

# RECORD OF PROCEEDINGS

Minutes of

VILLAGE OF VALLEY VIEW REGULAR COUNCIL

Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held

MAY 5, 20 20

**PRESENT:** COUNCILPERSONS WINGENFELD, WYATT, JAKUBCZAK, WESTFALL, MARCH, LAW DIRECTOR LAMBROS, ENGINEER SCIANO, FIRE CHIEF PAPESH, RECREATION DIRECTOR VON VILLE, CLERK TREASURER TOMASKO.

**ABSENT:** POLICE CHIEF NIRO, STREET COMMISSIONER SOLDAT, BUILDING COMMISSIONER ELLIS.

MAYOR PIASECKI PRESIDED.

MEETING WAS CALLED TO ORDER AT 7:06 PM.

PLEDGE OF ALLEGIANCE.

MAYOR PIASECKI STATED THAT TONIGHT'S MEETING IS OUR FIRST "VIRTUAL" COUNCIL MEETING AND HOPEFULLY WE CAN LOOK FORWARD TO SUBSEQUENT MEETINGS IN REGULAR TOWN HALL FASHION. HE ASKED THAT EVERYONE LISTENING IN BEAR WITH US AS THE PROCEEDINGS MAY BE A BIT CLUMSY.

MOVED BY WYATT, SECONDED BY WINGENFELD, TO ACCEPT THE MINUTES OF REGULAR COUNCIL AND FINANCE MEETINGS OF MARCH 3, 2020 AS RECEIVED.  
ROLL CALL: AYE; WINGENFELD, WYATT, JAKUBCZAK, WESTFALL, MARCH.  
MOTION CARRIED.

**ORDINANCE: 2020-5-1**

AN ORDINANCE TO PAY CERTAIN CLAIMS THEREIN MENTIONED DURING THE MONTH OF MARCH 2020 WAS READ BY TITLE ONLY AND INTRODUCED BY COUNCILMAN WESTFALL.

MOVED BY MARCH, SECONDED BY WESTFALL, TO SUSPEND THE RULES AND PLACE ORDINANCE 2020-5-1 ON THIRD AND FINAL READING.  
ROLL CALL: AYE; WYATT, JAKUBCZAK, WESTFALL, MARCH, WINGENFELD.  
MOTION CARRIED.

MOVED BY WESTFALL, SECONDED BY MARCH, TO PASS ORDINANCE 2020-5-1.  
ROLL CALL: AYE; WYATT, JAKUBCZAK, WESTFALL, MARCH, WINGENFELD.  
MOTION CARRIED.

**ORDINANCE: 2020-5-2**

AN ORDINANCE TO PAY CERTAIN CLAIMS THEREIN MENTIONED DURING THE MONTH OF APRIL 2020 WAS READ BY TITLE ONLY AND INTRODUCED BY COUNCILMAN WESTFALL.

MOVED BY WESTFALL, SECONDED BY MARCH, TO SUSPEND THE RULES AND PLACE ORDINANCE 2020-5-2 ON THIRD AND FINAL READING.  
ROLL CALL: AYE; JAKUBCZAK, WESTFALL, MARCH, WINGENFELD, WYATT.  
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY MARCH, TO PASS ORDINANCE 2020-5-2.  
ROLL CALL: AYE; JAKUBCZAK, WESTFALL, MARCH, WINGENFELD, WYATT.  
MOTION CARRIED.

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**ORDINANCE: 2020-5-3**

AN ORDINANCE CLOSING THE PRE-DISASTER MITIGATION PROGRAM 2016 FUND, AND TRANSFERRING SAID MONIES LEFT IN THE FUND TO THE PRE-DISASTER MITIGATION PROGRAM 2018 FUND FOR THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR PIASECKI.

MOVED BY WESTFALL, SECONDED BY MARCH, TO SUSPEND THE RULES AND PLACE ORDINANCE 2020-5-3 ON THIRD AND FINAL READING.

ROLL CALL: AYE; WESTFALL, MARCH, WINGENFELD, WYATT, JAKUBCZAK.  
MOTION CARRIED.

