



Northwest Arctic Borough

OFFICE OF THE MAYOR
163 Lagoon Street P.O. Box 1110
(907) 442-2500 Fax (907) 442-2930 nwabor.org

PROCLAMATION OF EMERGENCY ORDER EO-05 IN RESPONSE TO COVID-19 REOPENING RESPONSIBLY

ISSUED BY THE MAYOR OF THE NORTHWEST ARCTIC BOROUGH PURSUANT TO NORTHWEST ARCTIC BOROUGH CODE 12.16.060.

The COVID-19 pandemic has generated a public health emergency that threatens to overwhelm our health system, endangering the lives and wellbeing of the people in our region. More than a month of hunkering down has resulted in prevention of the disease from entering and growing exponentially in our communities. In conjunction with the State, we are ready to begin the process of slowly getting the Northwest Arctic Borough back to business in a phased approach, and with significant precautions in place. This order is put forward to preserve the health and safety of our regional community while taking the first step to open the economy.

I HEREBY PROCLAIM THE FOLLOWING EMERGENCY RESPONSE TO PRESERVE LIFE IN AND ADJACENT TO THE BOROUGH. THE FOLLOWING EMERGENCY REGULATIONS BEGIN AT 10:00 P.M. ON TUESDAY, MAY 19, 2020 AND REMAIN IN EFFECT UNTIL 10:00 P.M. ON SUNDAY, MAY 31, 2020. THIS ORDER REPLACES AND SUPERSEDES BOROUGH ORDERS EO-01 and EO-02 ("HUNKER DOWN").

1. Everyone currently in the Northwest Arctic Borough (the "Borough") must limit outings and physical contact with those outside of their immediate household. On the occasions when individuals leave home, they should maintain physical distancing of at least six feet from any person outside their household whenever possible. Even with physical distancing, individuals may not gather in groups of more than 10 people. Individuals are strongly encouraged to practice recommended hygiene practices, including wearing a cloth face covering or mask whenever in public, and regular hand washing.
2. It is strongly recommended, in accordance with CDC guidance, that certain individuals within the Borough take even greater precautions. Anyone with preexisting health conditions or other conditions putting them at-risk should reduce exposure by staying home, working remotely to avoid close contact with coworkers or the public (this is dependent on employer policies), and not doing their own shopping if possible. Potentially at-risk individuals include those over the age of 60 and anyone with a serious underlying medical condition. The Maniilaq Health Center COVID-19 Hotline (**833-442-7015**) can be used to discuss such medical conditions. Household members of those who are at elevated risk should implement these more stringent guidelines as well, to the extent possible.
3. Individuals suspected to have COVID-19 are required to reduce contact with others even further.
 - a. Individuals suspected to have been exposed to COVID-19 should call 833-442-7015 to arrange a COVID-19 Rapid Test.

- b. Individuals exhibiting symptoms of COVID-19 (including the following symptoms when not attributable to other known causes: coughing, shortness of breath, and fever) must stay at home except to seek medical care. Businesses shall not knowingly permit symptomatic employees or others likely to be contagious with COVID-19 to work outside the home.
 - c. All intrastate travelers must adhere to the State of Alaska's Intrastate Travel Ban for non-critical infrastructure/essential service reasons or critical personal needs travel. To qualify as critical personal needs travel, travel must be *both necessary and critical*. Travelling for critical personal needs like buying groceries does not meet the second requirement of being *necessary* if groceries can be purchased within your own community.
 - d. Household members of those who are possibly contagious should exercise physical distancing and enhanced hygiene within the home, and refrain from leaving the home to the extent possible.
 - e. All persons and entities are strongly encouraged to advise out-of-region contractors or other invitees to limit or postpone travel in addition to adhering to the measures in this order.
4. Businesses and entities identified as critical pursuant to State Health Mandates and identified below in Paragraph 9 may continue to be open. While open, those businesses and entities should permit remote work where feasible and comply with physical distancing guidelines as much as possible by maintaining six-foot social distancing for employees and for members of the public, including when any customers are standing in line. Businesses must allow and shall strongly encourage employees to wear cloth face coverings or masks when around the public or near other employees. Critical businesses may require customers or clients to wear face coverings or masks. A list of businesses defined as critical is listed below at Paragraph 9.
5. Other businesses, services, and entities in the Borough may be eligible to operate if they fit into one of the sectors below and can follow the State's Health Mandates that apply to their respective sectors, as explained in State Health Mandates and respective Attachments (available here: <https://covid19.alaska.gov/health-mandates/>). Businesses, services, and entities that fit into multiple sectors should follow the mandates for each sector as applicable.
 - a. Retail Businesses.
 - b. Dine-in Food.
 - c. Social, Religious, and Other Gatherings.
6. Local governments within the Borough may adopt more restrictive measures consistent with the State Health Mandates and respective Attachments (<https://covid19.alaska.gov/health-mandates/>).
7. Non-critical businesses that do not fit into any of the sectors in Paragraph 5, or which cannot follow the mandates for safe operation must remain closed. Indoor gyms, nightclubs, bingo halls, indoor recreation and entertainment centers are not eligible to be open to the public at this stage.

