



Resolution 2020-06

***A RESOLUTION TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING
CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE
COMMUNITY SPREAD OF CORONAVIRUS (COVID-19)***

WHEREAS, An outbreak of the severe respiratory disease, COVID-19, which is caused by and is transmitted by person-to-person spread of the novel coronavirus, started in late 2019 and has currently been detected in more than 100 countries, including the United States; and,

WHEREAS, The World Health Organization has designated COVID-19 a pandemic, and the U.S. Centers for Disease Control and Prevention (CDC) has declared a public health emergency; and,

WHEREAS, The CDC & SD Department of Health (SD DOH) has issued guidance to state and local governments and all citizens recommending steps to prevent community spread and guard against the COVID-19 outbreak; and,

WHEREAS, South Dakota is in a State of Emergency due to the COVID-19 pandemic; and,

WHEREAS, The Hill City Community joins together in times of crisis to confront difficult times and help their neighbors; and,

WHEREAS, pursuant to SDCL Ch. 9-32-1 & SDCL Ch. 9-29-1, the City of Hill City has the power to exercise jurisdiction to promote the general welfare and health of the community and of enforcing its ordinances and resolutions relating thereto; and

WHEREAS, City of Hill City has police powers pursuant to SDCL Ch. 9-23; and

WHEREAS, the City police powers include, specifically under SDCL Ch. 9-29-13, the power to prevent and abate nuisances and remove the same; and

WHEREAS, pursuant to SDCL Ch. 21-10-1 a nuisance exists if an action or omission of duty "endangers the comfort, repose, health, or safety of others"; and

WHEREAS, failure to comply with direction from the Centers for Disease Control and the South Dakota Department of Health may constitute a public nuisance.

NOW, THEREFORE, the Common Council of the City of Hill City, South Dakota, does hereby adopt the following:

Every Hill City Community Member should:

- 1. Review and practice*** the recommended CDC & SD DOH hygiene practices designed to stop the spread of the disease COVID-19 and encourage others to do so as well.
- 2. Know*** the signs and symptoms of COVID-19, call a health care provider if suffering symptoms in advance of a visit to a provider, and stay at home if sick.
- 3. Understand*** that those who are particularly vulnerable to COVID-19, including those over age 60 and those suffering from respiratory or cardiac conditions, should take extra precautions and remain home if possible.
- 4. Implement*** social distancing measures and support businesses who are adjusting their business model to reduce the spread of COVID-19.
- 5. Assist*** those who work in essential jobs such as emergency personnel, medical professionals, and law enforcement.

All employers, both for profit and not-for-profit, within the City of Hill City should:

- 6. Implement*** the recommended CDC & SD DOH hygiene practices and other business strategies designed to reduce the likelihood of spreading the disease.
- 7. Understand*** that the COVID-19 is not a short-term challenge, and operations will need to endure a difficult and limited social environment for potentially eight weeks or more.
- 8. Innovate*** and continue to demonstrate entrepreneurial excellence in their operations during this difficult and uncertain environment.
- 9. Encourage*** staff to telework if possible, implement social distancing measures, limit unnecessary work gatherings, limit non-essential travel, and consider regular health checks including CDC & SD DOH guidance for COVID-19 screening if possible.
- 10. Offer***, to the extent possible, special shopping times or access periods for populations particularly vulnerable to COVID-19.

Any “enclosed retail business that promotes public gatherings” within the State of South Dakota should:

- 11. Suspend or modify*** business practices as recommended by CDC & SD DOH guidance that involve ten or more people to be in an enclosed space where physical separation of at least six feet is not possible.
- 12. Continue offering*** or consider offering business models that do not involve public gatherings, including takeout, delivery, drive-through, curbside service, off-site services, social distancing models, or other innovative business practices that do not involve public gatherings in an enclosed space.
- 13. Consider*** business arrangements and innovative ideas intended to support the critical infrastructure sectors, as defined by the Department of Homeland Security.

The Mayor, Common Council and Staff of the City of Hill City will:

- 14. Protect*** the infrastructure of the City and maintain water services, sewer services, street services and other critical functions of municipal government.
- 15. Provide*** ongoing information to Hill City Citizens of the local impact of COVID-19.
- 16. Practice*** heightened awareness of municipal expenditures to ensure fiscal responsibility.
- 17. Enforce*** its police powers to abate nuisances as permitted under SDCL Ch. 9-29 and SDCL Ch. 21-10.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this resolution is necessary for the immediate preservation of the public peace, health, safety and welfare of the City and shall become effective immediately upon passage.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the City of Hill City this _____ day of _____, 2020.

Kathy Skorzewski, Mayor

Stacia Tallon, Interim Finance Officer

Adopted: March 25, 2020

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