

Jackson Hole News&Guide

Public NOTICES

What is a Public Notice?

These pages include a variety of notices required by Town, County and State statutes and regulations. These notices include Meeting Agendas, proposed city and county ordinances, tax and budget information, Liquor Licenses, foreclosures, summonses and bid invitations.

How to place a Public Notice

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LEGAL DEADLINE: THURSDAY AT 3:00 PM

SEPTEMBER 08, 2021

TETON COUNTY NOTICES

Teton County Board of Commissioners

• MEETING NOTICES •

Teton County Board of Commissioners
Voucher Meeting Notice
200 S. Willow, Jackson, Wyoming
Monday, September 13, 2021, 9:00 a.m.
Meeting agenda is available on tetoncountywy.gov
Meeting streaming is available online.
Be advised the online meeting agendas may be revised up until 5:00pm the day before the meeting.
Publish: 09/08/21

Teton County Board of Commissioners
In conjunction with the Town of Jackson
Joint Information Meeting Notice
200 S. Willow St., Jackson, Wyoming
Monday, September 13, 2021, 3:00 p.m.
Meeting agenda is available on tetoncountywy.gov
Meeting streaming is available online.
Be advised the online meeting agendas may be revised up until 5:00pm the day before the meeting.
Publish: 09/08/21

TETON COUNTY DIVISION OFFICES

• REQUEST FOR BIDS •

Benson/Brown Home Relocation & Restoration
Request for Proposal

Jackson/Teton County Affordable Housing Department is requesting proposals to design and build the relocation and restoration of the Benson/Brown Home and historic water turbines located at 445 E. Kelly Avenue.

A pre-bid conference will be held at 445 East Kelly Avenue September 9, 2021 at 2pm. Attendance is mandatory.

RFP packages may be obtained online at the Public Purchase website, <http://www.publicpurchase.com>. The bid id is 146706. Vendors must complete the free registration on the Public Purchase site. Assistance with registration can be obtained at <http://www.tetoncountywy.gov/1951/Purchasing>. Proposals are to be submitted on that same website. Proposals will be due on or before September 13 at 4:00pm and opened upon release by Public Purchase immediately thereafter at the Jackson/Teton County Affordable Housing Department Office, 320 South King Street, Jackson, WY.

Teton County reserves the right to reject all proposals and to waive informalities and irregularities in proposals.

Questions are to be posted on the Public Purchase website. All questions and answers will be available to all bidders.
Publish: 09/08/21

• LIQUOR LICENSES •

NOTICE OF APPLICATION FOR A TRANSFER OF OWNERSHIP OF A COUNTY MALT BEVERAGE PERMIT

Notice is hereby given that on the 1st day of September 2021, Astoria Park Conservancy filed an application for the transfer of ownership of a county malt beverage permit from Astoria, LLC and, in the office of the Clerk of the County of Teton for the following described place:

LOT 1, ASTORIA HOT SPRINGS PARK, TETON COUNTY, WYOMING

And protests, if any there be, against the issuance of the license will be heard at the hour of 9:00 A.M., on the 20th day of September 2021, in the County Commissioners Chambers in the Teton County Administration Building.
Publish: 09/08, 09/15/21

TOWN OF JACKSON NOTICES

• OFFICIAL PROCEEDINGS •

TOWN COUNCIL PROCEEDINGS - UNAPPROVED
August 30, 2021 JACKSON, WYOMING
The Jackson Town Council met in special workshop session at 9:00 A.M. This meeting was held through the Zoom platform. Upon roll call the following were found to be present: TOWN

COUNCIL: In-person: None. via Zoom: Mayor Hailey Morton Levinson, Arne Jorgensen, Jonathan Schechter, and Jessica Sell Chambers. Jim Rooks was absent. Mayor Morton Levinson led those in attendance in a moment of silence for Rylee McCollum. Teton County Public Health Order 21-5 Extension. Larry Pardee and Lea Colasuonno made staff comment. Council held discussion with staff. Jessie Aufderheide made public comment.

JACKSON CITY COUNCIL
JACKSON, WYOMING
ORDER AFFIRMING AND EXTENDING PUBLIC HEALTH ORDER #21-5

WHEREAS, Dr. Travis Riddell, serves as the Teton District Health Officer pursuant to Wyoming Statute § 35-1-306(a); and WHEREAS, Dr. Riddell, the Teton District Health Officer, issued Teton District Health Order #21-5 on August 26, 2021, at 4:00p.m., requiring individuals to wear face coverings in certain places, with exceptions; and

WHEREAS, pursuant to Wyoming Statute §35-1-310, any order issued by a district health officer that restricts individuals' movements or their ability to engage in any activity, that applies to individuals not under an isolation or quarantine order and that is designed to prevent or limit the transmission of a contagious or possibly contagious disease shall be effective for a period of not more than ten (10) days; and WHEREAS, pursuant to Wyoming Statute §35-1-310, subsequent orders, including order extensions, for the same or substantially same purpose of any duration shall only be issued if the governing body of a political subdivision that is a member of the health district or the district health department, by a majority vote of the governing body, issues an order subsequent to the order issued by the district health officer; and WHEREAS, any such order issued by a political subdivision that is a member of the health district or the district health department will only have effect within the governing body's political subdivision only; and

WHEREAS, Teton County and the City of Jackson are the two members of the Teton Health District; and WHEREAS, the Teton Health District Board of Health met on August 27, 2021 and reviewed the District Health Officer's order issued on August 26, 2021. The Teton Health District Board of Health voted to recommend to the Jackson City Council and the Teton County Board of County Commissioners to extend the Teton District Health Officer's August 26, 2021 order beyond the ten (10) day limit. Specifically, the Teton Health District Board of Health recommended that Public Health Order #21-5 should be extended to December 31, 2021 with the condition that in the event that the CDC lists Teton County as an area of "low" or "moderate" transmission according to criteria established and data maintained by the CDC and published daily on the CDC's COVID Tracker website, the requirements in the Order should be temporarily suspended during the time period when Teton County is deemed an area of "low" or "moderate" transmission.

NOW, THEREFORE, IT IS HEREBY ORDERED, by the Jackson Town Council, having duly met on August 30, 2021 at a duly scheduled meeting, which was properly noticed and open to the public, and having fully considered the matter at hand, that, in accordance with Wyoming Statute §35-1-310, Public Health Order 21-5 is extended to December 31, 2021 as follows:

TETON DISTRICT HEALTH OFFICER PUBLIC HEALTH ORDER#21-5
ORDER REQUIRING INDIVIDUALS WITHIN TETON COUNTY, WYOMING TO WEAR FACE COVERINGS IN CERTAIN PLACES, WITH EXCEPTIONS

WHEREAS, the World Health Organization declared COVID-19 a worldwide pandemic on March 11, 2020; and WHEREAS, on March 13, 2020, the President of the United States declared a national emergency concerning the coronavirus, specifically stating that "in December 2019 a novel (new) coronavirus known as SARS-Co V-2 was first detected in Wuhan, Hubei Province, People's Republic of China, causing outbreaks of the corona virus disease (COVID-19) that has now spread globally. The spread of COVID-19 within our Nation's communities threatens to strain our Nation's healthcare systems and cause great economic and social disruption. Additional measures are needed to successfully contain and combat the virus in the United States"; and

WHEREAS, on March 13, 2020, Wyoming Governor Mark Gordon declared a State of Emergency and Public Health Emergency in the State of Wyoming, stating that on March 11, 2020, an individual within the State of Wyoming tested presumptive positive for COVID-19; and

WHEREAS, Governor Gordon's Declaration of a State of Emergency and Public Health Emergency directs the Wyoming Department of Health to take all appropriate and necessary actions, and that in the judgment of the Director of the Wyoming Department of Health, any actions necessary should be taken to provide aid to those locations where there is a threat or danger to public health, safety, and welfare; and

WHEREAS, a significant number of Wyoming citizens are at risk of serious health complications, including death, from COVID-19. Although most individuals who contract COVID-19 do not become seriously ill, people with mild symptoms, and even asymptomatic persons with COVID-19 place other vulnerable members of the public at significant risk; and WHEREAS, the U.S. Centers for Disease Control and Prevention (CDC) have gathered peer-reviewed data throughout the pandemic which have categorically demonstrated the safety and efficacy of masks including the following experimental and epidemiologic evidence:

- Masks are primarily intended to reduce the emission of virus-laden droplets ("source control"), which is especially relevant for asymptomatic or presymptomatic infected wearers who feel well and may be unaware of their infectiousness to others, and who are estimated to account for more than 50% of transmissions.² Multi-layer cloth masks block release of exhaled respiratory particles into the environment.³⁻⁶ along with the microorganisms these particles carry.^{7,8} Cloth masks not only effectively block most large droplets (i.e., 20-30 microns and larger)⁹ but they can also block the exhalation of fine droplets and particles (also often referred to as aerosols) smaller than 10 microns ;^{3,5} which increase in number with the volume of speech¹⁰⁻¹² and specific types of phonation.¹³ Multi-layer cloth masks can both block up to 50-70% of these fine droplets and particles^{3,14} and limit the forward spread of those that are not captured.^{5,6,15,16} Upwards of 80% blockage has been achieved in human experiments that have measured blocking of all respiratory droplets,⁴ with cloth masks in some studies performing on par with surgical masks as barriers for source control.^{3,9,14}

- Studies also demonstrate that cloth mask materials can reduce wearers' exposure to infectious droplets through filtration, including filtration of fine droplets and particles less than 10 microns. Multiple layers of cloth with higher thread counts have demonstrated superior performance compared to single layers of cloth with lower thread counts, in some cases filtering nearly 50% of fine particles less than 1 micron .^{14,17-29}

- At least ten studies have confirmed the benefit of universal masking in community level analyses: in a unified hospital system,³⁰ a German city,³¹ two U.S. states,^{32,33} a panel of 15 U.S. states and Washington, D.C.,^{34,35} as well as both Canada³⁶ and the U.S.³⁷⁻³⁹ nationally. Each analysis demonstrated that, following directives from organizational and political leadership for universal masking, new infections fell significantly. Two of these studies^{34, 35} and an additional analysis of data from 200 countries that included the U.S.⁴⁰ also demonstrated reductions in mortality. Another 10-site study showed reductions in hospitalization growth rates following mask mandate implementation ³⁷. A separate series of cross-sectional surveys in the U.S. suggested that a 10% increase in self-reported mask wearing tripled the likelihood of stopping community transmission.⁴¹

- Investigations of "real world" COVID transmission events demonstrating the benefits of masks include:

- o An investigation of a high-exposure event, in which 2 symptomatically ill hair stylists interacted for an average of 15 minutes with each of 139 clients during an 8-day period, found that none of the 67 clients who subsequently consented to an interview and testing developed infection. The stylists and all clients universally wore masks in the salon as required by local ordinance and company policy at the time.⁴²

