



# CITY OF SAINT PAUL

ALASKA

## EMERGENCY ORDINANCE 23-90

### AN EMERGENCY ORDINANCE OF THE COUNCIL OF THE CITY OF SAINT PAUL REGARDING MITIGATION/PROTECTIVE MEASURES TO PREVENT THE SPREAD OF COVID-19 THROUGHOUT SAINT PAUL ISLAND

**WHEREAS**, the World Health Organization (WHO), and the federal and state governments have designated the outbreak of COVID-19 as a global, national, and state public health emergency;

**WHEREAS**, emerging COVID-19 variants are highly contagious and the most effective way to mitigate/prevent their introduction and spread to Saint Paul Island is through vaccination, SARS-CoV2 testing, quarantining, and use of well-fitted face masks, and otherwise limiting interactions with the Saint Paul Island residents; and,

**WHEREAS**, a proactive approach taken by individual residents and the community to slow down the rate of COVID-19 infections through the use of the above mentioned mitigation/protective measures, will attenuate negative impacts on Saint Paul Island's residents, visitors, health care system, and essential businesses; and,

**WHEREAS**, the CDC has updated domestic travel recommendations, but still advises residents to follow all state and local recommendations or requirements; and,

**WHEREAS**, the impacts of COVID-19 variants on vaccinated and unvaccinated persons, including breakthrough infections on those who are vaccinated, must be fully assessed before the below mentioned mitigation/protective measures may be relaxed and therefore a precautionary measured approach to these measures is still required; and,

**WHEREAS**, it is the intent of the City of Saint Paul to develop guidance, recommendations and rules pursuant to the latest CDC and State of Alaska guidelines in order to continue to protect all residents of Saint Paul Island, however the City may implement more precise and rigorous mitigation/protective measures to limit or slow down COVID-19 infections on Saint Paul Island; and,

**WHEREAS**, the City and Saint Paul Health Center has limited resources to respond to potential outbreaks of COVID-19 in the community; and,

**WHEREAS**, it is essential for the academic success and social and emotional health of our students to attend school in person at the Saint Paul School without interruptions caused by the potential spread of COVID-19 in our community; and,

**WHEREAS**, it is vital for local essential businesses to protect their limited workforce from contracting and spreading COVID-19 to coworkers and customers in order to provide continuous essential services to the community; and,

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAINT PAUL:**

#### **Section 1: Finding of Emergency**

- (a) The facts and circumstances referenced in this Ordinance are adopted and recognized that the COVID-19 pandemic is an ongoing emergency.

**Section 2: Requirements for all Travelers Entering Saint Paul Island**

(a) Pre-travel Test for SARS-CoV2 with Negative Results:

- (1) Individuals regardless of age traveling to Saint Paul Island must submit to the City a negative SARS-CoV2 test result within 48 hours and within 24 hours if utilizing an over-the-counter (OTC) test prior to travel to Saint Paul Island.

**Section 3: Post-travel Test for SARS-CoV2 with Negative Results**

- (a) All individuals, regardless of age and vaccination status, must and submit to the City a negative SARS-CoV2 test result (or results as set forth below) within 24 hours after arrival on Saint Paul Island.

**Section 4: Close Contact Quarantine Requirements**

- (a) All individuals and individuals residing with other individuals in the same household, regardless of vaccination status that have been exposed to a COVID-19 positive individual shall quarantine for five (5) days and:
  - (1) Monitor for symptoms until ten (10) days after the last close contact with a COVID-19 positive individual; and,
  - (2) Wear a well fitted mask for ten (10) full days anytime around others inside living quarters; and,
  - (3) Obtain a test on day five (5) after the close contact with a COVID-19 positive individual and submit to the City a negative SARS-CoV2 test result; and,
  - (4) Not travel; and,
  - (5) Isolate immediately and get tested if the symptoms develop.

**Section 5: Isolation Requirements for Positive Individuals**

- (a) All individuals who test positive for COVID-19 while on Saint Paul Island shall isolate for ten (10) days and:
  - (1) Wear a well fitted mask for ten (10) full days anytime around others; and,
  - (2) Not travel.
- (b) Individuals who test positive for COVID-19 while on Saint Paul Island may reduce time in isolation by:
  - (1) Obtaining and submitting to the City a negative SARS-CoV2 test result as follows:
    - (i) Test negative three (3) days in a row using an OTC test, starting on day six (6) from when a positive test result was provided to the City; or,
    - (ii) Test negative two (2) days in a row using a molecular-based test, starting on day six (6) from when a positive test result was provided to the City; or,

**Section 6: Well-Fitted Face Mask Recommendation**

- (a) Businesses, public and private organizations, and government institutions may require that all customers and visitors to their facilities wear well-fitted face mask covering their nose and mouth to provide additional protection for employees and customers.
- (b) The businesses, public and private organizations, and government institutions owner or operator may refuse admission or service to any individual who does not follow the face mask rules

established by the said entity.

