

AGENDA
CITY OF MILLER
COVID-19 SPECIAL MEETING
TUESDAY, MARCH 31, 2020
7:30 P.M.

Call to Order

Pledge of Allegiance

Approval of Agenda

Public Input

New Business

1. Second Reading Ordinance #709 – COVID-19 Budget Supplement pg. 1
2. Second Reading Ordinance #710 – COVID-19 Health Emergency pgs. 2-4
3. Employee Hours due to COVID-19

Adjourn

ORDINANCE #709

The City of Miller is an equal opportunity employer.

BE IT ORDAINED BY THE CITY OF MILLER that the following sum is supplementary appropriated to meet the obligation of the municipality.

COVID-19

101 - General Fund

4414 COVID-19

4290 Other

\$150,000.00

COVID-19 Emergency Fund

\$150,000.00

Source of Funding

101 - General Fund

0003 2670 Unassigned Funds

\$150,000.00

\$150,000.00

Dated this 31st day of March 2020.

Ronald Blachford, Mayor

ATTEST:

Sheila Coss, Finance Officer

(SEAL)

Record of Votes:

Alderman Steers –
Alderwoman Meyer –
Alderman Rangel –
Alderman Odegaard –
Alderman Zeller –
Alderman Swartz –


First Reading: March 24, 2020

Second Reading: March 31, 2020

Adoption: March 31, 2020

Publication: April 11, 2020

Published once at the approximate cost of:



ORDINANCE #710

The City of Miller is an equal opportunity employer.

AN ORDINANCE OF THE CITY OF MILLER, SOUTH DAKOTA DECLARING A HEALTH EMERGENCY AND LIMITING PUBLIC GATHERINGS

WHEREAS, the City of Miller has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass ordinances for the purpose of promoting the health, safety, morals and general welfare of the community and to do what may be necessary or expedient for the promotion of health or the suppression of disease; and

WHEREAS, an outbreak of the COVID-19 disease, which is caused by the novel coronavirus SARS-CoV-2 (the "virus"), has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease caused by the virus transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, virus infections can result in serious illness requiring hospitalization, admission to intensive care units, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of the virus causing the COVID-19 disease a public health emergency; and

WHEREAS, on March 13, 2020, President Trump declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, the same day, Governor Kristi Noem issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of the virus, causing the COVID-19 disease; and

WHEREAS, cases of infection from the virus causing the COVID-19 disease have been confirmed in the State of South Dakota, and cases of community transmission are reasonably suspected to exist; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of the virus causing the COVID-19 disease; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, in response to the need to implement social distancing, all schools in the State of South Dakota have closed until May 1, 2020; and

WHEREAS, the guidance issued by the CDC recommended that in states with evidence of community transmission, bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate should be closed; and

WHEREAS, many states and communities across the country have already implemented the CDC recommendations by ordering all bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate be closed until the public health emergency is over; and

WHEREAS, Governor Kristi Noem issued Executive Order 19 on March 23, 2020, regarding COVID-19 which provided that any enclosed retail business that promotes public gatherings within the State of South Dakota should suspend or modify business practices as recommended by the CDC guidance that involves ten or more people to be in an enclosed space where physical separation of at least six feet is not possible; and

WHEREAS, the Executive Order further provided that all local and municipal governments within the State of South Dakota should review the business practices of each enclosed retail business that promotes public gatherings in their community for compliance with this Executive Order and protect the ability of those businesses to innovate; and

WHEREAS, the failure to successfully implement social distancing may result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the City's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT ORDAINED, by the City of Miller, South Dakota:

1. Effective at 12:00 a.m. on March 25, 2020, all restaurants, coffee houses, bars, cafes and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, drive-thru service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
2. Effective at 12:00 a.m. on March 25, 2020, all churches, recreational facilities, health and fitness facilities, athletic facilities or entertainment venues are directed to close and cease operations.
3. The prohibitions and closures in this order do not apply to the following businesses:
 - a. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, food markets, retail and service businesses in

which less than ten (10) people are gathered or permitted to gather in the facility, pharmacies, drug stores, and food pantries, other than any portion of such business which would be subject to the requirements of paragraph #1.

- b. Health care facilities, residential care facilities, congregate care facilities, and correctional facilities.
 - c. Municipal Airport
 - d. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency or disaster.
- 4. This ordinance shall remain in effect until such time as it is amended, suspended, reinstated or repealed by Resolution of the Miller City Council.
 - 5. Each person in violation of this ordinance shall be guilty of a Class 2 misdemeanor. Each day a violation of this ordinance is allowed to occur is a separate offense committed by the person(s) in charge of the facility in violation.
 - 6. This Ordinance shall apply to all locations within the City of Miller.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this ordinance is necessary due to a health emergency, the immediate preservation of the public peace, health, safety, and welfare of the City and shall become effective immediately upon passage.

Dated this 24th day of March 2020.

Ronald Blachford, Mayor

(SEAL)

ATTEST:

Sheila Coss, Finance Officer

Record of votes:

Alderman Swartz –
Alderman Zeller –
Alderman Odeggaard –
Alderman Rangel –
Alderwoman Meyer –
Alderman Steers –

First Reading – March 24, 2020
Second Reading – March 31, 2020
Adoption – March 31, 2020
Publication – April 4, 2020