

**SPECIAL MEETING**

**BOARD OF HEALTH**  
**EASTERN IDAHO PUBLIC HEALTH**

**AGENDA**  
**Thursday, July 16, 2020**  
**5:00 p.m.**

Please Note: Due to COVID-19, this meeting is being held virtually.

**Join Zoom Meeting**  
<https://zoom.us/j/172496282>  
**Dial In: (720) 928 9299**  
**Meeting ID: 172 496 282**

1. Call to Order and Roll Call.....Chairman Reed
2. Approval of July 14, 2020 Board of Health Meeting Minutes **(Action)** .....Chairman Reed
3. Discuss/Approve COVID-19 Educational Campaign **(Action)** .....Director Rackow
4. Review Data for EIPH COVID-19 Regional Response Plan Metrics .....James Corbett
5. Discussion and Vote regarding potential actions to protect life, health, and safety within the District as to the COVID-19 pandemic, to include consideration of orders that include, but are not limited to, mandating face coverings and limiting social events and gatherings in Teton County **(Action)** .....Chairman Reed
  - [Draft Order for Teton County](#)
6. Future Meeting Schedule .....Chairman Reed

# ORDER OF THE DISTRICT BOARD OF HEALTH EASTERN IDAHO PUBLIC HEALTH, STATE OF IDAHO

Order of restriction

Employers, Businesses, and Individuals in Teton County

THE DISTRICT BOARD OF EASTERN IDAHO PUBLIC HEALTH HEREBY FINDS AND  
DECLARES AS FOLLOWS:

1. According to the Centers for Disease Control and Prevention (CDC), the virus that causes Coronavirus 2019 Disease (“COVID-19”) is easily transmitted from person-to-person through respiratory droplets produced when an infected person coughs, sneezes, talks, or raises their voice (e.g., while shouting, chanting, or singing). These droplets can land in the mouths or noses of people who are nearby or possibly be inhaled into the lungs.
2. The CDC reports that recent studies show that a significant portion of individuals with COVID-19 lack symptoms (are “asymptomatic”) and that even those who eventually develop symptoms (are “pre-symptomatic”) can transmit the virus to others before showing symptoms.
3. In addition to basic public health mitigation strategies of staying home when you are sick and washing your hands or using hand sanitizer to reduce the spread of COVID-19, CDC recommends that people physical distance (maintain a space of 6 feet from others) from non-household members as well as wear masks or cloth face coverings in public settings when around people outside of their household, especially when physical distancing is difficult to maintain.
4. Furthermore, COVID-19 is easily transmitted in group settings and it is essential that the spread of the virus be slowed to protect the ability of public and private health care providers to handle the influx of new patients and safeguard public health and safety.
5. The rate of COVID-19 infections reported to Eastern Idaho Public Health for Teton County, Idaho, has exceeded the established threshold of 10/10,000 for three consecutive days in accordance with EIPH’s COVID-19 Regional Response Plan, which outlines restrictions for slowing the spread of COVID-19.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Social gatherings and events, both public and private, of more than 150 are hereby prohibited.

2. Every person is required to wear a face covering that completely covers the person's nose and mouth when the person is in a public place and other non-household members are present and physical distancing of 6 feet cannot be maintained.

A. "Face Covering" means a covering made of cloth, fabric, or other soft or permeable material, without holes, that covers the nose and mouth and surrounding areas of the lower face in compliance with the Center for Disease Control and Prevention's guidance on wearing Face Coverings. A Face Covering may be factory-made or may be handmade and improvised from ordinary household materials.

B. "Public Place" shall mean any place, indoor or outdoor, that is open to all members of the public without specific invitation, including but not necessarily limited to retail business establishments, government offices, medical, educational, arts and recreational institutions, outdoor public areas, including but not limited to public parks, trails, streets, sidewalks, lines for entry, exit, or service, when a distance of at least 6 feet cannot be maintained from any non-household member.

C. Facial coverings are not required to be worn under the following circumstances:

- a. Children under the age of 2.
- b. Persons with a medical condition, mental health condition, or disability that prevent them from wearing a face covering. A person is not required to provide documentation demonstrating that the person cannot tolerate wearing a face covering.
- c. Persons who are hearing impaired or are communicating with a person who is hearing impaired where the ability to see the mouth is essential for communication.
- d. Persons, including on-duty law-enforcement officers, for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.
- e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service.

f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as they are seated at a table and able to maintain a distance of 6 feet (2 meters) from persons who are not members of the same household or party as the person. This exemption does NOT apply to entry, exit, or other movement through the facility.

This Order shall become effective immediately, and will continue to be in effect until rescinded, superseded, or amended in writing by the authorized representative of the Board of Health, Geri Rackow, District Director.

3. Please read this Order carefully. Violation of or failure to comply with this Order could constitute a misdemeanor punishable by fine, imprisonment, or both. Idaho Code § 39-419.

4. To decrease the spread of COVID-19, the cities of Teton County may enact more stringent public health orders than those set out in this Order.

5. 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.

6. Teton County and each city within must promptly provide copies of the Order as follows: (1) by posting the Order on its website, (2) by posting the Order at the county courthouse and each city hall, and (3) by providing a copy to any member of the public requesting it. The Order will also be posted on the website of Eastern Idaho Public Health.

DATED this 16th day of July, 2020.