8. Nothing in this order shall require the use of a mask or cloth face covering by: (1) anyone for whom doing so would be hazardous to an individual's health as recommended by a physician; (2) anyone unable to tolerate a mask due to a disability; (3) a child under the age of two; or an older child if the parent, guardian, or person responsible for the child is unable to place the mask safely on the child's face. If the person declines to wear a mask or face covering because of a medical condition or disability as described above, the person will not be required to produce medical documentation verifying the stated condition or disability.
9. To qualify as a critical business (to include non-profit and other entities), an entity's operation must primarily consist of one or more of the following:
 - a. "Healthcare Operations" including hospitals, clinics, dentists, pharmacies, other healthcare facilities, home healthcare services providers, and mental health providers. "Healthcare Operations" also includes veterinary care and healthcare services provided to animals. "Healthcare Operations" does not include fitness or exercise gyms and similar facilities;
 - b. Businesses providing any critical services or performing work necessary to the operations and maintenance of "Critical Infrastructure," including, but not limited to, Teck's mining operations at Red Dog, public works construction, construction of housing, airport operations, water and sewer, gas, electrical, and oil operations, roads, shipping companies, solid waste collection and removal, internet, and telecommunications systems;
 - c. First responders, emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel;
 - d. Critical Government Functions, including Tribal Government Functions, meaning all services needed to ensure the continuing operation of the government agencies and provide for the health, safety, and welfare of the public. Federal and State of Alaska employees should follow direction of their employer regarding whether and where to report to work;
 - e. Defense and national security-related operations supporting the U.S. Government or a contractor to the U.S. Government;
 - f. Grocery stores, food banks, marijuana dispensaries, alcohol package stores, convenience stores, and other establishments engaged in the retail sale of food and beverages. This includes stores that sell groceries and also sell other non-grocery products, as well as stores that sell products necessary to maintaining the safety, sanitation, and operations of residences;
 - g. Food cultivation, including fishing and hunting;
 - h. Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged, unsheltered, or otherwise vulnerable individuals;

- i. Newspaper, television, radio, and other media services;
- j. Gas stations and auto-supply, auto-repair, and related facilities;
- k. Banks, and related financial institutions;
- l. Hardware stores;
- m. Plumbers, electricians, exterminators, landscapers, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and operation of residents and critical businesses;
- n. Businesses providing mailing and shipping services;
- o. Educational institutions for purposes of facilitating distance learning;
- p. Restaurants, food trucks, and other facilities that prepare and serve food and beverages. Food establishments are subject to the restrictions laid out in the Phase 1 Operating Requirements.
- q. Businesses that supply other critical businesses with the support or supplies to operate;
- r. Businesses that ship or deliver groceries, food, goods or services, including docks and ports;
- s. Hotels, residential facilities and shelters for seniors, adults, and children;
- t. Professional services, such as legal or accounting services, when necessary to assist clients in fulfilling urgent legal mandates or legal needs which cannot wait, to prepare for and attend to court hearings and court deadlines, and to practice trusts and estates law. Professional service providers providing critical services must follow the restrictions in State Health Mandates for Non-Critical, Non-Public Facing Businesses (Professional Services) to the greatest extent possible.

Any critical designation received from the Mayor prior to the date of this order remains in effect.

DATED this 18th day of May, 2020.



