

Moscow City Council



Special Meeting ~Agenda~

www.ci.moscow.id.us

Laurie M. Hopkins
City Clerk

208.883.7015

Monday, November 9, 2020

6:00 PM

**Council Chambers
206 E. Third St.**

The Moscow Mayor, City Council and Staff welcome you to tonight's meeting. This meeting is open to the public, but is subject to social distancing protocols as recommended in Governor Little's Stay Healthy Guidelines, so the number of attendees at any one time may be limited, and masks will be required of attendees. If you do not have a mask, a disposable mask will be provided. We appreciate and encourage public participation. For regular agenda items, an opportunity for public comment is sometimes provided after the staff report. However, the formality of procedures varies with the purpose and subject of the agenda item; therefore, the Mayor may exercise discretion in deciding when to allow public comment during the course of the proceedings and limitations may be placed on the time allowed for comments. Citizens wishing to comment on business that is not on the agenda will be provided the opportunity to do so during the public comment item on the agenda. If you plan to address the Council, you will find a list of "Tips for Addressing the Council" in the door pocket outside the City Council Chambers. Pursuant to the Governor's Proclamation relating to the conduct of public meetings during the COVID-19 crisis, the meeting will be broadcast. Citizens wishing to comment on business on the agenda are encouraged to communicate with the Mayor and City Council by phone or email (council@ci.moscow.id.us) in order to respect social distancing protocol. Please note that Moscow City Council meetings are televised, videotaped and/or recorded. Thank you for your interest in City government.

PLEDGE OF ALLEGIANCE

REGULAR AGENDA

1. Consideration of Metrics to Evaluate Continuation Extension or Termination of Public Health Emergency Order 20-03 (ACTION ITEM) – Gary J. Riedner

The City Council has requested information and a recommendation relating to potential metrics which may be considered by the Council in evaluating the decision to continue, extend or terminate the application of Amended Public Health Emergency Order 20-03 (APHEO 20-03), which requires social distancing and facial coverings when social distancing cannot be maintained in public places.

The attached memo from the City Supervisor includes recommendations for development of a protocol for evaluating APHEO 20-03 in light of then-current COVID-19 conditions as they exist in the community.

PROPOSED ACTIONS: After consideration of the information contained in the memo from the City Supervisor, approve a protocol for evaluation of the continuation, extension and/or termination of APHEO 20-03, or take such other action deemed appropriate.

ADJOURN

NOTICE: Moscow City Council and committee meetings are televised, videotaped and/or recorded. Individuals attending the meeting who require special assistance to accommodate physical, hearing, or other impairments, please contact the City Clerk, at (208) 883-7015 or TDD 883-7019, as soon as possible so that arrangements may be made.

CITY COUNCIL STAFF REPORT

DATE: Monday, November 9, 2020



RESPONSIBLE STAFF

Gary Riedner, City Supervisor

REVIEWED BY

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Consideration of Metrics to Evaluate Continuation Extension or Termination of Public Health Emergency Order 20-03 (ACTION ITEM) – Gary J. Riedner

DESCRIPTION

The City Council has requested information and a recommendation relating to potential metrics which may be considered by the Council in evaluating the decision to continue, extend or terminate the application of Amended Public Health Emergency Order 20-03 (APHEO 20-03), which requires social distancing and facial coverings when social distancing cannot be maintained in public places.

The attached memo from the City Supervisor includes recommendations for development of a protocol for evaluating APHEO 20-03 in light of then-current COVID-19 conditions as they exist in the community.

STAFF RECOMMENDATION

After consideration of the information contained in the memo from the City Supervisor, approve a protocol for evaluation of the continuation, extension and/or termination of APHEO 20-03.

PROPOSED ACTIONS

PROPOSED ACTIONS: After consideration of the information contained in the memo from the City Supervisor, approve a protocol for evaluation of the continuation, extension and/or termination of APHEO 20-03, or take such other action deemed appropriate.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. Resolution 2020-22 Continuation of Amended Public Health Emerg Order 20-03 to January 5, 2021
2. memo-MayorCC; COVID-19 Metrics for PHEO
3. 2020-8-20 FINAL DATA TOOL (1)

RESOLUTION NO. 2020 – 22

A RESOLUTION OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AUTHORIZING THE CONTINUED ACCEPTANCE AND EXTENSION OF THE MAYOR'S AMENDED PUBLIC HEALTH EMERGENCY ORDER 20-03 MADE EFFECTIVE JULY 2, 2020 AND EXTENDED BY COUNCIL ON JULY 6, 2020 AND AGAIN ON AUGUST 3, 2020, WITH AN EXPIRATION AT 11:59 P.M. OF OCTOBER 6, 2020; AND PROVIDING THIS RESOLUTION SHALL BE IN EFFECT UPON ITS PASSAGE AND APPROVAL.

