CITY OF UTQIAVGVIK

PROCLAMATION OF EMERGENCY ORDER E0 05-2021
IN RESPONSE TO COVID-19

ISSUED BY THE MAYOR OF CITY OF UTQIAVGVIK ("CITY") PURSUANT TO CITY OF UTQIAVGVIK ORDINANCE 2.12.100.

The COVID-19 pandemic has generated a public health emergency that still threatens to overwhelm the health system of the entire State of Alaska. The City now has reported “community spread” of COVID-19. Furthermore, the City has limited health resources, and we must continue to take steps to slow and contain the threat; such steps require coordinated community action. This Emergency Order #EO-06 is issued to preserve the health and safety of our community.

At the beginning of this pandemic, not much was known about the transmission of COVID-19, nor the efficacy of cloth masks in preventing its spread. Due to the need to limit medical masks for medical use and the uncertainty about the usefulness of alternatives, early recommendations did not advise face coverings for the general public. But the scientific and medical communities now recommend the use of cloth facing coverings, as recent studies indicate masks can greatly help reduce the spread of the virus. This is because a significant number of individuals with COVID-19 are capable of transmitting the disease to others before (or without) showing any symptoms, through everyday activities such as talking in close quarters. Based on this information, the CDC now recommends wearing cloth face masks coverings in indoor public settings where other social distancing measures are difficult to maintain. In line with this recommendation, the City puts forth this additional order to preserve the health and safety of the community of Utqiaġvik.

PURSUANT TO THE AUTHORITY GRANTED TO ME BY THE CITY COUNCIL UNDER ORDINANCE #05-2021, I HEREBY PROCLAIM THE FOLLOWING EMERGENCY REGULATIONS TO BE EFFECTIVE AS OF 12:00 A.M. ON FRIDAY, FEBRUARY 25TH, 2021, TO PRESERVE LIFE IN AND ADJACENT TO THE CITY. THE FOLLOWING EMERGENCY REGULATIONS HAVE THE POWER OF LAW, SHALL REMAIN IN EFFECT UNTIL 11:59 P.M., ON MARCH 25, 2021, OR TO RESCIND SUCH EMERGENCY REGULATIONS IF THE COVID-19 PUBLIC HEALTH EMERGENCY ABATES OR IF THE COUNCIL PASSES A REPLACEMENT ORDINANCE.

A. The City Strongly Recommends Residents and Non-Residents Arriving in the City to Self-Quarantine for 10 Days

This Ordinance strongly recommends a ten (10) day self-quarantine on individuals arriving in the City from outside the City. Persons strongly recommended to quarantine upon arrival in the City should proceed directly to their quarantine site until negative COVID results
1. The following persons will be considered to have already completed a quarantine:
   a. Persons that have completed a quarantine immediately prior to arrival in the City and received a negative COVID-19 test within 72 hours of arrival in the City.
      i. The Arctic Slope Native Association ("ASNA") provides no cost COVID-19 testing to all travelers who arrive at the City’s Wiley Post-Will Rogers Memorial Airport ("Airport") at the Transit Center drive through testing station.
      ii. In addition to the Airport, COVID-19 tests are available at Samuel Simmonds Memorial Hospital.
   b. Persons identified by the State of Alaska in the Essential Services and Critical Workforce Infrastructure Order dated April 10, 2020 whose travel to the City originated from elsewhere in Alaska.
   c. Persons with Critical Personal Needs as identified in the State of Alaska Health Mandate 18 dated June 5, 2020 who would be prevented from traveling due to the testing recommendations set forth in Sections 2 and 3 above.

2. Quarantine Location: any location identified to the City in writing by the person quarantining that is safe, offers sanitary facilities, and can provide necessary space for quarantine purposes.

3. Social distancing should be maintained within quarantine locations to the maximum extent possible, including but not limited to the use of face masks, as recommended by the CDC.

4. Any person strongly recommended to quarantine should not leave their quarantine location during their quarantine period for any reason other than to:
   a. Receive non-elective medical care;
   b. Go to their worksite if their work is identified on the State of Alaska in the Essential Services and Critical Workforce Infrastructure Order dated April 10, 2020;
   c. Be tested for COVID-19;
CITY OF UTQIAġvik
"Farthest North Incorporated City"

d. Leave the City.

