



CITY OF UTQIAGVIK

"Farthest North Incorporated City"

INTRODUCED BY:	FANNIE SUVLU, MAYOR
DATE OF INTRODUCTION:	AUGUST 13, 2021
DATE OF PUBLIC HEARING:	AUGUST 13, 2021
ACTION:	PASSED
VOTE:	6-0

CITY OF UTQIAGVIK, ALASKA

ORDINANCE #: 08-2021

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 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, while previous State of Alaska’s emergency COVID orders and legislation have expired, the COVID public health pandemic continues to spread, and a Delta variant has emerged in recent weeks, with evidence of high increased transmissibility;

WHEREAS, on January 29, 2021, the Centers for Disease Control and Prevention (“CDC”) issued an Order requiring all travelers to wear masks covering both the mouth and nose to prevent the spread of COVID-19 while travelling on all forms of public transportation into and within the United States (e.g. via airplanes, ships, ferries, trains, taxis and ride-share services), when awaiting, boarding, traveling or disembarking public transportation, effective as of February 1, 2021;

WHEREAS, as of August 10, 2021, there were more than 200 million reported coronavirus cases worldwide, including over 4.3 million deaths, over 35 million confirmed coronavirus cases nationally, with over 612,060 deaths, including over 75,000 cases, with over 1,762 hospitalizations and 392 deaths in Alaska, with 25 cases in the last 7 days; a stark and continuing significant increase from the time of the City’s previous emergency COVID-19 Ordinance;



CITY OF UTQIAGVIK

“Farthest North Incorporated City”

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;

WHEREAS, given the City’s unique risk profile and the City’s local community transmission of COVID-19, the City has a need to require COVID-19 testing or quarantining for persons who are not fully vaccinated, 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 Utqiagvik, Alaska, that:

SECTION 1. Classification. This Ordinance is not permanent or general in nature and shall not be placed in the City of Utqiagvik 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-07-2021 effective as of 12:00 a.m. on August 14, 2021, to preserve life in and adjacent to the City. The following emergency regulations have the power of law, and shall remain in effect until 11:59 p.m. on October 13, 2021, unless such regulations are rescinded by the Council because the public health emergency abates or 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

The City strongly recommends a ten (10) day self-quarantine on individuals arriving in the City from outside the City. Persons who are not fully vaccinated are strongly recommended to quarantine upon arrival in the City, and should proceed directly to their quarantine site until such persons receive negative COVID-19 testing results.



CITY OF UTQIAGVIK

"Farthest North Incorporated City"

1. The following persons will be considered to have already completed a quarantine:
 - a. Persons that have received a negative COVID-19 test within 72 hours of arrival in the City.
 - i. The Arctic Slope Native Association ("ASNA") provides free 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.
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 involves providing essential services or supporting critical workforce infrastructure;
 - c. Be tested for COVID-19; or
 - 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; or



CITY OF UTQIAGVIK

"Farthest North Incorporated City"

- 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. When residents leave their home, all residents, regardless of vaccination status, 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 and in Section D of this Ordinance.
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.



CITY OF UTQIAGVIK

"Farthest North Incorporated City"

- 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.
- 4. All businesses should assist individuals with personal mitigation strategies including:
 - 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 requirements for children age 2 years old or older;



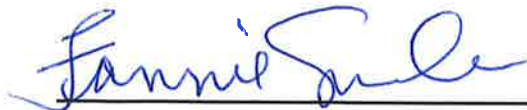
CITY OF UTQIAGVIK

"Farthest North Incorporated City"

- 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 who 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 and individuals for whom wearing a mask would create a risk to workplace health, safety or job duty, as determined by the relevant workplace safety guidelines or federal regulations (for example, a driver experiencing foggy glasses or 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.

SECTION 4. Effective Date. This Ordinance shall become effective as of August 14, 2021.

ENACTED THIS 13th DAY OF August, 2021, by a vote of 6 in favor and 0 opposed.



Fannie Suvlu, Mayor



CITY OF UTQIAGVIK

"Farthest North Incorporated City"

ATTEST:

Esther Evikana, City Clerk