A RESOLUTION OF THE MUNICIPALITY OF SKAGWAY, ALASKA MANDATING THAT PEOPLE IN THE MUNICIPALITY OF SKAGWAY BOROUGH SHELTER-IN-PLACE BEGINNING AT 10:00 P.M. ON WEDNESDAY, MARCH 25, 2020.

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, there are currently no positive cases of COVID-19 in Skagway.

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 16, 2020, the Municipality of Skagway declared an emergency based on the risk to the public posed by the global COVID-19 pandemic and substantial economic impacts to the Municipality of Skagway, which was confirmed by the Assembly on March 19, 2020; and

WHEREAS, as of March 24, 2020, the State of Alaska had 42 confirmed COVID-19 cases; and

WHEREAS, as of March 23, 2020, the neighboring City and Borough of Juneau had one confirmed COVID-19 case; Ketchikan Gateway Borough had six cases; and the Yukon Territory had two cases; 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 10 or more people in two municipalities; and

WHEREAS, the Municipality of Skagway is directly linked to the City and Borough of Juneau by daily commercial air traffic and state ferry service, and directly linked to the Yukon Territory the Klondike Highway; and

WHEREAS, the Municipality of Skagway believes a mandate to shelter-in-place is reasonable and necessary under the circumstances to protect the public, health, welfare, and safety in the Municipality in the event that there is a positive COVID-19 case in Skagway; and
WHEREAS, people particularly at risk of complications from COVID-19 include those 60 years and older and individuals of any age with a serious underlying medical condition. Household members of those who are at elevated risk should shelter-in-place to the most stringent extent possible; and

WHEREAS, all Skagway residents should reduce exposure by staying at home, not physically going to work, and having one person doing their shopping and other activities that involve close contact with others;

NOW THEREFORE BE IT RESOLVED THAT:

Section 1. Shelter-in-Place Order. All people in the Municipality of Skagway Borough shall stay at home as much as possible, except to work in critical jobs, listed below; to buy, sell, or deliver groceries or other important goods such as those sold by critical businesses; to receive or provide health care; and to get fresh air without contacting others. On the limited occasions when individuals leave home, they should maintain social distancing of at least six feet from any person outside their household whenever possible. Individuals are also encouraged to practice recommended hygiene, including regular hand washing.

Section 2. Non-critical Business Closure Order. All non-critical businesses and entities must close their premises to the public; however, businesses and entities are encouraged to use telecommuting or work from home procedures.

Section 3. Social Distancing Order for Critical Businesses or Entities. All critical businesses or entities that remain open must comply with social distancing guidelines as much as possible, including by maintaining six-foot social distancing for employees and members of the public.

Section 4. Definition of Critical Business or Entity. A critical business or entity includes the following regardless of whether it is for profit, not-for-profit, or other entity:
   a. “Healthcare Operations” including hospitals, clinics, other healthcare facilities and providers, home healthcare services providers, mental health providers, or any related and/or ancillary healthcare services. “Healthcare Operations” also includes veterinary care and healthcare services provided to animals. “Healthcare Operations” does not include fitness, exercise gyms, massage therapy locations, or similar facilities;
   b. Businesses providing any services or performing any work necessary to the operations and maintenance of “Critical Infrastructure,” including, but not limited to, the barge service, public works construction, construction of housing, airport operations, water, sewer, gas, electrical, utility, mineral production, roads and highways, trucking and shipping companies, public transportation, solid waste collection and removal, internet, and telecommunications systems;
   c. First responders, emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel;
   d. “Critical Government Functions” means all services needed to ensure the continuing operation of the government agencies that provide for the health,
safety, and welfare of the public. Federal, Tribal, and State of Alaska employees should follow direction of their employer regarding whether and where to report to work;

e. Defense and national security-related operations supporting the U.S. Government or a contractor to the U.S. government;
f. Grocery stores, food banks, marijuana dispensaries, and other similar establishments engaged in the retail sale of food, beverages, or other household consumer products (such as cleaning and personal care products, pet food and pet supplies). This includes stores that sell groceries and also sell other non-grocery products, as well as stores that sell products necessary to maintaining the safety, sanitation, and operation of residences;
g. Food cultivation, including fishing, hunting, farming, and livestock;
h. Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged, unsheltered, or otherwise vulnerable individuals;
i. Newspapers, television, radio, and other media services;
j. Gas stations and auto-supply, auto-repair, towing companies, and related facilities;
k. Banks, mortgage companies, insurance companies, and related financial institutions;
l. Hardware stores;
m. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and operation of residences and critical businesses;
n. Businesses providing mailing and shipping services;
o. Educational institutions for the purposes of facilitating distance learning;
p. Laundromats, dry cleaners, and laundry service providers;
q. Restaurants, bars, and breweries and other facilities that prepare and serve food and beverages, but only for delivery or carry out under the restrictions described in the State of Alaska Health Mandate 3;
r. Businesses that supply products needed for people to work from home;
s. Businesses that supply other critical businesses with the support or supplies necessary to operate;
t. Businesses that ship or deliver groceries, food, goods or services directly to residences;
u. Businesses that provide transportation services of passengers or goods, including the Alaska Marine Highway System;
v. Home-based care for seniors, adults, or children;
w. Hotels, residential facilities and shelters for seniors, adults, and children;
x. Professional services, such as legal or accounting services, that do not involve close personal contact or that are necessary to assist in compliance with legally mandated activities, to complete time sensitive activities, or activities related to or caused by COVID-19;
y. Labor union essential activities;
z. Childcare facilities, subject to new recommendations for increased hygiene and social distancing. Childcare facilities should be used only by those who need childcare to work at a critical job;
aa. Funeral, mortuary, cremation, burial, cemetery, and related services.

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


Section 7. Effective Date and Duration. This resolution shall be effective at 10:00 p.m. on Wednesday, March 25, 2020. This resolution shall remain in effect for fourteen days and will be reassessed by 10:00 p.m. on the fourteenth day.

PASSED AND APPROVED by a duly constituted quorum of the Borough Assembly of the Municipality of Skagway this 24th day of March, 2020.

[Signature]
Andrew Cremata, Mayor

ATTEST:

[Signature]
Emily A. Deach, Borough Clerk

(SEAL)