

# City of Jamestown, North Dakota

## RESOLUTION

*Introduced by Council Member Steele, who moved its adoption; November 2, 2020*

*Be It Resolved by the City Council of the City of Jamestown, to wit:*

### TEMPORARY EMERGENCY MEASURES TO LESSEN THE SPREAD OF COVID-19

**WHEREAS**, the Mayor declared a state of emergency as a result of the COVID-19 pandemic, by order and proclamation of March 14, 2020 and ratified by the City Council on March 16, 2020;

**WHEREAS**, the state of emergency as a result of the COVID-19 pandemic is ongoing;

**WHEREAS**, the Governor of the State of North Dakota has issued revised guidelines for businesses restricting capacity and encouraging the wearing of face coverings;

**WHEREAS**, the citizens of the City of Jamestown are experiencing an increase in the number of COVID-19 cases;

**WHEREAS**, the City of Jamestown desires to protect both individuals and businesses experiencing the impacts of the COVID-19 pandemic;

**WHEREAS**, pursuant to Chapter 40-05.1 of the North Dakota Century Code and the Home Rule Charter of the City of Jamestown, the City has the authority to provide for the public health, safety, and morals of the City;

**WHEREAS**, the Mayor of the City of Jamestown issued an executive order on October 28, 2020 to take effect on October 30, 2020; and

**WHEREAS**, The Mayor's order expires within 7 days of the effective date unless the City Council of the City Jamestown takes further action and the City Council desires to extend the Mayor's order as set forth below.


#### **NOW, THEREFORE, BE IT HEREBY RESOLVED:**

1. **Wearing of Face Coverings – When Required.** Face coverings are required for all public-facing retail and service employees, including liquor and eating establishments, while the employee may come in contact with the general public. A face covering shall mean a paper or two-layered cloth face mask or face shield that covers the nose and mouth completely. Any employee who is unable to wear a mask or other face covering because of a medical condition shall be exempt. Although not currently required, it is strongly encouraged for all individuals to wear face coverings while in public to further prevent, control or reduce the spread of Covid-19 and all businesses are urged to require face coverings for the general public entering their establishment.
2. **Events Over 50 People - Prior Approval Required.** Any indoor or outdoor gathering within the City of Jamestown where attendance is anticipated to be 50 or more individuals must obtain prior approval from City Staff. Each applicant must submit a plan which depicts how the event will meet or exceed current health and safety protocols along with any other information City Staff deem necessary. All applications shall be sent to [Info@jamestownnd.gov](mailto:Info@jamestownnd.gov) and shall be considered automatically approved unless electronic notice of the denial is given within 48 hours of receipt of the application. Prior approval is not required for the following gatherings:
  - a) All public and private schools, including the University of Jamestown and school sponsored activities; and
  - b) All religious, wedding and funeral services. However, any reception following the service with an anticipated number of attendees above 50 must obtain prior approval.
3. **Effective Date and Term.** These emergency measures shall continue to be in effect for the duration of the emergency and may be further extended or earlier terminated, as the case may be, by further action of the City Council.

**ATTEST:**

  
Sarah Hellekson, City Administrator

**APPROVED:**

  
Dwaine Heinrich, Mayor

*Council Member Schloegel moved to second the motion for adoption.*

*Roll Call No. 3 showed: 4 ayes, 1 nay (Buchanan), 0 absent.*