

**AMENDED AGENDA OF THE  
HAILEY CITY COUNCIL SPECIAL MEETING  
Tuesday June 30, 2020 \* Hailey City Hall Meeting Room  
4:30 PM**

Please join our meeting from your computer, tablet or smartphone.

**Via teleconference:** +1 (872) 240-3311, **Access Code:** 543-667-133

**Via One-touch:** United States <tel:+18722403311,,543667133#>,

**From your computer, tablet or smartphone:**

<https://www.gotomeet.me/CityofHaileyCityCouncil>

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ACTION ITEM = a vote may occur but is not required to be taken

ACTION ITEM.....

**4:30 p.m. CALL TO ORDER -** Open Session for Public Concerns

*Amended Agenda Items\**

**MAYOR'S REMARKS:**

MR 000

**PUBLIC HEARING**

**PH 282** \* Consideration of Order or Resolution of the City of Hailey, in conjunction with the Cities of Bellevue, Ketchum, Sun Valley and Blaine County, requiring or expecting the use of face coverings in public spaces, except outdoors when six-foot physical distances can be maintained, or in situations where masks are not possible. **ACTION ITEM**

**PH 283** Introduction of City of Hailey FY 2021 General Governmental Funds Budgets, including a discussion of operating expenses, capital expenses and projects, general revenues, property taxes and potential Covid-19 Community Reinvestment Fund (CRF) options (*Continued from June 22, 2020 meeting*) **ACTION ITEM**.....

**OLD BUSINESS:**

**OB 284** 3<sup>rd</sup> Reading of Ordinance No. 1257, an ordinance extending the term of Hailey's Local Option Tax through June 30, 2050 to be effective beginning July 1, 2020 AND Summary of Ordinance No. 1257 **ACTION ITEM**.....

**Matters & Motions from Executive Session or Workshop**

Next Ordinance Number – 1264    Next Resolution Number- 2020-083    Next Order Number 2020-05

**AGENDA ITEM SUMMARY**

**DATE:** 06/30/2020    **DEPARTMENT:** Admin/Legislative    **DEPT. HEAD SIGNATURE:** HD

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**SUBJECT:**

Consideration of Order or Resolution of the City of Hailey, in conjunction with the Cities of Bellevue, Ketchum, Sun Valley and Blaine County, requiring or expecting the use of face coverings in public spaces, except outdoors when six-foot physical distances can be maintained, or in situations where masks are not possible.

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**AUTHORITY:**

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**BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:**

A Resolution is being prepared for Hailey City Council consideration on Tuesday, June 30, 2020, which will expect residents, visitors and businesses to use face coverings in most public spaces, with some reasonable exceptions such as outdoors when six-foot physical distance can be maintained.

Concern exists among elected officials of Blaine County and the Cities of Hailey, Bellevue, Ketchum and Sun Valley about the rising numbers of Covid-19 positive tests within Blaine County and in other areas of the State. An effort to educate residents, visitors and businesses about the new data surrounding the benefits of face-coverings in reducing the spread of Covid-19 is a first step, which can be taken in unison across the Wood River Valley, and help keep businesses from having to close.

A Resolution, considered by Blaine County earlier today, was adopted and is attached.

An Order, prepared by the Hailey City Attorney, is attached for City Council discussion.

A Hailey Resolution drafted in the style and substance of Blaine County's Resolution.

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**FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:**

Budget Line Item # \_\_\_\_\_ YTD Line Item Balance \$ \_\_\_\_\_  
Estimated Hours Spent to Date: \_\_\_\_\_ Estimated Completion Date: \_\_\_\_\_  
Staff Contact: Christopher Simms      Phone # \_\_\_\_\_

Comments:

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**RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:**

Consideration of Options.

1. Do nothing
2. Adopt Order 2020-05
3. Adopt Resolution 2020-\_\_\_\_ of the City of Hailey, which conforms Hailey's face-covering expectations with the Blaine County Resolution adopted earlier today, requesting and expecting the use of face coverings in public spaces, except outdoors when six-foot physical distances can be maintained, or in situations where masks are not possible

**CITY OF HAILEY**  
**PUBLIC HEALTH EMERGENCY ORDER No. 2020-05**

**WHEREAS**, COVID-19 is a respiratory disease that can result in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person. The virus is spread between individuals who are in close contact with each other through respiratory droplets; and

**WHEREAS**, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak of COVID-19 a public health emergency of international concern; and

**WHEREAS**, the CDC reports that people are most COVID-19 contagious when they are most symptomatic (the sickest) however spread is possible before people show symptoms, or by those that are asymptomatic; and

**WHEREAS**, on March 13, 2020, Idaho Governor Brad Little signed a declaration of emergency for the State of Idaho in response to concerns that cases of COVID-19 are imminent in Idaho; and