- o In a study of 124 Beijing households with > 1 laboratory-confirmed case of SARS-CoV-2 infection, mask use by the index patient and family contacts before the index patient developed symptoms reduced secondary transmission within the households by 79%.⁴³

- o A retrospective case-control study from Thailand documented that, among more than 1,000 persons interviewed as part of contact tracing investigations, those who reported having always worn a mask during high-risk exposures experienced a greater than 70% reduced risk of acquiring infection compared with persons who did not wear masks under these circumstances.⁴⁴

- o A study of an outbreak aboard the USS Theodore Roosevelt, an environment notable for congregate living quarters and close working environments, found that use of face coverings on-board was associated with a 70% reduced risk.⁴⁵

- o Investigations involving infected passengers aboard flights longer than 10 hours strongly suggest that masking prevented in-flight transmissions, as demonstrated by the absence of infection developing in other passengers and crew in the 14 days following exposure.^{46,47}

- Research supports that mask wearing has no significant adverse health effects for wearers. Studies of healthy hospital workers, older adults, and adults with COPD reported no change in oxygen or carbon dioxide levels while wearing a cloth or surgical mask either during rest or physical activity.⁴⁸⁻⁵⁰ Among 12 healthy non-smoking adults, there was minimal impact on respiration when wearing a mask compared with not wearing a mask; however, the authors noted that while some respiratory discomfort may have been present, mask use was safe even during exercise.⁵¹ The safety of mask use during exercise has been confirmed in other studies of healthy adults.⁵²⁻⁵⁴ Additionally, no oxygen desaturation or respiratory distress was observed among children less than 2 years of age when masked during normal play.⁵⁵ While some studies have found an increase in reports of dyspnea⁵⁶ (difficulty breathing) when wearing face masks, no physiologic differences were identified between periods of rest or exercise while masked or non-masked.⁵⁴

WHEREAS, six B.1.617.2 (Delta) variant cases in Wyoming have been detected in Teton County as of August 20, 2021.⁵⁷ The Delta variant is more infectious and leads to increased transmissibility when compared to other variants. As of August 6, 2021, the Delta variant is currently the predominant strain of the SARS-Co V-2 virus in the United States. The CDC has indicated that fully vaccinated people who are infected with the Delta variant are capable of transmitting the virus to others; and 58

WHEREAS, in line with the above evidence, the CDC on July

• Public Notices •

27, 2021, issued a recommendation that people, regardless of vaccination status, wear face coverings in public indoor settings located in areas of substantial or high transmission of the COVID-19. 59 As of August 19, 2021, Teton County is determined by the CDC to be an area of high transmission; and 60 WHEREAS, the busiest commercial airport in Wyoming is in Teton County and proximal to two national parks: Grand Teton and Yellowstone National Park. Both Grand Teton and Yellowstone National Park report record visitations for July 2021. Therefore, additional new variants and COVID-19 cases in general are more likely to appear here relative to other areas in Wyoming; and

WHEREAS, there has been an increase in the number of COVID-19 cases throughout the month of August 2021. As of August 19, 2021 Teton County is averaging 13.57 new cases per day with 130 active cases. 56% of cases in the past two weeks were due to community spread. Since August 19, 2021, there have been 204 new resident cases out of 276 total confirmed cases reported in Teton County in the past 2 weeks. 53.3% of total confirmed cases are breakthrough cases (occurring in fully vaccinated individuals). It is expected that more cases will be diagnosed; and NOW, THEREFORE, IT IS HEREBY ORDERED that persons within the City of Jackson, Wyoming shall wear Face Coverings as described below:

1. “Face Covering,” as used in this Order, means a covering made of cloth, fabric, or other soft or permeable material, without holes, that covers the nose and mouth and surrounding areas of the lower face.

2. “Business” means any business entity (retail or commercial) that employs or engages workers or volunteers.

3. Except as specifically exempted below, all members of the public must wear a Face Covering in the following situations:

a. When any person is inside any business or any government facility open to the public, including county and municipal buildings but excluding state/federal buildings.

b. When any person is obtaining services at, or visiting healthcare operations, including, but not limited to, hospitals, clinics, and walk-in health facilities, dentists, pharmacies, blood banks, other healthcare facilities, behavioral health providers, and facilities providing veterinary and similar healthcare services for animals.

c. When any person is riding on public transportation or paratransit, or while they are riding in a taxi, private car service, shuttle, tour, or ride-sharing vehicle. The driver shall also wear a Face Covering when passengers are in the vehicle.

4. K-12 schools including both private and public K-12 schools and postsecondary institutions shall require all students, teachers, school staff, and visitors (including parents, families, and members of the public) to wear face coverings indoors where 6 feet of separation between individuals cannot be maintained. Individuals engaged in athletic activities or performances are exempted. Individuals who have an Individual Education Program (IEP) under Individuals with Disabilities Education Act, 20 U.S.C. §1414, or an accommodation under Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. §794, that would necessitate exempting the individual from wearing a Face Covering shall be exempted.

5. All businesses must post notices stating that Face Coverings are required in a clearly visible location at or near the entrance of the business.

6. All government facilities open to the public, specifically county and municipal buildings, but excluding state and federal buildings, must post notices stating that Face Coverings are required in a clearly visible location at or near the entrance of the building.

7. All employees, owners, and volunteers of businesses and employees and volunteers of government facilities open to the public, including county and municipal buildings but excluding state and federal buildings, shall wear Face Coverings at their business or government facility when they are within 6 feet of customers, clients, other staff/workers, or volunteers. They must also wear a Face Covering when working or volunteering in a space that could be visited by members of the public, such as by way of example, but not limited to: reception areas, hallways, grocery store aisles, service counters, public restrooms, cashier and checkout areas, waiting rooms, service areas, and other spaces that could be used by members of the public.

8. A Face Covering is not required under the following circumstances:

a. When a person is in a personal office (a single room) where others outside of that person’s household are not present as long as the public does not regularly visit the room, but that individual must put on a Face Covering when they are within 6 feet of a client, customer, volunteer, worker, or other member of the public.

b. In a restaurant, coffee shop, bar, or other dining/drinking establishment once the individual has been seated.

c. Children who are under 3 years of age.

d. When a person is inside or obtaining services at a location engaged primarily in providing congregate care, residential health care, or shelter care, and the individual is engaged in activities not conducive to wearing a Face Covering, such as eating or drinking, or the individual is in an area of that facility that is not designed for community gathering, such as a sleeping area.

e. If a person has a medical condition, mental health condition, or disability that prevents him or her from wearing a Face Covering. This includes, by way of example, but is not limited to, persons with a medical condition for whom wearing a Face Covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a Face Covering without assistance. A person is not required to provide any documentation demonstrating that the person cannot wear a Face Covering for any medical condition, mental health condition, or disability.

f. Individuals who are hearing impaired, or communicating with an individual who is hearing impaired, where the ability to see the mouth is essential for communication.

g. Individuals for whom wearing a Face Covering would create a risk to the individual related to their work, as determined by local, state, or federal workplace safety guidelines.

h. Individuals who are obtaining a service involving the nose or face for which temporary removal of the Face Covering is necessary to perform the service.

i. Individuals who are purchasing a product or receiving a service that requires identification may briefly remove a Face Covering as necessary, so that the retailer or service provider can verify identity.

j. When engaged in exercise or athletic activities, or artistic

performances.

k. When law enforcement asks an individual to remove a Face Covering for identification purposes.

IT IS FURTHER ORDERED that the Teton District Health Officer may grant exceptions to this Order on a case-by-case basis after evaluating the request; and IT IS FURTHER ORDERED that this Order shall become effective on September 4, 2021 and remain in effect through December 31, 2021. In the event that the CDC lists Teton County as an area of “low” or “moderate” transmission according to criteria established and data maintained by the CDC and published daily on the CDC’s COVID Tracker website, the requirements in this Order are temporarily suspended during the time period when Teton County is deemed “low” or “moderate” transmission.

IT IS FURTHER ORDERED that any business or person that violates this Order may be subject to criminal prosecution under Wyoming Statutes §§ 35-1-105 and 35-1-106.

DATED this 30th day of August, 2021.

References

1. U.S. Centers for Disease Control and Prevention. Science Brief: Community Use of Cloth Masks to Control the Spread of SARS-CoV-2 Available: <https://www.cdc.gov/coronavirus/2019-ncov/science/science-briefs/masking-science-sars-cov-2.html> [accessed: 08/19/2021]

2. Johansson MA, Quandelacy TM, Kada S, et al. SARS-CoV-2 Transmission From People Without COVID-19 Symptoms. JAMA Netw Open. Jan 4 2021;4(1):e2035057. doi:10.1001/jamanetworkopen.2020.35057

3. Lindsley WG, Blachere FM, Law BF, Beezhold DH, Noti JD. Efficacy of face masks, neck gaiters and face shields for reducing the expulsion of simulated cough-generated aerosols. Aerosol Sci Technol. 2020; in press

4. Fischer EP, Fischer MC, Grass D, Henrion I, Warren WS, Westman E. Low-cost measurement of face mask efficacy for filtering expelled droplets during speech. Sci Adv. Sep 2020;6(36):doi:10.1126/sciadv.abd3083

5. Verma S, Dhanak M, Frankenfield J. Visualizing the effectiveness of face masks in obstructing respiratory jets. Phys Fluids (1994). Jun 1 2020;32(6):061708. doi:10.1063/5.0016018

6. Bahl P, Bhattacharjee S, de Silva C, Chughtai AA, Doolan C, MacIntyre CR. Face coverings and mask to minimise droplet dispersion and aerosolisation: a video case study. Thorax. Nov 2020;75(11):1024-1025. doi:10.1136/thoraxjnl-2020-215748

7. Davies A, Thompson KA, Giri K, Kafatos G, Walker J, Bennett A. Testing the efficacy of homemade masks: would they protect in an influenza pandemic? Disaster Med Public Health Prep. Aug 2013;7(4):413-8. doi:10.1017/dmp.2013.43

8. Leung NHL, Chu DKW, Shiu EYC, et al. Respiratory virus shedding in exhaled breath and efficacy of face masks. Nature medicine. Apr 03 2020;26(5):676-680. doi:https://dx.doi.org/10.1038/s41591-020-0843-2

9. Bandiera L., Pavar G., Pisetta G., et al. Face coverings and respiratory tract droplet dispersion. medRxiv. 2020;doi:10.1101/2020.08.11.20145086

10. Alsved M, Matamis A, Bohlin R, et al. Exhaled respiratory particles during singing and talking. Aerosol Science and Technology. 2020;54(11):1245-1248. doi:10.1080/02786826.2020.1812502

11. Asadi S, Wexler AS, Cappa CD, Barreda S, Bouvier NM, Ristenpart WD. Aerosol emission and superemission during human speech increase with voice loudness. Sci Rep. Feb 20 2019;9(1):2348. doi:10.1038/s41598-019-38808-z

12. Morawska L., Johnson GR, Ristovski ZD, et al. Size distribution and sites of origin of droplets expelled from the human respiratory tract during expiratory activities. Aerosol Sci. 2009;40(3):256-269.

