



## City of Ketchum

April 11, 2020

Mayor Bradshaw and City Councilors  
City of Ketchum  
Ketchum, Idaho

Mayor Bradshaw and City Councilors:

### **Recommendation To Adopt City of Ketchum Public Health Emergency Order 20-02**

#### Recommendation and Summary

It is recommended the council adopt City of Ketchum Public Health Emergency Order 20-01 and adopt the following motion:

**I move to adopt City of Ketchum Public Health Emergency Order 20-02**

The reasons for the recommendation are as follows:

- On March 25, 2020 the Idaho Department of Health and Welfare (IDHW) issued an Order to Self-Isolate
- The City Council adopted Ketchum Emergency Health Order 20-01 establishing more restrictive standards than the State Order. The Ketchum Order expires Sunday April 12, 2020
- The proposed Ketchum Emergency Health Order 20-02 continues the more restrictive standards and allows construction and landscape activities to resume subject to specific standards

#### Introduction and History

On March 25, 2020 the State issued the Order to Self-isolate that is applicable statewide. Because of the level of community spread in Blaine County, more restrictive measures were enacted by Blaine County and the cities of Ketchum, Sun Valley, Hailey and Bellevue. The more restrictive standards are set to expire Sunday April 12<sup>th</sup>.

Blaine County has experienced one of the highest rates of COVID-19 community spread in Idaho, which necessitated adoption of more restrictive health measures in Blaine County. Because of the measures in place, the volume of COVID-19 positive tests appears to be flattening.

#### Analysis

With the adoption of Ordinance 1207, the emergency ordinance establishing emergency powers, the City Council has the authority to adopt health orders tailored for Ketchum and more restrictive than the IDHW Order. As proposed, Ketchum Health Order 20-02 will become effective Monday April 13, 2020 and will sunset when the March 25, 2020 IDHW Order, and subsequent State Health Orders, expire.

While the statistics indicate the rate of COVID-19 spread has slowed in Blaine County, if construction activities resume, there will be monitoring of the construction workers to determine if COVID-19 cases increase. If there is a surge in cases, the Council can stop construction.

As proposed, the Order contains the following measures:

- Construction and landscape activities may resume subject to specific standards
- Hotels and short-term rentals may not offer lodging to non-residents of Blaine County, except lodging may be provided to health care workers or those performing essential government functions.
- Blaine County residents returning home from out of state travel must self quarantine at home for 14 days upon their return. Visitors from out of state coming to Blaine County must also self-quarantine for 14 days.
- Travel outside of Blaine County to obtain items otherwise available in the County is prohibited.
- Any businesses permitted to operate under the March 25, 2020 IDHW Order, shall comply with the social distancing requirements.
- Any violation of the Ketchum Order, or the March 25, 2020 IDHW Order, shall be a misdemeanor.

Sustainability

The recommendation does not impact the City's sustainability goals.

Financial Impact

The recommendation does not have a financial impact.

Attachments:

Ketchum Health Order 20-02

March 25, 2020 IDHW Order

**CITY OF KETCHUM  
PUBLIC HEALTH EMERGENCY ORDER No. 20-02**

**LOCAL ADDITIONS TO IDAHO DEPARTMENT OF HEALTH AND WELFARE  
ORDER TO SELF-ISOLATE DATED MARCH 25, 2020 AND ANY SUBSEQUENT  
STATE HEALTH ORDER**

**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**, as of April 9, 2020, Blaine County has 439 positive COVID-19 cases tested, representing one of the highest per capita rates of positive tests in the nation; and

**WHEREAS**, as of April 10, 2020, statistics show the volume of new COVID-19 positive cases is decreasing and the curve is flattening; 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), and any subsequent State Health 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 any subsequent State Health Order, to 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, and any subsequent State Health Order, 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, and any subsequent State Health Order, the more stringent requirement of this Order shall apply. Other jurisdictions within Blaine County are enacting similar 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, and any subsequent State Health 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 ESSENTIAL TRANSPORTATION SERVICES**

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 6 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 7 STANDARDS AND LIMITATIONS FOR CONSTRUCTION SITES AND CERTAIN TRADES OPERATING WITHIN CITY OF KETCHUM**

**APPLICABILITY**

The following standards and limitations shall apply to all commercial and residential building and construction work sites and all individuals performing work such as, but not limited to, painting, plumbing, mechanical, electrical and landscaping work. The primary contractor shall be responsible for compliance for all individuals performing work on the job site or work location.

Prior to resuming construction activity at any location, the primary contractor shall provide certification to the City that the contractor, all sub-contractors and all individuals working on the job site have read the standards and agree to comply with the standards at all times while on the job site.

