

RESOLUTION NO. 2020-5

AN EMERGENCY RESOLUTION RESCINDING RESOLUTION 2020-3 AND AMDENDING ORDINANCE NO. 663 WHICH WERE PASSED TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH WERE DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19).

WHEREAS, the City of Sisseton, pursuant to SDCL 9-19-3 may amend and revise ordinances as necessary; and

WHEREAS, the City of Sisseton previously adopted an emergency Resolution and an emergency Ordinance pursuant to SDCL 9-29-1 and 9-32-1, namely Resolution 2020-3 and Ordinance No. 663, as an emergency response to Coronavirus (Covid-19). Both of which implemented social distancing guidelines recommended by the Centers for Disease Control (CDC) to slow the outbreak of the Coronavirus (Covid-19); and

WHEREAS, the emergency resolution and emergency ordinance allows the City of Sisseton to make adjustments to the emergency resolution and emergency ordinance as necessary; and

WHEREAS, the purpose of the social distancing requirements is to slow the spread of the disease so that the region's health care systems are not overwhelmed; and

WHEREAS, the City has been in communication with the region's health care systems and the state government and they have modeling that allows them to make predictions of the impact of certain social distancing regulations on the number of cases in the City and the overall impact on the health care systems;

WHEREAS, the number of Coronavirus (Covid-19) cases in the City of Sisseton, Roberts County, and northeast South Dakota have remained relatively low; and

WHEREAS, the number of hospitalizations from the City of Sisseton, Roberts County, and northeast South Dakota supports the fact that the number of positive cases in this area is consistent with the number reported by the state, which is relatively low; and

WHEREAS, based upon the number of Coronavirus (Covid-19) cases in the City of Sisseton, Roberts County, and northeast South Dakota, the number of hospitalizations from the area, and the available modeling with regard to the virus, the Mayor and City Council believe some of the social distancing restrictions can be modified without causing the number of cases in the City to rise to a level that will overwhelm hospital capacity if proper procedures are put in place.

NOW THEREFORE, BE IT RESOLVED, by the City of Sisseton, that Resolution 2020-3 be rescinded and Ordinance 663, which was enacted to control the spread of the Coronavirus (Covid-19) within the City of Sisseton, is amended as followed:

1. Resolution 2020-3 is hereby rescinded.
2. Any business identified in paragraphs 1-4 of the emergency ordinance may reopen to serve patrons on-site pursuant to the conditions established in this resolution.
3. Businesses identified in Paragraphs 1-4 of the emergency ordinance which reopen to serve patrons on-site shall limit the number of customers to 50% of its normal capacity so long as 6 feet social distancing is maintained between parties who are not in the same household.

4. Businesses identified in Paragraphs 1-4 of the emergency ordinance, that have reduced occupancy requirements to allow for social distancing shall mark certain seats “not available due to social distancing guidelines” to ensure compliance.
5. Businesses identified in Paragraphs 1-4 who have video lottery machines in operation at their business must establish a cleaning protocol and social distancing protocol in a manner consistent with the recommendations of the CDC and the South Dakota Department of Health.
6. All businesses in the City of Sisseton open to the public shall operate in a manner consistent with the recommendations from the CDC, the South Dakota Department of Health, and any applicable state regulations, executive orders, and the Governor’s Back to Normal plan (as may be amended from time to time) that are set forth for the public in order to slow the spread of Coronavirus (Covid-19).
7. All businesses in the City of Sisseton open to the public shall follow the established guidelines issued by the CDC and the South Dakota Department of Health for cleaning schedules, disinfecting schedules, sanitation schedules, personal hand washing and hand sanitizing, and food handling.
8. All businesses in the City of Sisseton serving food or drinks are encouraged to wear masks covering their face and nose for their protection and the protection of the public.
9. All businesses in the City of Sisseton serving food or drinks are encouraged to utilize paper menus, disposable dishes, disposable glassware, and disposable utensils as much as possible.
10. Businesses are encouraged to conduct daily employee screenings for illness.
11. Ordinance 663 shall remain in full force except as modified herein.
12. This Resolution shall automatically repeal with Ordinance 663.

BE IT FURTHER RESOLVED, that pursuant to SDCL 9-19-13, 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.

Dated this 4<sup>th</sup> day of May, 2020.

CITY OF SISSETON

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Terry Jaspers, Mayor

ATTEST:

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Amber Kemnitz, Finance Officer

(SEAL)