



AGENDA
CITY OF GLENWOOD SPRINGS
SPECIAL CITY COUNCIL MEETING
MARCH 26, 2020
101 W. 8TH STREET
6:00 PM

The agenda is subject to *change, including the addition of items 24 hours in advance or the deletion of items at any time.*
The order and times of agenda items listed are approximate and intended as a guideline for the City Council.

TIME	ITEM	HOW TO PARTICIPATE IN VIRTUAL CITY COUNCIL MEETINGS	ACTION
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1. The City of Glenwood Springs is closely monitoring Coronavirus (COVID-19) and taking steps to keep our community members, staff, trustees, and visitors safe while keeping City operations functioning smoothly. To this end, all City of Glenwood Springs City Council meetings will be held via ZOOM video conferencing webinars until further notice.

Meetings are open to the public via virtual participation ONLY. We will have some instructions and tips to help community members navigate this new communications platform. These instructions are specific to City Council meeting at this time. Your patience is greatly appreciated as we all get familiar with this new way of conducting public meetings. We will keep the community apprised of any changes to this system as we work out the kinks.

Below are some instructions and tips to help community members navigate this new communications platform. These instructions are specific to City Council meeting at this time

When: Mar 26, 2020 06:00 PM Mountain Time (US and Canada)
Topic: Glenwood Springs City Council Special Meeting

Please click the link below to join the webinar:
<https://zoom.us/j/123463770>

Or iPhone one-tap :
US: +13462487799,,123463770# or +16699006833,,123463770#

Or Telephone:
Dial (for higher quality, dial a number based on your current location):
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Webinar ID: 123 463 770
International numbers available: <https://zoom.us/j/123463770>

To offer public comment, video conference participants can "raise hand." Staff will unmute you so you can speak during the public comment portion of the meeting.

TIME	ITEM	SPECIAL CITY COUNCIL MEETING	ACTION
6:00pm	2.	Roll Call	Quorum
	3.	Pledge of Allegiance	

Council Comments

ACTIONS AND/OR PRESENTATIONS

4. Resolution 2020-16; A Resolution of the City Council of the City of Glenwood Springs Discussion and/or Action adopting Glenwood Springs Public Health Order 2020-1
5. Adjournment



City Council
STAFF REPORT
City of Glenwood Springs
March 26, 2020

Agenda Item: Resolution 2020-16; A Resolution of the City Council of the City of Glenwood Springs adopting Glenwood Springs Public Health Order 2020-1

Action Requested:

Department: City Administration

Presented By: Debra Figueroa, City Manager

Background Info:

Issues:

Staff Recommendation:

RESOLUTION 2020-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GLENWOOD SPRINGS, COLORADO, ADOPTING A PUBLIC HEALTH ORDER NO. 1, SERIES 2020.

WHEREAS, the City of Glenwood Springs (“Glenwood Springs” or the “City”) is a home-rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Glenwood Springs Home Rule Charter (the “Charter”); and

WHEREAS, the World Health Organization has declared the Novel Coronavirus/COVID-19 disease a Global Pandemic; and

WHEREAS, the Novel Coronavirus/COVID-19 disease pandemic has spread and infected populations at such a rate throughout the United States, the State of Colorado, and the western slope of Colorado that it threatens to overwhelm limited medical facilities with infected individuals; and

WHEREAS, the President of the United States of America has declared a National State of Emergency relating to the Novel Coronavirus/COVID-19 disease pandemic; and

WHEREAS, the Governor of the State of Colorado has declared a State of Emergency relating to the Novel Coronavirus/COVID-19 disease pandemic; and

WHEREAS, by the power granted pursuant to Section 24-33.5-709 of the Colorado Revised Statutes, and Resolution No. 12, Series 2020 the City has declared a local disaster emergency; and

WHEREAS, community transmission of the Novel Coronavirus/COVID-19 disease is occurring in the City and surrounding communities; and

WHEREAS, Section 31-15-401(b), Colorado Revised Statutes grants the governing bodies of municipalities the police powers “[t]o do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease”; and

WHEREAS, Section 100.010.010 authorizes the City Health Officer to “do all things which are reasonably necessary to prevent the spread of communicable diseases and to enforce compliance with the laws and regulations of the Colorado Department of Public Health and Environment”; and