5. Entry to the Quarantine Location should be limited to the following:

a. Persons in quarantine;

b. Persons providing required goods or critical personal needs, and critical infrastructure needs;

c. Persons providing medical care to a person in that location;

d. All persons residing at the quarantine site if the quarantine location is their usual place of residence while in the City.

B. The City Strongly Recommends any Person Who Tests Positive for COVID-19 to Self-Isolate for 10 Days

1. Any person who tests positive for COVID-19 is strongly encouraged to immediately self-isolate and monitor for signs of sickness.

   a. Persons should isolate in a home with a specific “sick room.” If not available, strict cleanliness procedures should be maintained including wearing a mask when in a room with other persons.

   b. A separate bathroom facility should be used for isolation when possible. If not available, strict cleanliness procedures should be maintained including wearing a mask.

2. The period of isolation should be a minimum of ten (10) days after the date of the person’s first positive COVID-19 test.

C. The City Strongly Recommends the Wearing of Masks or Cloth Face Coverings

1. On the limited occasions when residents leave their home, residents are strongly encouraged to wear masks or cloth face coverings over their noses and mouths when they are indoor in public settings or communal spaces outside the home, and should maintain social distancing of at least 6 feet from any person outside their household whenever possible. This Ordinance is subject to the conditions and exceptions stated below.
2. The indoor settings included in this Ordinance include, but are not limited to, the public and communal spaces within the following:

A. Grocery stores, pharmacies, and all other retail stores.

B. Restaurants and cafes, including food preparation, carry-out, and delivery operations. There is a limited exception for customers while they are actively eating or drinking in those settings.

C. Taxis, ride share services, or other forms of public transportation when non-household passengers are present.

D. Personal care facilities, child-care facilities, and communal areas of offices where people from multiple households are present.

E. Elevators and indoor communal spaces in other buildings.

3. Employers are strongly encouraged to make sure employees who are present in the workplace have access to and wear masks or cloth face coverings when in direct contact with customers, members of the public, or other employees. Businesses are permitted to refuse service to any individual not willing to abide by this Ordinance.


A. Opportunities for frequent hand washing;

B. Maintaining opportunities for 6 foot distancing between all non-family members;

C. Require face covering/masks by the public, and require face coverings/masks by employees as set forth in this Ordinance (subject to the exceptions stated below);

D. Screening for people who are ill and limiting entrance to those who are healthy;
E. Regular cleaning and extra attention to high touch surfaces; and

F. Special accommodations for those at higher risk to help minimize their risk.

5. This Ordinance does not apply to the following categories of people or activities:

A. Any child under the age of 2 years or who may have a risk of suffocation;

B. Any child under the age of 12 years unless a parent or caregiver actively supervises their use;

C. Any child in a day care setting, although such settings may provide their own requirement for use for children age 2 years old or older;

D. Any individual for whom wearing a mask or cloth face covering would be contrary to his or her health or safety because a medical condition or medical health condition, and any individual unable to tolerate a mask due to a physical or mental disability;

E. Individuals who are speech impaired, deaf, or hard of hearing, or individuals communicating with someone is deaf or hard of hearing, where facial or mouth movements are an integral part of communication;

F. Any individual who has trouble breathing or is unconscious, incapacitated, or otherwise unable to remove the face covering without assistance;

G. Individuals who are exercising, if mask wearing would interfere with their breathing;

H. Individuals who are incarcerated, in police custody, or inside a courtroom; these individuals should follow guidance particular to their location or institution;

I. Individuals performing an activity that cannot be safely conducted while wearing a mask (for example, a driver experiencing foggy glasses, an equipment operator using heavy equipment with a risk of tangling the mask); and

J. Musicians, presenters, ministers, and others communicating to an audience or being recorded, for the duration of their presentation/practice/performance
where mask usage impairs communication, and so long as safe physical distancing is maintained.

DATED this 25th day of FEBRUARY, 2021.

