

## TOWN COUNCIL PROCEEDINGS

SEPTEMBER 6, 2016

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: Sara Flitner  
COUNCIL: Bob Lenz and Jim Stanford. Hailey Morton Levinson and Don Frank were absent.  
STAFF: Bob McLaurin, Audrey Cohen-Davis, Roxanne DeVries Robinson, Larry Pardee, Cole Nethercott, Brian Schilling, Kelly Thompson, Carl Pelletier, Darren Brugmann, Tyler Sinclair, Paul Anthony, and Sandy Birdyshaw

Mayor Flitner introduced Karl Meyer as the Town's new Transit Supervisor, read a proclamation recognizing September 12-16, 2016 as Bronc Week, and recognized Eagle Scout Evan Scott.

**Public Comment.** Dan Webb of Westbank Sanitation gave comment on new plastic commercial waste containers that will replace metal containers, curbside recycling, and reducing the sound level of the back-up alarms on their trucks.

A motion was made by Jim Stanford and seconded by Bob Lenz to approve the consent calendar as presented. The consent calendar included Items 1-12 below with the following motions:

1. To approve the Town Council minutes of the August 15, 2016 workshop and regular meeting, August 22, 106 and August 24, 2016 special meetings as presented.
2. To approve the disbursements as presented. Carquest \$249.99, Star Tribune \$267.28, Ace Hardware \$987.34, Curran-Seeley \$7500.00, Jackson Hole Historical Society \$1875.00, Evans Construction \$133194.66, Airgas \$141.17, High Country Linen \$3333.34, Interstate Battery \$280.85, Jackson Lumber \$8.90, Jim & Greg Locksmith \$339.25, Jackson Hole News & Guide \$3257.44, Jorgensen Associates \$7961.12, LVPL \$19435.84, Red's Auto Glass \$180.00, Smith Power Products \$161.30, St John's Hospital \$66.00, Napa \$566.95, Jackson Hole Community Counsel \$22500.00, Teton Motors \$28.82, Sprinkler Specialties \$6667.07, Teton County Weed & Pest \$60.50, Antler Motel \$512.00, CDW-Government \$834.43, Electrical Wholesale \$204.29, Westbank Sanitation \$564.73, Gemplers \$379.10, Teton County Integrated Solid Waste \$8.00, Cummins Rocky Mountain \$4571.01, USA Blue Book \$949.95, Jackson Whole Grocer \$21.03, Kmart \$43.16, Galls \$562.71, Jack's Tire & Oil \$1797.00, Energy Laboratories \$3774.50, American Public Works \$825.00, Teton County Sanitary Landfill \$395.15, Wamcat \$195.00, Spring Creek Animal Hospital \$15.00, Entenmann-Rovin \$182.50, HD Supply \$6341.28, West Group Publishing \$38.15, LexisNexis \$75.08, Division of Victim Services \$300.00, Kenworth \$1092.69, Planet Jackson Hole \$785.25, DPC Industries \$3072.49, Westwood Curtis \$102243.40, Yellow Iron Excavation \$310.00, Dawn Sheue \$1500.00, Meridian Engineering \$6633.75, MCI Fleet Support \$454.22, Staples \$21.07, James Bristol \$40.00, Kilmer's BG Distributing \$780.00, ER Office Express \$103.79, Visa \$20737.92, Bison Lumber \$187.62, UPS \$94.48, Johnson Roberts & Assoc \$17.50, James Campbell \$80.00, Joshua Rae \$500.00, Miller Sanitation \$7326.00, Sweetwater \$50.00, Ross Concrete \$405.00, Gillig \$4321.17, MD Nursery \$144297.07, Colt Morehead \$149.95, Sherwin Williams \$250.00, Proforce \$303.94, Long Building Technology \$1040.23, Total Funds by Hasler \$1000.00, Fish Creek Excavation \$19802.63, Bliss Cargo \$53.50, Silver Creek Supply \$369.56, Porter's Office \$179.28, Naturescape Designs \$390.00, C&A Professional Cleaning \$7052.30, Class C Solutions \$367.36, Schow's Truck Center \$2662.85, Snake River Roasting \$96.90, Fleetpride \$667.47, Ron's Towing \$100.00, Lori Miller \$4333.35, Double H Bar \$75.00, Big R Ranch \$33.96, Bushong Equipment \$398.27, Wamco Lab \$350.00, Control Systems Technology \$7909.50, Dean's Pest Control \$40.00, South Park Landscaping \$1050.00, Animal Health & Sanitary \$998.18, HD Fowler \$9607.49, Trefonas Law \$319.50, H&R Enterprises \$258.00, Nataly Espinoza \$304.00, Open Creative \$1820.00, Anthony Uhl \$324.50, Tyler Valentine \$559.43, Cornforth Associates \$2529.20, Cobalt Truck Equipment \$2725.00, Horizon Landscape \$3992.00, Harry Statter \$2500.00, Kevin Meagher \$100.00, Figjam Enterprises \$2900.00, Kellerstraus \$20390.41, Rush Truck Center \$315.08, Malwarebytes \$1683.35, John Tighe \$283.50, Steve Nelson \$64.09, Rink-Tec International \$135000.00, Ecor \$32465.00, Lepco \$2048.06, Hansen's Landscaping \$722.90, Premier Powder Coating \$9448.60, Bridger Animal Hospital \$15.00, Francisca Galicia \$1740.00, Wyoming Garage Door \$353.00, Valley Landscape \$270.00, Municipal Treatment \$233.00, L-Tech \$22.52, Phillip Bowman \$613.90, Simeon Montiel \$100.00, Paul D'Amours \$27.28, JD Construction \$10448.52, PTS of America \$897.60, Buckley Powder \$800.00, Jackson Hole Media \$300.00, Stephanie Hix \$11.52, Jeff Bates \$27.28
3. To accept the July Municipal Court report as presented.
4. 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.

