

**AGENDA OF THE SPECIAL
HAILEY CITY COUNCIL MEETING
Thursday March 26, 2020 * Hailey City Hall Meeting Room
12:00 PM**

Hailey City Council Special Meeting
Thu, Mar 26, 2020 12:00 PM - 1:00 PM (MDT)

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**Late Added Item*

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

12:00 p.m. CALL TO ORDER - Open Session for Public Concerns

MAYOR'S REMARKS:
MR 000

NEW BUSINESS:
NB 160 Informational update on COVID-19 Emergency Matters **ACTION ITEM** (no documents)

PUBLIC HEARING:
PH 161 Consideration of a motion to authorize the Mayor to sign Pubic Health Emergency Order No. _____, that would make uniform in all local jurisdictions removing commercial and residential construction from essential activities definition and providing for additional non-essential travel restrictions **ACTION ITEM*

STAFF REPORTS: Staff Reports Council Reports Mayor's Reports

Matters & Motions from Executive Session or Workshop
Next Ordinance Number – 1261 and then 1263 Next Resolution Number- 2020-36

MARCH 26, 2020 REVISED ORDINANCE

**CITY OF XXXX
PUBLIC HEALTH EMERGENCY ORDER No. XXX**

**LOCAL ADDITIONS TO IDAHO DEPARTMENT OF HEALTH AND WELFARE
ORDER TO SELF-ISOLATE DATED March 25, 2020**

WHEREAS, on March 11, 2020, the World Health Organization declared the worldwide outbreak of COVID-19 (aka coronavirus) a pandemic, and on March 13, 2020, the President of the United States issued an emergency declaration for the country in response to the increasing number of COVID-19 cases within the U.S.; 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 March 18, 2020 the Mayor of the city of Ketchum declared a local disaster emergency, and on March 23, 2020 the Ketchum City Council ratified the Declaration as per the Disaster Preparedness Act (Title 46, Chapter 10 of the Idaho Code), in the city of Ketchum due to the threat that COVID-19 poses to the health and welfare of the residents of Ketchum; and

WHEREAS, on March 20, 2020, the Idaho Department of Health and Welfare issued an Order to Self-Isolate for all individuals living in Blaine County including all cities, in Blaine County and all unincorporated areas of Blaine County; and

WHEREAS, on March 25, 2020 the Idaho Department of Health and Welfare issued a Statewide Order to Self-Isolate that supersedes the March 20, 2020 Order for Blaine County; and

WHEREAS, on March 23, 2020, the Council for the city of Ketchum adopted Ordinance 1207 establishing emergency powers that provide the authority, purpose, and intent of emergency powers to address the threat of COVID-19; and

WHEREAS, the risk of increased community spread throughout the city of Ketchum impacts the life and health of the public and public health is imperiled by the person-to-person spread of COVID-19; and

WHEREAS, the emergency services and local healthcare facilities are nearing capacity due to the number of COVID-19 confirmed cases in Blaine County and additional measures are necessary to slow the spread of COVID-19 in Blaine County; and

WHEREAS, the Ketchum City Council finds it necessary to enact additional regulations to strengthen the March 25, 2020 regulations contained in the Idaho Department of Health and

Welfare Self-Isolation Order to slow the community spread and protect the health, safety, and welfare of individuals living, working and visiting the City of Ketchum; and

WHEREAS, this Order was considered and approved by the City Council in accordance with provisions of Emergency Ordinance 1207;

NOW, THEREFORE, the Mayor and City Council do hereby adopt the following additional local modifications which shall be construed as stricter, local regulations from the March 25, 2020 Idaho Department of Health and Welfare Order to Self Isolate:

SECTION 1: APPLICABILITY

These local additions to the March 25, 2020 Idaho Department of Health and Welfare Order to Self-Isolate (IDHW Order) shall apply to individuals living, working, and visiting the City of **Ketchum** and within a five-mile radius of the city limits, as reflected below. The additions are intended to supplement the March 25, 2020 Idaho Department of Health and Welfare Order to Self-Isolate, and provide further restrictions to help slow the spread of the COVID-19 virus. All other restrictions set forth in the March 25, 2020 Idaho Department of Health and Welfare Order to Self-Isolate remain in full force and effect to the extent they are not addressed in this Order. In the event there is a conflict between this Order and the March 25, 2020 Idaho Department of Health and Welfare Order to Self-Isolate, the more stringent requirement of this Order shall apply. Other jurisdictions within Blaine County are enacting identical measures to provide uniform requirements throughout Blaine County, but each jurisdiction recognizes that its Order is only applicable within its statutory jurisdiction.

SECTION 2 ESSENTIAL BUSINESSES SHALL COMPLY WITH SOCIAL DISTANCING REQUIREMENTS

All businesses that are permitted to remain open in accordance with the March 25, 2020 IDHW Order, shall comply with Social Distancing Requirements.