IN WITNESS THEREOF:

[Signature]
Fannie Suvlu, Mayor

ATTEST:

[Signature]
Esther Evikana, City Clerk
CITY OF UTQIAġVIK, ALASKA

ORDINANCE #: 05-2021

AN ORDINANCE RELATING TO A PUBLIC HEALTH EMERGENCY INVOLVING THE COVID-19 CORONAVIRUS, STRONGLY RECOMMENDING (1) QUARANTINE FOR RESIDENTS AND NON-RESIDENTS ARRIVING IN THE CITY, (2) ISOLATION FOR ANY PERSON WHO TESTS POSITIVE FOR COVID-19, AND (3) MASKS OR CLOTH FACE COVERINGS

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 coronavirus a pandemic;

WHEREAS, on March 13, 2020, the President of the United States declared the COVID-19 coronavirus pandemic a national public health emergency and the Governor of the State of Alaska declared a public emergency;

WHEREAS, on March 28, 2020, State of Alaska Health Mandate 011 went into effect, which required all persons in Alaska, except for those engaged in essential health care services, public government services, and essential business activities, to remain at their place of residence and practice social distancing, and required all businesses in Alaska, except those listed in the Alaska Essential Services and Critical Workforce Infrastructure Order, to cease all activities;

WHEREAS, on April 24, 2020, State of Alaska Health Mandate 016, titled Reopen Alaska Responsibility Plan – Phase 1-A, went into effect modifying Health Mandate 011 and permitting certain activities and businesses in Alaska to resume under the conditions and guidance set forth in the attachments to Health Mandate 016;
WHEREAS, on May 7, 2020, the City mandated that all City residents hunker down and shelter in place as much as possible, and to practice social distancing to minimize the spread of COVID-19;

WHEREAS, on May 22, 2020, State of Alaska’s Reopen Alaska Responsibility Plan – Phase 3/4 went into effect permitting most activities and businesses in Alaska to resume under the conditions and guidance set forth in the Plan;

WHEREAS, as on June 5, 2020, the State of Alaska issued a revision to Health Mandate 18, which empowers local communities off the road system to enact travel restrictions as long as automatic quarantine or measures are not implemented that prevent travel for Critical Personal Needs or the conduct of Essential Services/Critical Infrastructure;

WHEREAS, as on July 14, 2020, the State of Alaska issued a revision to Health Mandate 10, which updated the strongly recommends quarantine and COVID-19 testing requirements for international and interstate travel into Alaska;

WHEREAS, as of October 15, 2020, there were more than 39 million reported coronavirus cases worldwide, including over 11,100 in Alaska, and 189 in the North Slope Borough; a stark and continuing increase from the time of the City’s previous emergency Ordinance;

WHEREAS, the City has a unique risk profile due to factors, including its geography and limited health resources, and the COVID-19 pandemic continues to threaten to overwhelm those resources without ongoing, concerted, community action; and

WHEREAS, given the City’s unique risk profile and the City’s first COVID-19 reported case, the City has a need to require COVID-19 testing or quarantining to limit the pandemic’s threat to overwhelm the City’s limited health resources; and

WHEREAS, the City has a need to supplement its previous ordinances and actions to try to stop the spread of COVID-19 in the community.

BE IT ORDAINED by the City Council of Utqiaġvik, Alaska, that:

SECTION 1. Classification. This Ordinance is not permanent or general in nature and shall not be placed in the City of Utqiaġvik Code of Ordinances (“Code”).
SECTION 2. Council Finding. In accordance with Section 2.12.100(A) of the Code, the City Council hereby finds and declares that, based on the fact statements in the recitals above, a public health emergency involving the COVID-19 coronavirus continues to exist.

SECTION 3. Council Approval. In accordance with Section 2.12.100(A) and (B) of the Code, the City Council hereby ratifies the Mayor’s Emergency Order EO-05-2021 effective as of 12:00 a.m. p.m. on Tuesday, February 25, 2021, to preserve life in and adjacent to the City. That the following emergency regulations have the power of law, and shall remain in effect until 11:59 p.m. on March 25, 2021, or to rescind such emergency regulations if the COVID-19 public health emergency abates or the Council passes a replacement Ordinance:

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J. Musicians, presenters, ministers, and others communicating to an audience or being recorded, for the duration of their presentation/practice/performance where mask usage impairs communication, and so long as safe physical distancing is maintained.

SECTION 4. Effective Date. This Ordinance shall become effective as of February 25, 2021.

ENACTED THIS 25th DAY OF FEBRUARY, 2021, by a vote of 6 in favor and 0 opposed.

Fannie Suvlu, Mayor
CITY OF UTQIAĞVIK

"Farthest North Incorporated City"

ATTEST:

[Signature]

Esther Evikana, City Clerk