

City of Gregory Resolution 2020-2

AN EMERGENCY RESOLUTION TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES THAT HAVE BEEN DEEMD NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19).

WHEREAS, the City of Gregory Council has the authority to pass ordinances for the purpose of promoting the health, safety, morals, and general welfare of the community and the promotion of health and the suppression of disease;

WHEREAS, an outbreak of the disease COVID-19, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States;

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, COVID-19 can result in serious illness requiring hospitalization, admission to an intensive care unit, and death;

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of COVID-19 as a public health emergency;

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in response to the global pandemic of COVID-19;

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of COVID-19;

WHEREAS, cases of COVID-19 have been confirmed in eleven counties in South Dakota;

WHEREAS, there is evidence of community spread in multiple counties in South Dakota;

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of COVID-19;

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission;

WHEREAS, in response to the need to implement social distancing all schools in the state have been closed for at least two weeks;

WHEREAS, on March 16th, the White House issued guidance recommending that social gatherings of more than 10 people be avoided, and that people avoid eating or drinking at bars, restaurants, and food courts;

WHEREAS, the guidance issued by the White House further recommended that in states with evidence of community transmission, bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate should be closed;

WHEREAS, many states and communities across the country have already implemented the White House recommendations by ordering all bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate be closed until the public health emergency is over;
WHEREAS, the failure to successfully implement social distancing will likely result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the County's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the County's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT RESOLVED that the Gregory City Council hereby implements the following requirements of all citizens and businesses:

1. Practice proper hygiene.
2. Practice self-isolation.
3. Practice social distancing.
4. Recommend no gathering of 10 or more people.
5. Stay at home and contact your medical provider if you believe you have symptoms.
6. Limit trips to purchase essential items.
7. Limit the time spent purchasing essential items.
8. Stagger work schedules.
9. All Gregory City offices are closed to the public.
10. Effective at 12:00 AM on March 25, 2020, all restaurants, food courts, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes, and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site sales or on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, or drive-through service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
11. Effective at 12:00 AM on March 25, 2020, all recreational facilities, public pools, and theaters,

including movie theaters and music or entertainment venues are directed to close and cease operations.

12. Effective at 12:00 AM on April 28, 2020, all hair salons, golf courses, video lottery casinos, and privately owned gyms are directed to operate under the following conditions:
 - a. Hair Salons: Hair salons shall operate with a maximum of two cosmetologists and two customers on-site at a time. Each cosmetologist shall be six feet (6') apart. Both the cosmetologists and customer shall wear a face mask. Stylists shall not allow any walk-in hair appointments. All salons shall post the CDC and SD DOH guidelines regarding COVID-19 symptoms.
 - b. Golf Courses: While on the golf course, the following rules shall be observed:
 - The flags will be in place but secured so no one should touch the flag poles;
 - Groups will be limited to ten (10) persons per golf group.
 - Only one person per cart unless such persons live together.
 - All persons shall follow the six foot (6') social distancing rule while on the golf course.
 - c. Privately owned gyms: Privately-owned gyms shall operate with allowing ten (10) or less persons in the gym at a time, including the instructors. All persons shall be six feet (6') apart and gym equipment shall be minimized and limited to one-person use. . All privately-owned gyms shall post the CDC and SD DOH guidelines regarding COVID-19 symptoms.
 - d. Video lottery casinos: Video lottery casinos shall operate with no more than ten (10) persons and such persons shall be six (6) feet apart. Any video lottery machines that cannot be operated within the six-foot requirement shall be disconnected as to comply with the CDC and SD DOH social distancing requirements.
 - Video lottery patrons are still subject to the off-sale regulations under Paragraph 10 of such resolution.
13. Effective at 12:00 AM on March 25, 2020, all arcades, bingo halls, bowling alleys, indoor climbing facilities, skating rinks, trampoline parks, and other similar recreational or entertainment facilities are directed to close and cease operations.
14. The prohibitions and closures in this order do not apply to the following businesses:
 - a. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any portion of such business which would be subject to the requirements of providing delivery, curbside, and drive-through found in paragraph #1.
 - b. Room service in hotels.
 - c. Banks that have closed their lobbies but are offering drive-through and off-site accommodations for services.
 - d. Health care facilities, residential care facilities, congregate care facilities, and correctional

facilities.

- e. Crisis shelters, homeless shelters, soup kitchens, or other similar institutions.
- f. Airport concessionaires.
- g. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency or disaster.

15. This ordinance shall remain in effect until such time as it is amended or repealed.

16. Any violation of this ordinance is subject to the general penalty provision in SDCL 7-18A-32. Each day a violation of this ordinance is allowed to occur is considered a separate offense.

BE IT FURTHER RESOLVED, the City Council advises that Gregory citizens are safer maintaining social distancing and following CDC and SD DOH guidelines regarding COVID-19. Residents of the City of Gregory are strongly encouraged to follow all CDC and SD DOH guidelines regarding social distancing and preventative measures, including the following:

- a. Residents should limit visits to grocery and retail stores to once per week or use delivery services.
- b. Residents should participate in organized religious activities via remote options as available.
- c. When it is necessary for residents to visit grocery and/or retail stores, households should choose one designated shopper to do the shopping for the entire household in order to reduce the number of people in the store(s). Shoppers should remember to remain at least 6 feet away from others in the store.
- d. Whenever possible, residents should avoid taking any children under the age of fourteen (14) at home with them on any essential shopping trips.

BE IT FURTHER RESOLVED, that this resolution is necessary for the immediate preservation of the public peace, health, safety, and welfare of Gregory County and will become effective immediately upon passage.

Dated this 28th day of April 2020.

City of Gregory

Mayor Scott Anshutz

ATTEST:

Finance Officer Al Cerny

(SEAL)