- WHEREAS,** the health and safety of all citizens of the city of Moscow is the greatest priority and is of the utmost importance to the Mayor and City Council; and
- WHEREAS,** Idaho cities are authorized by Idaho Constitution Article XII, Section 2, to enforce, within the city limits all such local police, sanitary and other regulations as are not in conflict with the city's charter or with the general laws of the state; and
- WHEREAS,** Idaho Code § 50-302, enables cities to promote the general welfare of its citizens; and
- WHEREAS,** Idaho Code § 50-304, grants cities the authority to prevent the introduction of contagious diseases into the city and make quarantine laws for that purpose; and
- WHEREAS,** pursuant to Moscow City Code, Title 1, Chapter 11 and the authority pursuant to Idaho Code, in order to effectively preserve the health and safety of the public, the Mayor is granted the emergency powers to issue public health emergency orders; and
- WHEREAS,** the Centers for Disease Control and Prevention (hereinafter "CDC") identifies the potential public health threat posed by COVID-19 both globally and in the United States as "high", and has advised that person-to-person spread of COVID-19 will continue to occur globally, including within the United States; and
- WHEREAS,** Governor Little has stated on numerous occasions, due to Idaho's diverse and expansive state, that he is not mandating statewide face coverings or physical distancing for non-household members and is trusting and encouraging local officials to take any measures they deem necessary and appropriate to protect their community. The coronavirus.idaho.gov website supports the Governor's position by stating, "Idaho's response to COVID-19 is now primarily local or regional in nature..."; and
- WHEREAS,** both the CDC, the federal government, and the Idaho Department of Health and Welfare and the Idaho North Central Health District have recommended practices to prevent the rapid spread of COVID-19, including maintaining six (6) feet of physical distancing from non-household members and the wearing of face coverings when in public settings and when the six feet of physical distancing from others cannot reliably be maintained. The policies, along with other information, are available on the CDC's official COVID-19 website. (<https://www.cdc.gov/coronavirus/2019-ncov/index.html>); and
- WHEREAS,** the City, as a municipal corporation of the State of Idaho, has the authority to exercise all powers and perform all functions of local self-government in city affairs that are not in conflict with the general laws or the constitution of the state of Idaho (I.C. § 50-301); and
- WHEREAS,** the risk of community spread throughout the city of Moscow is a continued threat, especially due to our unique location in Idaho and our close proximity to states and locations where there is a large number of confirmed COVID-19 cases and evidence of community spread; and

- WHEREAS,** on June 30, 2020, Bill Lambert, Mayor of the City of Moscow, Idaho proclaimed and declared Public Health Emergency Order No. 20-03 and Amended said order on July 1, 2020; and
- WHEREAS,** on July 1, 2020, Idaho North Central District of Public Health issued a press release reporting widespread community transmission throughout the District, and highlighted the importance of practicing COVID-19 risk reduction strategies, which include practicing self-distancing (maintaining at least 6 feet between individuals) and wearing a face covering when in public settings where social distancing measures are difficult to maintain; and
- WHEREAS,** on July 6, 2020, City Council accepted and extended the Mayor's Amended Public Health Emergency Order 20-03 through Resolution 2020-12 to 11:59 p.m. of August 4, 2020; and
- WHEREAS,** on August 3, 2020, City Council continued the acceptance and extension of the Mayor's Amended Public Health Emergency Order 20-03 through Resolution 2020-17 to 11:59 p.m. of October 6, 2020; and
- WHEREAS,** as of September 15, 2020, The Idaho North Central District of Public Health reported a total of 785 confirmed and probable cases of COVID-19; and
- WHEREAS,** as of September 15, 2020, the Idaho North Central District of Public Health reported that Latah County has 278 positive confirmed cases of COVID-19, and 14 probable cases; and
- WHEREAS,** as of September 15, 2020, coronavirus.idaho.gov reports a total of 35,810 confirmed and probable cases of COVID-19 for Idaho and 423 deaths; and
- WHEREAS,** as of September 14, 2020, the Washington State Department of Health has reported 1,052 cases of COVID-19 for Whitman County; and
- WHEREAS,** as of September 14, 2020, the Washington State Department of Health has reported 5,910 cases of COVID-19 for Spokane County; and
- WHEREAS,** as of September 15, 2020, the CDC reported a total of 6,537,627 total cases of COVID-19 with 194,092 total deaths for the United States; and
- WHEREAS,** the number of confirmed cases of COVID-19 continue to climb in our city and the surrounding communities; and
- WHEREAS,** it is deemed necessary by the Council of the City of Moscow to extend such Amended Public Health Emergency Order No. 20-03 to provide for the ongoing threat to public life and property and the Council wishes to continue to be proactive and help reduce the spread of COVID-19 and to encourage our community members and community businesses to do their part to prevent and limit the spreading of COVID-19;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Moscow as follows:

The Amended Public Health Emergency Order 20-03, ordering every person in the city of Moscow to wear a face covering when in public when the 6-foot physical distancing cannot be maintained, with specific exceptions, and maintain 6-foot physical distancing from non-household members when in locations open to the public, whenever possible, within the City of Moscow, Latah County, Idaho, signed into effect on July 1, 2020, by Mayor Bill Lambert, attached as Exhibit A, shall be continued and remain in effect until 11:59 p.m. on January 5, 2021.