WHEREAS, the rural communities of the western slope have limited access to medical care and must take all necessary actions to mitigate the transmission rate of the Novel Coronavirus/COVID-19 disease so as to ease the pressure on medical facilities; and

WHEREAS, public health authorities recommend individuals keep a distance of at least six feet between themselves and other persons to reduce risk of transmission of the Novel Coronavirus/COVID-19 disease; and

WHEREAS, the President of the United States has issued public health guidelines recommending that the public limit gatherings to less than ten people, avoid discretionary travel, and avoid restaurants and bars to reduce risk of transmission of the Novel Coronavirus/COVID-19 disease; and

WHEREAS, many day-to-day activities such as work, shopping, and recreation are incompatible with the public health recommendations and guidelines intended to reduce risk of transmission of the Novel Coronavirus/COVID-19 disease; and

WHEREAS, Glenwood Springs City Council finds and declares that it is necessary and expedient for the promotion of health and the suppression of disease, and in the best interest of the public health, welfare, and safety of the residents of the City of Glenwood Springs, Colorado to adopt a Public Health Order to Stay at Home, and Prohibit Gatherings and Other Activities.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF GLENWOOD SPRINGS, COLORADO, THAT:

Section 1. The above recitals are hereby incorporated as findings by the City Council of the City of Glenwood Springs, Colorado.

Section 2. The City Council of the City of Glenwood Springs, Colorado hereby adopts Public Health Order No. 1, Series 2020, attached hereto as **Exhibit A**.

Section 3. The City Council of Glenwood Springs, Colorado hereby adopts and incorporates all Public Health Orders issued by the Colorado Department of Public Health and Environment, as may be amended or further issued, relating to the Novel Coronavirus/COVID-19 pandemic, as if set forth in full. Pursuant to Section 100.010.010 of the Glenwood Springs Municipal Code, the City Health Officer shall enforce such orders within the City, violations of which shall be a violation of the Glenwood Springs Municipal Code.

INTRODUCED, READ AND PASSED THIS _____ DAY OF MARCH 2020.

CITY OF GLENWOOD SPRINGS, COLORADO

ATTEST:

Jonathan Godes, Mayor

Catherine Fletcher, City Clerk

PUBLIC HEALTH ORDER NO. 1, SERIES OF 2020

**PUBLIC HEALTH ORDER OF THE CITY OF GLENWOOD SPRINGS, COLORADO FOR
THE PROMOTION OF HEALTH AND SUPPRESSION OF DISEASE TO STAY AT HOME,
AND PROHIBITING GATHERINGS AND OTHER ACTIVITIES.**

CITY OF GLENWOOD SPRINGS CITY MANAGER ACTING AS HEALTH OFFICER

March 25, 2020

1. Purpose, Effective Area. This Public Health Order is being issued to limit the health impacts of COVID-19. This Order sets forth requirements for group gatherings and additional guidance to slow the spread of the COVID-19 virus. This Order is effective within the entirety of the territory of the City of Glenwood Springs.

2. Effective Date and Time, Limitations. The Public Health Order will become effective at [REDACTED] p.m. on March [REDACTED], 2020, unless otherwise specifically provided for herein, and will remain in effect until further notice.

3. Legal Authority. This Order is adopted pursuant to the legal authority set forth in section 31-15-401(b), Colorado Revised Statutes as well as all other applicable laws, rules, regulations, orders and declarations. Under this authority, the City of Glenwood Springs has the police powers “[t]o do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease” within the territorial limits of the City of Glenwood Springs. Under the Glenwood Springs Municipal Code Section 100.010.010, the City Health Officer has the authority to “do all things which are reasonably necessary to prevent the spread of communicable diseases.” Immediate issuance of this Order is deemed reasonable and necessary under the existing circumstances and necessary for the preservation of the public health, safety and welfare.

4. Definitions.

- a. *Essential Activities* shall have the meaning set forth in section 5 of this Order.
- b. *Essential Businesses* shall have the meaning set forth in section 13 of this Order.
- c. *Essential Government Functions* means all services needed to ensure the continuing operation of the government agencies and provide for the health, safety and welfare of the public. All Essential Governmental Functions shall be performed in compliance with Social Distancing Requirements, to the extent possible.
- d. *Essential Infrastructure* includes, but is not limited to, public works construction, federally obligated airport operations, railroad operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste collection and removal, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services).
- e. *Event* shall mean a gathering for business, social, or recreational activities including, but not limited to, community, civic, public, leisure, or sporting events;

Comment [DF1]: I kind of closed the airport except for emergency use. Can we clarify?