MOVED BY JAKUBCZAK, SECONDED BY WESTFALL, TO PASS ORDINANCE 2020-5-3.

ROLL CALL: AYE; WESTFALL, MARCH, WINGENFELD, WYATT, JAKUBCZAK.  
MOTION CARRIED.

**ORDINANCE: 2020-5-4**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED PROJECT AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR LOCAL COST SHARING AS PART OF THE HAZARD MITIGATION GRANT PROGRAM IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR PIASECKI.

MOVED BY WESTFALL, SECONDED BY MARCH, TO SUSPEND THE RULES AND PLACE ORDINANCE 2020-5-4 ON THIRD AND FINAL READING.

ROLL CALL: AYE; MARCH, WINGENFELD, WYATT, JAKUBCZAK, WESTFALL.  
MOTION CARRIED.

MOVED BY WESTFALL, SECONDED BY MARCH, TO PASS ORDINANCE 2020-5-4.

ROLL CALL: AYE; MARCH, WINGENFELD, WYATT, JAKUBCZAK, WESTFALL.  
MOTION CARRIED.

MAYOR PIASECKI STATED THAT WE HAVE SEVERAL POLICIES THAT NEED TO BE ADOPTED. TWO ARE A RESULT OF OUR RECENT STATE AUDIT.

MOVED BY WESTFALL, SECONDED BY WYATT, TO ADOPT THE FMCSA CLEARING HOUSE POLICY SECTION 8.18.1 AS PRESENTED BY CLEMENS, NELSON AND ASSOCIATES.

ROLL CALL: AYE; WINGENFELD, WYATT, JAKUBCZAK, WESTFALL, MARCH.  
MOTION CARRIED.

MOVED BY WESTFALL, SECONDED BY MARCH, TO ADOPT A FEDERAL GRANTS POLICY FOR THE VILLAGE OF VALLEY VIEW, OHIO AS PREPARED BY LAW DIRECTOR DAVID LAMBROS.

ROLL CALL: AYE; WYATT, JAKUBCZAK, WESTFALL, MARCH, WINGENFELD.  
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY WESTFALL, TO ADOPT AN ONLINE BANKING POLICY AS PREPARED BY CLERK TREASURER CAROL TOMASKO.

ROLL CALL: AYE; JAKUBCZAK, WESTFALL, MARCH, WINGENFELD, WYATT.  
MOTION CARRIED.

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## MAYOR NEW BUSINESS:

THE MAYOR READ THE FOLLOWING STATEMENT:

“I have several items to present regarding our operations and steps we are taking to comply to State Orders as related to COVID-19:

Certainly we have realized the effects the Virus is having on our operations as a Village as well as effects on our personal lives. You may know that Governor DeWine has been conducting daily presentations on channel PBS. As a result we are dealing with DAILY revisions and interpretation of the Governor’s Orders. However, I’m pleased to tell you that our Police, Fire, Service, Finance, Building and Recreation Departments have been working together to ensure our safety and well-being and the safety of the general public. Our efforts of working together will certainly pay off as we move forward. I’m certain our Village will be successful at stabilizing our services.

None the less, Our Village is facing reduced income tax receipts which is going to strain our operations and funding of our programs, project plans, and services. We received loss-of-income tax estimates from RITA for Valley View of approximately 1 Million Dollars. I can’t say enough about the spirit of cooperation among our Directors and all employees as we move forward. ... I want to assure all residents that we are committed to minimizing any effects on services to residents..... The current governor’s orders are set to expire May 29<sup>th</sup> .....at that time he will likely announce some revised and new operational orders .... Yesterday I issued a protocol update for all businesses defining orders from the State. The update will be posted on our website and in the council meeting minutes. The following departmental items are updates effective thru May 29 .....

◆ Police and Fire Departments, Our Safety Forces are continuing to deliver exceptional service to our community ....whether it’s responding to a tough situation or contributing to an Easter event for our children, Police and Fire personnel are always ready and capable .... As Mayor and resident I recognize how fortunate we are.