Lucy Nelson, Mayor
Northwest Arctic Borough, Alaska



Northwest Arctic Borough

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Attachment A

PHASE 1 OPERATING REQUIREMENTS – Retail Businesses -

1. **Applicability:** This attachment applies to retail businesses interacting with the public only that are not included in Attachment A: Alaska Essential Services and Critical Infrastructure Order.
2. **Retail business may resume operations if they meet all the following requirements:**
 - a. Social Distancing:
 - i. No more than 10 customers.
 - ii. Social distance of at least six feet is maintained between non-household individuals.
 - iii. Cloth face coverings or masks shall be worn by all staff and patrons.
 - iv. Only one adult per household per visit.
 - v. Establish a COVID-19 Mitigation Plan that contains, at a minimum, the Operating Requirements in this document and other protocols to protect staff and the public.
 - vi. Entryway signage notifying the public of the business's COVID-19 Mitigation Plan and stating clearly that any person with symptoms consistent with COVID-19 may not enter the premises.
 - b. Hygiene:
 - i. Employer must provide handwashing capability or sanitizer.
 - ii. Frequent hand washing by staff, and an adequate supply of soap, disinfectant, hand sanitizer, and paper towels must be available.
 - iii. Employer must provide for hourly touch-point sanitation (e.g. workstations, equipment, screens, doorknobs, restrooms) throughout the work site.
 - c. Staffing/Operations:
 - i. Provide training for employees regarding these requirements and the business mitigation plan.
 - ii. Conduct pre-shift screening, maintain staff screening log.
 - iii. No employees displaying symptoms of COVID-19 will provide services to customers. Symptomatic or ill employees may not report to work.
 - iv. No person may report to work within 72 hours of exhibiting a fever.
 - v. Employer must establish a plan for employees getting ill and a return-to-work plan following CDC guidance (available here: <https://www.cdc.gov/coronavirus/2019-ncov/return-to-work.html>).

<https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>)

d. **Cleaning and Disinfecting:**

- i. Cleaning and Disinfecting must be conducted in compliance with CDC protocols weekly or, in lieu of performing the CDC cleaning and disinfecting, the retail business may shut down for a period of at least 72 consecutive hours per week to allow for natural deactivation of the virus, followed by site personnel performing a comprehensive disinfection of all common surfaces.
- ii. When an active employee is identified as being COVID-19 positive by testing, CDC cleaning and disinfecting must be performed as soon after the confirmation of a positive test as practical. In lieu of performing CDC cleaning and disinfecting, retail businesses may shut down for a period of at least 72 consecutive hours to allow for natural deactivation of the virus, followed by site personnel performing a comprehensive disinfection of all common surfaces.
- iii. CDC protocols can be found online at:
<https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-businessresponse.html> and <https://www.cdc.gov/coronavirus/2019-ncov/community/disinfecting-building-facility.html>

3. Retail businesses are encouraged to follow best practices.

- a. Cashless transactions with email receipts.
- b. Utilize teleconference for staff meetings to minimize physical interaction.
- c. Utilize different entry and exit points using one-way traffic, where possible.
- d. Reserved hours for operation limited to high-risk populations.
- e. High-risk populations encouraged to stay home.
- f. Individual businesses may choose to be more restrictive.

4. Questions?

Email questions to COVID19@nwab.org or call 907-442-8230 during normal business hours.