SECTION 3 TRAVEL INTO AND OUT OF BLAINE COUNTY

Travel is only allowed into or out of Blaine County to perform Essential Activities, operate Essential Businesses, or maintain Essential Governmental Functions. Travel by Blaine County residents to other Idaho counties to obtain supplies or goods that are otherwise available within Blaine County, is prohibited.

SECTION 4 RESIDENTS AND VISITORS ENTERING BLAINE COUNTY

Residents of Blaine County who have traveled out of State, or visitors to Blaine County coming from out of State, must self-quarantine in their residence for a period of fourteen (14) days from the date of their arrival in Blaine County.

SECTION 5 CONSTRUCTION OF RESIDENTIAL AND COMMERCIAL PROJECTS IS NOT CONSIDERED ESSENTIAL INFRASTRUCTURE

Commercial and residential construction is not considered essential infrastructure and shall cease operations.

SECTION 6 WORK ESSENTIAL TO REPAIR AND MAINTAIN RESIDENCES AND ESSENTIAL BUSINESSES

Plumbers, electricians, exterminators, HVAC contractors or other trades performing work that is immediate and essential to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses may continue. Routine maintenance and repair is not considered essential and shall cease operations. Landscaping is not considered an essential business.

SECTION 7 ESSENTIAL TRANSPORTATION SERVICES

Airlines, taxis, and other private transportation providers providing transportation services may only operate provided they are providing transportation exclusively for necessary Essential Activities and other purposes expressly authorized in this Order are considered essential businesses.

SECTION 8 LIMITATIONS ON HOTELS AND SHORT-TERM RENTALS

For purposes of this Order, residences used for self-isolating include hotels, motels, shared rental units, and similar facilities.

During the term of this Order, hotels and short term rentals shall not offer lodging to any non-resident of Blaine County unless such individual is self-isolating, a Health Care Operations employee or performing Essential Government Functions.

SECTION 9 PENALTIES

In accordance with **XXX** Municipal and Idaho Code, any persons who violate any provisions of the March 25, 2020 Department of Health and Welfare Order to Self Isolate and the modifications set forth in this Order, shall be guilty of a misdemeanor.

SECTION 10 EFFECTIVE DATE AND SUNSET DATE

This Emergency Order shall take effect **XXXXXX**, and shall remain in effect until 11:59 p.m. on April 12, 2020.

APPROVED:

Mayor XXX

ATTEST

XXX, City Clerk

CITY OF HAILEY
PUBLIC HEALTH EMERGENCY ORDER NO. _____

LOCAL ADDITIONS TO IDAHO DEPARTMENT OF HEALTH AND WELFARE
ORDER TO SELF-ISOLATE DATED March 20, 2020

WHEREAS, on March 11, 2020, the World Health Organization declared the worldwide outbreak of COVID-19 (aka coronavirus) a pandemic, and on March 13, 2020, the President of the United States issued an emergency declaration for the country in response to the increasing number of COVID-19 cases within the U.S.; 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 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 20, 2020, the Idaho Department of Health and Welfare issued an Order to Self-Isolate for all individuals living in Blaine County including all cities, in Blaine County and all unincorporated areas of Blaine County; 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 risk of increased community spread throughout the city of Hailey impacts the life and health of the public and public health is imperiled by the person-to-person spread of COVID-19; and

WHEREAS, the emergency services and local healthcare facilities are nearing capacity due to the number of COVID-19 confirmed cases in Blaine County and additional measures are necessary to slow the spread of COVID-19 in Blaine County; and

WHEREAS, the Hailey City Council finds it necessary to enact additional regulations to strengthen the March 20, 2020 regulations contained in the Idaho Department of Health and Welfare Self-Isolation 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 duplicate and adopt locally the March 20, 2020 Idaho Department of Health and Welfare Order to Self-Isolate with the following additional local modifications which shall be construed as stricter, local regulations:

SECTION 1: APPLICABILITY

These local additions to the March 20, 2020 Idaho Department of Health and Welfare Order to Self-Isolate shall apply to individuals living, working, and visiting the City of Hailey and within a five-mile radius of the city limits, as reflected below.

THIS ORDER DIRECTS ALL INDIVIDUALS LIVING, WORKING, OR VISITING BLAINE COUNTY, ALL CITIES IN BLAINE COUNTY, AND ALL UNINCORPORATED AREAS OF BLAINE COUNTY IDAHO (COLLECTIVELY REFERRED TO AS “BLAINE COUNTY” IN THIS ORDER) TO:

1. SELF-ISOLATE AT THEIR PLACE OF RESIDENCE EXCEPT THAT THEY MAY LEAVE TO PROVIDE OR RECEIVE CERTAIN ESSENTIAL SERVICES OR ENGAGE IN CERTAIN ESSENTIAL ACTIVITIES AND WORK FOR ESSENTIAL BUSINESS AND GOVERNMENT SERVICES;
2. EXEMPTING INDIVIDUALS EXPERIENCING HOMELESSNESS FROM THE SELF-ISOLATION ORDER BUT URGING THEM TO FIND SHELTER AND GOVERNMENT AGENCIES TO PROVIDE IT;
3. DIRECTING ALL BUSINESSES AND GOVERNMENTAL AGENCIES TO CEASE NONESSENTIAL OPERATIONS AT PHYSICAL LOCATIONS IN BLAINE COUNTY;
4. PROHIBITING ALL NON-ESSENTIAL GATHERINGS OF ANY NUMBER OF INDIVIDUALS; AND
5. ORDERING CESSATION OF ALL NON-ESSENTIAL TRAVEL.

