

CITY AND BOROUGH OF SITKA

RESOLUTION NO. 2020-06

ORDERING PEOPLE IN THE CITY AND BOROUGH OF SITKA TO HUNKER DOWN RELATED TO COVID-19

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death and is caused by the SARS-Cov-2 virus ("virus"), a new strain of the coronavirus that has not been previously identified in humans and is easily transmittable person to person; and

WHEREAS, on March 11, 2020, the World Health Organization ("WHO") declared the virus a pandemic; and

WHEREAS, on March 11, 2020, the State of Alaska declared a public health emergency in response to the anticipated outbreak of the virus in Alaska; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a national emergency in response to the virus pandemic; and

WHEREAS, on March 15, 2020, the Administrator declared a local emergency in response to COVID-19 which was continued by the Assembly in Resolution 2020-05; and

WHEREAS, as of March 22, 2020, the State of Alaska had 22 confirmed COVID-19 cases; and

WHEREAS, as of March 22, 2020, the State of Alaska had issued eight health mandates including closing schools until May 1, 2020; and

WHEREAS, as of March 22, 2020, the neighboring municipalities of the Ketchikan Gateway Borough had 6 confirmed COVID-19 cases and the neighboring municipality of the City and Borough of Juneau had 1 confirmed COVID-19 case; and

WHEREAS, on March 20, 2020, the State of Alaska issued health mandate 7.1 that generally prohibited close contact with people by prohibiting personal care services and gatherings of ten or more people in two municipalities, including the Ketchikan Gateway Borough; and

WHEREAS, the City and Borough of Sitka is linked to the Ketchikan Gateway Borough and the City and Borough of Juneau by daily commercial air traffic; and

WHEREAS, this resolution is akin to an emergency declaration and is reasonable and necessary under the circumstances to protect the public, health, welfare, and safety in the City and Borough of Sitka; and

WHEREAS, entities that provide services for unsheltered people are urged to make shelter space available as soon as possible and to the maximum extent possible in compliance with COVID-19 risk mitigation practices; and

53 **WHEREAS**, people particularly at risk of complications from COVID-19 include those 60
54 years and older and individuals of any age with a serious underlying medical condition, and
55 household members of those who are at elevated risk should implement these more stringent
56 guidelines as well, to the extent possible; and

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58 **WHEREAS**, anyone particularly at-risk from COVID-19 should reduce exposure by staying at
59 home, not physically going to work, and not doing their own shopping if possible; and

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61 **WHEREAS**, this resolution shall have the same effect as an order issued by the
62 Administrator pursuant to SGC 2.47.010.C.

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64 **NOW, THEREFORE, BE IT RESOLVED** by the Assembly of the City and Borough of Sitka,
65 Alaska:

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67 **Section 1.** This resolution may also be referred to as “CBS COVID-19 Order No. 1.”

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69 **Section 2. Stay Home Order.** All people in the City and Borough of Sitka shall stay at
70 home as much as possible, except to work in critical jobs, listed below; to buy, sell, or deliver
71 groceries or other important goods such as those sold by critical businesses; to receive or
72 provide health care; and to get fresh air without contacting others. On the limited occasions
73 when individuals leave home, they should maintain social distancing of at least six feet from
74 any person outside their household whenever possible. Individuals are also encouraged to
75 practice recommended hygiene, including regular hand washing. Individuals experiencing
76 homelessness are exempt from this order.

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78 **Section 3. Non-critical Business Closure Order.** All non-critical businesses and entities
79 must close their premises to the public; however, businesses and entities are encouraged to
80 use telecommuting or work from home procedures.

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82 **Section 4. Social Distancing Order for Critical Businesses or Entities.** All critical
83 businesses or entities that remain open must comply with social distancing guidelines as much
84 as possible, including by maintaining six-foot social distancing for employees and members
85 of the public.

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87 **Section 5. Definition of critical business or entity.** A critical business or entity includes the
88 following regardless whether it is for profit, not for profit, or other entity:

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90 (a) "Healthcare Operations" including hospitals, clinics, dentists, ophthalmologists and
91 optometrists, chiropractors, pharmacies, medical laboratories, other healthcare
92 facilities and providers, home healthcare services providers, mental health providers,
93 companies and institutions involved in the research and development, manufacture,
94 distribution, warehousing, or supplying of pharmaceuticals, biotechnology therapies,
95 consumer health products, medical devices, diagnostics, equipment, services, or any
96 related and/or ancillary healthcare services. "Healthcare Operations" also includes
97 veterinary care and healthcare services provided to animals. "Healthcare Operations"
98 does not include fitness and exercise gyms, massage therapy locations, or similar
99 facilities;

