

Oneida Nation

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Oneida, WI 54155

BC Resolution # 05-12-21-B Staying Safer At Home Policy – COVID-19 Pandemic

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** the Oneida Business Committee adopted amendments to the Emergency Management and Homeland Security Law to create the COVID-19 Core Decision Making Team at the beginning of the Public Health State of Emergency and delegated authority to issue declarations to protect the health and safety of members and those living within the Oneida Reservation ; and
- WHEREAS,** the COVID-19 Core Decision Making Team issued several declarations intended to protect the public health within the Oneida Reservation and updated those declarations from time to time as the U.S. Center for Disease Control, the medical community and the scientific community were able to update and identify the impacts and transmission of the COVID-19 virus; and
- WHEREAS,** the Oneida Nation Public Health State of Emergency declared on March 12, 2020 has been extended and currently remains in effect through May 12, 2021; and
- WHEREAS,** the Emergency Management Law has been adopted, which supersedes the Emergency Management and Homeland Security Law, which continues the authorization of the Oneida Business Committee to “modify, extend, or repeal any declaration or emergency action taken by the Emergency Core Decision Making Team,” *section 302.9-6*; and
- WHEREAS,** the Oneida Business Committee has determined that the *Stay Safer at Home Declaration*, issued June 10, 2020 by the COVID-19 Core Decision Making Team should be updated to reflect the current status and understanding of the pandemic and vaccinations; and

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee adopts this *Staying Safer at Home Policy* for immediate implementation and lasting until the conclusion of the Public Health State of Emergency regarding the COVID-19 Pandemic in accordance with section 302.9-6 of the Emergency Management Law superseding any prior Declaration that conflicts with this policy, specifically superseding the Safer at Home and updates and the Stay Safer at Home Declarations issued by the COVID-19 Core Decision Making Team.

1. *Recommendation to Stay at Home or Place of Residence.* It is recommended that all individuals present within the Oneida Reservation stay at home or at their place of residence to reduce contact spread of COVID-19.
2. *Business Operations.* All businesses within the Oneida Reservation are encouraged to maintain public health safety protocols at least as stringent as those set by the Wisconsin Economic Development Corporation or the Center for Disease Controls, whichever is greater.
3. *Prohibited Activities.* All public and private gatherings are discouraged. Individuals are encouraged to follow Centers for Disease Control recommendations on public and private gatherings to avoid the spread of COVID-19. Nothing in this policy prohibits the gathering of members of a single household or living unit.
4. *Libraries.* Libraries should consider re-opening consistent with surrounding jurisdictions and in compliance with public safety guidelines issued by the Oneida Nation or that of the surrounding jurisdictions, whichever is greater. In the interim, public libraries shall remain closed for all in-person services, except that they may provide the following services:
 - a. On-line services and programming.
 - b. Curb-side pick-up of books and other library materials, if all operations are performed by one person in a room or confined space. Materials must be requested online or by phone before pick-up. The library may not require a signature from the patron. The library must schedule pick-ups to ensure compliance with Social Distancing Requirements as defined in Section 9 of this policy.
5. *Playgrounds and Parks.* Public parks and open space are reopened. Ball fields and other recreation areas used for sporting activities are re-opened subject to the policies identified by athletic organizations of Social Distancing Requirements. Provided that, notices shall be placed at playgrounds and public parks that public restroom facilities and drinking fountains are cleaned daily and park users should take personal precautions utilizing Social Distancing Requirements as defined in Section 9 of this policy. Provided further that the Public Health Officer, if any of the following occur:
 - a. The number of people frequenting the area at one time makes it difficult to comply with Social Distancing Requirements.
 - b. Repeated vandalism or disturbing the peace.
 - c. Repeated violations of this policy that create a risk to individuals in the area.
6. *Public Transit.* Individuals riding on public transit shall wear face masks and must comply with Social Distancing Requirements to the greatest extent possible.
7. *Elderly and At-Risk Persons.* Elderly people and those who are vulnerable as a result of underlying health conditions should take additional precautions. People at high risk of severe illness from COVID-19 and people who are sick are urged to stay in their home or residence to the extent possible except as necessary to seek medical care. Nothing in this policy prevents the Public Health Officer from issuing and enforcing isolation and quarantine orders pursuant to the Emergency Management Law, Chapter 302.
8. *Travel.* Individuals engaged in any travel are encouraged to comply with Social Distancing Requirements to the extent possible.
9. *Social Distancing Requirements.* For purposes of this policy, Social Distancing Requirements includes:
 - a. Maintaining social distancing of six (6) feet between people;
 - b. Washing hands with soap and water for at least 20 seconds as frequently as possible or using hand sanitizer;
 - c. Wearing face coverings in public and in all situations where the individual encounters others as identified by the U.S. Centers for Disease Control;
 - d. Covering coughs or sneezes (into the sleeve or elbow, not hands);
 - e. Regularly cleaning high-touch surfaces;
 - f. Not shaking hands; and
 - g. Following all other public health recommendations issued by the U.S. Centers for Disease Control.
10. *Enforcement.* This policy is enforceable by any local law enforcement official in accordance with section 302.10 of the Emergency Management Law. Violation or obstruction of this policy is punishable by a fine up to \$200 in accordance with the *Declaration: Emergency Management and Homeland Security Law Fine and Penalty Schedule*, issued March 19, 2020.

11. *Severability*. If any provision of this policy or its application to any person or circumstance is held to be invalid, then the remainder of the policy, 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 policy are severable.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 8 members were present at a meeting duly called, noticed and held on the 12th day of May, 2021; that the forgoing resolution was duly adopted at such meeting by a vote of 7 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Liggins, Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."