Furthermore, face covering is defined as any material that securely covers the nose and mouth, creating a barrier to help prevent respiratory droplets from traveling into the air. The face coverings may be

made of a variety of materials, including but not limited to, cotton, silk, linen, flax, wool, ramie, denim, polyester, or a combination of materials or paper.

That this Resolution shall become effective as of the 21st day of September, 2020.

PASSED BY THE CITY COUNCIL AND APPROVED by the Mayor of the City of Moscow, Idaho, this 21st day of September, 2020.

ATTEST:


Laurie M. Hopkins, City Clerk



Bill Lambert, Mayor

Exhibit A

NO. 506727
AT THE REQUEST OF
CITY OF MOSCOW
DATE & HOUR
7-1-2020 2:45 PM
HERBERT H. WILSON
LATAH COUNTY RECORDER
FEE \$ 0 BY S. Chapman

THE CITY OF MOSCOW

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03

FACE COVERINGS AND 6 FOOT SOCIAL/PHYSICAL DISTANCING

July 1, 2020

- WHEREAS,** the health and safety of all citizens of the city of Moscow is the greatest priority and is of the utmost importance of the Mayor and City Council; and
- WHEREAS,** the coronavirus (hereinafter, COVID-19), is a respiratory disease caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person, which can result in serious illness or death thereby threatening widespread and/or severe damage to life or property thereby creating an "emergency" as defined by Idaho Code § 46-1002; and
- WHEREAS,** the Centers for Disease Control and Prevention (hereinafter "CDC") identifies the potential public health threat posed by COVID-19 both globally and in the United States as "high", and has advised that person-to-person spread of COVID-19 will continue to occur globally, including within the United States; and
- WHEREAS,** on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak a "public health emergency of international concern"; and
- WHEREAS,** on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation's healthcare community in responding to COVID-19; and
- WHEREAS,** on March 11, 2020, The World Health Organization (WHO) made the assessment that COVID-19 can be characterized as a pandemic; and
- WHEREAS,** on March 13, 2020, the Idaho Governor Brad Little, pursuant to Idaho Code § 46-1008, declared a state of emergency due to COVID-19, which is still in effect; and
- WHEREAS,** on March 13, 2020, the President of the United States issued an emergency declaration for the country in response to the increasing number of COVID-19 cases within the U.S., which is still in effect; and
- WHEREAS,** on March 13, 2020, Moscow Mayor Bill Lambert issued a Local Emergency Proclamation, declaring a local disaster emergency due to the occurrence and imminent threat to public health and safety arising from the effects of the 2019 novel coronavirus (COVID-19), pursuant to Idaho Code § 46-1011 and other relevant sections of Idaho Code; and

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 1 of 7

- WHEREAS,** on March 16, 2020, the Moscow City Council adopted Resolution 2020-05, authorizing continuation of Mayor Lambert's Local Emergency Proclamation until May 5, 2020; and
- WHEREAS,** on March 20, 2020, the Council for the city of Moscow adopted an ordinance enacting a new Chapter 11 to Title 1 of the Moscow City Code, setting forth the authority, purpose, and intent of emergency powers to address the threat of COVID-19; and
- WHEREAS,** on March 20, 2020, Mayor Lambert issued the first Public Health Emergency Order No. 20-01, instituting regulations regarding mass gatherings, restaurants and bars to help prevent the spread of COVID-19; and
- WHEREAS,** on March 20, 2020, the City Council extended such Public Health Emergency Order No. 20-01 to May 5, 2020, to provide for the ongoing threat to public life and property; and
- WHEREAS,** on March 24, 2020, Moscow Mayor Bill Lambert proclaimed and declared Public Health Emergency Order No. 20-02 prohibiting gatherings in groups of more than ten (10) persons within a facility, which also applied to educational institutions, expressive and associative activities, including assembly, and church and religious organization activities; and
- WHEREAS,** on March 25, 2020, Governor Brad Little issued a proclamation declaring that there existed an extreme emergency within the State of Idaho and through a press conference declared he was issuing a statewide stay-home order; and
- WHEREAS,** on March 25, 2020, pursuant to Idaho Code § 56-1003(7), Idaho Department of Health and Welfare Director, Dave Jeppesen, issued an Order to Self-Isolate for all individuals living in Idaho, at the direction of Governor Brad Little, to fight the community spread of COVID-19 that had been confirmed in Idaho. The Order was effective until April 15, 2020, subject to be extended, rescinded, superseded, or amended. The isolation order was issued based on advice and direction of state, federal and local public health experts; and
- WHEREAS,** on March 26, 2020, it was deemed necessary by the City Council to extend such Public Health Emergency Order No. 20-02 to May 5, 2020, to provide for the ongoing threat to public life and property, and the Council wished to continue to be proactive and help reduce the spread of COVID-19 and to encourage our community members and community businesses to do their part to prevent and limit the spreading of COVID-19; and
- WHEREAS,** on April 15, 2020, Idaho Department of Health and Welfare Director, Dave Jeppesen, amended the Order to Self-Isolate issued on March 25, 2020, providing