Comment [RJP2]: Intended more for anyone who works at EGE, GJT, ASE, RIF, which are not allowed to close.

parades; concerts; festivals; assemblies; conventions; fundraisers; and similar activities.

An event does not include activities that are primarily individual in nature or occur in small groups or in non-congregate settings, such as places of employment or primarily small-group sports like hiking or skiing, or activities like shopping, as long as Social Distancing Requirements are followed, particularly in areas where congregating in groups is unavoidable.

- f. *Healthcare Operations* shall include hospitals, clinics, dentists (for emergency care only), pharmacies, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, home healthcare services providers, mental health providers, or any related and/or ancillary healthcare services. *Healthcare Operations* also includes veterinary care and all healthcare services provided to animals. This exemption shall be construed broadly to avoid any impacts to the delivery of healthcare, broadly defined. *Healthcare Operations* shall not include fitness and exercise gyms and similar facilities.
- g. *Minimum Basic Operations* shall include the following, provided that employees comply with Social Distancing Requirements, to the extent possible, while carrying out such operations:
 - (1) The minimum necessary activities to maintain the value of the business's inventory, ensure security, process payroll and employee benefits, or for related functions.
 - (2) The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences.
- h. *Retail Goods and Services* shall mean all commercial establishments offering goods, products or services for sale to the general public at an established physical location, except for Essential Businesses, as defined in this Order.
- i. *Social Distancing Requirements* shall mean: for all people not of the same household, maintaining a distance of at least six (6) feet between people. Individuals should wash hands with soap and water for a least twenty seconds as frequently as possible or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces and not shaking hands.
- j. *Short-Term Lodging* shall include but is not limited to hotels, motels, short term rentals of 30 days or less (e.g. Airbnb, VRBO), bed and breakfasts, condo-tels, lodges and retreats.
- k. *Transportation Services* shall include all transportation services open to the public including the **Roaring Fork Transportation Authority**, Ride Glenwood, mountain shuttle services to the extent they operate in the City (e.g. Colorado Mountain Express), and ride-sharing services (e.g. Uber, Lyft).

5. Stay at home. All individuals currently living within the City of Glenwood Springs, Colorado shall limit their movement and gathering with other individuals who are not in their immediate family. Individuals may leave their residence only to perform any of the following determined to be "Essential Activities":

- a. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (including, but not limited to, pets), such as, by way of example only and without limitation, obtaining medical supplies or medication, visiting a healthcare professional, or obtaining supplies they need to work from home.
- b. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, by way of example only and without limitation, canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish and poultry, and any other household consumer products necessary to maintain the safety, sanitation and essential operation of residences.
- c. To engage in outdoor and exercise activity, provided the individuals comply with Social Distancing Requirements as defined herein such as, by way of example and without limitation, walking, bicycling, hiking, running, fishing, river running (i.e. kayaking, rafting).
- d. To perform work providing essential products and services at an Essential Business, or to otherwise carry out activities specifically permitted in this Order including Minimum Basic Operations.
- e. To care for a family member or pet in another household.
- f. To work for or obtain services at any Healthcare Operations.
- g. To provide any services or perform any work necessary to the operations and maintenance of Essential Infrastructure in compliance with Social Distancing Requirements, to the extent possible.
- h. To perform or access Essential Governmental Functions

6. No Visitors. Visitors to the City of Glenwood Springs, Colorado are directed to return home immediately upon the issuance of this Order by the fastest and safest available means, and persons considering visiting the City of Glenwood Springs, Colorado should remain home. Although non-resident homeowners are expressly exempt from this paragraph, non-resident homeowners are strongly encouraged to leave or not travel to the City of Glenwood Springs, Colorado.

7. No Gatherings. This Order prohibits all Events and gatherings of more than 10 people. Events or gatherings of less than 10 attendees are also prohibited unless measures are taken to minimize risk as provided for herein. The sale of food and beverages, including liquor, beer and wine is limited to carry-out and delivery only, no on-site consumption of food or beverages is permitted, as provided below.

8. Events and Gatherings with Less Than 10 Attendees. Events with fewer than 10 attendees are prohibited unless the Event organizer or venue owner takes the following required steps to mitigate risks.