### **Section 7: Protective Measures for Saint Paul Harbor**

- (a) All vessels and their crewmembers shall follow all provisions of this Emergency Ordinance.

### **Section 8: Definitions**

- (a) For the purposes of this Emergency Ordinance the following definitions shall apply:
- (1) “close contact” means being within six feet of a known, or suspected, COVID-19 positive case for 15 minutes or greater or having had direct contact with the infectious secretions of a positive COVID-19 case. This determination is irrespective of whether or not either person was wearing a face covering. The 15-minute time period does not have to be continuous; it may be cumulative over a 24-hour period. A distance of six feet or more may be considered close contact if indoors with poor ventilation, indoors for periods greater than 15 minutes, or multiple positive individuals are in the same indoor space.
  - (2) “isolation” means quarantining after you have a positive test result.
  - (3) “social distancing” means maintaining a distance of six feet or greater from any individuals with whom you do not currently reside.
  - (4) “symptoms” includes cough or shortness of breath, fever, chills, repeated shaking with chills, muscle pain, headache, sore throat, new loss of taste or smell, or any other cold, flu or allergy like symptoms.
  - (5) “well-fitted face mask” means a mask that fits snugly against your face that covers the individual’s nose and mouth such as but not limited to a double mask, KN95, N95 or similar face mask that provides equal protection as these face masks.

### **Section 9: Appeal**

- (a) Denials of a travel by the City Manager may be appealed to the City Council by submitting a written notice of appeal.
- (b) The City Council's decision on appeal shall be the final City action on travel.

### **Section 10: Enforcement and Penalties**

- (a) The Saint Paul Department of Public Safety is authorized to enforce individual compliance with this Emergency Ordinance, with the primary focus being on education and voluntary compliance before civil penalties or criminal charges. The Saint Paul Department of Public Safety will respond to complaints and educate the public when they see violations that jeopardize the safety of individuals or the community. However, individuals who violate the Emergency Ordinance risk civil fines and criminal prosecution.
- (b) The Saint Paul Department of Public Safety will first attempt to enforce this Emergency Ordinance through education. In the event education does not result in voluntary compliance, the Saint Paul Department of Public Safety is authorized to:
- (1) Issue a verbal or written warning and opportunity to correct actions.
  - (2) Issue a citation for a Level III offense punishable in accordance with CCO 09.05.020 resulting in mandatory fines increasing in increments of \$50.00 up to the maximum of \$300.00.
- (c) Residents and essential and critical infrastructure workers that enter the residence of a person that is in quarantine, shall be placed in quarantine for five (5) days.

- (d) Nothing in this Emergency Ordinance shall limit the Saint Paul Department of Public Safety’s enforcement responsibilities to enforce State COVID-19 health alerts, orders, mandates, advisories, and/or guidance, and applicable Alaska Statutes, including but not limited to Reckless Endangerment pursuant to AS 11.41.250.

**Section 10: Delegation**

- (a) The City Manager or designee is authorized to take necessary actions to enforce this Emergency Ordinance to the maximum extent allowed by law.

**Section 11: Effective Date**

- (a) This Emergency Ordinance shall become effective immediately upon adoption and remain in effect for 30 days pursuant to CCO 1.01 Code Adoption.

**Section 12: Supersede or Replace**

- (a) This Emergency Ordinance supersedes or replaces City of Saint Paul Resolution 20-06 and Emergency Ordinances 20-92, 20-93, 20-94, 20-95, 20-96, 20-97, 21-90, 21-91, 21-92, 21-93, 21-94, 21-95, 21-96, 21-98, 21-99, 21-101, 21-102, 21-103, 22-90, 22-91, 22-92, 22-93, 22-94, 22-95, 22-96, 22-97, 22-98, and 22-99.
- (b) Any provisions or sections of this Ordinance that conflict with future State COVID-19 health alerts, mandates, advisories, and/or guidance, issued after the effective date of this Ordinance or are found to be invalid in no way affect, impair or invalidate any other provisions or sections of this Ordinance and shall nevertheless remain in full force and effect.

**Section 17: Renewal**

- (a) This Emergency Ordinance may be reauthorized or extended by the Council of the City of Saint Paul by an additional emergency ordinance adopted at a meeting held prior to its expiration.

PASSED AND ADOPTED BY APPROVAL OF THE COUNCIL OF THE CITY OF SAINT PAUL  
THIS 16<sup>th</sup> DAY OF FEBRUARY, 2023 BY \_\_\_ IN FAVOR \_\_\_ OPPOSED AND \_\_\_ ABSTAIN.

ATTEST:

\_\_\_\_\_

Jacob N. Mercurief, Mayor

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Aubrey Wegebelen, City Clerk