

City Council Agenda Memo

From: Paul M. Briseno, City Manager

Council Meeting: January 26 / February 9, 2021

Subject: Ordinance Renewal Occupancy Restrictions & Mask Mandate

Person(s) Responsible: Paul M. Briseno, City Manager

Summary:

Ordinance 20-029 is set to expire on February 13, 2021. Based on level of spread, threshold metrics, new variances, vaccination distribution rates, an extension is warranted of the ordinance regulating bars, restaurants, salons, retail and requires face coverings for indoor businesses and indoor public spaces. Staff recommends renewal of the existing ordinance, brought forth as Ordinance 21-001.

Background:

On September 8, 2020 City Council approved an ordinance mandating face coverings where social distancing could not be achieved for indoor businesses and public places. The Council renewed the existing ordinance that requires bars, restaurants, casinos, grocery, retail, and fitness businesses to operate at half capacity. All employees are required to wear face coverings at all times. The ordinance has other requirements outlined.

Discussion:

A renewal of the occupancy and face coving ordinance is recommended. In summary, the renewal defines the requirements of businesses and residents:

Restaurants/Bars

- Maximum of ten (10) customers or 50% occupancy, whichever is greater
 - Occupancy capacity posted at front entry
- Groups of ten (10) or less and six (6) feet apart
- Cleaning of high touch areas/materials between users
- Screening employees recommended
- Employees required to wear masks
- Cleaning of used spaces before and after each customer
- No self-serve buffets or salad bars
- No sharing of condiments unless wiped between use

Grocery, Casino, Gyms, and Recreational Facilities

- Cleaning of equipment after use by customer and/or employee
- Maximum of ten (10) customers or 50% occupancy

- o Occupancy capacity posted at front entry
- Employees of Grocery stores will wear masks
- Protective measures/operations will be provided

Salons/Barber Shops

- Customers six (6) feet spacing & recommend service by appointment-only
- Employees will wear masks
- Clean equipment before and after each customer
- Adequate social distancing for waiting customers

Face Covering required if adequate social distancing cannot be achieved

- Required for all indoor businesses and indoor public spaces
- Required for all City permitted events
- Exceptions include children under 5, medical conditions, religious place, educational units, certain non-profits, organized sports activity that have an approved plan

Administrative exemptions allow for requested flexibility.

Businesses and residents who violate sections of this ordinance will be subject to fines.

Legal Consideration:

None.

Financial Consideration:

None.

Options and Recommendation:

The City Council has the following options:

1. Approve as presented
2. Amend
3. Refer to a Study Session
4. Deny
5. Do nothing

Staff recommends approval of the ordinance extension and any additional amendments.

Supporting Documentation:

Memo

Ordinance - clean

Ordinance - marked

Summary of COVID Triggers (uploaded on Monday)