**WHEREAS**, on and after March 13, 2020, the Idaho Governor issued a series Orders addressing public health measures to slow the spread of COVID-19 including the current **Stay Healthy Order** signed May 30, 2020, and inclusive of the Idaho Rebounds Plan; and

**WHEREAS**, as of June 30, 2020, Idaho was reporting 5,752 total cases of COVID-19, including 209 new cases on June 29, 2020 and 91 deaths to date; and

**WHEREAS**, on March 20, 2020 the Mayor of the city of Hailey declared a local disaster emergency, and on March 23, 2020 the Hailey City Council consented and adopted the Declaration as per the Disaster Preparedness Act (Title 46, Chapter 10 of the Idaho Code), in the city of Hailey due to the threat that COVID-19 poses to the health and welfare of the residents of Hailey; and

**WHEREAS**, on March 24, 2020, the Council for the city of Hailey adopted Ordinance 1260 establishing emergency powers that provide the authority, purpose, and intent of emergency powers to address the threat of COVID-19; and

**WHEREAS**, the emergency services and local healthcare facilities have limited capacity to handle a significant increase in COVID-19 confirmed cases in Blaine County; and

**WHEREAS**, the CDC recommends that people wear cloth face coverings in public settings, especially when other social distancing measures are difficult to maintain; and

**WHEREAS**, there is a continuing and urgent need to protect all residents, employees and visitors in the city of Hailey from the risks relating to the COVID-19 pandemic through the protection provided by wearing facial coverings; and

**WHEREAS**, the city of Hailey Mayor and City Council find it necessary to enact additional regulations to strengthen the May 30, 2020 regulations contained in the Department of Health and Welfare Stay Healthy Order to slow the community spread and protect the health, safety, and welfare of individuals living, working and visiting the City of Hailey; and

**WHEREAS**, this Order was considered and approved by the City Council in accordance with provisions of Emergency Ordinance 1260;

**NOW, THEREFORE**, the Mayor and City Council do hereby adopt the following regulations, which shall supersede all prior Public Health Emergency Orders issued by the City of Hailey, and which shall be in effect until rescinded, superseded or amended by the Mayor or City Council.

## **SECTION 1 FACE COVERINGS**

Every person, shall, when in any indoor public place, completely cover their nose and mouth, when members of the public are present.

1. **DEFINITIONS:** For purposes of this Public Health Emergency Order “public place” shall mean any place open to all members of public without specific invitation, including but not necessarily limited to, retail business establishments, government offices, medical, educational, arts and recreational institutions, public transportation, including taxi cabs and ridesharing vehicles. “Members of the public” shall mean persons not therein employed, present without invitation.
2. **EXEMPTIONS:**
  - a. Children under the age of 5.
  - b. Persons who cannot medically tolerate wearing a face covering. A person is not required to provide documentation demonstrating that the person cannot medically tolerate wearing a face covering.
  - c. Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
  - d. Persons, including on-duty law-enforcement officers, for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
  - e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service.
  - f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as the person is able to maintain a

distance of 6 feet away from persons who are not members of the same household or party as the person.

**SECTION 2 PENALTIES**

Any person who violates any provisions of this Order, shall be guilty of an infraction, punishable by a fine of \$300.

**SECTION 3 EFFECTIVE DATE AND SUNSET DATE**

This Emergency Order shall take effect at 12:00 a.m., on June 30, 2020 and shall remain in effect until rescinded, superseded or amended by the Mayor or City Council.

APPROVED:

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Mayor, Martha Burke

ATTEST

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Mary Cone, City Clerk

**CITY OF HAILEY RESOLUTION 2020-\_\_\_\_\_**

**A RESOLUTION OF THE CITY OF HAILEY CITY COUNCIL ESTABLISHING  
STANDARDS FOR FACE COVERINGS FOR INDIVIDUALS WHEN THEY ARE IN  
PUBLIC PLACES**

**WHEREAS**, COVID-19 is a respiratory disease that can result in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person. The virus is spread between individuals who are in close contact with each other through respiratory droplets; and

**WHEREAS**, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak of COVID-19 a public health emergency of international concern; and

**WHEREAS**, the CDC reports that people are most COVID-19 contagious when they are most symptomatic (the sickest) however spread is possible before people show symptoms, or by those that are asymptomatic; and

**WHEREAS**, on March 13, 2020, Idaho Governor Brad Little signed a declaration of emergency for the State of Idaho in response to concerns that cases of COVID-19 are imminent in Idaho; and

**WHEREAS**, on and after March 13, 2020, the Idaho Governor issued a series Orders addressing public health measures to slow the spread of COVID-19 including the current **Stay Healthy Order** signed May 30, 2020, and inclusive of the Idaho Rebounds Plan; and