13. Abkarian M, Mendez S, Xue N, Yang F, Stone HA. Speech can produce jet-like transport relevant to asymptomatic spreading of virus. Proc Natl Acad Sci U S A. Oct 13 2020;117(41):25237-25245. doi:10.1073/pnas.2012156117

14. Ueki H, Furusawa Y, Iwatsuki-Horimoto K, et al. Effectiveness of Face Masks in Preventing Airborne Transmission of SARS-CoV-2. mSphere. Oct 21 2020;5(5):doi:10.1128/mSphere.00637-20

15. Rodriguez-Palacios A, Cominelli F, Basson AR, Pizarro TT, Ilic S. Textile Masks and Surface Covers-A Spray Simulation Method and a “Universal Droplet Reduction Model” Against Respiratory Pandemics. Front Med (Lausanne). 2020;7:260. doi:10.3389/fmed.2020.00260

16. Viola I.M., Peterson B., Pisetta G., et al. Face coverings, aerosol dispersion and mitigation of virus transmission risk. 2020. <https://arxiv.org/abs/2005.10720>

17. Rengasamy S, Eimer B, Shaffer RE. Simple respiratory protection—evaluation of the filtration performance of cloth masks and common fabric materials against 20-1000 nm size particles. Ann Occup Hyg. Oct 2010;54(7):789-98. doi:10.1093/annhyg/meq044

18. Konda A, Prakash A, Moss GA, Schmoldt M, Grant GD, Guha S. Aerosol Filtration Efficiency of Common Fabrics Used in Respiratory Cloth Masks. ACS nano. May 26 2020;14(5):6339-6347. doi:10.1021/acsnano.0c03252

19. Long KD, Woodburn EV, Berg IC, Chen V, Scott WS. Measurement of filtration efficiencies of healthcare and consumer materials using modified respirator fit tester setup. PLoS One. 2020;15(10):e0240499. doi:10.1371/journal.pone.024049

20. O’Kelly E, Pirog S, Ward J, Clarkson PJ. Ability of fabric face mask materials to filter ultrafine particles at coughing velocity. BMJ Open. Sep 22 2020;10(9):e039424. doi:10.1136/bmjopen-2020-039424

21. Aydin O, Emon B, Cheng S, Hong L, Chamorro LP, Saif MTA. Performance of fabrics for home-made masks against the spread of COVID-19 through droplets: A quantitative mechanistic study. Extreme Mech Lett. Oct 2020;40:100924. doi:10.1016/j.eml.2020.100924

22. Bhattacharjee S, Bahl P, Chughtai AA, MacIntyre CR. Last-resort strategies during mask shortages: optimal design features of cloth masks and decontamination of disposable masks during the COVID-19 pandemic. BMJ Open Respir Res. Sep 2020;7(1):doi:10.1136/bmjresp-2020-000698

23. Maurer L, Peris D, Kerl J, Guenther F, Koehler D, Dellweg D. Community Masks During the SARS-CoV-2 Pandemic: Filtration Efficacy and Air Resistance. J Aerosol Med Pulm Drug Deliv. Sep 23 2020;doi:10.1089/jamp.2020.1635

24. Hill WC, Hull MS, MacCuspie RI. Testing of Commercial Masks and Respirators and Cotton Mask Insert Materials using SARS-CoV-2 Virion-Sized Particulates: Comparison of Ideal Aerosol Filtration Efficiency versus Fitted Filtration Efficiency. Nano Lett. Oct 14 2020;20(10):7642-7647. doi:10.1021/acs.

nanolett.0c03182

25. Whiley H, Keerthirathne TP, Nisar MA, White MAF, Ross KE. Viral Filtration Efficiency of Fabric Masks Compared with Surgical and N95 Masks. Pathogens. Sep 17 2020;9(9) doi:10.3390/pathogens9090762

26. Hao W, Parasch A, Williams S, et al. Filtration performances of non-medical materials as candidates for manufacturing facemasks and respirators. Int J Hyg Environ Health. Aug 2020;229:113582. doi:10.1016/j.ijheh.2020.113582

27. van der Sande M, Teunis P, Sabel R. Professional and home-made face masks reduce exposure to respiratory infections among the general population. PLoS One. Jul 9 2008;3(7):e2618. doi:10.1371/journal.pone.0002618

28. Chu DK, Akl EA, Duda S, et al. Physical distancing, face masks, and eye protection to prevent person-to-person transmission of SARS-CoV-2 and COVID-19: a systematic review and meta-analysis. Lancet. Jun 27 2020;395(10242):1973-1987. doi:10.1016/S0140-6736(20)31142-9

29. Clase CM, Fu EL, Ashur A, et al. Forgotten Technology in the COVID-19 Pandemic: Filtration Properties of Cloth and Cloth Masks-A Narrative Review. Mayo Clin Proc. Oct 2020;95(10):2204-2224. doi:10.1016/j.mayocp.2020.07.020

30. Wang X, Ferro EG, Zhou G, Hashimoto D, Bhatt DL. Association Between Universal Masking in a Health Care System and SARS-CoV-2 Positivity Among Health Care Workers. JAMA. Jul 14 2020;doi:10.1001/jama.2020.12897

31. Mitze T., Kosfeld R., Rode J., Walde K. Face Masks Considerably Reduce COVID-19 Cases in Germany: A Synthetic Control Method Approach. 2020. ISSN: 2365-9793, DP No. 13319. <http://ftp.iza.org/dp13319.pdf>

32. Gallaway MS, Rigler J, Robinson S, et al. Trends in COVID-19 Incidence After Implementation of Mitigation Measures – Arizona, January 22-August 7, 2020. MMWR Morb Mortal Wkly Rep. Oct 9 2020;69(40):1460-1463. doi:10.15585/mmwr.mm6940e3

33. Van Dyke ME, Rogers TM, Pevzner E, et al. Trends in County-Level COVID-19 Incidence in Counties With and Without a Mask Mandate – Kansas, June 1-August 23, 2020. MMWR Morb Mortal Wkly Rep. Nov 27 2020;69(47):1777-1781. doi:10.15585/mmwr.mm6947e2

34. Lyu W, Wehby GL. Community Use Of Face Masks And COVID-19: Evidence From A Natural Experiment Of State Mandates In The US. Health Aff (Millwood). Aug 2020;39(8):1419-1425. doi:10.1377/hlthaff.2020.00818

35. Hatzius J, Struyven D, Rosenberg I. Face Masks and GDP. Updated June 29, 2020. Accessed July 8, 2020. <https://www.goldmansachs.com/insights/pages/face-masks-and-gdp.html>

36. Karaivanov A., Lu S.E., Shigeoka H., Chen C., Pamplona S. Face Masks, Public Policies And Slowing The Spread Of Covid-19: Evidence from Canada. 2020. Working Paper 27891. <http://www.nber.org/papers/w27891>

37. Joo H, Miller GF, Sunshine G, et al. Decline in COVID-19 Hospitalization Growth Rates Associated with Statewide Mask Mandates — 10 States, March–October 2020. MMWR. February 12, 2021 / 70(6):212–216

38. Chernozhukov V, Kasahara H, Schrimpf P. Causal Impact of Masks, Policies, Behavior on Early Covid-19 Pandemic in the U.S. medRxiv. 2020;doi:10.1101/2020.05.27.20115139

39. Guy GP, Jr., Lee FC, Sunshine G, et al. Association of State-Issued Mask Mandates and Allowing On-Premises Restaurant Dining with County-Level COVID-19 Case and Death Growth Rates – United States, March 1-December 31, 2020. MMWR Morb Mortal Wkly Rep. Mar 12 2021;70(10):350-354. doi:10.15585/mmwr.mm7010e3

40. Leffler CT, Ing E, Lykins JD, Hogan MC, McKeown CA, Grzybowski A. Association of Country-wide Coronavirus Mortality with Demographics, Testing, Lockdowns, and Public Wearing of Masks. Am J Trop Med Hyg. Dec 2020;103(6):2400-2411. doi:10.4269/ajtmh.20-1015

41. Rader B, White LF, Burns MR, et al. Mask-wearing and control of SARS-CoV-2 transmission in the USA: a cross-sectional study. The Lancet Digital Health. 2021/01/19/2021;doi:https://doi.org/10.1016/S2589-7500(20)30293-4

42. Hendrix MJ, Walde C, Findley K, Trotman R. Absence of Apparent Transmission of SARS-CoV-2 from Two Stylists After Exposure at a Hair Salon with a Universal Face Covering Policy – Springfield, Missouri, May 2020. MMWR Morb Mortal Wkly Rep. Jul 17 2020;69(28):930-932. doi:10.15585/mmwr.mm6928e2

43. Wang Y, Tian H, Zhang L, et al. Reduction of secondary transmission of SARS-CoV-2 in households by face mask use, disinfection and social distancing: a cohort study in Beijing, China. BMJ Glob Health. May 2020;5(5):doi:10.1136/bmjgh-2020-002794

44. Doung-Ngern P, Suphanchaimat R, Panjangampatthana A, et al. Case-Control Study of Use of Personal Protective Measures and Risk for Severe Acute Respiratory Syndrome Coronavirus 2 Infection, Thailand. Emerg Infect Dis. Sep 15 2020;26(11):doi:10.3201/eid2611.203003

45. Payne DC, Smith-Jeffcoat SE, Nowak G, et al. SARS-CoV-2 Infections and Serologic Responses from a Sample of U.S. Navy Service Members – USS Theodore Roosevelt, April 2020. MMWR Morb Mortal Wkly Rep. Jun 12 2020;69(23):714-721. doi:10.15585/mmwr.mm6923e4

46. Schwartz KL, Murti M, Finkelstein M, et al. Lack of COVID-19 transmission on an international flight. Cmaj. Apr 14 2020;192(15):E410. doi:10.1503/cmaj.75015

47. Freedman DO, Wilder-Smith A. In-flight Transmission of SARS-CoV-2: a review of the attack rates and available data on the efficacy of face masks. J Travel Med. Sep 25 2020;doi:10.1093/jtm/taaa178

48. Shein SL, Whitticar S, Mascho KK, Pace E, Speicher R, Deakins K. The effects of wearing facemasks on oxygenation and ventilation at rest and during physical activity. PLoS One. 2021;16(2):e0247414. doi:10.1371/journal.pone.0247414

49. Chan NC, Li K, Hirsh J. Peripheral Oxygen Saturation in Older Persons Wearing Nonmedical Face Masks in Community Settings. JAMA. Dec 8 2020;324(22):2323-2324. doi:10.1001/jama.2020.21905