◆ Community Center activities, The CC remains closed except for administrative planning as we anticipate being able to open up when Governor DeWine allows. With the closing of the community center some weeks ago made it necessary to layoff Part Time employees, a very difficult scenario. Director Todd Von Ville has detailed Community Center information which will be included in the May Newsletter. We are currently making alternate plans for:

Memorial Day  
Home day/ Hayride  
Concerts  
Special Events

Decisions for these events are coming soon, currently we are assessing the details and what we need to consider based on current orders.

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◆ Service and Grounds. I've had conversations with the Service Director and Grounds Foreman about our expected work load. Considering the Federal and State restrictions, including the "*Family First Corona Virus Response Act (FFCRA)*" and the cumulative effects of the March 29 flood..... Five part-time service department employees have been laid off until further notice and one full time Service Department employee is on Emergency Family leave for a maximum of 12 weeks. Due to a shortfall of manpower we cannot effectively proceed with a Mowing Program unless Council approves overtime expenditures. ....As a reminder regular trash-days remain on Tuesdays and Wednesdays. Thursday yard waste service resumes beginning Thursday, May 7, and Dumpster Service resumes Monday, May 4 .... However, Recycle Fridays remain cancelled until further notice".

COUNCILMAN WINGENFELD INQUIRED EXACTLY HOW MUCH WILL THE VILLAGE'S REDUCED INCOME TAX FUNDING BE?

MAYOR PIASECKI CLARIFIED THAT IT IS VERY CLOSE TO ONE MILLION DOLLARS LOST AND POSSIBLY 1.7 MILLION DELAYED.

## COMMITTEE REPORTS

CLERK-TREASURER TOMASKO GAVE THE MAYOR AND ALL MEMBERS OF COUNCIL A STATEMENT OF CASH REPORT FOR THE PERIOD ENDING APRIL 30, 2020.

## FINANCE (WESTFALL)

MOVED BY WESTFALL, SECONDED BY MARCH, TO AUTHORIZE AN AMOUNT NOT TO EXCEED \$10,000.00 FOR A HOME DAYS EVENT AS REQUESTED BY MAYOR PIASECKI.

ROLL CALL: AYE; WESTFALL, MARCH, WINGENFELD, WYATT, JAKUBCZAK  
MOTION CARRIED.

COUNCILMAN WESTFALL ASKED IS OUR HOME DAY CURRENTLY CANCELLED OR POSTPONED?

MAYOR PIASECKI STATED HE IS TRYING TO MOVE IT TO A SEPTEMBER HAYRIDE. THE MAYOR STATED WE NEED TO LEARN WE CAN GET ALONG WITH LESS.

## SAFETY (MARCH) – NO REPORT

## ROAD, TRAFFIC, UTILITY & ENGINEER (JAKUBCZAK)

COUNCILWOMAN JAKUBCZAK INQUIRED WHERE WE ARE WITH ROAD PROJECTS AND HOW ARE WE PROCEEDING WITH THE DROP IN FUNDING?

MAYOR PIASECKI MENTIONED THE HATHAWAY STORM DRAINAGE PROJECT SHOULD PROCEED AND SAID ALL OTHER PROJECTS ARE IN REVIEW.

COUNCILWOMAN JAKUBCZAK ASKED IF COUNCIL SHOULD MEET TO DISCUSS FUNDING CUTS ACROSS THE BOARD?

MAYOR PIASECKI REPLIED THERE WILL BE SPECIAL COUNCIL WORKSHOP. HE DISCUSSED SAFEGUARD MONEY THAT PREVIOUSLY WENT TO THE SCHOOL, AND TO ASSESS WHAT THE INCOME TAX REALLY IS.

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COUNCILWOMAN JAKUBCZAK ASKED IF A DATE COULD BE SET AT THIS TIME.

MAYOR PIASECKI SAID HE WILL CONTACT COUNCIL TOMORROW.

COUNCILMAN WYATT STATED HE WOULD LIKE TO HAVE A SPECIAL COUNCIL MEETING IN THE NEXT COUPLE WEEKS TO DISCUSS VILLAGE FINANCES.