5. To approve the special event request made by the Center for the Arts to allow the annual JH One Fly event to operate on the Center for the Arts lawn until 10:00 PM on September 8<sup>th</sup>, 9<sup>th</sup> and 11<sup>th</sup>, 2016 subject to the conditions and restrictions listed in the staff report.
6. To approve the letter of support for Melody Ranch ISD Emergency SLIB Grant Application as written and authorize the Mayor to execute it on behalf of the Town of Jackson.
7. To approve the first amendment to the grant of easements and agreement between Albertson's Inc. and the Town of Jackson. To approve the first amendment to the right of way and access easement between Jackson Shopping Village LLLP and the Town of Jackson. To approve the first amendment to the right of way and access easement between Jackson Hotel LLC and the Town of Jackson.
8. To approve and award Bid #17-05 to Jacks Truck & Equip WY for the purchase of the Western Star 4700 Sander/Plow Truck in the amount of \$151,189.00.
9. To accept and award Project #17-06 to Right Angle Resources, LLC for \$68,879.00.
10. To approve the Tire Sale temporary banner in conjunction with Shervin's Independent Oil, subject to three (3) conditions of approval.
11. To approve the Skating Club Registration temporary banner in conjunction with Skating Club of Jackson Hole, subject to three (3) conditions of approval.
12. To approve the Western Design Exhibit / Sale temporary banner in conjunction with Western Design Conference, subject to three (3) conditions of approval.

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

**Eagle Scout Project for Bike Parking at START Bus Shelters.** Brian Schilling made staff comment. A motion was made by Bob Lenz and seconded by Jim Stanford to approve the Eagle Scout project to install bicycle racks at Albertson's, Kmart, and the Hampton Inn START Bus shelters and authorize Town of Jackson staff to assist with the project as needed, and funding up to \$4,105 for the cost of materials and construction. Mayor Flitner called for the vote on the motion to approve the consent calendar. The vote showed all in favor. The motion carried.

**Bike Share Memorandum of Understanding.** Darren Brugmann made staff comment. Jack Kohler of Friends of Pathways made comment. A motion was made by Jim Stanford and seconded by Bob Lenz to accept and approve the Memorandum of Understanding between Friends of Pathways and the Town of Jackson in the amount of \$22,558.00. Mayor Flitner called for the vote. The vote showed all in favor. The motion carried.

**Cache Creek / Lodgepole Sewer Replacement Change Order.** Larry Pardee made staff comment. A motion was made by Bob Lenz and seconded by Jim Stanford to approve Change Order #1 with Westwood Curtis Construction in the amount of \$84,026.16 for the Cache Creek Drive Sewer Main Replacement Project. Mayor Flitner called for the vote. The vote showed all in favor. The motion carried.

**Item P16-041: Consideration of a Final Plat for Powderhorn Housing Addition.** Paul Anthony made staff comment. A motion was made by Jim Stanford and seconded by Bob Lenz based upon the findings as presented in the staff report and as made by the applicant for Item P16-041, to make findings 1-4 as set forth in Section 8.5.3.C (Subdivision Plat) of the Land Development Regulations relating to 1) Conformance with Development Plan or Development Option Plan; 2) Complies with standards of Section 8.5.3. Subdivision Plat; 3) Complies with standards of Division 7.2. Subdivision Standards; 4) Complies with other relevant standards of these LDRs, to approve a Final Plat for the Powderhorn Housing Addition to the Town of Jackson for the property addressed at 655 Powderhorn Lane subject to the departmental reviews attached hereto and two (2) conditions of approval:

- 1) Within thirty (30) calendar days from the date of Town Council approval, the applicant shall satisfactorily address all comments made by the Town of Jackson and other reviewing entities included in the attached Departmental Reviews and submit the corrections to the Planning Department.
- 2) If the future development plan for Phase 2 of the approved PUD indicates that JHMR plans to sell one or more of the undeveloped dormitory lots to a third party, then the Town may require

JHMR to submit a document that clearly outlines how the costs for on-site infrastructure will be allocated among the dormitory lot owners in this plat (Item P16-041). This document would serve as a substitute for the formal SIA that was not provided at the time of this final plat.