50. Samannan R, Holt G, Calderon-Candelario R, Mirsaedi M, Campos M. Effect of Face Masks on Gas Exchange in Healthy Persons and Patients with Chronic Obstructive Pulmonary Disease. Ann Am Thorac Soc. Mar 2021;18(3):541-544. doi:10.1513/AnnalsATS.202007-812RL

51. Mapelli M, Salvioni E, De Martino F, et al. “You can leave your mask on”: effects on cardiopulmonary parameters of different airway protection masks at rest and during maximal exercise. Eur Respir J. Mar 7 2021;doi:10.1183/13993003.04473-2020

52. Roberge RJ, Kim JH, Benson SM. Absence of consequential

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changes in physiological, thermal and subjective responses from wearing a surgical mask. Respir Physiol Neurobiol. Apr 15 2012;181(1):29-35. doi:10.1016/j.resp.2012.01.010

53. Epstein D, Korytny A, Isenberg Y, et al. Return to training in the COVID-19 era: The physiological effects of face masks during exercise. Scand J Med Sci Sports. Jan 2021;31(1):70-75. doi:10.1111/sms.13832

54. Hopkins SR, Dominelli PB, Davis CK, et al. Face Masks and the Cardiorespiratory Response to Physical Activity in Health and Disease. Ann Am Thorac Soc. Mar 2021;18(3):399-407. doi:10.1513/AnnalsATS.202008-990CME

55. Lubrano R, Bloise S, Testa A, et al. Assessment of Respiratory Function in Infants and Young Children Wearing Face Masks During the COVID-19 Pandemic. JAMA Netw Open. Mar 1 2021;4(3):e210414. doi:10.1001/jamanet-workopen.2021.0414

56. Person E, Lemercier C, Royer A, Reyckler G. [Effect of a surgical mask on six minute walking distance]. Rev Mal Respir. Mar 2018;35(3):264-268. Effet du port d'un masque de soins lors d'un test de marche de six minutes chez des sujets sains. doi:10.1016/j.rmr.2017.01.010

57. Wyoming Department of Health. Wyoming COVID Data Tracker. Available: <https://sites.google.com/wyo.gov/covid-19/home>. [accessed: 08/19/2021]

58. U.S. Centers For Disease Control and Prevention. Delta Variant: What We Know About the Science. Available: <https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html>. [accessed: 08/19/2021]

59. U.S. Centers For Disease Control and Prevention. Interim Public Health Recommendations for Fully Vaccinated People. Available: <https://www.cdc.gov/coronavirus/2019-ncov/vaccines/fully-vaccinated-guidance.html>. [accessed: 08/19/2021]

60. U.S. Centers For Disease Control and Prevention. COVID Data Tracker. Available: <https://covid.cdc.gov/covid-data-tracker/#county-view>. [accessed: 08/19/2021]

A motion was made by Jonathan Schechter and seconded by Jessica Sell Chambers to approve the document provided by the Town Attorney that would extend Public Health Order 21-05. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor and the motion carried.State Legislative Agenda. Susan Scarlata, Larry Pardee and Tyler Sinclair made staff comment. Council held discussion with staff. A motion was made by Arne Jorgensen and seconded by Jessica Sell Chambers to approve the above Legislative Policy Approach for engagement with the Wyoming State Legislature over the next two years and approve the hiring of a Legislative Liaison. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor and the motion carried.

Council recessed at 10:36 a.m. and readjusted at 10:40 a.m. Equity Task Force. Susan Scarlata made staff comment. A motion was made by Jessica Sell Chambers and seconded by Arne Jorgensen to direct staff to establish an Equity Task Force as set forth in this staff report and attached Work Plan with any Council-directed changes discussed today and authorize the expenditure of stipends for Equity Task Force members. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor and the motion carried. Future Funding of Local Government. Larry Pardee made staff comment. A motion was made by Jessica Sell Chambers and seconded by Arne Jorgensen to continue to this item to the next available meeting. Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor and the motion carried.

Executive Session. A motion was made by Jonathan Schechter and seconded by Jessica Sell Chambers to recess to an executive session to consider matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party in accordance with Wyoming Statute 16-4-405(a)(iii). Mayor Morton Levinson called for the vote. The vote showed 4-0 in favor and the motion carried. Council recessed at 11:48 a.m. and readjusted at 12:13 p.m. Jonathan Schechter did not rejoin the workshop. Adjourn. A motion was made by Jessica Sell Chambers and seconded by Arne Jorgensen to adjourn the meeting. Mayor Morton Levinson called for the vote. The vote showed 3-0 in favor and the motion carried. The meeting adjourned at 12:13 pm. minutes:ll. Review complete and approved minutes at www.jacksonwy.gov/491.

Publish: 09/08/21

• ORDINANCES •

TOWN ORDINANCE 1288
AN ORDINANCE GRANTING LITTLE STEPS SOLUTIONS, LLC dba AVANT DELIVERY A FRANCHISE FOR THE COLLECTION AND DISPOSITION OF COMPOSTABLE MATERIALS AND REUSABLE PACKAGING FOR THE PURPOSE OF REDUCING IMPACTS ON WASTE HAULING AND LANDFILL OPERATIONS AND SUPPORTING WASTE REDUCTION EFFORTS; PROVIDING THE RIGHTS AND LIABILITIES THEREUNDER; AND ESTABLISHING AN EFFECTIVE DATE.
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, WYOMING, IN REGULAR SESSION, DULY ASSEMBLED, THAT:
SECTION I.
WHEREAS, the Town Council, having determined that Little Steps Solutions, LLC dba Avant Delivery (“Grantee”) is willing to provide the services, facilities, and equipment necessary to meet the needs and interests of the Town of Jackson, Wyoming (“Franchising Authority” or “Town”), and is willing to be bound by conditions of applicable law, and by binding agreement to serve the public interest, does hereby ordain as follows:
FINDINGS
In the review of the request for renewal by Grantee and negotiations related thereto, and as a result of a public hearing, the Town makes the following findings:
1. Grantee’s technical ability, financial condition, legal qualifications, and character were considered and approved in a full public proceeding after due notice and a reasonable opportunity to be heard;
2. Grantee’s plans for operating the franchise were considered and found adequate and feasible in a full public proceeding after due notice and a reasonable opportunity to be heard;
3. The franchise granted to Grantee by the Town complies with the existing applicable laws and regulations;
4. The Franchise granted to Grantee is nonexclusive.

Paragraph 1. Grant of Authority. There is hereby granted to Little Steps Solutions, LLC dba Avant Delivery, hereinafter referred to as Grantee, the permission, right, privilege and

non-exclusive franchise subject to the terms and conditions as set forth in this franchise agreement (“Franchise”) and the applicable laws of the State of Wyoming, to collect and dispose of Compostable Materials and Reusable Packaging within the corporate limits of the Town of Jackson, as the same may be altered from time to time.
Paragraph 2. Term of Franchise. The Franchise and rights herein granted shall take effect from and after the final passage hereof and shall continue in force subject to the terms and conditions set forth herein for a period of five (5) years, provided that Grantee shall file its acceptance of the terms of this Franchise with the Town within thirty (30) days after final passage. At the end of the fourth year the parties shall review this agreement and make a determination with respect to an appropriate extension.
Paragraph 3. Collection and Disposition. Grantee promises and agrees with the said Town that it will, for the period of five (5) years immediately from and after the passage of this Ordinance, collect Compostable Materials and Reusable Packaging in the said Town and transport or cause the same to be transported in accordance with the law and the ordinances of said Town to the Teton County Integrated Solid Waste and Recycling (“ISWR”) Food Waste Composting Facility and Grantee’s sanitation facility, respectively; to pay all costs and charges therefore; and to insure the proper storage, disposal, cleaning, sanitation and recirculation thereof, respectively, in a manner which will not become a nuisance or offensive to surrounding properties. Service shall be provided to all businesses and residences within the corporate limits of the Town of Jackson with frequency of collection being sufficient to prevent accumulation and spread of Compostable Materials and Reusable Packaging and with hours of collection being subject to the approval of Grantor.
Paragraph 4. Definitions. For the purposes of this Ordinance the following terms shall have the meaning given herein:
A. Reusable Packaging. “Reusable Packaging” shall mean food containers that are used multiple times for the purpose of transporting food products from vendors to individual consumers that is cleaned
A. and sanitized concomitant with industry standards after each individual consumer uses it and before each vendor receives it.
B. Answering Service. “Answering service” shall mean a person or device to answer Grantee’s business phone during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, for the purpose of taking messages for Grantee and relaying the messages to Grantee. Grantee shall check in with the answering service during business hours at intervals not to exceed four (4) hours.
C. Compostable Materials. “Compostable Materials” shall mean all organic and non-organic waste which is accepted by the ISWR Food Waste Composting Facility.
Paragraph 5. Franchise Fee. For and in consideration of the grant of the franchise and right to conduct business on the streets and alleys of the Town of Jackson as herein provided, Grantee agrees to pay a business license fee and a franchise fee of 2% (two percent) of gross revenues per year. This rate reflects the value of recycling to the Town of Jackson’s waste reduction efforts. Gross revenues shall include all sums received by Grantee from accounts situated within the corporate limits of the Town of Jackson, specifically including all charges, service fees, etc., deducting therefrom only State of Wyoming sales tax which may be applicable to services rendered by Grantee. Grantee shall provide to the Town of Jackson, not later than April 30 of each year (based on a fiscal year ending December 31), financial statements prepared by an accountant and according to Generally Accepted Accounting Principles (“GAAP”) upon which the franchise fee shall be determined. Concurrently with the delivery of the financial statements, Grantee shall pay to the Town of Jackson the difference between the estimated franchise fee paid as in this paragraph hereinafter set forth and the amount due based upon the financial statements. The franchise fee due and payable pursuant to this paragraph shall be payable quarterly in arrears within thirty (30) days of the close of the quarter. Each year, the estimated quarterly payments will be one fourth (1/4) of the franchise fee due and payable for the previous year. In the event the estimated payment shall exceed the franchise fee due and payable for any year, then the excess payment shall be credited against the next succeeding year’s estimated quarterly payments. The franchise fee set forth herein may be modified by the Town Council of the Town of Jackson upon thirty (30) days’ notice to Grantee in the event that the cost of doing business shall increase substantially for other like franchisees.
Paragraph 5. Late Payments. In the event any payment is not received on the date due, Grantee shall pay ten percent (10%) interest on the amount due, calculated from the date the payment was originally due until the date the Franchising Authority receives the payment. If Grantee fails to pay any sums herein specified within fifteen (15) days of being due, such failure to pay shall be treated as a default.
Paragraph 6. Books and Records. Grantee agrees that the Franchising Authority, upon reasonable notice to Grantee, may review such of its books and records as are kept in the normal course of business at Grantee’s business office, during normal business hours and on a non-disruptive basis, as is reasonably necessary to ensure compliance with the terms hereof. Provided that, if the business office is not in the Town, the record must be produced to the Franchising Authority at the Town Hall, unless the parties agree to production at some other location. Franchising Authority agrees to treat any information disclosed by the Grantee and marked as confidential as such pending a contrary determination, and only to disclose it to employees, representatives, agents or consultants that have a need to know and that have agreed to maintain the confidentiality of the materials in accordance with law.
Paragraph 7. Rights and Privileges. Franchising Authority, in consideration of the foregoing promises and agreements on the part of the Grantee, hereby promises and agrees that Grantee shall have, and it is hereby given, the non-exclusive right and privilege to maintain a Compostable Materials and Reusable Packaging collection service in the Town for the term of this Franchise, and the right and privilege to collect, have and retain all charges and fees for such service as specified in Section 15 below, subject to any and all statutes or rules and regulations of the State of Wyoming.
Paragraph 8. Salvage Rights. It is further agreed that Grantee shall become the absolute owner of all Compostable Materials and Reusable Packaging to be collected under this Franchise, and Grantee shall have the right to salvage such portions of