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 2 of 7

additional guidance regarding travel into Idaho, regarding certain businesses, and extending the Self-Isolation Order until April 30, 2020; and

WHEREAS, on April 22, 2020, Governor Little issued a proclamation declaring an extreme emergency within the State of Idaho and declaring the state of emergency proclamation issued on March 13, 2020 and extended on March 25, 2020, continues to be in effect and is extended for a period of thirty (30) days unless terminated, modified or extended; and

WHEREAS, on April 30, 2020, Governor Little and Director Jeppesen of the Idaho Department of Health and Welfare, issued the "Stay Healthy Order" effective as of 12:00 a.m. May 1, 2020, implementing Stage 1 of the Governor's Idaho Rebound plan, and which can be found on the website: rebound.idaho.gov. Governor Little's plan is one of utilizing a four-staged approach to reopening Idaho and its economy, whereby specific criteria must be met before Idaho advances to the next stage of reopening. The Idaho Division of Public Health and the Governor's Coronavirus Working Group will review the criteria every two weeks to assess if criteria are met, or continue to be met, so Idaho can move to the next stage; and

WHEREAS, the Council and Mayor have supported the Governor's guidelines and plans for systematically assessing existing conditions and slowly lifting the current regulations in place through the Stay Healthy Order and the now Stay Healthy Guidelines, and to utilize the proposed staged approach for reopening Idaho; and

WHEREAS, the Council and Mayor permitted the Mayor's Proclamation of Local Disaster Emergency as modified by Resolution 2020-05, and the Public Health Emergency Orders 20-01 and 20-02 to terminate on May 1, 2020, to avoid any confusion in light of the Stay Health Order in effect for all of Idaho at that time; and

WHEREAS, on June 24, 2020, Washington Secretary of Health, John Wiesman, issued Order 20-03, an order for all of Washington state which requires all individuals to wear a face covering that covers their nose and mouth when in any indoor and outdoor public space when the 6-foot physical distancing is not possible, with limited exceptions; and

WHEREAS, on June 26, 2020, the District Board of Central District Health, State of Idaho, issued an emergency quarantine order pursuant to Idaho Code § 56-1003(7), IDAPA 16.02.10.065.09, Idaho Code § 39-415 and § 67-5247, for Ada County bars and nightclubs open to the public for on-site consumption of beverages, be placed under quarantine and must remain closed to on-site consumption; prohibits large venue gatherings; requires six foot physical distancing from non-household members, and makes any violation of said order a misdemeanor pursuant to Idaho Code § 56-1003(7)(c); and

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 3 of 7

- WHEREAS,** on June 29, 2020, Whitman County, which is located at the western Moscow City limits, reported it has 38 confirmed cases of COVID-19; and
- WHEREAS,** on June 29, 2020, Spokane County, which is located less than 79 miles from Moscow, reported it has 1,344 confirmed cases of COVID-19; and
- WHEREAS,** on June 30, 2020, the state of Idaho reported 6,117 confirmed and probable cases of COVID-19, 261 of which are located in Kootenai County and where Kootenai County has been identified as a "hotspot" by the Idaho Department of Health and Welfare, which is located less than 80 miles to the north of Moscow; and
- WHEREAS,** on June 30, 2020, Latah County has 16 confirmed cases and 5 probable cases of COVID-19; and
- WHEREAS,** on June 30, 2020, The Idaho North Central District, which includes Clearwater County, Idaho County, Latah County, Lewis County and Nez Perce County is reporting a total of 121 confirmed and probable cases of COVID-19 and
- WHEREAS,** the Department of Health and Human Services Centers for Disease Control ("CDC") is reporting that as of June 30, 2020, the United States has 2,581,229 confirmed cases of COVID-19, and 126,739 total deaths; and
- WHEREAS,** Idaho is currently in Stage 4 of Governor Little's Idaho Rebound Plan, which no longer has any mandatory requirements as the previous Stay Healthy Orders; and
- WHEREAS,** Governor Little has stated on numerous occasions due to Idaho's diverse and expansive state, and that not all counties have confirmed cases of COVID-19, he is not mandating statewide face coverings or physical distancing for non-household members and is trusting and encouraging local officials to take any measures they deem necessary and appropriate to protect their community; and
- WHEREAS,** both the CDC, the federal government, and the Idaho Department of Health and Welfare and the Idaho North Central Health District have recommended practices to prevent the rapid spread of COVID-19, including maintaining six (6) feet of physical distancing from non-household members and the wearing of face coverings when in public settings and the six feet of physical distancing from others cannot reliably be maintained. The policies, along with other information, are available on the CDC's official COVID-19 website. (<https://www.cdc.gov/coronavirus/2019-ncov/index.html>); and
- WHEREAS,** the spread of COVID-19 continues to threaten the life and health of the public and public health is imperiled by the person-to-person spread of COVID-19, and the reduction of opportunities for the person-to-person transmission of COVID-19 is necessary to combat the spread of the disease; and
- WHEREAS,** the City, as a municipal corporation of the State of Idaho, has the authority to exercise all powers and perform all functions of local self-government in city affairs

