

Resolution No. 20-26

Resolution and Advisory of the Yankton Board of City Commissioners

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

WHEREAS, on March 13, 2020, the President of the United States and the Governor of South Dakota both declared a state of emergency in response to the COVID-19 pandemic; and

WHEREAS, on March 16, 2020, the City Commission issued Resolution #20-21 declaring a state of emergency in the City of Yankton to address the novel coronavirus causing COVID-19 disease; and

WHEREAS, on March 23, 2020, the Governor issued Executive Order 2020-08, setting forth guidelines and recommendations regarding personal, business, and healthcare precautions to be taken in response to the COVID-19 pandemic; and on April 6, 2020, the Governor superseded her Executive Order 2020-08 with Executive Order 2020-12, which changed such guidelines and recommendations into overt directives; and

WHEREAS, on March 24, 2020, the Governor announced that she is recommending that all K-12 schools in South Dakota remain closed until May 1, 2020, which has been extended through the end of the 2019-2020 school year; and

WHEREAS, on March 24, 2020, the Yankton School District closed all K-12 schools, which will remain closed through the end of the 2019-2020 school year; and

WHEREAS, on Tuesday, March 31, 2020, Yankton City Ordinance 1033 – COVID-19 Temporary Emergency Ordinance No. 1 went into legal effect closing certain business establishments and restricting the size of gatherings within the City of Yankton to slow the spread of the novel coronavirus causing COVID-19 disease.

WHEREAS, as of 12 noon on April 13, 2020, there have been 868 confirmed cases of COVID-19 within the State of South Dakota, of which 661 cases remain “active”; and

WHEREAS, as of 12 noon on April 13, 2020, there are 22 confirmed cases of COVID-19 within Yankton County, of which 9 cases remain “active”; and

WHEREAS, the South Dakota Department of Health reports that there is currently substantial community spread of the coronavirus causing the COVID-19 disease in Yankton County; and

WHEREAS, as of noon on April 13, 2020, the South Dakota Department of Health reports reflect that Yankton County has the 3rd highest reported numbers of “active” COVID-19 cases amongst all counties in the State of South Dakota; and

WHEREAS, the Centers for Disease Control and Prevention ("CDC") recommend certain actions for the preparation and mitigation of community transmission of the coronavirus causing

COVID-19 disease, including, but not limited to, social distancing measures and restricting the size of gatherings; and

WHEREAS, the CDC has recently updated its guidance recommending the use of face covering over the mouth and nose as a way to prevent the spread of disease from asymptomatic infected persons; and

WHEREAS, there is clear evidence that some individuals who contract the coronavirus causing COVID-19 disease have no symptoms or only mild symptoms, which means they are likely unaware they carry the virus. Because such individuals can still transmit the virus, and because evidence shows that the disease is easily spread, gatherings promote transmission of the coronavirus causing COVID-19 disease. Evidence further demonstrates that the coronavirus causing COVID-19 disease has a propensity to remain in the air or to attach to and remain on surfaces for prolonged periods of time, and it can thus be spread by breathing aerosolized particles containing the virus or through contact with contaminated surfaces; and

WHEREAS, the scientific evidence also shows that at this stage of the emergency, it is critical to slow transmission of the coronavirus causing COVID-19 disease to protect the most vulnerable and to prevent the City's health care system from being overwhelmed. One proven way to slow the transmission is to limit interactions among people to the greatest extent practicable; and

WHEREAS, SDCL 9-32-1 confers upon municipalities the power to do what may be necessary or expedient for the promotion of health or the suppression of disease.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF YANKTON:

Section 1: Stay at Home. All residents of the City of Yankton are directed to remain in their homes except for solitary and/or household outdoor activities for the promotion of physical and emotional well-being, and activities related to the provision of only essential commodities and services.

- a) Residents shall limit visits to grocery and retail stores to once per week or use delivery or pick-up services.
- b) When it is necessary for residents to visit grocery and/or retail stores, households shall choose a designated shopper to do the shopping for the entire household in order to reduce the number of people in the store(s). Shoppers shall remember to remain at least six feet away from others in the store.
- c) Whenever possible, residents shall avoid taking any children still living at home with them on any essential shopping trips.
- d) Residents returning from extended trips or spending the winter in warmer climates shall self-quarantine for 14 days upon their return.
- e) Residents should support local businesses that promote social distancing and demonstrate compliance with CDC guidelines.
- f) Residents are encouraged to participate in organized religious activities only via remote or drive-in options as available.
- g) Even while adhering to the 10-person gathering limitation imposed by Ordinance 1033, residents are directed not to participate in voluntary in-person gatherings of any size outside of their immediate household.

Section 2: Healthcare. Residents of the City of Yankton shall call ahead to healthcare providers if feeling sick.

- a) Residents may still attend routine medical appointments but shall follow the guidance of their medical providers and always call ahead if feeling sick.
- b) Residents may continue to go to the pharmacy to pick up medications but shall use drive through or delivery services whenever possible.

Section 3: Safe Practices. Residents of the City of Yankton shall continue to practice good respiratory hygiene, cover coughs and sneezes with a tissue or use the inside of their elbow, wash hands often, disinfect surfaces frequently, avoid touching their face, and strictly adhere to social distancing guidelines. Additionally, consistent with current CDC guidance, residents over the age of two who do not have trouble breathing should wear face coverings (i.e. a face mask entirely covering the mouth and nose) when interacting with others not within their household according to CDC recommendations. Such coverings shall not be used as a substitute for social distancing, which is vital for slowing down the spread of COVID-19.

Section 4: Mental and Emotional Health. Residents of the City of Yankton should be mindful of their mental health.

- a) Residents may continue to engage in outdoor activity such as, by way of example and not limitation, walking, hiking, running, or biking, provided that individuals strictly comply with social distancing and all other measures as advised by the CDC.
- b) Residents should be good neighbors to those around them and help others if able, keeping in mind that it remains critical to use safe practices as recommended by the CDC.
- c) Residents should support local businesses to the greatest extent possible while strictly abiding by CDC guidelines and this Resolution and Proclamation.

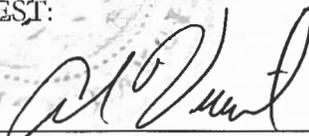
Section 5: Businesses. Businesses not required to close or otherwise bound by the 10-person gathering limitations set forth in Ordinance No. 1033 shall, whenever possible, limit their patron and employee occupancy to no more than 20% of their posted occupancy and shall institute and enforce a safe social distancing strategy for patrons and employees inside the place of business and for patrons and employees waiting to enter outside the place of business.

Dated this 13 day of April, 2020.

CITY OF YANKTON

NATHAN V. JOHNSON
By: Nathan V Johnson, Mayor

ATTEST:



Al Viereck, Finance Officer
(SEAL)