the said Compostable Materials and Reusable Packaging to be, and which is, collected as it may in its discretion deem advisable. All proceeds received from salvage operations shall be the property of Grantee without any obligation on the part of Grantee to account to the Town for such proceeds so recovered.
Paragraph 9. Conduct of Work. Grantee, its employees and agents, engaged in the collection of Compostable Materials and Reusable Packaging shall immediately upon emptying receptacles replace the cover thereon and set such receptacles in an upright position. Grantee, its employees and agents, shall exercise reasonable care in the handling of Compostable Materials and Reusable Packaging and the receptacles containing the same. Grantee may not burn any Compostable Materials and Reusable Packaging but must haul all of the same, except that set forth in Section 8 of this Ordinance, to the nearest approved location or facility by the shortest possible route, taking into account traffic conditions, weather conditions and pedestrian traffic in determination of the route to be used. Grantee, its employees and agents, shall insure in the hauling of Compostable Materials and Reusable Packaging that no spillage occurs and that the Compostable Materials and Reusable Packaging be hauled in such a manner so as not to scatter enroute, covering any vehicle used for hauling Compostable Materials and Reusable Packaging where necessary and practical to do so and shall see to its proper storage.
Paragraph 10. Indemnification. Except to the extent caused by the gross negligence or willful misconduct of Franchising Authority or its employees, Grantee agrees to indemnify, save, and hold harmless, and defend the Franchising Authority, its elected officials, employees, contractors, boards, commissions and agents, from and against any liability for damages and from any liability or claims (including judgments, decrees, court costs, and defense costs), arising out of or related in any manner to Grantee’s operations within the corporate limits of the Town, the exercise of the privileges granted herein by Franchising Authority, or the acts or omissions of the Grantee, its officers, employees, contractors, or agents, related in any way to the franchise granted herein. Provided, the Franchising Authority shall give the Grantee written notice of its obligation to indemnify the Franchising Authority within fifteen (15) days of service of a claim or action subject to this Section. If Grantee assumes the defense in a timely manner, and the Franchising Authority determines that it is necessary for it to employ separate counsel, the costs for such separate counsel shall be the responsibility of the Franchising Authority.
Paragraph 11. Liability for Expense. It is further agreed and expressly understood by both parties that in no case will the Town, nor any officer thereof, be liable for any portion of the expense of the work aforesaid, or for any delinquency in the payment of said Compostable Materials and Reusable Packaging collection fees or charges.
Paragraph 12. Termination; Right of Town to Carry on Work; Damages. It is further agreed that should Grantee fail or refuse to carry out the terms of this Franchise, the Town Council of the Town of Jackson may cancel the same thirty (30) days after Town provides written notice of default to Grantee, unless within the said thirty (30) day period the Grantee cures the failure or refusal to comply.
Paragraph 13. Office Maintenance; Public Service. As further consideration for the execution of this Franchise, Grantee agrees that at all times during the term of this Franchise it will maintain an office and/or an answering service which shall be active during normal business hours and where a representative of Grantee may be contacted by persons desiring Compostable Materials and Reusable Packaging collection services.
Paragraph 14. Assignment. It is further mutually agreed by the parties hereto that the Franchise herein granted may not be assigned or transferred in anyway without the prior written approval of the Town.
Paragraph 15. Rates and Fees. It is further agreed that Grantee shall be and is hereby authorized to collect such rates or fees for collection of Compostable Materials and Reusable Packaging as Grantee shall reasonably establish from time to time. The Franchising Authority reserves the right to regulate the fees in the event it determines, in its sole discretion, that a monopoly situation exists by virtue of the elimination of competition for such services within the corporate limits of the Town, or in the event the Town determines, after public hearing, duly advertised with thirty (30) days’ advanced notice to Grantee that existing competition is ineffective in regulating rates charged by franchisees performing like services to Grantee and that the best interest of the people of the Town require that, either due to lack of competition or ineffective price competition, rates charged by such franchisees have risen to unreasonable or “monopolistic” levels.
Paragraph 16. Enforcement. In the event the Franchising Authority determines that the Grantee is in default of any provision of the Franchise, the Franchising Authority may:
A. Commence an action in court seeking any relief which may be available; and
B. In the case of a default of a material provision of the Franchise, declare the Franchise to be revoked.
Paragraph 17. Review of Terms and Conditions. It is further agreed that the terms and conditions of this Franchise may be reviewed upon thirty (30) days’ written notice by either party to the other and any adjustment will not affect the validity of this Franchise.
Paragraph 18. Annexation of the Town of Jackson. Grantee and Town agree that in the event of an annexation to the Town of an area already being served by the Grantee, the additional area so annexed shall become subject to this Franchise agreement.
Paragraph 19. Pick-Up Locations. Compostable Materials and Reusable Packaging pick-up shall be at the front property line, in the alley, or at the nearest possible point to the property being served, or as may otherwise be provided from time to time by Ordinance of the Town of Jackson.
Paragraph 20. Notice. Each notice and other communication hereunder shall be in writing to the addresses set forth below, shall be by registered mail, return receipt requested, and shall be deemed to have been given on the fifth business day following the date of the mailing. The notices and other communications to the Franchising Authority shall be addressed as follows: Town of Jackson Town Clerk P.O. Box 1689 150 E. Pearl Avenue Jackson, WY 83001. The notices and other communications to the Grantee shall be addressed as follows: Little Steps Solutions, LLC dba Avant Delivery Attn: Samuel Schwartz P.O. Box 8455 Jackson, WY 83002.
Paragraph 21. Miscellaneous Provisions.
A. Binding Effect. This Franchise shall be binding upon the

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heirs, administrators, successors, and assigns of Grantee.

B. Severability. If any Section, sentence, paragraph: term, or provision hereof is determined to be illegal, invalid, or unconstitutional, by any court of competent jurisdiction or by any state or federal regulatory authority having jurisdiction thereof, such determination shall have no effect on the validity of any other Section, sentence, paragraph, term or provision hereof, all of which will remain in full force and effect for the term of the Franchise, or any renewal or renewals thereof.

C. Governmental Immunity. The Franchising Authority does not waive its governmental immunity by entering into this Franchise Agreement, and fully retains all immunities and defenses provided by law with respect to any action based on or arising out of this Franchise.

D. Venue. In the event that suit shall be brought by either party, the parties agree that venue shall be exclusively vested in the state courts of the County of Teton, or, where otherwise appropriate, exclusively in the United States District Court for Wyoming.

E. Controlling law. This Franchise is to be governed by the law of the State of Wyoming, without regard to conflict of laws provisions.

F. Non-Waiver. Failure of Franchising Authority or Grantee to insist on strict performance of any of the conditions, covenants, terms or provisions of this Franchise or to exercise any of its rights hereunder shall not waive such rights, but either party shall have the rights to enforce such rights at any time and take such action as might be lawful or authorized hereunder, either in law or equity. The receipt of any sum paid by Grantee to Franchising Authority after a breach of this Agreement shall not be deemed a waiver of such breach unless expressly set forth in writing.

G. Effective Date. This Franchise is effective upon the effective date as adopted by the Jackson Town Council pursuant to the provisions of applicable law.

H. Descriptive Headings. The captions to Sections contained herein are intended solely to facilitate the reading thereof. Such captions shall not affect the meaning or interpretation of the text herein.

ACCEPTANCE OF FRANCHISE AGREEMENT

The undersigned hereby accept the terms and conditions set forth in the foregoing Franchise Ordinance. LITTLE STEPS SOLUTIONS, LLC dba AVANT DELIVERY TOWN OF JACKSON

Samuel Schwartz Hailey Morton Levinson, Mayor
ATTEST:Lynsey Lenamond, Town Clerk

SECTION II.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION III.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portions of the ordinance.

SECTION IV.

This Ordinance shall become effective after its passage, approval and publication.

PASSED 1ST READING THE 2nd DAY OF AUGUST, 2021.

PASSED 2ND READING THE 16th DAY OF AUGUST, 2021.

PASSED 3RD READING AND APPROVED THE 7TH DAY OF SEPTEMBER, 2021.

Dated this August 31, 2021. L.Lenamond, Town Clerk.

Publish: 09/08/21

TOWN ORDINANCE 1287

AN ORDINANCE AMENDING AND REENACTING TITLE 1 OF THE TOWN OF JACKSON MUNICIPAL CODE PROVIDING FOR GENERAL PROVISIONS 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:

SECTION I.