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Attachment B

PHASE 1 OPERATING REQUIREMENTS - Restaurants Dine-In Services -

1. **Applicability:** This section applies to restaurants only.
2. **Restaurants may resume table service dining if they meet all the following requirements:**
 - a. General:
 - i. Social distancing protocol is maintained.
 - ii. Strict adherence to all regulatory and legal standards required to operate a food service business in Alaska.
 - iii. Develop protocols in the restaurant's COVID-19 Mitigation Plan to minimize direct contact between staff and customers, and maximize social distancing.
 - b. Capacity:
 - i. Indoors
 1. Groups limited to household members only.
 2. Limit maximum *indoor* capacity to 10 customers.
 - ii. Outdoors
 1. Groups limited to household members only.
 2. No more than 20 tables. Tables must be 10 feet apart.
 - c. Operations:
 - i. Reservations only. Walk-in prohibited.
 - ii. Cloth face coverings worn by all staff interacting with the public.
 - iii. Entryway signage stating that any customer who has symptoms of COVID-19 must not enter the premises.
 - iv. Establish a COVID-19 Mitigation Plan that contains, at a minimum, the Operating Requirements in this document and other protocols to protect staff and the public.
 - v. Hard copy of written safety, sanitation, and physical distancing protocols (specific to COVID-19) on the business premises.
 - vi. Disposableware should be used when available.
 - vii. Condiments by request in single-use disposable packets or reusable condiments by request that are sanitized between parties.
 - viii. Fully sanitize tables and chairs after each group.
 - ix. Sanitize or provide disposable menus or menu board.
 - x. Hourly touch-point sanitation (workstations, equipment, screens, doorknobs, restrooms).

d. Hygiene:

- i. Employer must provide handwashing capability or sanitizer.
- ii. Frequent handwashing by staff, and an adequate supply of soap, disinfectant, hand sanitizer, and paper towels must be available.

e. Staffing:

- i. Provide training for employees regarding these requirements and the COVID-19 Mitigation Plan.
- ii. Conduct pre-shift screening, maintain staff screening log.
- iii. No employees displaying symptoms of COVID-19 will provide services to customers. Symptomatic or ill employees may not report to work.
- iv. No person may work within 72 hours of exhibiting a fever.
- v. Employer must establish a plan for employees getting ill and return-to-work plan following Center of Disease Control (CDC) guidance, which can be found online at: <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>

f. Cleaning and Disinfecting:

- i. Cleaning and disinfecting must be conducted in compliance with CDC protocols weekly or, in lieu of performing the CDC cleaning and disinfecting, the restaurant business may shut down for a period of at least 72 consecutive hours per week to allow for natural deactivation of the virus, followed by site personnel performing a comprehensive disinfection of all common surfaces.
- ii. When an active employee is identified as being COVID-19 positive by testing, CDC cleaning and disinfecting must be performed as soon after the confirmation of a positive test as practical. In lieu of performing CDC cleaning and disinfecting, restaurant businesses may shut down for a period of at least 72 consecutive hours to allow for natural deactivation of the virus, followed by site personnel performing a comprehensive disinfection of all common surfaces.
- iii. CDC protocols can be found online at: <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-businessresponse.html> and <https://www.cdc.gov/coronavirus/2019-ncov/community/disinfecting-building-facility.html>

3. Restaurants are encouraged to follow best practices:

- a. Continue to prioritize home delivery.
- b. Telephonic or online ordering to minimize contactless pickup and delivery.
- c. Cashless transactions with email receipts.
- d. Utilize different entry and exit points using one-way traffic, where possible.
- e. High-risk populations encouraged to stay home.
- f. Individual businesses may choose to be more restrictive.

4. Questions?

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ATTACHMENT C

PHASE 1 OPERATING REQUIREMENTS – Social, Religious, and Other Gatherings

1. **Applicability:** This attachment applies to different types of gatherings of individuals and social organizations, including funerals and weddings, not otherwise covered by other attachments.
2. **Social Distancing Protocols for Individuals:** These requirements apply to both indoor and outdoor settings.
 - a. Movement outside the home:
 - i. Individuals are no longer required to stay home as previously required by EO-02 “Hunker Down,” but must limit outings.
 - ii. Individuals visiting businesses must adhere to the requirements set forth in the relevant attachment applicable to that industry.
 1. When in public spaces, every effort must be taken to maintain six-foot social distance from other members of the public. Social distancing is not required for members of the same household.
 2. In all gatherings that include multiple households, cloth face coverings should be worn by all participants.
 - b. Travel:
 - i. Interstate Travel: Individuals who have recently travelled outside Alaska, who are returning back to a NWAB community are required to self-quarantine for 14 days upon arriving or returning.
 - ii. Intrastate Travel: All intrastate travelers must adhere to the State of Alaska’s Intrastate Travel Ban for non-critical infrastructure/essential service reasons or critical personal needs travel. To qualify as critical personal needs travel, travel must be *both necessary and critical*. (See State Health Mandate 018: Intrastate Travel Off the Road System).
 - c. Symptomatic Individuals:
 - i. Any family member who is ill with COVID-19 must be immediately isolated in their home or other permitted place of isolation. See <https://www.cdc.gov/coronavirus/2019-ncov/hcp/guidance-preventspread.html#precautions>.
 - ii. Any individual who exhibits symptoms of COVID-19 must not leave their home or place of dwelling within 72 hours of their last fever, including to work, except as necessary to seek or receive medical care. Individuals who are symptomatic, but did not manifest a fever, must not leave their home or dwelling place until they no

longer exhibit symptoms.