**WHEREAS**, as of June 30, 2020, Idaho was reporting 5,752 total cases of COVID-19, including 209 new cases on June 29, 2020 and 91 deaths to date; and

**WHEREAS**, on March 20, 2020 the Mayor of the city of Hailey declared a local disaster emergency, and on March 23, 2020 the Hailey City Council consented and adopted the Declaration as per the Disaster Preparedness Act (Title 46, Chapter 10 of the Idaho Code), in the city of Hailey due to the threat that COVID-19 poses to the health and welfare of the residents of Hailey; and

**WHEREAS**, on March 24, 2020, the Council for the city of Hailey adopted Ordinance 1260 establishing emergency powers that provide the authority, purpose, and intent of emergency powers to address the threat of COVID-19; and

**WHEREAS**, the emergency services and local healthcare facilities have limited capacity to handle a significant increase in COVID-19 confirmed cases in Blaine County; and

**WHEREAS**, the CDC recommends that people wear cloth face coverings in public settings, especially when other social distancing measures are difficult to maintain; and

**WHEREAS**, there is a continuing and urgent need to protect all residents, employees and visitors in the city of Hailey from the risks relating to the COVID-19 pandemic through the protection provided by wearing facial coverings; and

**WHEREAS**, the city of Hailey Mayor and City Council find it necessary to enact additional guidance to strengthen the May 30, 2020 regulations contained in the Department of Health and Welfare Stay Healthy Order to slow the community spread and protect the health, safety, and welfare of individuals living, working and visiting the City of Hailey; and

**WHEREAS**, there is a continuing and urgent need to protect all residents, employees and visitors in the Blaine County from the risks relating to the COVID-19 pandemic through the protection provided by wearing facial coverings;

**NOW, THEREFORE**, the Hailey City Council hereby resolve as follows:

**Section 1.** Every person is expected to wear a face covering that completely covers the person's nose and mouth when the person is in a public place and others are present. For purposes of this Resolution:

- a. "Public place" means any place, indoor or outdoor, that is open to the public and includes, but is not limited to, businesses or other establishments where people assemble and interact, or members of the general public may enter.

**Section 2.** Facial coverings are not expected to be worn under the following circumstances:

- a. Children under the age of 5. Parents or guardians are responsible for ensuring that children between the ages of 5 and 17 wear appropriate face coverings as identified under this Resolution.
- b. Persons with medical conditions that prevent them from wearing a face covering.
- c. Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- d. Persons, including on-duty law-enforcement officers, for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
- e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service.

- f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as they engage in social distancing.
- g. Persons who are engaged in outdoor activities, work, recreation, or exercise, so long as they engage in social distancing.
- h. Persons who are engaged in indoor exercise, so long as they engage in social distancing.

**Section 3.** All individuals are expected, except as exempted above, to comply with these standards.

**Section 4.** This Resolution shall be in full force and effect immediately upon adoption and shall remain in force until December 31, 2020, unless repealed, amended, or extended.

Regularly passed, approved and adopted by the Hailey City Council on the 30<sup>th</sup> day of June, 2020.

APPROVED:

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Mayor, Martha Burke

ATTEST

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Mary Cone, City Clerk

## Heather Dawson

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**From:** Susan/Jim <susangjimk@gmail.com>  
**Sent:** Monday, June 29, 2020 9:28 PM  
**To:** Heather Dawson  
**Subject:** Face coverings resolution

We support a resolution that requires or at least recommends the use of masks or face coverings in public spaces, including businesses, except outdoors when at least six-foot physical distances can be maintained. Exceptions would be in restaurants or coffee shops etc. when actually eating or drinking or in gyms while exercising. The issue is not necessarily local residents but those who are traveling into the Wood River Valley without the same social distancing/ social responsibility ethic we have adapted to over the past several months. We believe we need to make our community standards clear.

Thanks for consideration of our perspective.

Susan Giannettino and Jim Keller  
1040 CD Olena.

Blaine County and the Cities of Hailey, Bellevue, Ketchum and Sun Valley requesting Susan Giannettino

Please excuse the typos including the unintended auto corrections.  
Sent from my iPad

## Heather Dawson

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**Subject:** FW: Masks now

Bill Kirby phone call.  
Sue Kirby email correspondence

Phone call received from Bill Kirby specifically concerned that masks be mandatory, and employees wearing masks in grocery stores and hardware stores would signal to out-of-town visitors who may not know of the requirement that masks are required.