Section 1 of the Town of Jackson Ordinance Nos. 18, 158, 160, 163, 171, 179, 289, 300, 428, 502, 524, 526, 527, 528, 530, 542, 610, 798, 812, 870, 898, 942, 949, 1034, 1035, 1037, 1038, 1054, 1180, 1181 AND 1202; Section 2 of the Town of Jackson Ordinance Nos. 18, 869 AND 871; Section 3 of the Town of Jackson Ordinance Nos. 18 AND 171; Section 4 of the Town of Jackson Ordinance No. 18; Section 5 of the Town of Jackson Ordinance No. 18; Section 7 of the Town of Jackson Ordinance No. 18; Section 11 of the Town of Jackson Ordinance No. 289; Section 32 of the Town of Jackson Ordinance No. 162; Section 33 of the Town of Jackson Ordinance No. 162; Section 34 of the Town of Jackson Ordinance No. 162; Section 35 of the Town of Jackson Ordinance No. 162; Section 36 of the Town of Jackson Ordinance Nos. 131 AND 162; Section 37 of the Town of Jackson Ordinance No. 162 and Sections 1.01.010, 1.01.030, 1.01.120, 1.04.010, 1.08.010, 1.12.010, 1.12.020, 1.16.010, 1.16.020, 1.16.030, 1.16.040, 1.16.050, 1.16.070, 1.18.010, 1.18.020, 1.18.030, 1.18.040, 1.18.050, 1.18.060, 1.18.070, and 1.18.080 of the Town of Jackson Municipal Code are hereby amended and reenacted to read as follows:

Title 1

GENERAL PROVISIONS

Chapters:

1.01. CODE ADOPTION

1.04. GENERAL PROVISIONS

1.08. RIGHT OF ENTRY FOR INSPECTION

1.12. GENERAL PENALTY

1.16. MUNICIPAL JUDGE

1.18. ACTIONS FOR VIOLATIONS OF ORDINANCES

1.20. TOWN SEAL

Chapter 1.01

CODE ADOPTION

Sections:

1.01.010. Adoption.

1.01.020. Title--Citation--Reference.

1.01.030. Codification authority.

1.01.040. Ordinances passed prior to adoption of the Code.

1.01.050. Reference applies to all amendments to Municipal Code.

1.01.055. Reference applies to all amendments to Wyoming State Statutes.

1.01.060. Title, chapter and section headings.

1.01.070. Reference to specific ordinances.

1.01.080. Effect of Code on past actions and obligations.

1.01.090. Constitutionality.

1.01.100. Distribution and sale.

1.01.110. Effective date.

1.01.120. Fee schedules allowed to be changed by resolution subject to public hearing.

1.01.010. Adoption.

A. Pursuant to the provisions of Wyo. Stat. Ann. 15-1-103(xli), as amended, there is adopted the “Municipal Code of Jackson, Wyoming,” as compiled, edited and published by Book Publishing Company, Seattle, Washington. (Ord.1287 §1, 2021; Ord. 171 § 1, 1974.)

1.01.020. Title--Citation--Reference.

A. This Code shall be known as the “Municipal Code of Jackson” or the “Jackson Municipal Code,” and it shall be sufficient to refer to said Code in such manner in the prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction or repeal of the “Municipal Code of Jackson” or the “Jackson Municipal Code.” Further reference may be had to the titles, chapters, sections, subsections of the “Municipal Code of Jackson,” hereinafter referred to as the “Code,” and such references shall be applied to that numbered title, chapter, section or subsection as it appears in the Code. (Ord. 171 § 2, 1974.)

1.01.030. Codification authority.

A. This Code consists of all the regulatory and penal ordinances and certain of the administrative ordinances of the Town of Jackson, Wyoming, codified pursuant to the provisions of Wyo. Stat. Ann. 15-1-103(xli), as amended, all to be effective within the corporate limits of the Town, in the area within one-half mile of said corporate limits, including police power to enforce provisions of state criminal statutes and these municipal ordinances, and over all places within five miles of said corporate limits for the enforcement of health, or quarantine ordinance and regulation thereof. The provisions of this Code shall apply outside the limits of the city to the maximum extent authorized by state law.

(Ord.1287 §1, 2021; Ord. 898 § 1, 2008; Ord. 812 § 1, 2005; Ord. 171 § 3, 1974.)

1.01.040. Ordinances passed prior to adoption of the Code.

A. The last ordinance included in the initial code was Ordinance 164, passed November 20, 1973. The following ordinances passed subsequent to Ordinance 164, but prior to the adoption of this Code, are adopted and made a part of this Code: Ordinance 165, Ordinance 166, Ordinance 167, Ordinance 168 and Ordinance 169.

(Ord. 171 § 4, 1974.)

1.01.050. Reference applies to all amendments to Municipal Code.

A. Whenever a reference is made to this Code as the “Municipal Code of Jackson” or the “Jackson Municipal Code,” or to any portion thereof, or to any ordinance of the Town, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 171 § 5, 1974.)

1.01.055. Reference applies to all amendments to Wyoming State Statutes.

A. Whenever a reference is made to the “Wyoming State Statute” or the “Wyoming State Statutes,” or to any portion thereof, the reference shall apply to all amendments, corrections and additions heretofore, now or hereafter made. (Ord. 869 § 1, 2008.)

1.01.060. Title, chapter and section headings.

A. Title, chapter and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof. (Ord. 171 § 6, 1974.)

1.01.070. Reference to specific ordinances.

A. The provisions of this Code shall not in any manner affect matters of record which refer to, or are otherwise connected with, ordinances which are therein specifically designated by number, or otherwise, and which are included within the Code, but such reference shall be construed to apply to the corresponding provisions contained within this Code. (Ord. 171 § 7, 1974.)

1.01.080. Effect of Code on past actions and obligations.

A. Neither the adoption of this Code nor the repeal or amendment hereby of any ordinance or part or portion of any ordinance of the Town shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license, fee or penalty at said effective date due and unpaid under such ordinances, nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee or penalty, or the penal provisions applicable to any violations thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed, or deposited pursuant to any ordinance, and all rights and obligations thereunder appertaining shall continue in full force and effect. (Ord. 171 § 8, 1974.)

1.01.090. Constitutionality.

A. If any section, subsection, sentence, clause or phrase of this Code is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Code. The Town Council declares that it would have passed this Code, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional, and if for any reason this Code is declared invalid or unconstitutional, then the original ordinances shall be in full force and effect. (Ord. 171 § 9, 1974.)

1.01.100. Distribution and sale.

A. The Town Council may, by resolution, provide for the distribution and sale of copies of the Code. (Ord. 171 § 10, 1974.)

1.01.110. Effective date.

A. The Code shall become effective on the date the ordinance adopting this Code as the “Municipal Code of Jackson” becomes effective. (Ord. 171 § 11, 1974.)

1.01.120. Fee schedules allowed to be changed by resolution subject to public hearing.

A. Wherever in this Code it is provided that fees, rates or charges are in the amount established by resolution or are as established by resolution, such resolution shall be subject to a public hearing at a regular or special meeting of the Town Council prior to the date at which the resolution is considered for passage by the Town Council. (Ord.1287 §1, 2021; Ord. 942 § 1, 2009; Ord. 542 § 1, 1996; Ord. 502 § 1, 1995.)

Chapter 1.04

GENERAL PROVISIONS

Sections:

1.04.010. Definitions.

1.04.020. Grammatical interpretation.

1.04.030. Prohibited acts include causing and permitting.

1.04.040. Construction.

1.04.010. Definitions.

A. The following words and phrases whenever used in the ordinances of the Town of Jackson, Wyoming, shall be construed as defined in this section unless from the context a different meaning is intended or unless different meaning is specifically defined and more particularly directed to the use of such words or phrases:

1. Town means the Town of Jackson, Wyoming, or the area within the territorial limits of the Town of Jackson, Wyoming, and such territory outside of the Town over which the Town has jurisdiction or control by virtue of any constitutional or statutory provision.

2. Computation of time means the time within which an act is to be done. In computing any period of time prescribed or allowed, the day of the act, event, or default from which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included, unless it is a Saturday, a Sunday, or a legal holiday, or, when the act to be done is the filing of a paper, a day on which weather or other conditions have made the town offices inaccessible, in which event the period runs until the end of the next day which is not one of the aforementioned days. As used in this rule, the term “legal holiday” includes any day officially recognized as a legal holiday in this state by designation of the legislature, appointment as a holiday by the governor or the chief justice of the Wyoming Supreme Court, or any day designated as such by local officials.

3. Council means the Town Council of the Town of Jackson, Wyoming. The term “all its members” or “all councilmen” means the total number of councilmen provided by the general laws of the State of Wyoming.

4. County means the County of Teton, Wyoming.

5. Law denotes applicable federal law, the constitution and statutes of the State of Wyoming, the ordinances of the Town of Jackson, and when appropriate, any and all rules and regulations which may be promulgated thereunder.

6. May is permissive.

7. Month means a calendar month.

8. Must and shall, each, is mandatory.

9. Oath shall be construed to include an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words “swear” and “sworn” shall be equivalent to the words “affirm” and “affirmed.”

10. Ordinance means a law of the Town; provided that a temporary or special law, administrative action, order or directive, may be in the form of a resolution.

11. Owner, applied to a building or land, includes any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety, of the whole or a part of such building or land.

12. Person means natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business, trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them.

13. Personal property includes money, goods, chattels, things in action and evidences of debt.

14. Preceding and following mean next before and next after, respectively.

15. Property includes real and personal property.

16. Real property includes lands, tenements, and hereditaments.

17. Sidewalk means that portion of a street between the curb line and the adjacent property line intended for the use of pedestrians.

18. State means the State of Wyoming.

19. Street includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs, or other public ways in this Town which have been or may hereafter be designated in any law of this state.

20. Tenant and occupant, applied to a building or land, includes any person who occupies whole or a part of such building or land, whether alone or with others.

21. Title of office. Use of the title of any officer, employee, board or commission means that officer, employee, department, board or commission of the Town.

22. Written includes printed, typewritten, mimeographed or multigraphed.

23. Year means a calendar year.

24. All words and phrases shall be construed and understood according to the common and approved usage of the language; but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to such peculiar and appropriate meaning.

25. When an act is required by an ordinance the same being such that it may be done as well by an agent as by the principal, such requirement shall be construed as to include all such acts performed by an authorized agent.

26. Town manager means the person appointed Town Manager.

(Ord.1287 §_1, 2021; Ord. 869 § 2, 2008; Ord. 158 § 1, 1973.)

1.04.020. Grammatical interpretation.

A. The following grammatical rules shall apply in the ordinances of the Town of Jackson, Wyoming:

1. Gender. The masculine gender includes the feminine and neuter genders.

2. Singular and plural. The singular number includes the plural and the plural includes the singular.

3. Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable.

4. Use of words and phrases. Words and phrases not specifically defined shall be construed according to the context and approved usage of the language. (Ord. 158 § 2, 1973.)

1.04.030. Prohibited acts include causing and permitting.

A. Whenever in the ordinances of the Town of Jackson any act or omission is made unlawful, it shall include causing, allowing, permitting, aiding, abetting, suffering, or concealing the fact of such act or omission. (Ord. 158 § 3, 1973.)

1.04.040. Construction.

A. The provisions of the ordinances of the Town of Jackson, and all proceedings under them, are to be construed with a view to effect their objects and to promote justice. (Ord. 158 § 4, 1973.)

Chapter 1.08

• Public Notices •

RIGHT OF ENTRY

Sections:

1.08.010. Authority.

1.08.010. Authority.

A. Whenever necessary to make an inspection to enforce any ordinance, health or safety regime, permit, license, or registration, or whenever there is probable cause to believe there exists a violation of any ordinance, health or safety regime, permit, license, or registration in any building or upon any premises within the jurisdiction of the Town, any authorized officials of the Town may, upon presentation of proper credentials, enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon them; provided that, except in emergency situations or when consent of the owner and/or occupant to the entry has been otherwise obtained, they shall give the owner and/or occupant, if they can be located after reasonable effort, 24 hours’ written notice of the authorized official’s intention to enter. (Ord.1287 §1, 2021; Ord. 163 § 1, 1973.)

