts Festival, subject to the conditions and restrictions listed in the staff report.
- G. **Temporary Roadway and Access Easements for Snow King Estates Water Project with JMIR Snow King LLC, Snow King Mountain Resort LLC, ABSK LLC, and Robinson Rentals LLC.** To approve the attached four (4) Temporary Roadway and Access Easements from JMIR Snow King LLC, Snow King Mountain Resort LLC, ABSK LLC, and Robinson Rentals LLC.
- H. **Temporary Sign Permit: WYO Country Fest Summer Concert Series.** To approve the temporary banners in conjunction with Gunslinger Productions, subject to three (3) conditions of approval.
- I. **Change Order 1 to Budge Drive Landslide CMAR Contract for Water Line Installation.** To approve the attached Change Order No. 1 for the installation of the 8-inch diameter water line from Budge Drive to HWY-22 as presented.

Mayor Muldoon called for the vote on the motion to approve the consent calendar. The vote showed all in favor and the motion carried.

Malt Beverage Permit Request by Snake River Brewing Co. Bob Lenz questioned the 11:00 p.m. ending time and noise limitations. Staff comment was made by Sandy Birdyshaw and Chief Todd Smith. A motion was made by Bob Lenz and seconded by Hailey Morton Levinson to continue this to the next regular meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Consultant Selection for Karns Environmental Assessment. Larry Pardee made staff comment. A motion was made by Hailey Morton Levinson and seconded by Don Frank to direct staff to issue a Notice of Award to Eco-Connect Consulting LLC to provide an Environmental Assessment of Karns Meadows. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P18-163: Conditional Use Permit for an antenna at Lot 59 Grand View Lodges Third Addition.

Item P18-164: Conditional Use Permit for an antenna at 402 E. Snow King Ave. Tyler Sinclair made staff comment that on both of these applications, the applicant requested continuation to allow additional time to address modification recommendations by the Design Review Committee and Planning Commission and to accommodate their travel schedule.

A motion was made by Hailey Morton Levinson and seconded by Bob Lenz to continue items P18-163 and P18-164 to a date uncertain. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Item P18-156: Development Plan for Glenwood+Simpson at 175 S. Glenwood Street. Brendan Conboy, Tyler Sinclair and Larry Pardee made staff comment. Scott Pierson and Keith Harger representing the application made comment. Jay Varley made comment as the applicant. Stephen King of Spectrum Investments made comment.

Based upon the findings for a Development Plan as presented in the staff report and by the applicant related to 1) Consistency with the Comprehensive Plan; 2) Achieves purpose of NRO & SRO overlays; 3) Impact of public facilities & services; 4) Compliance with Town Design Guidelines; 5) Compliance with LDRs & Town Ordinances; 6) Conformance with past permits and approvals for Item P18-156, a motion was made by Hailey Morton Levinson and seconded by Bob Lenz to make findings 1-6 as set forth in Section 8.3.2.C (Development Plan) of the Land Development Regulations to approve item P18-156 to develop a mixed-use building with employee housing for the property located at 175 South Glenwood Avenue, subject to the department reviews attached hereto and the following seven conditions of approval:

1. Prior to issuance of a Building Permit the applicant shall provide a landscape bond in the amount of 125% of the cost of the required plant units.

2. Prior to issuance of a Certificate of Occupancy for the building the applicant shall work with the Jackson/Teton County Affordable Housing Department to record the required deed restrictions against the property.
3. Prior to Building Permit submittal, the applicant shall consult with and gain approval from the Pathways Director the appropriate location of bicycle parking spaces.
4. The final Pedestrian Corridor Plan shall demonstrate a clear 6-foot unobstructed pedestrian corridor along the Simpson and Glenwood Street fronts of the building as measured from the building to any support column.
5. Prior to Building Permit submittal the applicant shall either receive approval of an easement to allow the design as proposed or otherwise comply with all building and fire codes in the submitted plans.
6. The applications for Phase 2 of this Millward + Simpson PMD Master Plan shall be in compliance with the phasing requirements in the amendment to the Master Plan Extension Agreement recorded on May 6, 2016 in the Teton County land records.
7. The applicant shall not use any short-term rental unit for long term residential use without a separate approval from the Town.

Mayor Muldoon called for the vote. The vote showed 4-1 in favor with Stanford opposed. The motion carried.

Item P18-198: Grand Targhee Master Plan. Tyler Sinclair made staff comment. Grand Targhee Resort has submitted applications for a Planned Unit Development Plan, Sketch Plan, and a text amendment to the Land Development Regulations (LDRs) that would amend their Resort Master Plan. Land Development Regulations state that the Town Council does not have a “voting participation” in the review of a Resort Master Plan amendment, thus no motion is intended. However, the Town Council may provide recommendations and comments as appropriate, which staff will then forward to Teton County for consideration. Brendon Schulte representing Grand Targhee Resort made comment. The Council did not take action on this item.

Intersection Turn Lanes at Maple Way and Buffalo Way. Johnny Ziem, Larry Pardee, and Robert Johnson made staff comment.

A motion was made by Hailey Morton Levinson and seconded by Bob Lenz to the redesign of the north side of the Maple Way and Buffalo Way intersection which includes the addition of a right and left-hand turn lane and the removal of curbside parking and extend the red zone a little bit on Maple Way. Mayor Muldoon called for the vote. The vote showed 4-1 in favor with Sanford opposed. The motion carried.

Ordinances. A motion was made by Hailey Morton Levinson and seconded by Jim Stanford to read ordinances by short title. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

ORDINANCE N

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 993, 937 AND 868, SECTION 2 OF TOWN OF JACKSON ORDINANCE NOS. 754 AND 746, SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 685, SECTION 2 (PART) OF TOWN OF JACKSON ORDINANCE NO. 374 AND SECTION 13.12.020 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING PROCUREMENT OF WATER METERS; 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 Hailey Morton Levinson and seconded by DF to approve Ordinance N on second reading. Mayor Muldoon called for the vote. The vote showed 4-0-1 in favor with Stanford absent for the vote. The motion carried.

ORDINANCE O

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 428, 289 AND 160 AND SECTION 1.12.010 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING PENALTIES FOR MUNICIPAL CODE VIOLATIONS; 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 Hailey Morton Levinson and seconded by Don Frank to approve Ordinance O on second reading. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Matters from Mayor and Council. Related to the Simpson+Glenwood item heard earlier, Jim Stanford asked staff to look at providing a pedestrian crosswalk to the Center for the Arts.

Town Manager's Report. A motion was made by Don Frank and seconded by Hailey Morton Levinson to accept the Town Manager's Report. The Town Manager's Report contained an update on sales and Lodging Tax and a referendum petition against Ordinance 1197 received and found insufficient for certification. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried.

Adjourn. A motion was made by Hailey Morton Levinson and seconded by Bob Lenz to adjourn the meeting. Mayor Muldoon called for the vote. The vote showed all in favor and the motion carried. The meeting adjourned at 8:10 p.m.

TOWN OF JACKSON

ATTEST:

Pete Muldoon, Mayor

Sandra P. Birdyshaw, Town Clerk

minutes: spb
Published JH News & Guide: August 29, 2018