Heather Dawson  
Hailey City Administrator  
208-788-9814 ext 1518

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**From:** Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>  
**Sent:** Monday, June 29, 2020 1:29 PM  
**To:** Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>  
**Subject:** Fwd: Masks now

Begin forwarded message:

**From:** Sue Kirby <[suekirby@att.net](mailto:suekirby@att.net)>  
**Date:** June 26, 2020 at 11:59:56 AM MDT  
**To:** Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>  
**Subject:** Masks now

Dear Ms Burke,  
I strongly believe that Blaine County towns of Hailey, Bellevue and Ketchum should require masks. The uptick in visitors will impact our community. We need to support and protect each other and the global community. Let's do our best to stop this disease. Masks and testing are necessary.  
Thank you,  
Sue Kirby

Sent from my iPad

## Heather Dawson

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**From:** Martha Burke  
**Sent:** Monday, June 29, 2020 1:29 PM  
**To:** Heather Dawson  
**Subject:** Fwd: Masks please!

Begin forwarded message:

**From:** Baldy Sports <BaldySports@outlook.com>  
**Date:** June 26, 2020 at 2:43:33 PM MDT  
**To:** Martha Burke <martha.burke@haileycityhall.org>  
**Cc:** "dfosbury@co.blaine.id.us <dfosbury@co.blaine.id.us>" <dfosbury@co.blaine.id.us>, "amccleary@co.blaine.id.us" <amccleary@co.blaine.id.us>, "jgreenberg@co.blaine.id.us <jgreenberg@co.blaine.id.us>" <jgreenberg@co.blaine.id.us>, "nburns@bellevueidaho.us" <nburns@bellevueidaho.us>, "nradshaw@ketchumidaho.org" <nradshaw@ketchumidaho.org>  
**Subject: Masks please!**

Dear Martha

We beg you to join the county in requiring masks to be worn. A unified effort is the only chance we have of making an impact.

As a small business owner, Baldy Sports, we cannot afford another 10 week closure. We do not want to have to argue with potential customers, but all indications prove properly worn face covering will greatly reduce the spread of Covid19. Hailey businesses keep re-closing due to employees being infected.

Please, please, please – let's keep our businesses open and our community healthy.

Sincerely, Sondra Van Ert and Aaron Blaker

Baldy Sports  
312 S Main St  
Hailey, ID 83333  
ph. 208.928.7891

## Heather Dawson

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**Subject:** FW: Support mandatory wearing of masks

Dear Mayor Burke,

As a resident of Blaine County, I have a vested interest in the health and welfare of the community I live in. The purpose of this e-mail is to encourage you to pass a resolution requiring the wearing of masks in all enclosed public areas within Blaine County until such time as the threat of spreading the Coronavirus has been eliminated. I am part of the older, more susceptible part of the age demographic within our valley.

I believe it is our responsibility to do the small things that are within our power, to help protect each other during these unusual times brought about by the Coronavirus. Wearing masks and respecting social distancing when out in public buildings and businesses are 2 of those simple things that ALL of us can do that actually can make a difference. Unfortunately, without making the wearing of masks mandatory, there are too many people choosing not to comply.

Currently, Idaho is undergoing a surge in COVID-19 cases. The real damage to our economy will come when we are once again overwhelmed, businesses have to shut down and residents become unemployed once again. Although I am a proponent of shopping locally and supporting our local businesses, when the threat of shopping in my town becomes too real, I turn to the internet for my shopping needs.

Some people seem to think that being made to wear a mask is an infringement of their rights. They do have a right to choose not to wear a mask, but they do not have the right to increase my risk of contracting COVID-19. We have passed many laws in the interest of public safety that people comply with and whose failure to follow results in fines or jail time. Wearing seatbelts, Drinking & Driving, Using cell phones while driving, etc....

As I stated at the beginning of this letter, I am requesting the County Commissioners to pass a resolution requiring the proper wearing of face masks when in enclosed public areas during this time of Coronavirus. Hopefully the cities of Blaine County will then follow your lead.

Don Haisley, Retired Principal, Blaine County School District

## Heather Dawson

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**From:** Martha Burke  
**Sent:** Monday, June 29, 2020 1:30 PM  
**To:** Heather Dawson  
**Subject:** Fwd: Support of Blaine County ordinance or order requiring face coverings

Begin forwarded message:

**From:** "KEITH W. SAKS" <sakslaw@gmail.com>  
**Date:** June 28, 2020 at 4:39:41 PM MDT  
**To:** Martha Burke <martha.burke@haileycityhall.org>  
**Cc:** allen tom <tom@crystalballtechnologies.com>, Angenie McCleary <amccleary@co.blaine.id.us>, Greenberg Jacob <jgreenberg@co.blaine.id.us>, Dick Fosbury <dfosbury@co.blaine.id.us>, Neil Bradshaw <nbradshaw@ketchumidaho.org>  
**Subject:** Support of Blaine County ordinance or order requiring face coverings

Dear Mayor Burke.