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 4 of 7

that are not in conflict with the general laws or the constitution of the state of Idaho (I.C. § 50-301); and

WHEREAS, the City is empowered to make all such ordinances, bylaws, rules, regulations and resolutions not inconsistent with the laws of the state of Idaho as may be expedient, in addition to the special powers in this act granted, to maintain the peace, good government and welfare of the corporation and its trade, commerce and industry (I.C. § 50-302); and

WHEREAS, under Moscow City Code section 2-1-7 and Idaho Code § 50-304, the City may pass all ordinances and make all regulations necessary to preserve the public health; prevent the introduction of contagious diseases into the city; make quarantine laws for that purpose and enforce the same within five (5) miles of the city; and

WHEREAS, under Idaho Code § 50-606, the Mayor shall have such jurisdiction as may be vested in him/her by ordinance over all places within five (5) miles of the corporate limits of the city, for the enforcement of any health or quarantine ordinance and regulation thereof, and shall have jurisdiction in all matters vested in him/her by ordinance, except taxation, within one (1) mile of the corporate limits of said city and over such properties as may be owned by the city without corporate limits; and

WHEREAS, the city of Moscow has had 3 restaurants voluntarily close for self-quarantine due to a staff member having tested positive for COVID-19 and/or having been exposed to someone who tested positive for COVID-19; and

WHEREAS, the risk of community spread throughout the city of Moscow is a continued threat, especially due to our unique location in Idaho and our close proximity to states and locations where there is a large number of confirmed COVID-19 cases and evidence of community spread; and

WHEREAS, the rapid spread of COVID-19 to date requires a more aggressive proactive response in order to protect the public and resources to address the supply issues we as a city, state and nation currently face.

NOW, THEREFORE, I, Bill Lambert, Mayor of the City of Moscow, Idaho, by virtue of the authority vested in me by Moscow City Code Title 1-11-05(B), and the common law authority to protect the public in the event of an emergency, in order to encourage and enforce Social/Physical Distancing of non-household members and reduce the potential for spread of the COVID-19 virus, hereby order as follows:

1. Every person in the city of Moscow must wear a face covering that covers their nose and mouth when in any indoor or outdoor public setting where the 6-foot physical distancing is not able to be maintained with non-household members, except as follows:
 - a. This Order does not apply to children under 5 years old, however, with the assistance and close supervision of an adult the City strongly recommends

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 5 of 7

children wear face coverings when in public spaces where the 6-foot physical distancing cannot be maintained;

- b. This Order does not apply to persons with a medical condition, mental health condition, or disability that prevents wearing a face covering;
 - c. This Order does not apply to those who are incarcerated;
 - d. Individuals may remove their face covering when in a public setting under the following circumstances:
 - i. While at a restaurant, at an establishment or location that allows or offers food or beverage service, while they are eating or drinking, provided that they are able to maintain a distance of at least 6-feet from other guests or other non-household members;
 - ii. When any party to a communication is deaf or hard-of-hearing and not wearing a face covering is essential to communication;
 - iii. While obtaining a health or personal service that requires temporary removal of the face covering;
 - iv. When necessary to confirm a person's identity; and
 - v. When local, state or federal law prohibits wearing a face covering or requires the removal of a face covering.
2. Every person in the city of Moscow, when in places that are open to the public, shall maintain 6-foot physical distancing from a non-household member, whenever possible.
3. Definitions.
- a. "Household Members" are defined as people who reside in the same residence regardless of familial relation and people who enter a residence to provide a caretaking function.
 - b. "Public Setting" is defined as any place that is open to the public.
4. If this Order and any action of any other agency or official are in conflict, the more protective and most restrictive requirement must be followed, unless prohibited by a state or federal statute or rule.
5. **Exemptions.** Nothing in this order shall constrain the duties and powers of the City, the Mayor, or other governmental agencies.
6. **Penalty.** In accordance with Moscow City Code Section 1-11-10, any person who knowingly violates the provisions of this order may be charged with a misdemeanor. The maximum penalties for this offense are up to 6 months in the county jail and a \$1,000 fine.

This Emergency Order shall take effect at 12:00 a.m. on July 2, 2020, and shall remain in full force and effect for seven (7) days, subject to be extended by City Council through Resolution unless it is terminated or modified at an earlier date.

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 6 of 7

606727

IN WITNESS WHEREOF, I have hereunto set my hand on this 1ST day of July, 2020.



