

RESOLUTION 2020-29

STATE OF WISCONSIN: CITY OF PRAIRIE DU CHIEN: CRAWFORD COUNTY

RESOLUTION RELATED TO COVID-19 PREVENTION AND CONTROL AT CITY PARKS, OUTDOOR PROPERTY, AND OUTDOOR FACILITIES AND DURING RECREATIONAL ACTIVITIES OR RECREATIONAL PROGRAMS

WHEREAS, in December 2019, a novel strain of the coronavirus was detected, now named COVID-19, and it has spread throughout the world. COVID-19 was declared a Public Health Emergency of International Concern on January 30, 2020 and was ultimately declared a pandemic on March 11, 2020; and,

WHEREAS, in Wisconsin, Governor Tony Evers declared a public health emergency on March 12, 2020 and directed all agencies to support efforts to respond to and contain COVID-19 in Wisconsin. At a national level, President Donald Trump proclaimed a National Emergency concerning COVID-19 on March 13, 2020. At a local level, the Prairie du Chien Common Council declared a state of emergency in the City of Prairie du Chien on March 17, 2020; and,

WHEREAS, as of Thursday, August 26, 2020, 24,403,223 people around the world have tested positive for COVID-19, including 5,752,653 in the United States (up 37,086 from the prior day), 72,260 in Wisconsin, and 99 in Crawford County; and

WHEREAS, as a novel disease with uncertain immunity and no vaccination currently available, all of the population is at risk; and

WHEREAS, we are guided by the federal guidelines for “Opening Up America Again” and the “Wisconsin Badger Bounce Back” plan that both provide guidance and metrics that are designed to slowly and cautiously reopen businesses and activities in our communities; and

WHEREAS, we are further guided by guidelines provided by the United States Centers for Disease Control and Prevention (“CDC”), the Wisconsin Department of Health Services (“DHS”), the Wisconsin Economic Development Corporation, and the Crawford County Public Health Department (“CCPH”), which provide guidelines and best

practices to protect against exposure to COVID-19 by protecting employees, educating consumers, and keeping public spaces and businesses safe and sanitary; and

WHEREAS, we know that physical contact and close proximity to other individuals may cause the spread of COVID-19, thereby endangering the public and placing undue strain on the healthcare system; and

WHEREAS, “physical distancing,” meaning that a distance of six (6) feet is maintained between all individuals, is a public health tool that may be used to limit the spread of disease and it is essential to use all available tools as is reasonable and necessary to stop the transmission of COVID-19; and

WHEREAS, Wisconsin state law provides broad authority and power for local governments to provide for health, safety, and welfare; and

WHEREAS, DHS provides communicable disease prevention and control and physical distancing guidelines informed by Wisconsin public health experts and consistent with recommendations by the President and the CDC; and

WHEREAS, on May 18, 2020, CCPH published the document “Crawford County – Moving Forward: Phased Reopening for Crawford County during the COVID-19 Pandemic,” which identifies and establishes metrics that CCPH will use to move Crawford County through various reopening phases; and

WHEREAS, CCPH has monitored and continues to monitor the established metrics, assess those metrics every fourteen days (14), and determine the appropriate reopening phase for Crawford County based on the current metrics.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Prairie du Chien, under its authority in Chapter 323 of the Wisconsin State Statutes and in the Prairie du Chien Municipal Code, hereby issues this Order to continue controlling COVID-19 disease transmission throughout the City of Prairie du Chien. This Order outlines the measures now required in the City of Prairie du Chien, specifically related to individuals making use of City owned or operated parks, outdoor property, or outdoor facilities or individuals participating in outdoor recreational activities or recreational programs on or in City parks, outdoor property, or outdoor facilities. Such individuals (“patrons”) shall comply with the following.

1. USE REQUIREMENTS/RESTRICTIONS:

- a. Patrons shall maintain physical distancing of six (6) feet between people not residing in a single living unit or household.
- b. Patrons shall wash hand with soap and water for at least 20 seconds as frequently as possible, or use hand sanitizer.
- c. Patrons shall cover coughs or sneezes (into the sleeve or elbow, not hands) and shall avoid shaking hands with others.
- d. Park, outdoor property, or outdoor facility capacity shall be and hereby is adjusted to the percentage of its normal patron capacity consistent with the reopening phase in effect on the date of the event as established by CCPH, so as to ensure adequate physical distancing at all times.
- e. If patrons will not be able to maintain proper physical distancing of six feet, it is recommended they wear a mask or cloth face covering. (Note: The use of masks or cloth face coverings is strongly recommended but shall not be required due to equity concerns regarding the challenges that either may cause for individuals because of disabilities and/or shortages of Personal Protective Equipment (“PPE”).
- f. Patrons using City parks, outdoor property, or outdoor facilities that are not part of a City-run activity or program shall sanitize equipment, picnic tables, and other high-touch surfaces both before and after each use.
- g. Patrons shall not congregate in parking lots, at trailheads, at boat launches, at overlooks, etc. Patrons shall wait for others to leave before entering a crowded area.
- h. Patrons shall remove all of their belongings and trash/garbage following their use of a City park, outdoor property, or outdoor facility.
- i. If any patron is sick, then stay home.

- 2. PROPOSED PROGRAMS:** If a patron is proposing to conduct a programmed event or function at a City park, outdoor property, or outdoor

facility, the hosting patron shall provide to City Hall specific written details regarding the measures and action that will be implemented to prevent the spread of COVID-19. The proposal and proposed event shall comply with the capacity limits and other recommendations consistent with the reopening phase in effect on the day of the event, as established by CCPH. The proposal will not be approved if any of the measures or actions contained in the proposal are less stringent than those contained in this Order. The City Administrator shall be responsible for ensuring that the proposal and proposed event complies with this Resolution.

3. **NO PUBLIC AMENITIES:** At this time, water fountains at all City locations are closed. Patrons should plan accordingly.
4. **CITY FACILITIES AND SERVICES:** The City may impose restrictions for specific City facilities, City property, or services based upon the needs of a particular facility, property, or service for protection of public health and that of visitors and City employees. Such restrictions shall be posted prominently at the specific facility, property, or location of the service to advise the public of the restrictions.
5. **LOCAL ORDERS:** This Order does not preclude a local health officer from addressing localized outbreaks with a localized order. Such order may include instituting tailored restrictions base on the needs of a particular location. If there is a conflict between this Order and an order from a local health officer, the more restrictive order shall control. Further, nothing in this Order prevents DHS and local health officials from issuing and enforcing isolation and quarantine orders pursuant to Wis. Stats. Ch. 252 and local ordinances.
6. **SEVERABILITY:** If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

7. **ENFORCEMENT:** This Order is enforceable by any local law enforcement officer. Patrons who do not comply with these requirements will be asked to leave the City park, outdoor property, or outdoor facility and may not be granted permission to use said property in the future. Any person who violates any provision of this Order shall, upon conviction thereof, forfeit not less than \$25.00 nor more than \$200.00, together with the costs of prosecution.
8. **DURATION:** This Order shall become effective immediately. This Order shall remain in effect until 12:01 a.m. on January 1, 2021 or the date on which Wisconsin's State of Emergency due to COVID-19 is lifted, whichever occurs first. Any superseding or subsequent order shall be based upon public health best practices and a review of all available data.

PASSED AND ADOPTED this 1st day of September, 2020.

CITY OF PRAIRIE DU CHIEN

Dave Hemmer, Mayor

ATTEST:

Chad Abram, City Administrator