

**AGENDA OF THE
SPECIAL HAILEY CITY COUNCIL MEETING
Monday May 17, 2021 * 4:30 PM
Hailey City Hall Meeting Room**

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

ACTION ITEM.....

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

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4:30 p.m. CALL TO ORDER -

Open Session for Public Concerns

MAYOR'S REMARKS:

MR 000

NEW BUSINESS:

NB 178 City Council consideration of Hailey Public Health Emergency Advisory Order 2021-04, which was executed and effective on May 14, 2021 rescinding indoor mask mandates within the City of Hailey **ACTION ITEM**.....

ADJOURN

AGENDA ITEM SUMMARY

DATE: 05/17/2021 **DEPARTMENT:** Admin/Leg **DEPT. HEAD SIGNATURE:** HD/CPS

SUBJECT:

Consideration of adopting Hailey’s Public Emergency Health Order 2021-04, which eliminates Hailey’s indoor face-covering mandate.

AUTHORITY

Hailey Emergency Powers Ordinance 1277

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

This agenda matter is to take action on the Order signed and implemented by the Mayor on Mayo 14, 2021, which order rescinded the indoor face-covering mandate within the City of Hailey. In the case of emergency orders, the process entails the mayor issuing an order which the city council approves during a meeting held within 7 days of the order being signed. The Mayor is seeking city council approval of Order 2021-04.

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:

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve Emergency Public Health Order 2021-04, executed by the Mayor on May 14, 2021.

FOLLOW-UP REMARKS:*

CITY OF HAILEY
PUBLIC HEALTH EMERGENCY ADVISORY ORDER NO. 2021-04

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 Center for Disease Control (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 Guidelines** issued on May 11, 2021; 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 approved 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, which ordinance was extended as Ordinance 1266 on September 14, 2020, and extended as Ordinance 1277 on February 8, 2021, and remains in effect; and

WHEREAS, on September 14, 2020 the City Council, by unanimous consent, determined that future actions relating to exercise of its public health regulatory authority, and for purposes of general guidance, would be based upon the Covid-19 Blaine County Risk Level Plan for the City of Hailey; and

WHEREAS, Blaine County, according to the analytics provided by the adopted COVID-19 Blaine County Risk Level Plan for the City of Hailey, as of entry of this Order, places the City of Hailey on the low end of the **Moderate Risk Level**, in that the County is reported to have 7-day moving average incidence rate 3.7 per 100,000 residents and an .37% positive rate; which, which continues a consistent and drastic decline in the incidence of COVID-19 presence in the community; and

WHEREAS, Blaine County, according to the analytics provided by the adopted COVID-19 Blaine County Risk Level Plan for the City of Hailey, as of entry of this order, declares that approximately seventy four (74%) of Idahoans have received at least one dose of a COVID-19 vaccine; and

WHEREAS, the United States Center for Disease Control (CDC) has issued *Interim Public Health Recommendations For Fully Vaccinated People* due to the decreased risk of community spread of COVID-19 which guidelines state fully vaccinated people no longer need to wear a mask or physically distance in any setting, with certain exceptions; and

WHEREAS, the CDC and Governor’s Guidelines continue to recommend that unvaccinated people wear face coverings in public settings, especially when other social distancing measures are difficult to maintain; and

WHEREAS, it is recognized that as a practical matter one cannot know by appearance whether a person is or is not fully vaccinated, nor can a person be lawfully forced to reveal that personal health information, and therefore enforcement of a mask mandate only for unvaccinated persons would be impossible to enforce; and

WHEREAS, it is recognized that people have very strong opinions regarding mandatory wearing of masks and vaccination and such opinions can lead to conflict or even violence, and it being desirable to maintain public harmony; and

WHEREAS, this Order was considered and approved by the mayor in accordance with provisions of Emergency Powers Ordinance 1277; and

NOW, THEREFORE, the Mayor, by summary enactment does issue this Advisory Public Health Emergency Order superseding any, and all, prior Emergency Public Health Orders, which Order shall be in reviewed, considered and approved as issued or as amended by Special Meeting the City of Hailey City Council.

SECTION 1. FACE COVERINGS

It shall not be required that every person, when in any public place, completely cover their nose and mouth. Persons who have not been vaccinated continue to be strongly encouraged to completely cover their nose and mouth when social distancing is not possible.

SECTION 2. EFFECTIVE DATE AND SUNSET DATE

This Emergency Order shall take effect upon execution as dated below and shall remain in effect until expiration, unless rescinded, superseded or amended by the Mayor or City Council.

ISSUED

May 14, 2021

Mayor, Martha Burke

ATTEST

Mary Cone, City Clerk