Bill Lambert

Bill Lambert, Mayor



Curie M. Hopkins
Curie M. Hopkins, City Clerk

AMENDED PUBLIC HEALTH EMERGENCY ORDER No. 20-03 - Page 7 of 7



Memo

To: Mayor & City Council

From: Gary J. Riedner, City Supervisor

c: Mia Bautista, City Attorney; Debby Carscallen, EMS Division Chief; Jen Pfiffner, Deputy City Supervisor CRES; Tyler Palmer, Deputy City Supervisor PWS; Bill Belknap, Deputy City Supervisor, CPD;

Date: November 6, 2020

Re: Consideration of Metrics to Evaluate Continuation, Extension or Termination of Amended Public Health Emergency Order 20-03

The City Council has requested information and a recommendation relating to potential metrics which may be considered by the Council in evaluating the decision to continue, extend or terminate the application of Amended Public Health Emergency Order 20-03 (APHEO 20-03), which requires social distancing and facial coverings when social distancing cannot be maintained in public places.

At this time, Public Health-Idaho North Central District (PH-INCD), has adopted a “Regional Tool for Determining Health Alert Levels”, an assessment tool to be utilized in evaluating the risk posed by the COVID-19 pandemic. The preamble to the assessment explains its use:

“AS IDAHO’S RESPONSE to the COVID-19 pandemic transitions from a statewide response to a regional response, the following plan has been developed by the Board of Public Health – Idaho North Central District (PH-INCD). The plan is applicable to all counties within PH-INCD region: Clearwater, Idaho, Latah, Lewis, and Nez Perce Counties.

This document establishes the criteria PH-INCD will use to monitor COVID-19 disease trends and resources. The established criteria and related outputs will inform the PH-INCD Board of Health and guide decisions to assess risk levels and for moving between stages, placing or removing restrictions, or providing recommendations to local jurisdictions to place or remove restrictions.

Public Health – Idaho North Central District aims to mitigate the rapid spread of COVID-19 in order to protect the health and wellbeing of residents in the district, and to prevent overwhelming first responders, the healthcare system, and personal protective equipment (PPE) supplies in our region. Idaho Code 39-414(2) outlines that Idaho’s public health districts shall “do all things required for the preservation and protection of the public health and preventative health...” Furthermore, it is the desire of the PH-INCD Board of Health to minimize the impact to local economies as much as possible while still protecting public health.

The PH-INCD Board of Health and Director will be responsible for the implementation of this plan and will collaborate with local elected officials within the region. It is important to note that local elected officials have the authority to implement their own measures, which may be more OR less restrictive than those included in this plan, to do what they deem necessary to protect the health of the residents they serve.”

I have attached a copy of the assessment tool to this memo.

The PH-INCD assessment tool states that in order for the District to be placed in the “minimal risk” category it must meet the following criteria:

- Based on a 7-day moving average, new daily cases must be less than 1 case per 10,000 population (for Latah County that would be 4 or fewer new daily cases);
- Based on a 7-day moving average, the number of confirmed COVID-19 hospital admissions district-wide must be within the range of 0-5;
- Test results must be reported in 1-4 days.

Utilizing the assessment tool, the PH-INCD Board of Public Health has placed Latah County in a “moderate risk” category.

I propose the use of the current Regional Data Tool for Determining Health Alert Levels adopted by PH-INCD by the City Council in evaluating the continuation, extension or termination of APHEO 20-03. If all three of the factors listed above are determined to be in the “minimal risk” category for a period of three consecutive weeks, the Council could use this as a metric to trigger a reconsideration of APHEO 20-03. Three consecutive weeks is recommended because of the accepted two-week incubation period of the COVID-19 virus.

Lastly, there are several other factors that are recommended to be considered by the City Council in making the evaluation of whether to continue, extend or terminate APHEO 20-03. Those factors are:

- The Governor’s determination that Idaho is in Stage 4 (the least restrictive stage) of the Idaho Rebounds Plan at the time that the evaluation is made;
- Recommendations of PH-INCD;
- Review of recommendations of the City’s institutional partners, including Latah County, Gritman Medical Center, the University of Idaho, and Moscow School District;

- COVID-19 conditions in Whitman County. Although a different assessment tool is utilized by the State of Washington, we would standardize with Idaho's metrics by applying the PH-INCD assessment tool to Whitman County's numbers;

The issue will be further discussed at the Special City Council meeting on November 9, 2020 at 6:00 pm.

Thank you.



REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

AS IDAHO'S RESPONSE to the COVID-19 pandemic transitions from a statewide response to a regional response, the following plan has been developed by the Board of Public Health – Idaho North Central District (PH-INCD). The plan is applicable to all counties within PH-INCD region: Clearwater, Idaho, Latah, Lewis, and Nez Perce Counties.

This document establishes the criteria PH-INCD will use to monitor COVID-19 disease trends and resources. The established criteria and related outputs will inform the PH-INCD Board of Health and guide decisions to assess risk levels and for moving between stages, placing or removing restrictions, or providing recommendations to local jurisdictions to place or remove restrictions.

Public Health – Idaho North Central District aims to mitigate the rapid spread of COVID-19 in order to protect the health and wellbeing of residents in the district, and to prevent overwhelming first responders, the healthcare system, and personal protective equipment (PPE) supplies in our region. Idaho Code 39-414(2) outlines that Idaho's public health districts shall "do all things required for the preservation and protection of the public health and preventative health...." Furthermore, it is the desire of the PH-INCD Board of Health to minimize the impact to local economies as much as possible while still protecting public health.