Chapter 1.12

GENERAL PENALTY

Sections:

1.12.010. Penalty for violations.

1.12.020. Probation.

1.12.010. Penalty for violations.

A. No person shall violate any of the provisions of the ordinances of the Town. Except in cases where a different punishment is prescribed by any ordinance of the Town, any person who violates any of the provisions of the ordinances of the Town shall be guilty of a misdemeanor and punished by a fine of not more than \$750.00.

B. Repealed.

C. Each person is guilty of a separate offense for each and every day during any portion of which any violation of any provision of the ordinances of the Town is committed, continued or permitted by any such person, or for each separate offense committed, or for parking limitations for each additional limited period of time for which the violation is continued, and s/ he shall be punished accordingly. (Ord.1287 §1, 2021; Ord. 1202 § 1, 2018; Ord. 428 § 1, 1991; Ord. 289 § 1, 1982; Ord. 160 § 1, 1973.)

1.12.020. Probation.

A. Probation may be imposed for any municipal ordinance conviction or plea agreement pursuant to Wyoming law. (Ord. 1287 § 1, 2021; Ord. 1034 § 1, 2013; Ord. 949 § 1, 2009.)

Chapter 1.16

MUNICIPAL JUDGE

Sections:

1.16.010. Office created; Qualifications.

1.16.020. Bond schedule authorized.

1.16.030. Appeals from judgment or sentence. Repealed.

1.16.040. Disposition of fines and penalties. Repealed.

1.16.050. Monthly report. Repealed.

1.16.070. Judgment to include costs. Repealed.

1.16.010. Office created; Qualifications.

A. The office of municipal judge is created in the Town.

B. Such municipal judge may, from time to time, be appointed as a hearing officer pursuant to the Town of Jackson Contested Case Rules for administrative cases and in said role has jurisdiction to hear all contested cases arising within the Town and the authority set forth in the Town of Jackson Contested Case Rules

C. The mayor, with the advice and consent of the town council, shall have the authority to appoint alternative judges and all such alternate municipal judges shall be qualified electors of Teton County, Wyoming.

D. Every municipal judge of the Town of Jackson shall:

1. Be an active member of the Wyoming State Bar in good standing for at least five years prior to appointment; and
2. Be free from any discipline by any State Bar or State Supreme Court for a period of five years prior to appointment; and

3. Successfully complete an employment screening. (Ord.1287 §1, 2021; Ord. 1180 § 1, 2017; Ord. 870 § 1, 2008; Ord. 526 § 1, 1996; Ord. 300 § 1, 1983; Ord. 18 § 1, 1926.)

1.16.020. Bond schedule authorized.

A. Repealed.

B. The Municipal Judge may designate specified offenses of this Town in respect to which payment of fines may be accepted by paying the amount designated without appearance before the Municipal Judge, and shall specify by suitable schedules the amount of such fines, provided such fines are within the limits declared by law or ordinance. (Ord.1287 §1, 2021; Ord. 1180 § 1, 2017; Ord. 870 § 1, 2008; Ord. 798 § 1, 2005; Ord. 527 § 1, 1996; Ord. 179 § 1, 1975; Ord. 18 § 2, 1926.)

1.16.030. Appeals from judgment or sentence. Repealed. (Ord.1287 §1, 2021; Ord. 870 § 1, 2008; Ord. 18 § 3, 1926.)

1.16.040. Disposition of fines and penalties. Repealed. (Ord.1287 §1, 2021; Ord. 870 § 1, 2008; Ord. 524 § 1, 1996; Ord. 18 § 4, 1926.)

1.16.050. Monthly report. Repealed

(Ord.1287 §1, 2021; Ord. 1180 § 1, 2017; Ord. 870 § 1, 2008; Ord. 528 § 1, 1996; Ord. 18 § 5, 1926.)

1.16.070. Judgment to include costs. Repealed.

(Ord.1287 §1, 2021; Ord. 870 § 1, 2008; Ord. 530 § 1, 1996; Ord. 18 § 7, 1926.)

Chapter 1.18

ACTIONS FOR VIOLATIONS OF ORDINANCES

Sections:

1.18.010. How commenced.

1.18.020. Duty of municipal judge.

1.18.030. Warrant issuance. Repealed

1.18.040. Persons arrested – Admission to bail. Repealed.

1.18.050. Trial before municipal judge. Repealed.

1.18.060. Penalty for Violations. Repealed.

1.18.070. Violations – Person Charged – Election to appear or pay fine – Failure to appear.

1.18.080. Administrative fees assessed in municipal court; court costs assessed in municipal court.

1.18.010. How commenced; Proceed.

A. Criminal actions in municipal court shall be commenced and proceed pursuant to the Wyoming Rules of Criminal Procedure.

B. Administrative actions for violations of ordinances may be commenced in accordance with the procedures set forth in the Town of Jackson Contested Case Rules. (Ord.1287 §_1, 2021__.; Ord. 1181 § 1, 2017; Ord. 871 § 2, 2008; Ord. 162 § 33, 1973.)

1.18.020. Duty of municipal judge.

A. The Municipal Judge shall keep dockets, papers, files, and all associated court records, electronic or otherwise, in a man-

ner and state compliant with state law, the rules of judicial ethics, and Wyoming Supreme Court rules. (Ord.1287 §1, 2021; Ord. 1181 § 1, 2017; Ord. 871 § 2, 2008; Ord. 162 § 34, 1973.)

1.18.030. Warrant issuance. Repealed.

(Ord.1287 §1, 2021; Ord. 1181 § 1, 2017; Ord. 871 § 2, 2008; Ord. 162 § 35, 1973.)

1.18.040. Persons arrested – Admission to bail. Repealed. (Ord.Ord.1287 §1, 2021; Ord. 1037 § 1, 2013; Ord. 871 § 2, 2008; Ord. 289 § 11, 1982; Ord. 162 § 36, 1973.)

1.18.050. Trial before municipal judge. Repealed. (Ord. Ord.1287 §1, 2021; Ord. 1035 § 1, 2013; Ord. 871 § 2, 2008; Ord. 162 § 37, 1973.)

1.18.060. Penalty for Violations. Repealed.

(Ord Ord.1287 §1, 2021; Ord. 1035 § 1, 2013; Ord. 871 § 2, 2008; Ord. 162 § 32, 1973.)

1.18.070. Failure to appear.

A. Repealed

B. Any person charged with violating any provisions of this Code, who fails to appear in Municipal Court as scheduled, after:

1. Signing a written promise to appear on the date scheduled;
2. Executing an appearance bond guaranteeing a court appearance on the date indicated;
3. Requesting and obtaining from the Court a continuance to another date;
4. Being served (personally or by certified mail) with a summons to appear or a must appear citation; or
5. Having been ordered to appear in Municipal Court;

is guilty of a misdemeanor. (Ord Ord.1287 §1, 2021; Ord. 1038 § 1, 2013; Ord. 871 § 2, 2008; Ord. 610 § 1, 1998; Ord. 131 § 36, 1970.)

1.18.080. Administrative fees assessed in municipal court;

Court costs assessed in municipal court.

A. All individuals convicted of driving or having control of a vehicle while under the influence of intoxicating liquor or controlled substances in accordance with this Code or state statute shall be assessed an administrative fee of \$800.00, All individuals subject to a disposition pursuant to W.S. 7-13-301for driving or having control of a vehicle while under the influence of intoxicating liquor or controlled substances in accordance with this Code or state statute shall be assessed an administrative fee of \$750.00.

B. All individuals convicted of or subject to a disposition pursuant to W.S. 7-13-301 for public intoxication in accordance with this Code or state statute shall be assessed a fee of \$25.00.

C. The administrative fee for vehicles referred to the Boot List shall be \$50.00.

D. Court costs shall be assessed in municipal court and shall be fixed at \$10.00. (Ord Ord.1287 §1, 2021; Ord. 1054 § 1, 2014.)

Chapter 1.20

TOWN SEAL

Sections:

1.20.010. Description--Adoption.

1.20.010. Description--Adoption.

A. A seal the impression of which shall be in circular form bearing the words “Town of Jackson, Teton County, Wyoming,” on the outer edge, and the words “Incorporated 1914” in the center is adopted and declared to be the seal of the Town of Jackson. (Ord. 7 § 1, 1926.)

SECTION II. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION III. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portions of the ordinance. SECTION IV. This Ordinance shall become effective after its passage, approval and publication.

Dated this August 31, 2021. L.Lenamond, Town Clerk.

Publish: 09/08/21

• PUBLIC NOTICE •

Jackson Town Council will hold a public hearing for the community’s 2021 Community Development Block Grant (CDBG-CV) activities, with proposed funding made available from Wyoming Community Development Authority (WCDA) Neighborhood Development Program. The public hearing will be held:

Date and Time: September 20, 2021 at 6:00 pm.

Place: 150 E Pearl Avenue Jackson, WY 83001

The purpose of the public hearing is to solicit public view, comments, and recommendations for potential sponsorship of a grant application for WCDA’s CDBG-CV funded Neighborhood Development Program.

The Wyoming Community Development Authority will accept applications until September 30, 2021 at 5 p.m. WCDA expects to have approximately \$5,596,234 available for housing related activities within the State of Wyoming. The maximum CDBG-CV funding available to any one project is \$750,000. Eligible activities include broadband access, broadband infrastructure, emergency payments, housing activities, and public services. All activities must result in a direct housing benefit to low (60% of HUD’s AMI) and moderate (80% of HUD’s AMI) income persons.

Interested persons are invited to attend, participate in the process, comment on the program, and present potential applications seeking support. Comments may be submitted in writing prior to the meeting. Send comments to maddy@bluelinedevelopment.com or mailed to 1004 South Ave. W., Missoula, MT 59801.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during these hearings should notify April Norton ahnorton@tetoncountywy.gov or call 307-733-3932, ext. 1000 at least three days prior to the hearing to be attended.

The Program Description and Application for the CDBG-CV funded Neighborhood Development Activities may be obtained by contacting WCDA at 155 North Beech Street or at www.wyomingcda.com.
Publish: 09/08/21

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The Wyoming Community Development Authority will accept applications until September 30, 2021 at 5 p.m. WCDA expects to have approximately \$3,657,587 available for housing related activities within the State of Wyoming. The maximum CDBG funding available to any one project is \$500,000. Eligible activities include acquisition, homeownership assistance, rehabilitation, publicly owned infrastructure, clearance of sites, new construction of some public facilities, and planning only activities. All activities must result in a direct housing benefit to low (60% of HUD’s AMI) and moderate (80% of HUD’s AMI) income persons.