- a. Proper hand hygiene and sanitation measures must be readily available to all attendees, employees, and vendors and frequently utilized by all employees and vendors.
- b. Environmental cleaning guidelines from the US Centers for Disease Control and Prevention (CDC) must be followed (e.g., clean and disinfect high touch surfaces frequently).
- c. Social distancing recommendations must be met, include limiting contact of people within 6 feet from each other for 10 minutes or longer, and any other applicable Social Distancing Requirements that are promulgated.
- d. Employees must be screened for coronavirus symptoms each day and excluded if symptomatic.
- e. Organizers of Events must ask attendees if they have symptoms of COVID-19 and, if they do, prohibit symptomatic attendees from attending the Event. This screening for COVID-19 symptoms should occur daily for all Event attendees.
- f. Older adults and individuals with underlying medical conditions that are at increased risk of serious COVID-19 must be encouraged not to attend (including employees).

9. Limitations on the Sale of Food and Beverages, Including Liquor, Beer and Wine, to Carry-Out and Delivery Only.

- a. The sale of food and beverages in the City of Glenwood Springs, including liquor, beer and wine is limited to carry-out and delivery only, subject to all other applicable Licensing and regulatory requirements. Notwithstanding section 13.t of this Order, which permits the operation of a licensed marijuana store, delivery of marijuana and marijuana products continues to be prohibited.
- b. The on-site consumption of food or beverages is prohibited; however, the sales of food and beverages at business or institutional facilities for consumption elsewhere at the facility, away from the point of sale, is permitted.
- c. Establishments shall maintain an environment where patrons and staff maintain Social Distancing Requirements, and correspondingly limit the number of people allowed inside.
- d. It is recommended that all payment transactions occur electronically or verbally prior to any food or beverage pick-up so that no cash or credit/debit cards are physically exchanged.

10. Limitations on Establishments Providing Retail Goods and Services.

Comment [DF3]: Can we allow for pickup of Marijuana since the State did? I do not want a run on stores or people going through withdrawal now.

Comment [RJP4]: 13.t keeps them open. This just permits alcohol delivery and prohibits marijuana.

- a. Establishments providing retail goods and services, as specifically defined above, are prohibited from operating unless exempted in this Order. All establishments that remain operational under the parameters of this Order shall abide by the Social Distancing Requirements and all other applicable requirements of this Order.
- b. In order to discourage public gatherings and overcrowding, establishments meeting the definition of grocery, pharmacy, pet food store, or hardware store may sell only those items included in those categories; i.e., stores shall cordon off and not allow sales of items other than pharmaceuticals, groceries including essentials such as cleaning products, pet food and supplies, or hardware.
- c. Exception: Establishments providing retail goods may continue to provide goods via online or over-the-phone sales, provided that goods ordered through such means must be delivered by mail or by delivery to a customer's home or a customer's vehicle located outside of the retail location.
- d. Exception: All interior sales operations at retail gas/fuel stations shall be limited to the hours between 5:00 a.m. and 12:00 midnight.
- e. Limit on Hours of Operations: Commencing Tuesday, March __, 2020, operations at all establishments providing retail goods and services that are excepted from the prohibitions of this Order shall be limited to the hours between 7:00 a.m. and 8:00 p.m. Establishments are encouraged to provide preferential hours for the elderly and other community members with higher risk of mortality and morbidity with the COVID-19 disease.

11. Limitations on Transportation Services.

- a. Bus services will be suspended after the end of their scheduled service, approximately __ a.m., March __, 2020.
- b. Taxis, and ride-sharing services such as Uber, and Lyft shall cease operations at __ a.m on March __, 2020.
- c. Shuttle services may operate through __ a.m. March __, 2020, or as otherwise necessary for good cause in order to provide transportation for visitors leaving the City of Glenwood Springs, Colorado and residents returning home to the City.

12. Limitations on Short-Term Lodging.

- a. All short-term lodging operations shall immediately cease taking new reservations for the period between today, March 26, 2020 and April __, 2020.
- b. All short-term lodging units shall vacate their premises by __ a.m., March __, 2020.
- c. Exception: If a short-term lodging unit is occupied by a local worker, that worker may remain in the unit.

- d. Exception: If individual(s) are experiencing symptoms of illness, or are under a quarantine or isolation order from Garfield County Public Health, or have other good cause to do so they may remain in any short term lodging unit occupied by such individual(s) and shall be exempt from the limitations set forth herein so long as such individual(s) remain in the unit.

