



ORDINANCE NO. 456

Declaration of Emergency COVID-19 Virus

AN ORDINANCE OF THE CITY OF MACKAY, CUSTER COUNTY, STATE OF IDAHO, FINDING OF FACTS; DEFINITIONS; RECOGNIZING STATE OF IDAHO CODES; ESTABLISHING REQUIREMENTS; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHERE AS: The Mayor of the City of Mackay has declared a Local Emergency as authorized in Idaho Code 46-1011 with respect to addressing the COVID-19 virus pandemic; and,

WHERE AS: Idaho Code Section 46-1002(3) provides that the term "Emergency" includes the occurrence or imminent threat of a disaster or condition threatening life or property that requires state emergency assistance to supplement local efforts to save lives and protect property or to avert or lessen the threat of a disaster from, among others - but not limited to, the State of Idaho; and Custer County; and,

WHERE AS: The Mayor's declaration of a local emergency disaster activates the response and recovery aspects of applicable local and intergovernmental disaster emergency plans for the furnishing of aid and assistance; and,

WHERE AS, the public interest and necessity demand immediate expenditure of public money to secure materials, equipment, and services from private and public entities to provide for disaster emergency relief and assistance to persons injured, victimized, or threatened by unhealthy, unsafe, and unsustainable condition in the City; and,

WHERE AS: The Mayor's Declaration of Local Disaster Emergency ("Declaration") shall expire seven (7) days from MARCH 16, 2020; unless the Mackay City Council expressly authorizes the continuation thereof (Idaho Code 46-1011).

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO:

SECTION 1: The Mackay City Council hereby declares an emergency and expressly authorized the continuation for the Mayor of the City of Mackay's declaration to be extended until such time as the Governor of the State of Idaho declares that a COVID-19 virus emergency no longer exists in the State of Idaho.

SECTION 2: The Mackay City Council grants to the Mayor any and all Police Powers of Mayor Established In Idaho Code 50-606 for the duration of this declared emergency to use as he deems necessary for the enforcement of the Declaration of Emergency and this Ordinance.

SECTION 3: Members of the Public are requested to quarantine themselves and all family members if anyone in their family has any flu like symptoms. Do not go to the Emergency Room or Clinics unless you contact them first by telephone and obtain permission to be examined. People without symptoms will not be tested at this time.

SECTION 4: Any gathering or event whose primary audience includes or may expose high-risk populations, including adults over the age of 60 years and people with underlying chronic medical conditions like heart or lung disease or diabetes, regardless of the number of attendees are hereby **cancelled** until further notice.

SECTION 5: The Mayor and City Council request Mackay Public School District 182 assist the City of Mackay in this effort to control and contain the potential spread of the COVID-19 virus.

SECTION 6: Citizens of the City of Mackay as well as those residing within five (5) miles are asked to abide by the following recommendations until this Emergency Declaration is terminated. These recommendations may become mandatory in the future if deemed necessary to control the spread of the virus:



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- A. Limit travel outside of the Mackay area as much as possible. Acceptable reason for travel outside of Mackay is for employment. Travel to the Snake River area to purchase groceries etc. is **discouraged**. Support the local merchants to reduce exposure from the outside areas
- B. Wash your hands often: whenever leaving home; after touching objects that others have or may have touched especially money, door handles, gas pump handles, cooler handles in stores; and immediately after returning home. Carry hand sanitizer with you with at least 60% alcohol for use during time away from home.
- C. Businesses, organizations, establishments, etc. which allow access to the public shall provide hand sanitizer or similar facilities for washing/cleaning hands.
- D. Businesses, organizations, establishments, etc. are encouraged to wipe down all surfaces accessible to the public at least twice daily with appropriate disinfectant.
- E. Mass gatherings are to be postponed or cancelled Any gathering of a group of people must be capable of six (6) feet separation of each individual in the group. Families are excluded.
- F. Events are to be postponed or cancelled unless they can be held outdoors and are capable of six (6) feet separation of each individual in the group. Families are excluded.

SECTION 7: All organizations identified in the City of Mackay Emergency Operations Plan are hereby notified of this Declaration of Emergency and the activation of the Emergency Operations Plan. Actions taken by these respective organizations are to be coordinated through the Office of the Mayor and acting Mayor Bob Burroughs.

SECTION 8: If any Section, Paragraph, Sentence or Provision hereof or the application thereof to any particular circumstance shall ever be held invalid or unenforceable, such holding shall not affect the remainder hereof, which shall continue in full force and effect and applicable to all circumstances to which it may validly apply.

SECTION 9: This Ordinance shall be in full force and effect immediately upon its passage in accordance with Idaho Code 50-901 which states in part, "in cases of riot, infections or contagious disease, or other impending danger requiring immediate enforcement, such ordinances shall take effect upon the proclamation of the mayor or president of the council, posted in at least five (5) public places of the city."

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO, THIS 16th DAY OF MARCH 2020.

CITY COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO A MUNICIPAL CORPORATION OF IDAHO

By: ___/S/ Robert Burroughs_____
Bob Burroughs, Council President

ATTEST: ___/S/ Reagan Heald_____
Reagan Heald, City Clerk