I am aware that the County is considering an ordinance or order requiring face coverings in stores and outside in public gatherings.

Since most all stores in the county are in Hailey, Ketchum or Bellevue, I want to urge you and your Council to enact a similar law.

As a Sun Valley Councilman, I would be strongly promoting such an law if we had any retail aside from Sun Valley Company and a couple of private shops.

I am especially sensitive to the issue as my wife Karen and myself narrowly survived COVID 19.

I would like to see mandatory ( not voluntary) requiring of face coverings in all retail establishments, especially groceries as well as all employees of restaurants. I see and hear reports of some shoppers in groceries failing to take this simple step to not only keep themselves safe, but to protect innocent shoppers from becoming infected by rude and disrespectful people. Think of these people breathing, sneezing or coughing on fruits and vegetables which you and I consume.

The County alone cannot do much, but if the cities with retail commerce join in, lives can and will be saved.

Thank you for considering my thoughts.

Respectfully,  
Keith Saks,  
Sun Valley

Transmitted via iPhone

## Heather Dawson

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**Subject:** FW: COVID-19 County Precautions

**From:** Keith <[sakslaw@gmail.com](mailto:sakslaw@gmail.com)>

**Date:** June 28, 2020 at 2:56:57 PM MDT

**To:** Josh Stanek <[joshstanek@gmail.com](mailto:joshstanek@gmail.com)>

**Cc:** [martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)

**Subject: Re: COVID-19 County Precautions**

Josh,

Thanks for copying me on my City of Sun Valley email with your very well thought out and crafted a letter to the County Commissioners and others.

My wife and myself barely survived COVID 19 so I am acutely aware of the problem of disrespectful people failing to wear face coverings in both indoor and outside public gatherings.

In my view, face coverings must be required in stores, especially, grocery stores where not only does the failure to cover up lead to virus containing droplets being spread in the air, but on produce as well.

To me, the idea of encouraging, asking nicely and otherwise leaving this simple health aid up to the public's choice is foolhardy. In these times with a resurgence caused in part by visitors swelling our population, some of whom may be unaware of the importance of stopping the COVID spread, the County and the cities must take action to contain this deadly virus by requiring, not simply asking the public to wear face coverings. A reasonable and sensibly drafted ordinance is a big part of the answer. I am certainly glad to have such a surge of visitors as we are seeing now, as they add to a vibrant and economically successful community. However, it will not hurt them....or locals, to exercise such reasonable care, as wearing face coverings in stores or where social distancing cannot be accomplished.

If my city had grocery stores, I would present such an ordinance, but we do not. However, if the County and cities with commerce would consider enacting such laws, I would be a strong supporter. In Sun Valley, outside of the resort, we essentially have no commerce.

Thank you for your intelligent letter.

Keith Saks,  
Sun Valley

On Jun 27, 2020, at 3:14 PM, Josh Stanek <[joshstanek@gmail.com](mailto:joshstanek@gmail.com)> wrote:

County Commissioners,

I write to you as a concerned citizen. I am ashamed to admit that I have not been keeping on top of county/city developments and resolutions regarding COVID-19. In reviewing the county meeting minutes, it appears that the Board just last week considered a resolution to require masks and so I know it is at the forefront of the Board's minds. I am sure it is at the top of each city's list of concerns as well.

I was on the fence about writing this email until last night when I rode my bike 4 blocks in Ketchum to pick up take-out from Despos. My estimate was that over 50% of the cars parked and driving in Ketchum that I passed were from out of state (with additional cars from out of county). The incredible number of people from out of town/state is a significant topic of conversation and it is a significant concern for many people I know.

## Heather Dawson

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**Subject:** FW: Mask Resolution

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**From:** Steve England <[steve.england@haileycityhall.org](mailto:steve.england@haileycityhall.org)>

**Sent:** Monday, June 29, 2020 2:31 PM

**To:** Lisa Horowitz <[lisa.horowitz@haileycityhall.org](mailto:lisa.horowitz@haileycityhall.org)>; Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>; Christopher Simms <[christopher.simms@haileycityhall.org](mailto:christopher.simms@haileycityhall.org)>

**Cc:** Brian Yeager <[brian.yeager@haileycityhall.org](mailto:brian.yeager@haileycityhall.org)>; Mike Baledge <[mike.baledge@haileycityhall.org](mailto:mike.baledge@haileycityhall.org)>; Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>

**Subject:** RE: Mask Resolution

Good Afternoon,

I very much hope this would only be a resolution of encouragement to wear masks/face coverings within our City. Since the strict "Isolation Order" was lifted, I have been to other counties from western to eastern Idaho, and I would say it is safe to declare that here in Blaine County we are electing to wear masks/face coverings at a much greater rate than any other county in Idaho. Plus, if it were to become an Ordinance, I foresee that as a very difficult Ordinance to enforce if we were to list so many exceptions. All in all, I see Hailey – in general – already using masks/face coverings much more than that of several other places in Idaho. Thank you in advance for taking my comments under consideration.