**CONSTRUCTION SITE AND WORKER STANDARDS**

1. The owner/contractor shall designate a site specific COVID-19 supervisor to enforce these standards. The designated COVID-19 supervisor shall be present on the job site at all times while construction activities are taking place. The COVID-19 supervisor can be an on-site worker who is designated to carry this role. If there is no job site, the supervisor shall enforce the rules from the office, yard, or workplace.
2. The job site shall have at least, soap and water stations and/or alcohol based hand sanitizer that contains at least 60% alcohol. Adequate supplies shall be maintained at all times. Such stations shall be placed at the primary entrances to the building or job site, and elsewhere on the site as needed. For landscape companies and trades that do not have recurring job sites, all vehicles shall contain soap and water or alcohol based hand sanitizer that contains at least 60% alcohol, one of which shall be used upon entering and exiting the vehicle.
3. Individuals on the job site shall be instructed to clean their hands upon arrival and departure from the job site and to clean their hands often, especially if hands are visibly dirty.
4. All individuals on the job site shall be provided with personal protective equipment (PPE) such as gloves, goggles, face shields, or face coverings. All individuals shall wear such PPE, including face coverings, at all times while on the job site.
5. Individuals shall maintain a distance of six (6) feet from one another at all times on the job site, including, but not limited to, while eating lunch, taking breaks, and work consultations.

6. No more than one (1) individual shall be allowed in a confined space including, but not limited to, a crawl space, elevator, attic or mechanical room, unless solo work in the confined space were deemed to be unsafe.
7. Equipment with an enclosed cab shall only be operated by one person during the whole day and the cab shall be sanitized at the end of each workday.
8. Trades shall be staggered as necessary to reduce the density of workers on site and to maintain social distancing. Each individual shall maintain a distance of six (6) feet from any another individual.
9. Deliveries shall be staggered to minimize interactions with individuals and maintain the six (6) foot separation.
10. Individuals shall be discouraged from traveling to or from the site by carpool unless they are carpooling with individuals who reside in the same residence or using public transportation and practicing social distancing.
11. Individuals shall not share any tools or equipment while on the job site. Table saws and large equipment shall be wiped down after each use.
12. On-site portable toilets shall be sanitized and disinfected every day by each user after use. The date when the portable toilet was last disinfected and sanitized by the portable toilet installer shall be posted outside the toilet.
13. There shall be no communal water cooler, water dispenser or microwave on site. Individuals shall bring their own personal water bottles and all food and beverages they will consume during the day. During the period when construction activity is taking place, individuals are strongly encouraged remain on the site during work hours. Any individual leaving the job site to obtain lunch, food or beverages from a local business shall wear a face covering.
14. Each job site shall post in at least two areas visible to all individuals on the job site, on work vehicles, or in the place of work, the following required hygienic practices:
  - a. Wash hands often for twenty (20) seconds
  - b. Cough into elbow
  - c. Do not touch your face
  - d. Stay at home if you are sick
  - e. Regularly disinfect high touch surfaces such as handrails, elevator control buttons, doorknobs, and counters
15. Individuals shall arrive for work wearing clean clothes.
16. On a daily basis, the COVID-19 supervisor shall inspect on-site workers and ensure no individual is permitted on the job site who presents any symptoms of illness such as fever, cough, runny nose, or sore throat. Any individual presenting any symptoms of

illness shall be required to stay home. The individual may return to work in conformance with CDC Guidelines.

17. All individuals on the job site shall inform the COVID-19 supervisor if a family member is presenting any symptoms of illness as identified in #16. If so, the reporting individual shall remain off the job in conformance with CDC Guidelines.
18. The owner or primary contractor shall maintain a daily attendance log of all individuals entering the work site.

**PENALTIES FOR VIOLATIONS OF CONSTRUCTION SITE AND WORKERS STANDARDS**

Any primary contractor, individual or entity providing labor, material, equipment or services to a project failing to comply with the construction standards set forth in this Order, is guilty of an infraction and shall be fined \$100.00 per occurrence on the same day. Multiple or repeat violations may result in the building official issuing a stop work order ("red tag") on the project suspending all work or other activities on the project until such failure is corrected.

Multiple or repeat violations at the same job site on (2) two or more separate days shall be a misdemeanor offense and, upon conviction thereof, shall be subject to a fine of up to \$1,000 and/or imprisonment in jail not too exceed six (6) months. Each day such additional violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

**SECTION 8 PENALTIES FOR ALL OTHER VIOLATIONS OF THIS ORDER**

For violations other than those set forth in Section 7, in accordance with Ketchum 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 any subsequent State Health Order, and the modifications set forth in this Order, shall be guilty of a misdemeanor.

**SECTION 9 EFFECTIVE DATE AND SUNSET DATE**

This Emergency Order shall take effect 12:00 a.m. Monday April 13, 2020 and shall remain in effect until such time as any Order of the Director of the Idaho Department of Health and Welfare or Ketchum Emergency Public Health Order has expired. Any Order issued by the Idaho Department of Health and Welfare to stop residential and commercial construction shall supersede this Order.

APPROVED:

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Neil Bradshaw  
Mayor

ATTEST

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Robin Crotty, City Clerk