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

**Item P16-083: Final Plat at 1200 S. Highway 89 (Rzika).** Paul Anthony and Tyler Sinclair made staff comment. Scott Pierson made comment on behalf of the applicant. Public comment was given by Ed Liebzeit. A motion was made by Bob Lenz and seconded by Jim Stanford based upon the findings as presented in the staff report and as made by the applicant for Item P16-083, to make findings 1-4 as set forth in Section 8.5.3.C (Subdivision Plat) of the Land Development Regulations relating to 1) Conformance with Development Plan or Development Option Plan; 2) Complies with standards of Section 8.5.3. Subdivision Plat; 3) Complies with standards of Division 7.2. Subdivision Standards; 4) Complies with other relevant standards of these LDRs, to approve a Final Plat for the Farmhouse Live Work Townhome Addition to the Town of Jackson for the property addressed at 1200 South Highway 89 subject to the departmental reviews attached hereto and one (1) condition of approval:

- 1) Within thirty (30) calendar days from the date of Town Council approval, the applicant shall satisfactorily address all comments made by the Town of Jackson and other reviewing entities included in the attached Departmental Reviews and submit the corrections to the Planning Department.

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

**Ordinances.** A motion was made by Jim Stanford and seconded by Bob Lenz to read all ordinances by short title. Mayor Flitner called for the vote. The vote showed all in favor. The motion carried.

#### **Ordinance X**

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF JACKSON; AMENDING THE ZONING DISTRICT MAP TO INCLUDE THE ANNEXED PROPERTY AND CLASSIFY IT AS A PART OF THE RURAL ZONING DISTRICT WITHIN THE SCENIC RESOURCES AND NATURAL RESOURCES OVERLAY DISTRICTS; AMENDING THE CORPORATE LIMITS OF THE TOWN OF JACKSON; 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:

A motion was made by Bob Lenz and seconded by Jim Stanford to approve Ordinance X on second reading. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

#### **Ordinance Y**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NO. 1074 AS AMENDED (PART) AND SECTIONS 2.2.2.B.5, 2.2.3.B.5, 2.2.4.B.5, 2.2.5.B.5, 2.3.1.B.8, 2.3.2.B.8, 2.3.4.B.8, 2.3.5.B.8, 2.3.6.B.8, 2.3.9.B.8, 2.3.10.B.8, 2.3.11.B.8, 2.3.12.B.8, 2.3.13.B.8, 2.3.14.B.8, 2.3.15.B.8, 2.3.16.B.8, 3.3.1.B.8, 4.2.1.B.8, 4.2.2.B.8, 5.3.1, 9.5.C, 9.5.F, 9.5.G, AND 9.5.L OF THE TOWN OF JACKSON LAND DEVELOPMENT REGULATIONS TO AMEND THE EXTERIOR LIGHTING STANDARDS FOR THE TOWN, AND PROVIDING FOR AN EFFECTIVE DATE.

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

A motion was made by Jim Stanford and seconded by Bob Lenz to approve Ordinance Y on second reading. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

#### **Ordinance Z**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF THE TOWN OF JACKSON ORDINANCE NO. 922 AND SECTION 5.50.040.F.2 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING GROUND TRANSPORTATION VEHICLE MARKINGS AND SIGNAGE; 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 Bob Lenz and seconded by Jim Stanford to approve Ordinance Z on second reading. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

#### **Ordinance A**

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 1044, 636 AND 610, SECTION 21 OF TOWN OF JACKSON ORDINANCE

NO. 131, RESOLUTION 04-27 AND SECTION 10.04.190 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING PARKING LIMITED ON CERTAIN STREETS; 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 Jim Stanford and seconded by Bob Lenz to approve Ordinance A on second reading. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

**Letter of Support for Jackson Hole Center for Global Affairs for Strengthening Ties with Taiyuan, Shanxi Province.** A motion was made by Jim Stanford and seconded by Bob Lenz to approve the letter of support as presented. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

**Board and Commission Reports.** Jim Stanford commented on an Airport special event. Bob Lenz commented on the CAST meeting he attended in Frazier last week. Mayor Flitner reminded everyone to vote in the September 20<sup>th</sup> special election on District 2 and responded to public inquiries regarding her professional relationship with S.R. Mills.

**Matters from Town Manager.** Bob McLaurin made comment on WAM's efforts related to the budget session. Mayor Flitner referenced a letter from Mayor Richard Kaysen that recognized Bob McLaurin's participation as a key member of the WAM sub-committee addressing municipal funding. A motion was made by Jim Stanford and seconded by Bob Lenz to accept the Town Manager's Report. The Town Manager's Report contained information on Adult Entertainment Business Ordinance and the Town Manager's schedule. Mayor Flitner called for a vote. The vote showed all in favor. The motion carried.

A motion was made by Bob Lenz and seconded by Jim Stanford to adjourn the meeting. Mayor Flitner called for the vote. The vote showed all in favor. The motion carried. The meeting adjourned at 7:00 P.M.

TOWN OF JACKSON

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Sara Flitner, Mayor

ATTEST:

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Sandra P. Birdyshaw, Town Clerk

minutes:spb

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