Regards,

*Steve England*

Chief of Police

Hailey Police Department, #100

311 E. Cedar St. Hailey, ID 83333

Phone | 208.788.3531 – Fax | 208.788.6566

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**From:** Lisa Horowitz <[lisa.horowitz@haileycityhall.org](mailto:lisa.horowitz@haileycityhall.org)>

**Sent:** Monday, June 29, 2020 12:14 PM

**To:** Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>; Christopher Simms <[christopher.simms@haileycityhall.org](mailto:christopher.simms@haileycityhall.org)>

**Cc:** Brian Yeager <[brian.yeager@haileycityhall.org](mailto:brian.yeager@haileycityhall.org)>; Steve England <[steve.england@haileycityhall.org](mailto:steve.england@haileycityhall.org)>; Mike Baledge <[mike.baledge@haileycityhall.org](mailto:mike.baledge@haileycityhall.org)>; Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>

**Subject:** RE: Mask Resolution

I am very hopeful that we can find a way for groups of people within their own office area (for example, 3 community development staff, within our Community Development Office) to not wear a mask when we are ONLY in this space, and we are 6 feet from each other. There are 3 of us over here, and we hope to be able to work amongst ourselves well-spaced. We understand that if we walk into a common area or another office, we would be masked, or if someone from the public were to enter our space.

Lisa

Lisa Horowitz

COMMUNITY DEVELOPMENT DIRECTOR

CITY OF HAILEY

115 S. MAIN ST. HAILEY, ID 83333  
208-788-9815 EXT. 1  
CELL: 727-7097

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**From:** Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>  
**Sent:** Monday, June 29, 2020 12:09 PM  
**To:** Christopher Simms <[christopher.simms@haileycityhall.org](mailto:christopher.simms@haileycityhall.org)>  
**Cc:** Lisa Horowitz <[lisa.horowitz@haileycityhall.org](mailto:lisa.horowitz@haileycityhall.org)>; Brian Yeager <[brian.yeager@haileycityhall.org](mailto:brian.yeager@haileycityhall.org)>; Steve England <[steve.england@haileycityhall.org](mailto:steve.england@haileycityhall.org)>; Mike Baledge <[mike.baledge@haileycityhall.org](mailto:mike.baledge@haileycityhall.org)>; Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>  
**Subject:** FW: Mask Resolution

Chris,

Attached is Tim Graves version of the Resolution, along with new dialogue from Angenie and Ned Burns below. My concern with what is drafted is that it uses the term 'social distancing' but doesn't define it. I also recommend against August 31 as the end date; instead I would propose September 15, which is after Labor Day and at a time when the governments could prevent its sunset in a regularly scheduled meeting. Let's propose all of our changes at once, so please review.

Heather Dawson  
Hailey City Administrator  
208-788-9814 ext 1518

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**From:** Ned Burns <[ned@nedburnsrealestate.com](mailto:ned@nedburnsrealestate.com)>  
**Sent:** Monday, June 29, 2020 11:36 AM  
**To:** Angenie McCleary <[amccleary@co.blaine.id.us](mailto:amccleary@co.blaine.id.us)>; Peter Hendricks <[phendricks@sunvalleyidaho.gov](mailto:phendricks@sunvalleyidaho.gov)>; Neil Bradshaw <[NBradshaw@ketchumidaho.org](mailto:NBradshaw@ketchumidaho.org)>; Martha Burke <[martha.burke@haileycityhall.org](mailto:martha.burke@haileycityhall.org)>; [mayor@cityofcarey.org](mailto:mayor@cityofcarey.org); Suzanne Frick <[sfrick@ketchumidaho.org](mailto:sfrick@ketchumidaho.org)>; Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>; Tim Graves <[tgraves@co.blaine.id.us](mailto:tgraves@co.blaine.id.us)>; Derek Voss <[dvoss@co.blaine.id.us](mailto:dvoss@co.blaine.id.us)>; Walt Femling <[WFemling@sunvalleyidaho.gov](mailto:WFemling@sunvalleyidaho.gov)>; Mandy Pomeroy <[mpomeroy@co.blaine.id.us](mailto:mpomeroy@co.blaine.id.us)>; Terry O'Connor, MD <[toconnor@co.blaine.id.us](mailto:toconnor@co.blaine.id.us)>  
**Subject:** Re: Mask Resolution

Angenie,

Thanks for the revisions. I'm going to try and convene a special meeting this week to get it in front of Bellevue council. I agree with you that it needs to be an ordinance, but I think we could watch to see if we get further compliance by having a passed resolution, and if we aren't feeling like we're seeing the results we were hoping for we can adjust and enact an ordinance if we continue to see escalating case load.