100
101 (b) Businesses providing any services or performing any work necessary to the
102 operations and maintenance of "Critical Infrastructure," including, but not limited to,
103 the barge services, public works construction, construction of housing, airport
104 operations, water, sewer, gas, electrical, utility, mineral production, roads and

- 105 highways, trucking and shipping companies, public transportation, solid waste
106 collection and removal, internet, and telecommunications systems;
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- 108 (c) First responders, emergency management personnel, emergency dispatchers, court
109 personnel, and law enforcement personnel;
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- 111 (d) Critical Government Functions means the judiciary, the legislature, and all services
112 needed to ensure the continuing operation of the government agencies that provide
113 for the health, safety, and welfare of the public. Federal, Tribal, and State of Alaska
114 employees should follow direction of their employer regarding whether and where to
115 report to work;
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- 117 (e) Defense and national security-related operations supporting the U.S. Government or
118 a contractor to the U.S. government;
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- 120 (f) Grocery stores, supermarkets, food banks, marijuana dispensaries, convenience
121 stores, and other similar establishments engaged in the retail sale of food, beverages,
122 or other household consumer products (such as cleaning and personal care products,
123 pet food and pet supplies). This includes stores that sell groceries and also sell other
124 non-grocery products, as well as stores that sell products necessary to maintaining
125 the safety, sanitation, and operation of residences;
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- 127 (g) Food cultivation, including fishing, hunting, farming, and livestock;
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- 129 (h) Businesses that provide food, shelter, and social services, and other necessities of life
130 for economically disadvantaged, unsheltered, or otherwise vulnerable individuals;
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- 132 (i) Newspapers, television, radio, and other media services;
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- 135 (j) Gas stations and auto-supply, auto-repair, towing companies, and related facilities;
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- 137 (k) Banks, mortgage companies, insurance companies, and related financial institutions;
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- 139 (l) Hardware stores;
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- 141 (m) Plumbers, electricians, exterminators, and other service providers who provide
142 services that are necessary to maintaining the safety, sanitation, and operation of
143 residences and critical businesses;
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- 145 (n) Businesses providing mailing and shipping services;
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- 147 (o) Educational institutions for purposes of facilitating distance learning;
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- 149 (p) Laundromats, dry cleaners, and laundry service providers;
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- 151 (q) Restaurants, bars, and breweries and other facilities that prepare and serve food and
152 beverages, but only for delivery or carry out under the restrictions described in the
153 State of Alaska Health Mandate 3;
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- 155 (r) Businesses that supply products needed for people to work from home;
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- 157 (s) Businesses that supply other critical businesses with the support or supplies
158 necessary to operate;
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- 160 (t) Businesses that ship or deliver groceries, food, goods or services directly to
161 residences;
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- 163 (u) Businesses that provide transportation services of passengers or goods, including the
164 Alaska Marine Highway System;
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- 166 (v) Home-based care for seniors, adults, or children;
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- 168 (w) Hotels, residential facilities and shelters for seniors, adults, and children;
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- 170 (x) Professional services, such as legal or accounting services, that do not involve close
171 personal contact or that are necessary to assist in compliance with legally mandated
172 activities, to complete time sensitive activities, or activities related to or caused by
173 COVID-19;
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- 175 (y) Labor union essential activities;
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- 177 (z) Childcare facilities, subject to new recommendations for increased hygiene and social
178 distancing. Childcare facilities should be used only by those who need childcare to
179 work at a critical job; and
- 180
- 181 (aa) Funeral, mortuary, cremation, burial, cemetery, and related services.

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183 **Section 5. Procedural Due Process.** If a business or entity is not listed above, and the
184 business owner or authorized agent believes that the business or entity is critical or it is an
185 entity providing critical services or functions, the business may request a determination from
186 the Administrator, or designee.

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188 **Section 6. Effective Date and Duration.** This resolution shall be effective immediately after
189 its adoption. A public service announcement shall be widely distributed providing public notice
190 of the orders in this resolution. This resolution shall remain in effect through April 14, 2020.

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192 **PASSED, APPROVED, AND ADOPTED** by the Assembly of the City and Borough of Sitka,
193 Alaska on this 24th day of March, 2020.

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197 _____
Gary L. Paxton, Mayor

198 ATTEST:

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201 Sara Peterson, MMC
202 Municipal Clerk

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204 1st and final reading 3/24/2020