The PH-INCD Board of Health and Director will be responsible for the implementation of this plan and will collaborate with local elected officials within the region. It is important to note that local elected officials have the authority to implement their own measures, which may be more OR less restrictive than those included in this plan, to do what they deem necessary to protect the health of the residents they serve.

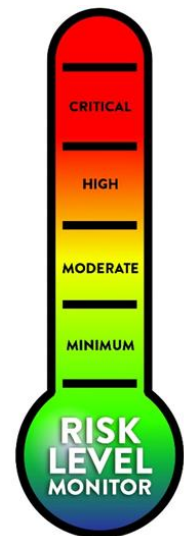
THIS PLAN IS SUBJECT TO CHANGE AS MORE INFORMATION BECOMES AVAILABLE.

This plan will not be in effect indefinitely; however, it is not possible to determine an end date at this time. The risk assessment and mitigation strategies included in this plan will be in effect until a COVID-19 vaccine becomes available, treatment options for COVID-19 are readily available, other mitigating factors currently not known are identified, OR until the plan is modified or rescinded by the Board of Health.

WHAT TO KNOW ABOUT PH-INCD'S COVID-19 RISK LEVELS:

The risk levels may be applied at the town, city, county, geographic, or regional level.

- Different areas of PH-INCD's region may be at different risk levels. Risk levels can increase or decrease. Metrics will be evaluated and reviewed every 14 days to determine the ability to move to a lower risk level or advance to the next.
- In ALL risk levels, the preventive measures outlined in the Minimal Risk Level should be followed. Precautions associated with each lower risk level continue to apply to higher risk levels. Always prepare for the next risk level.
- In addition to metrics determining exposure risk, public health officials will closely monitor and may take into consideration for movement to a different risk level the following:
 - Input from hospital partners
 - Trends in COVID-19 testing, including positivity rate and turn-around time of test results
 - Supplies of Personal Protective Equipment (PPE) for healthcare providers/first responders
 - Epidemiological investigation capacity
 - COVID-related hospitalizations and deaths
 - Syndromic surveillance of emergency department visits with COVID-like symptoms



COVID-19 Hotline

208-799-3100 or Toll Free 866-736-6632

REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

RISK LEVEL	METRICS MONITORED	MITIGATION STRATEGIES
MINIMAL RISK	NEW DAILY CASES < 1 PER 10,000 POPULATION (7 DAY AVERAGE) Lewis1 Clearwater1 Idaho2 Latah.....4 Nez Perce.....4 AND NUMBER OF CONFIRMED COVID-19 HOSPITAL ADMISSIONS, DAILY FOR 7 DAYS Daily hospitalizations District-Wide 0 to 5 AND TEST RESULTS REPORTING IN 1-4 DAYS	At the GREEN level, communities are on track for containment as long as they maintain routine levels of viral testing (i.e., this is not a reference to antibody testing) and contact tracing sufficient to control spikes and outbreaks. PH-INCD will educate, inform, and share messages with stakeholders and the public throughout all levels. REGARDLESS OF THE RISK LEVEL THROUGHOUT THE REMAINDER OF THE PANDEMIC, EVERYONE IS ENCOURAGED TO DO THE FOLLOWING: • Stay home if you are sick • Maintain physical distance of at least 6 feet from others (outside of immediate family) whenever possible • Wear face coverings in public that fully cover the nose and mouth when physical distancing is not possible or is difficult to maintain, including when outdoors at social events or gatherings • Wash hands frequently for at least 20 seconds or use hand sanitizer • Vulnerable populations (older adults, individuals with underlying health conditions) take extra precautions • Carefully monitor your health

REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

RISK LEVEL	METRICS MONITORED	MITIGATION STRATEGIES
MODERATE RISK	NEW DAILY CONFIRMED CASES BETWEEN 1.0 TO 2.5/10,000 POPULATION (7 DAY AVERAGE) <i>New cases by county to reach above rates:</i> Lewis County.....1 - 2 Clearwater County.....1 - 2 Idaho County.....2 - 4 Latah County.....4 - 10 Nez Perce County.....4 - 10 AND NUMBER OF CONFIRMED COVID-19 HOSPITAL ADMISSIONS, DAILY FOR 7 DAYS Daily hospitalizations District-Wide 5 to 10 AND TEST RESULTS REPORTING IN 5-9 DAYS	IN ADDITION TO CONTINUATION OF ALL EVERYDAY PREVENTATIVE MEASURES, THE FOLLOWING RECOMMENDATIONS WILL BE MADE: • Support municipality efforts to require the wearing of face coverings while in public • Encourage event coordinators to limit events and social gatherings to no more than 50 people • Encourage vulnerable populations (older adults, individuals with underlying health conditions) to take extra precautions • Congregate living facilities (long term care, nursing homes, correctional facilities, etc.) to implement strict health policies for staff and visitors to avoid potential outbreaks • Schools should implement YELLOW phase of Return to School Plan

REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

RISK LEVEL	METRICS MONITORED	MITIGATION STRATEGIES
HIGH RISK	NEW DAILY CONFIRMED CASES BETWEEN 2.5 TO 5 /10,000 POPULATION (7 DAY AVERAGE) <i>New cases by county to reach above rate:</i> Lewis County.....2 - 4 Clearwater County.....2 - 4 Idaho County.....4 - 8 Latah County.....10 - 20 Nez Perce County.....10 - 20 AND NUMBER OF CONFIRMED COVID-19 HOSPITAL ADMISSIONS, DAILY FOR 7 DAYS Daily hospitalizations District-Wide 10 or more AND MAJORITY OF COVID-19 TEST RESULTS TAKE LONGER THAN 10 DAYS AND OUTBREAK(S) OCCURRING AT: - Hospitals/Healthcare Providers/ Emergency Medical Services - Critical Infrastructure Services (Fire, Law Enforcement, Utilities, etc.) - Congregate Living Facilities (assisted living facilities, nursing homes, correctional facilities) - Schools/Institutions of Higher Learning - Mass Gatherings/Events that limit public health's ability to conduct contact tracing	IN ADDITION TO CONTINUATION OF ALL EVERYDAY PREVENTATIVE MEASURES, THE FOLLOWING RECOMMENDATIONS WILL BE MADE: - Board of Health may consider requiring wearing of face coverings when in public - Limit gatherings to no more than 10 people - Encourage vulnerable populations (older adults, individuals with underlying health conditions) to self-isolate - Recommend congregate living facilities close to visitors and extra precautions implemented for employees - Recommend businesses implement delivery/curb-side services as much as possible - Schools should implement YELLOW/RED Phase of Return to School plan

REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

RISK LEVEL	METRICS MONITORED	MITIGATION STRATEGIES
CRITICAL CRITICAL RISK	NEW DAILY CONFIRMED CASES >5/10,000 POPULATION (7 DAY AVERAGE) AND HOSPITAL CAPACITY, INCLUDING ICU, CONSISTENTLY AT SURGE CAPACITY CANNOT BE MAINTAINED OR CRISIS STANDARDS OF CARE IMPLEMENTED	Stay-At-Home Order may be issued Schools should remain in RED phase of Return to School plan Required wearing of face coverings No mass gatherings

Idaho Back to School Framework

	Category 1: No Community Transmission	Category 2: Minimal to Moderate Community Transmission	Category 3: Substantial Community Transmission
Definitions	Evidence of isolated cases, case investigations underway, no evidence of exposure in large communal setting, e.g., healthcare facility, school, mass gathering.	Widespread and/or sustained transmission with high likelihood or confirmed exposure within communal settings, with potential for rapid increase in suspected cases.	Large-scale community transmission, healthcare staffing significantly impacted, multiple cases within communal settings like healthcare facilities, schools, mass gatherings, etc.
Level of Operations	School buildings open with physical distancing and sanitation.	School buildings open but option of limited/staggered use of school buildings with physical distancing and sanitation.	Targeted, short-term, or extended building closure.



REGIONAL DATA TOOL FOR DETERMINING HEALTH ALERT LEVELS

EFFECTIVE DATE: 8/20/2020

DEFINITIONS

CRISIS STANDARDS OF CARE:

Guidance to help guide ethical decision-making for how to triage medical care when it has to be rationed. Plan can be found on the [Idaho Department of Health and Welfare's website](#).

MEDICAL SURGE CAPACITY:

Medical surge capacity refers to the ability to evaluate and care for a markedly increased volume of patients— one that challenges or exceeds normal operating capacity. The surge requirements may extend beyond direct patient care to include such tasks as extensive laboratory studies or epidemiological investigations.

TIMELINE FOR MEASUREMENTS

Data to support the corresponding Health Risk Level and any related mitigation strategies will be updated on our website daily.

Health Risk Levels will be made based on the prior two weeks starting on a Sunday and ending on a Saturday. Movement from one risk level to a lesser risk level will occur at 14-day intervals (one incubation period for COVID-19), while advancement to a level of higher risk can occur at any time.

MOVEMENT BETWEEN RISK LEVELS

Determinations to move to a more restrictive risk level may be made mid-stage if any of the criteria below are met:

- Crisis standards of care are implemented.
- Senior leadership at a local hospital indicates that further increases in cases in the community will overwhelm local hospital capacity.
- Reported cases exceed > 5 daily new cases per 10,000 people in a defined population (e.g., town, city, or county) or if new case rate adversely impacts PH-INCD's ability to respond.

REFERENCES

[Key Metrics for COVID Suppression: A framework for policy makers and the public. July 1, 2020.](#)
[Essential information for states and counties to publicly report](#)

SOURCES OF DATA

- Daily Cases Data provided by PH-INCD
- Lab Test Data provided by PH-INCD
- Hospitalizations Data provided by Idaho Department of Health & Welfare

Risk Level colors are determined based upon a stratified weighted average of the data.