Just as a heads up, Nantucket Island passed mandatory masks inside and outside while in public.

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**From:** Angenie McCleary <[amccleary@co.blaine.id.us](mailto:amccleary@co.blaine.id.us)>  
**Date:** Monday, June 29, 2020 at 10:49 AM  
**To:** Peter Hendricks <[phendricks@sunvalleyidaho.gov](mailto:phendricks@sunvalleyidaho.gov)>, Neil Bradshaw <[NBradshaw@ketchumidaho.org](mailto:NBradshaw@ketchumidaho.org)>, "[Martha.burke@haileycityhall.org](mailto:Martha.burke@haileycityhall.org)" <[Martha.burke@haileycityhall.org](mailto:Martha.burke@haileycityhall.org)>, Ned Burns <[ned@nedburnsrealestate.com](mailto:ned@nedburnsrealestate.com)>, "[mayor@cityofcarey.org](mailto:mayor@cityofcarey.org)" <[mayor@cityofcarey.org](mailto:mayor@cityofcarey.org)>, Suzanne Frick <[sfrick@ketchumidaho.org](mailto:sfrick@ketchumidaho.org)>, Heather Dawson <[heather.dawson@haileycityhall.org](mailto:heather.dawson@haileycityhall.org)>, Tim Graves <[tgraves@co.blaine.id.us](mailto:tgraves@co.blaine.id.us)>, Derek Voss <[dvoss@co.blaine.id.us](mailto:dvoss@co.blaine.id.us)>, Walt Femling <[WFemling@sunvalleyidaho.gov](mailto:WFemling@sunvalleyidaho.gov)>, Mandy Pomeroy <[mpomeroy@co.blaine.id.us](mailto:mpomeroy@co.blaine.id.us)>, "Terry O'Connor, MD" <[toconnor@co.blaine.id.us](mailto:toconnor@co.blaine.id.us)>  
**Subject:** Mask Resolution

Hello Mayors,

Attached is a redline and a clean draft from Blaine County. I made edits along the lines of the comments that I made in my Saturday email. Please, let me know if you have comments or additional suggestions. Blaine County will try to get this on our website this afternoon for consideration at our meeting tomorrow. When will each jurisdiction be discussing the resolution?

I also want to again express that I really think this needs to be an ordinance. As a resolution it isn't as strong or clear, and it does not give the backing to the business community. I think that we still need to give serious consideration that this be an ordinance. Best, Angenie

I have no idea if the county (or cities) is preempted from regulating travel in and out of the county based on state orders regarding COVID. However, I believe the Board and city councils should consider some type of travel restrictions, whether it is a mandatory quarantine or some other solution and should reclose or restrict significantly the bars from normal operation.

As we all know the WRV went through a terrible period of COVID spread. We now seem to be very much under control while significant parts of the United States, and Idaho seem to be going through their "first wave." The Fred Hutchinson Cancer Research Center found that approximately 23% of the valley and 35% of Ketchum was infected and was carrying antibodies (who knows whether that even matters). I can only imagine that if antibodies are an effective protection against reinfection, the large percentage of previously infected people would help slow the spread throughout our community during a second wave. The large influx of tourists will significantly lower the percentage of previously infected in our community, creating more opportunity for spread of the virus and more importantly may bring the virus with them from wherever they are coming from. Many also seem to be unconcerned with wearing masks in many of the local stores in consideration, not of themselves, but of the people living in our community and operating our businesses.

I certainly did not expect such significant and robust tourism so soon after and during a pandemic. I expected there would be tourists and would not be writing this email if it appeared there was a reasonable amount of tourism. It does not appear reasonable to me. Tourism is clearly here, and I think despite the economic pain reimposing restrictions might cause, protection of our community is paramount. We might be considered lucky that when we experienced our massive wave of infection, the hospitals in Twin Falls and Boise had room to accept our patients. If we go through a second wave, which will include possibly thousands from out of state who will strain our resources, while both Twin and Boise are going through a wave, we may find ourselves in a worse situation than we had in March and April. This includes health issues unrelated to COVID if our resources are strained dealing with a second wave of COVID.

At this time, I envy your position because you have the power to make decisions affecting us all while at the same time don't envy it because you have to make difficult decisions that may have significant consequences for members in our community. Again it is my personal belief that the health of our citizens is paramount. It also appears that reacting to the spread has shown to be less effective than being proactive and making difficult decisions to avoid a wave of infection in the first place.