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Geri L. Rackow, District Director

**BOARD OF HEALTH MEETING MINUTES**  
**July 14, 2020**  
**5:00 p.m.**

**PRESENT:**

**BOARD OF HEALTH MEMBERS**

Bryon Reed, Commissioner, Chairman  
 Bill Leake, Teton County, Trustee  
 Lee Miller, Commissioner  
 Ken Miner, Commissioner (Zoom)  
 Shayne Young, Commissioner  
 Barbara Nelson, MD  
 Greg Shenton, Commissioner  
 Brent Mendenhall, Commissioner  
 Wayne Butts, Commissioner

**STAFF MEMBERS**

Geri Rackow  
 James Corbett  
 Angy Harwood (Zoom)  
 Kellye Johnson (Zoom)  
 Steve Thomas (Zoom)  
 Amy Gamett (Zoom)  
 Cheryl O'Connell (Zoom)

**GUEST**

Michael Kane

**1. Call Board Meeting to Order**

Chairman Reed called the meeting order at 5:00 p.m.

**2. Change to the Agenda**

Discussion and vote on approving the Amended Agenda to include COVID-19 Update/Report by Local Medical Providers due to the need to hear the most current information regarding COVID-19 from medical experts.

**MOTION: Commissioner Butts made a motion to amend the agenda to include Update/Report by Local Medical Providers.**

**SECOND: Dr. Nelson**

**ACTION: MOTION CARRIED UNANIMOUSLY (ROLL CALL VOTE)**

Commissioner Shenton	Yes	Commissioner Butts	Yes
Commissioner Miller	Yes	Commissioner Young	Yes
Commissioner Miner	Yes	Commissioner Mendenhall	Yes
Bill Leake	Yes	Dr. Barbara Nelson	Yes

**3. Approval of July 9, 2020 Board of Health Meeting Minutes**

**MOTION: Dr. Nelson made a motion to approve the July 9, 2020 Board of Health meeting minutes.**

**SECOND: Commissioner Shenton**

**ACTION: MOTION CARRIED UNANIMOUSLY**

**4. Review Public Comment on EIPH COVID-19 Regional Response Plan**

Electronic as well as printed copies of all comments were provided to all Board of Health members prior to the meeting. Ms. Rackow reported that nearly 500 individuals submitted comments on the plan and provided an overview of the comments received. Discussion followed by the board. Ms. Rackow stated that continued public education will be shared on the various topics identified through the public comments.

**5. COVID-19 Update**

Ms. Rackow and Mr. Corbett provided an update on cases in the state and the health district, which are both increasing. Data on EIPH's website has been changed to show the active rate of 10/10,000 population per county which was discussed at the last meeting. Testing turn-around time is still lagging, but has been improving over the past few days; however, there are approximately 750 outstanding tests from the Idaho Falls area.

**6. COVID-19 Update/Report by Local Medical Providers**

Dr. Richard Nathan, Dr. Jared Morton, Dr. John Miller, Dr. Kenneth Krell, Dr. Todd Bagwell, Dr. Tim Ballard, and Dr. Barbara Nelson provided information on the COVID-19 virus, hospital capacity, and the importance of wearing face masks and more. All were in favor of having a mandate for cloth face masks now and feel this would slow the spread and not overload the healthcare system.

**7. Review/Approve EIPH COVID-19 Regional Response Plan**

The Board of Health members reviewed and discussed the plan in explicit detail. Board members made several changes that included moving the issuance of an order for face coverings from High Risk to Moderate Risk. In addition, changes were made to the active case rates for Clark, Custer and Lemhi Counties due to their smaller populations.

Mr. Kane, EIPH legal counsel, provided information regarding legal issues and the process for issuing orders.

**MOTION: Bill Leake made a motion to approve the COVID-19 Regional Response Plan as amended and shown on the screen.**

**SECOND: Commissioner Shenton**

**ACTION: MOTION PASSED 8-1 (ROLL CALL VOTE)**

Chairman Reed	Yes	Commissioner Shenton	Yes
Commissioner Butts	Yes	Commissioner Miller	Yes
Commissioner Young	Yes	Commissioner Miner	Yes
Commissioner Mendenhall	Yes	Bill Leake	Yes
Dr. Barbara Nelson	No		

Dr. Nelson asked for the record to reflect that she feels it is a mistake not implementing an order for masks now based on the information provided today from local medical experts.

Ms. Rackow will work to get information about EIPH's COVID-19 Regional Response Plan to the public. The metrics will be reported on EIPH's website.

Commissioner Reed asked that a press release be put out to let the public know that the Board of Health strongly recommends wearing masks in public now to avoid further measures being implemented.

**8. Future Meeting Schedule**

Ms. Rackow recommended having a standing meeting every Thursday to receive COVID-19 updates, review the plan's metrics, and consider actions to be taken based on the plan. Special and/or Emergency meetings could be called as needed.

A Special Meeting will be held on Thursday July 16, 2020 at 5:00 p.m. (via Zoom) to consider moving Teton County to the Moderate Level and implementing associated actions as outlined in the plan.

Ms. Rackow reported that Governor Little has invited the Board of Health of Public Health Districts 6 and 7 Boards of Health to meet with him on July 23. More information will be shared as it becomes available.

Commissioner Reed adjourned the meeting at 8:26 p.m.

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Commissioner Bryon Reed, Chairman

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Geri L. Rackow, Secretary