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Publish: 09/08/21

• CONTINUED PUBLICATIONS •

Notice of Final Payment

Notice is hereby given that the Town of Jackson has accepted the work for the Cache Creek Sewer Replacement Project as complete according to the plans and specifications and rules set forth in the Agreement between the Town of Jackson, Wyoming and Westwood Curtis Construction, Inc. of Jackson, Wyoming. Westwood Curtis Construction is entitled to final payment on Tuesday, October 12, 2021. Claims for labor and materials furnished to the Contractor must be submitted to the Town of Jackson (Attn: Scott Mohror – Senior Engineer), PO Box 1687, Jackson, WY, 83001 prior to the specified date of final payment.

Publish: 09/01, 09/08/21

GENERAL PUBLIC NOTICES

• STORAGE AUCTIONS •

Notice is hereby given that on Wednesday, September 15th, 2021. The undersigned, Storage Stables, 3400 South US Hwy 89, (307) 733-6876, in the city of Jackson, county of Teton, state of Wyoming, will sell by Competitive Online bidding at www.storageauctions.net (search auctions in zip code 83001) the personal property heretofore stored with the undersigned by:

Jason Sterna
P.O. Box 7601
Jackson, Wyoming 83002
Storage Unit # 241

Nik Omarzu
248 3rd Street # 921
Oakland, California 94607
Storage Units # 903 and 919
Publish: 09/08, 09/15/21

• PUBLIC NOTICE •

WYOMING DEPARTMENT OF TRANSPORTATION CHEYENNE, WYOMING NOTICE OF ACCEPTANCE OF AND FINAL SETTLEMENT FOR HIGHWAY WORK

Notice is hereby given that the State Transportation Commission of Wyoming has accepted as completed according to plans, specifications and rules governing the same work performed under that certain contract between the State of Wyoming, acting through said Commission, and Avail Valley Construction-WY, LLC, The Contractor, on Highway Project Number ARS3975, PEG2131, PEG3A24 in Lincoln, Sublette, Sweetwater, Teton and Uinta Counties, consisting of crushing and stockpiling of crushed surfacing material, salt mixing of designated stockpiles and miscellaneous work, and the Contractor is entitled to final settlement therefore; that the Director of the Department of Transportation will cause said Contractor to be paid the full amount due him under said contract on October 19, 2021.

Publish: 09/08, 09/15, 09/22/21

PUBLIC NOTICE

Pursuant to the Wyoming Administrative Procedure Act and the Wyoming Public Service Commission’s (Commission) Procedural Rules and Special Regulations, notice is hereby given of the Application of Lower Valley Energy, Inc. (Lower Valley), to amend its Service Interruptions tariff to provide that mem-

• Public Notices •

bers assume liability for losses related to power outages and voltage fluctuations.

Lower Valley is a public utility as defined by Wyo. Stat. § 37-1-101(a)(vi)(C), subject to the Commission's jurisdiction pursuant to Wyo. Stat. § 37-2-112.

On August 13, 2021, Lower Valley filed its Application requesting authority to amend its Service Interruptions tariff to provide that members assume liability for losses related to power outages and voltage fluctuations.

This is not a complete description of the Application. Interested persons may inspect the Application at Lower Valley's Wyoming business office located at 236 North Washington Street, Afton, Wyoming and at the Commission's offices in Cheyenne, Wyoming, during regular business hours.

Anyone desiring to file a public comment, statement, intervention petition, protest or request for a public hearing in this matter must so file with the Commission in writing on or before September 27, 2021. Any intervention request filed with the Commission shall set forth the grounds of the proposed intervention or request for hearing as well as the position and the interest of the petitioner in this proceeding.

If you wish to intervene in this matter or request a public hearing which you will attend and you require reasonable accommodation for a disability, call the Commission at (307) 777-7427 or write to the Commission, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002. Communications-impaired persons may contact the Commission through Wyoming Relay at 711. Please mention Docket No. 10012-69-CT-21 in your communications.

Dated: August 27, 2021.
Publish: 09/08, 09/15/21

Notice of Application for Merger of Bank Holding Companies

First Western Financial, Inc., located at 1900 16th Street, Suite 1200, Denver, Colorado 80202, intends to apply to the Federal Reserve Board for permission to merge with another bank holding company, Teton Financial Services, Inc., located at 2500 N. Moose Wilson Road, Wilson, Wyoming 83014. First Western Financial, Inc. also intends to acquire control of Teton Financial Services, Inc.'s subsidiary bank, Rocky Mountain Bank, located at 890 West Broadway, Jackson, Wyoming 83001. The Federal Reserve considers a number of factors in deciding whether to approve the application, including the record of performance of banks we own in helping to meet local credit needs.

You are invited to submit comments in writing on this application to the Federal Reserve Bank of Kansas City, One Memorial Drive, Kansas City, MO 64198. The comment period will not end before October 8, 2021, and may be somewhat longer. The Board's procedures for processing the application may be found at 12 C.F.R. Part 262. Procedures for processing protested applications may be found at 12 C.F.R. 262.25. To obtain a copy of the Federal Reserve Board's procedures, or if you need more information about how to submit your comments on the application, contact Dennis Denney, Assistant Vice President, at (816) 881-2633. The Federal Reserve will consider your comments and any request for a public meeting or formal hearing on the application if they are received in writing by the Reserve Bank on or before the last day of the comment period.
Publish: 09/08/21

Notice of Application for Bank Merger

Federal Deposit Insurance Corporation

Notice is hereby given that First Western Trust Bank, 1900 16th Street, Suite 1200, Denver, Colorado 80202, has applied to

the Federal Deposit Insurance Corporation seeking its written consent to merge Rocky Mountain Bank, 890 West Broadway, Jackson, Wyoming 83001, with and into First Western Trust Bank, with First Western Trust Bank being the surviving entity of the merger. It is contemplated that all offices of the above-named institutions will continue to be operated. This notice is published pursuant to 12 C.F.R. 303.65.

Any person wishing to comment on this application may file his or her comments in writing with the Regional Director of the Federal Deposit Insurance Corporation at its Regional Office at 1601 Bryan Street, Dallas, Texas 75201, not later than October 8, 2021. The non-confidential portions of the application are on file at the Regional Office and are available for public inspection during regular business hours. Photocopies of the non-confidential portion of the application file will be made available upon request.
Publish: 09/08/21

The Jackson Hole Airport Board will hold its regularly scheduled Board meeting on September 15, 2021, commencing at 9:00 a.m. in the Teton County Commissioners Chambers. The meeting can be viewed via live stream and public comment may be provided during the meeting through the WebEx link at www.jacksonholeairport.com.
Publish: 09/08, 09/15/21

The annual report of the Alan J. Hirschfield Family Foundation is available for inspection at 3490 Clubhouse Drive, Suite 101, Wilson, WY 83014 during normal business hours by any citizen who so requests within 180 days from today. Please call for an appointment. Berte E. Hirschfield is the Foundation's principal manager. Telephone (307) 733-7332.
Publish: 09/08/21

• INTENT TO SUBDIVIDE •

NOTICE OF INTENT TO SUBDIVIDE

Notice is hereby given that, in accordance with Chapter 18-5-306, Wyoming Statutes 1977, as amended, that Jackson Hole Community Housing Trust intends to apply for a permit to subdivide in The Town of Jackson. A public hearing for said permit will occur at a regular meeting of the Town Council at the Jackson Town Council Chambers. Please contact the Planning Office at 733-0440 for the scheduled meeting date. The proposed subdivision contains 2 COMMERCIAL UNITS & 24 RESIDENTIAL UNITS. The project is located on 0.405 acres, generally described as a Tract of Land located within the SW1/4SW1/4, Section 27, Township 41 North, Range 116 West, street address is 174 King Street. The site is accessed from King Street and will be named 174 KING STREET CONDOMINIUMS ADDITION TO THE TOWN OF JACKSON.
Publish: 09/08, 09/15/21

• CONTINUED PUBLICATIONS •

Public Notice

IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT

IN AND FOR TETON COUNTY, WYOMING

IN THE MATTER OF THE ESTATE OF

ROBERT DEAN ROBERTSON, Deceased

Probate No. 3395

NOTICE OF PROBATE

TO ALL PERSONS INTERESTED IN SAID ESTATE: You are hereby notified that on the 20th day of August, 2021, the estate of the above-named decedent was admitted to probate by the above-named court, and that Trudy Robertson and David Robertson were appointed Co-Personal Representatives

thereof. Notice is further given that all persons indebted to the decedent or his estate are requested to make immediate payment to the undersigned at c/o King and King, LLC, P.O. Box 40, Jackson, Wyoming 83001. Creditors having claims against the decedent or the estate are required to file them in duplicate with the necessary vouchers, in the office of the Clerk of the said Court, on or before three months after the date of the first publication of this notice, and if such claims are not so filed, unless otherwise allowed or paid, they will be forever barred.

Dated: August 26, 2021
Co-Executor: Trudy Robertson /s/
Publish: 09/01, 09/08, 09/15/21

IN THE DISTRICT COURT OF THE NINTH JUDICIAL DISTRICT TETON COUNTY, WYOMING

IN THE MATTER of the Adoption of)	
M. R. G. J., AND,)	
A.Z.G.J.,)	Adoption No. 423
)	
Minor Child.)	

NOTICE OF PETITION TO ADOPT

NOTICE TO RESPONDENT: RODRIGO MEJORADA CORONA

RESPONDENT'S CURRENT ADDRESS: Address Unknown.

You are hereby notified that Petitioners, have filed a *Petition to Adopt a Minor Children*, Adoption No. 423 in the Teton County District Court for the Ninth Judicial District, whose address is: 180 S. King Street, 2nd Floor, P.O. Box 4460, Jackson, WY 83001.

Unless you file an *Answer* or otherwise respond to the *Petition to Adopt a Minor Children* referenced above within 30 days following the last date of publication of this *Notice*, a Default Judgment will be taken against you and the party's request may be granted.

DATED this 19 day of August 2021.

BY CLERK OF COURT:

Dep. Jere Smith
Clerk of District Court / Deputy

Publish: 09/01, 09/08, 09/15, 09/22/21

WYOMING DEPARTMENT OF TRANSPORTATION

LEGAL NOTICE

INVITATION TO BID

The Wyoming Department of Transportation will receive bids electronically through Public Purchase until 11:00 A.M., Mountain Time on October 6, 2021, at which time they will be publicly opened and read for FURNISHING JANITORIAL MAINTENANCE AT THE STAR VALLEY REST AREA. A MANDATORY Pre-Bid Inspection will be held at 11:00 a.m., Mountain Time on Wednesday, September 22, 2021 at the Star Valley Rest Area, Highway 89, between Afton and Thayne, Wyoming. Only bids received on Wyoming Department of Transportation bid forms will be considered. Bid forms and further information may be obtained, without charge, by going to <http://www.publicpurchase.com>, logging in and clicking on Bid No. 21-192AC. You must be registered with Public Purchase to log in and view bids. If you are not registered, click on the "free registration" button and follow the registration instructions. The registration process takes up to 24 hours, so signing up right away is recommended.

BY: CORI SCHRINAR
PROCUREMENT SERVICES MANAGER
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