I don't purport to have the answers. We cannot predict the future and decisions/precautions regarding COVID will likely set us on two very different paths. If I was in your position, I would strongly consider some restrictions, if you are not preempted, such as the following:

1. Closing the Bars and continuing restrictions on restaurants. From information around the country, including Boise, bars appear to be extremely risky for the spread. You cannot wear masks. People will survive if they are limited to late night drinking in their yards, or homes.
2. Restricting travel by requiring a mandatory quarantine with enforcement provisions. Or limiting the quarantine to people arriving from "hot spots" like the NY has done. There are essentially only two ways in and out of the valley.

3. Restricting travel by allowing short term rentals, including hotels, to allow only one rental every month per house/room (or some shorter period of time to restrict rental availability) with an enforcement provision.
4. Mandatory masks if you have not passed that resolution already.

I am sure there are other options that are much more creative and effective than my suggestions. However, I urge you to act to prevent and control the inevitable second wave instead of react to it.

Thanks,

Josh

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**BLAINE COUNTY RESOLUTION 2020-26**

**A RESOLUTION OF THE BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS ESTABLISHING STANDARDS FOR FACE COVERINGS FOR INDIVIDUALS WHEN THEY ARE IN PUBLIC PLACES**

**WHEREAS**, COVID-19 is a respiratory disease that can result in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person. The virus is spread between individuals who are in close contact with each other through respiratory droplets; and

**WHEREAS**, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak of COVID-19 a public health emergency of international concern; and

**WHEREAS**, the CDC reports that people are most contagious when they are most symptomatic (the sickest) however some spread might be possible before people show symptoms although that is not the main way the virus spreads; and

**WHEREAS**, on March 13, 2020, Idaho Governor Brad Little signed a declaration of emergency for the State of Idaho in response to concerns that cases of COVID-19 are imminent in Idaho; and

**WHEREAS**, as of June 29, 2020, Idaho was reporting 5,752 total cases of COVID-19; and

**WHEREAS**, the risk of community spread throughout Blaine County impacts the life and health of the public, and imperils public health by the person-to-person spread of COVID-19, it is, therefore, necessary to reduce opportunities for the person-to-person transmission of COVID-19 to combat the spread of the disease; and

**WHEREAS**, infection rates in Idaho have significantly increased in urban areas in recent weeks, and have begun to increase in Blaine County partially due to a swell of summer visitors; and

**WHEREAS**, the increase in infections is likely to result in an increase in hospitalizations and usage of ICU beds and ventilators; and

**WHEREAS**, there are minimal ICU beds and limited ventilators in Blaine County and there is concern among health care providers in Blaine County that a spike in COVID-19 cases in Blaine County will result in a need to divert critically ill patients, which need will not be met due to a lack of available ICU beds and ventilators statewide; and

**WHEREAS**, wearing face coverings is an effective, inexpensive, and simple method of lessening community spread of the COVID-19 virus; and

**WHEREAS**, there is a continuing and urgent need to protect all residents, employees and visitors in the Blaine County from the risks relating to the COVID-19 pandemic through the protection provided by wearing facial coverings;

**NOW, THEREFORE**, the Board of County Commissioners hereby resolve as follows:

**Section 1.** Every person is expected to wear a face covering that completely covers the person's nose and mouth when the person is in a public place and others are present. For purposes of this Resolution:

- a. "Public place" means any place, indoor or outdoor, that is open to the public and includes, but is not limited to, businesses or other establishments where people assemble and interact, or members of the general public may enter.

**Section 2.** Facial coverings are not expected to be worn under the following circumstances:

- a. Children under the age of 5. Parents or guardians are responsible for ensuring that children between the ages of 5 and 17 wear appropriate face coverings as identified under this Resolution.
- b. Persons with medical conditions that prevent them from wearing a face covering.
- c. Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
- d. Persons, including on-duty law-enforcement officers, for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
- e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service.
- f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as they engage in social distancing.
- g. Persons who are engaged in outdoor activities, work, recreation, or exercise, so long as they engage in social distancing.
- h. Persons who are engaged in indoor exercise, so long as they engage in social distancing.

**Section 3.** All individuals are expected, except as exempted above, to comply with these standards.

**Section 4.** This Resolution shall be in full force and effect immediately upon adoption and shall expire on August 31, 2020, unless repealed.

Regularly passed, approved and adopted by the County Board of Commissioners on the 30<sup>th</sup> day of June, 2020.

BOARD OF COUNTY COMMISSIONERS OF BLAINE COUNTY, IDAHO

(seal)

\_\_\_\_\_  
Jacob Greenberg, Chairman

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Angenie McCleary, Vice-Chair

ATTEST:

\_\_\_\_\_  
JoLynn Drage, Clerk

\_\_\_\_\_  
Dick Fosbury, Commissioner