- iii. Any individual who exhibits symptoms of illness may not participate in gatherings that include non-household members for at least 72 hours past their last fever. Individuals who are symptomatic, but did not manifest a fever must not leave their home or dwelling place until they no longer exhibit symptoms.
- iv. Individuals who have known exposure to a person who has tested positive for COVID-19 shall self-quarantine for 14 days following the last exposure, and shall not participate in any gatherings with non-household members.

3. Guidance for Social and Other Gatherings:

a. For Indoor gatherings:

- i. This section applies broadly to any types of gatherings, including political, union, fundraising, or other group events.
- ii. No gathering larger than 10 people is allowed.
- iii. Gatherings may include non-household members.
- iv. Six-foot distancing must be maintained between non-household members.
- v. At gatherings including non-household members, cloth face coverings must be worn, when possible.
- vi. If the event is being held in a building that is open to the public, and not an individual's home:
 - 1. Establish a COVID-19 Mitigation Plan addressing the practices and protocols to protect staff, volunteers, and the public.
 - 2. Entry signage must be posted notifying the public of the organization's COVID-19 Mitigation Plan and stating clearly that any person with symptoms consistent with COVID-19 may not enter the premises.
 - 3. Persons enter and exit through different entries using one-way traffic, where possible.
 - 4. The organizer or facility must provide handwashing capability or sanitizer.
 - 5. Frequent handwashing by staff and volunteers, and an adequate supply of soap, disinfectant, hand sanitizer, and paper towels must be available.
 - 6. Organization must provide for hourly touch-point sanitization (e.g., workstations, equipment, screens, doorknobs, restrooms) throughout facility during the gathering.
 - 7. No food or drink may be provided; if allowed at the venue, individuals may bring their own.

b. For Outdoor Gatherings:

- i. No gathering larger than 10 people is allowed, social distancing must be maintained between individuals and household groups.
- ii. Social distance of at least six feet is maintained between individuals and groups of non-household members.
- iii. If singing or otherwise projecting voices, then a minimum of ten feet between each person.

4. Additional Guidance for Religious Gatherings. The general guidelines on religious activities outlined in Health Alert 011 still apply except as amended below:

a. For Indoor Services:

- i. No gathering larger than 10 people is allowed.
- ii. Gatherings may include members from different households.
- iii. Six-foot distancing must be maintained between non-household members.
- iv. At gatherings including non-household members, fabric face coverings must be worn, when possible.

b. If in-person services are held, the following requirements apply:

- i. Establish a COVID-19 Mitigation Plan addressing the practices and protocols to protect staff, volunteers and the public.
- ii. Entry signage must be posted notifying the public of the organization's COVID-19 Mitigation Plan and stating clearly that any person with symptoms consistent with COVID-19 may not enter the premises.
- iii. Require persons enter and exit through different entries using one-way traffic, where possible.
- iv. The organizer or facility must provide handwashing or sanitizer.
- v. Establish protocols for sacrament, communion, or collecting offering with minimal handling of the offering plate and money and proper sanitization of hands and disinfecting of surfaces.
- vi. Frequent handwashing by staff and volunteers, and an adequate supply of soap, disinfectant, hand sanitizer, and paper towels must be available.
- vii. Organization must provide for hourly touch-point sanitization (e.g. workstations, equipment, screens, doorknobs, restrooms) throughout facility during the gathering.

c. For Outdoor Services:

- i. No gathering larger than 10 people is allowed.
- ii. Social distance of at least six feet is maintained between individuals and groups of non-household members.
- iii. If singing or projecting of voice, then minimum of ten feet between each person.
- iv. Further guidance for community and faith-based organizations can be found <https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/index.html>

5. Questions?

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