13. Exemption for Essential Businesses. The following are exempt from this Order because they are deemed Essential Businesses necessary for the community to continue to function and the closure of which would present health, safety, and welfare concerns for the citizens of the City of Glenwood Springs, Colorado. Essential Businesses shall maintain Social Distancing Requirements to the greatest extent possible.

Unless otherwise addressed, the following are considered "Essential Businesses":

- a. Healthcare Operations, Essential Governmental Functions and Essential Infrastructure (courts of law, medical providers for urgent care, public utilities, critical county, town and special district operations, and critical school operations such as nutrition programs).
- b. Grocery stores, certified farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products (such as cleaning and personal care products). This includes stores that sell groceries and also sell other non-grocery products, wholesale and products necessary to maintaining the safety, sanitation, and essential operation of residences.
- c. Food cultivation, including farming, livestock, and fishing; businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals.
- d. Newspapers, television, radio, and other media services.
- e. Gas stations and auto-supply, auto-repair, and related facilities.
- f. Banks and related financial institutions.
- g. Hardware stores.
- h. Plumbers, electricians, exterminators, internet or broadband providers and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and Essential Activities.
- i. Businesses providing mailing and shipping services, including post office boxes.
- j. Educational institutions-including public and private K-12 schools, colleges, and universities for purposes of facilitating distance learning or performing essential functions, provided that Social Distancing Requirements are maintained to the greatest extent possible.
- k. Laundromats and laundry service providers.

- l. Restaurants and other facilities that prepare and serve food, but only for delivery or carry out.
- m. Schools and other entities that typically provide free food services to students or members of the public may continue to do so under this Order on the condition that the food is provided to students or members of the public on a pick-up and takeaway basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site.
- n. Businesses that ship or deliver groceries, food, goods or services directly to residences or other businesses.
- o. Airlines, taxis, trains, and buses providing transportation services necessary for Essential Activities and other purposes expressly authorized in this Order.
- p. Home-based care for seniors, adults, or children.
- q. Residential facilities and shelters for seniors, adults, and children.
- r. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities.
- s. For clarity, residential and commercial construction is a business not listed as an Essential Business above. Residential and commercial construction sites may continue Minimum Basic Operations until March 31, 2020 for the purpose of safely securing and closure of their construction site. EXCEPTION: Essential Infrastructure will be considered an Essential Business and may continue operations so long as they are in compliance with Social Distancing Requirements and otherwise in compliance with this Order.
- t. Licensed marijuana and liquor stores.

14. General Information for all Persons. The Health Officer strongly recommends that residents and visitors cancel or avoid all non-essential events, regardless of size, where appropriate social distancing and preventative measures may not occur.

Visitors to or non-full-time residents of the City of Glenwood Springs are strongly encouraged to return to their primary residence as soon as practicable and comply with Governor Polis' recommendations regarding self-quarantine.

In consultation with the Garfield County Public Health Director, Roaring Fork School District Re-1 has dismissed all classes through April 17, 2020.

These actions are some of the most available and effective tools to help slow the spread of the virus in our community and, importantly, to reduce the number of potential deaths caused by COVID-19. By slowing the spread, we have a chance to protect our family, friends, and neighbors who are at risk for severe illness. In particular, this includes all adults over age 60 and anyone with an underlying health condition.

These actions will limit the cascading impacts on critical services due to high absenteeism if large numbers of workers become ill. This Order and actions will help hospitals, first responders, and other healthcare services continue to provide services for those who need them (along with utilities, human services, and businesses) in the coming weeks and months. Collective action can save lives and is in support of the most vulnerable in our community. The more united we can be in preventing the spread the greater the benefit for the whole community.

15. Most Restrictive Standard Controls. To the extent any State and/or Federal orders or laws are more restrictive than what is set forth herein, such orders control. The Health Officer hereby adopts such standards and orders, as may be amended, as its own and will enforce as if set forth in the Glenwood Springs Municipal Code.

16. Penalties. Failure to comply with this Order is subject to the penalties contained in Section 010.020.080 of the Glenwood Springs Municipal Code, including up to a \$1,000 fine and 364 days imprisonment per day for each violation.

By: Debra Figueroa
City of Glenwood Springs City Manager acting as City Health Officer

March 25, 2020