SECTION 2 GATHERINGS OF NON-RELATED INDIVIDUALS

Gatherings of individuals outside the home are prohibited, with certain exceptions for essential activities or essential travel or to perform work for essential businesses and government agencies or perform essential infrastructure work. Gatherings of non-related individuals inside the home, in which they are otherwise resident, are prohibited.

SECTION 3 INDIVIDUALS VISITING

All individuals currently living or visiting within Blaine County are ordered to self-isolate at their place of residence. To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably possible maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for Essential Activities, Essential Governmental Functions, or to operate Essential Businesses, all as defined in Section 8. Individuals experiencing homelessness are exempt from this Section, but are strongly urged to obtain shelter, and governmental and other entities are strongly urged to make such shelter available as soon as possible and to the maximum extent practicable (and to use COVID-19 risk mitigation practices in their operation).

SECTION 4 ESSENTIAL BUSINESSES SHALL COMPLY WITH SOCIAL DISTANCING REQUIRMENTS

All businesses with a facility in Blaine County, except Essential Businesses as defined below in Section 9, are required to cease all activities at facilities located within the County except Minimum Basic Operations, as defined in Section 9 g. For clarity, businesses may also continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e., working from home). All Essential Businesses are strongly encouraged to remain open. Essential Businesses shall comply with Social Distancing Requirements as defined in Section 9 j. below, including by maintaining six-foot social distancing for both employees and members of the public, including, but not limited to, when any customers are standing in line.

SECTION 5 TRAVEL INTO AND OUT OF BLAINE COUNTY

All travel is prohibited, including but not limited to, travel on scooter, motorcycle, automobile, or public transit, except Essential Travel and Essential Activities as defined below in Section 9 h and 9 a, respectively. People must use public transit only for purposes of performing Essential Activities or to travel to and from work to operate Essential Businesses or maintain Essential Governmental Functions. People riding on public transit must comply with Social Distancing Requirements as defined in Section 8.j. below, to the greatest extent feasible. This Order only allows travel into or out of Blaine County to perform Essential Activities, operate Essential Businesses, or maintain Essential Governmental Functions. Travel by Blaine County residents to other Idaho counties to obtain supplies or goods that are otherwise available within Blaine County, is prohibited.

SECTION 6 RESIDENTS AND VISITORS ENTERING BLAINE COUNTY

Residents of Blaine County who have traveled out of State, or visitors to Blaine County coming from out of State, must self-isolate in their residence for a period of fourteen (14) days from the date of their arrival in Blaine County.

SECTION 7 CONSTRUCTION OF RESIDENTIAL AND COMMERCIAL PROJECTS IS NOT CONSIDERED ESSENTIAL INFRASTRUCTURE

For purposes of this Order, individuals may leave their residence to provide any services or perform any work necessary to the operations and maintenance of “**Essential Infrastructure**,” including, but not limited to, public works construction, , airport operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste collection and removal, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, telecommunications relay service, and web-based services), provided that they carry out those services or that work in compliance with Social Distancing Requirements as defined this Section, to the extent possible.

SECTION 8 WORK ESSENTIAL TO REPAIR AND MAINTAIN RESIDENCES AND ESSENTIAL BUSINESSES

Plumbers, electricians, exterminators, HVAC contractors or other trades performing work that is immediate and essential to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses.

SECTION 9 ESSENTIAL TRANSPORTATION SERVICES

Airlines, taxis, and other private transportation providers providing transportation services exclusively for necessary for Essential Activities and other purposes expressly authorized in this Order.

SECTION 10 LIMITATIONS ON HOTELS AND SHORT TERM RENTALS

For purposes of this order, residences used for self-isolating include hotels, motels, shared rental units, and similar facilities.

For purposes of this order, during the term of this order, hotels and short term rentals shall not offer lodging to any non-resident of Blaine County unless such individual is a Health Care Operations employee or performing Essential Government Functions.

SECTION 11 PENALTIES

In accordance with Hailey Municipal and Idaho Code, persons who knowingly violate the provisions of the March 20, 2020 Department of Health and Welfare Self Isolation Order and the modifications set forth in this Order, shall be guilty of a misdemeanor.

SECTION 12 EFFECTIVE DATE AND SUNSET DATE This Emergency Order shall take effect March 30, 2020, and shall remain in effect until 11:59 p.m. on April 13, 2020.

APPROVED:

Mayor, Martha Burke

ATTEST

Mary Cone, City Clerk