**BEAUTIFICATION (WINGENFELD) – NO REPORT**

**RECREATION (WESTFALL) – NO REPORT.**

**BUILDING & MAINTENANCE (WINGENFELD) – NO REPORT.**

**HUMAN SERVICES/OFFICE SERVICES (WYATT) – NO REPORT.**

**SCHOOL (LIASON) (JAKUBCZAK)**

COUNCILWOMAN JAKUBCZAK STATED THE SCHOOL IS WORKING ON ALTERNATIVES FOR GRADUATION. THERE ARE NO PLANS FOR FALL SPORTS AT THIS TIME.

POLICE CHIEF NIRO HAD HIS REPORT.

FIRE CHIEF PAPESH HAD HIS REPORT

FIRE CHIEF PAPESH STATED THAT THE RECOMMENDATIONS PUT IN PLACE ARE A GOOD FOUNDATION. EVERYONE NEEDS TO WASH THEIR HANDS, REMEMBER SOCIAL DISTANCING, HAVE NO LARGE GATHERINGS, AND STAY HOME IF YOU ARE SICK. EVERYTHING WILL START CHANGING WITH THE OPENING OF RESTAURANTS. CHIEF PAPESH STATED THAT WITH LIMITED TESTING THERE IS LIMITED POSITIVES. HE ALSO SAID HE HAS A GOOD AMOUNT OF PPE IN STOCK.

BUILDING INSPECTOR ELLIS HAD HIS REPORT.

STREET COMMISSIONER SOLDAT HAD NO REPORT.

RECREATION DIRECTOR VON VILLE HAD HIS REPORT.

ENGINEER SCIANO HAD HIS REPORT.

**NEW BUSINESS FROM COUNCIL**

COUNCILWOMAN JAKUBCZAK STATED THE MAYOR ASKED PASTOR VITU OF THE VALLEY VIEW VILLAGE CHURCH TO SET UP A FOOD PANTRY. PASTOR VITU SAID THEY WILL ACCEPT MONETARY DONATIONS AT THIS TIME AS HE ANTICIPATES THERE WILL BE A LARGE NEED FOUR TO FIVE MONTHS DOWN THE ROAD. COUNCILWOMAN JAKUBCZAK ALSO SAID THE PASTOR HAS A STREAMING SERVICE THAT THE VILLAGE IS WELCOME TO USE FOR MEMORIAL DAY IF NEED BE.

LAW DIRECTOR LAMBROS MADE MENTION OF THE GRASS CUTTING AND TREE SERVICE PROGRAMS.

MAYOR PIASECKI STATED HE BROUGHT UP THE GRASS CUTTING EARLIER AND SINCE THE TREE CUTTING WAS DONE BY COUNCIL BY ORDINANCE IT WILL BE DISCUSSED AT A SPECIAL COUNCIL MEETING.

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RECREATION DIRECTOR VON VILLE STATED THE RED CROSS WILL HOST A BLOOD DRIVE AT OUR COMMUNITY CENTER, DUE TO THE BLOOD EMERGENCY, ON WEDNESDAY MAY 6<sup>TH</sup> AT WHICH TIME THE COMMUNITY CENTER WILL OPEN FOR THAT PURPOSE ONLY.

MOVED BY WESTFALL, SECONDED BY MARCH, TO ADJOURN.  
ROLL CALL: AYE; MARCH, WINGENFELD, WYATT, JAKUBCZAK, WESTFALL.  
MOTION CARRIED.

MEETING WAS ADJOURNED AT 7:53 P.M.

DATED: \_\_\_\_\_, 2020 \_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CLERK/TREASURER

THESE ARE THE UNAPPROVED MINUTES FROM THE MAY 5, 2020 VILLAGE OF VALLEY VIEW COUNCIL MEETING.

## Village of Valley View Responsible RestartOhio Guidelines

With the Village of Valley View beginning to work towards restarting programs and services, employees within the Service Department and Town Hall will begin returning to work commencing 05/04/2020. The Fire Department and Police Department buildings shall remain locked, Safety Forces employees shall continue normal operations. The Community Center shall remain closed to the public. Some employee activity is allowed and controlled by the Community Center Director. Persons having business with the Mayor's Office may enter thru the East Entrance, the entrance door may be locked.

With the return to work, there are several guidelines set forth by the State of Ohio to protect the health and well being of our workers and those we encounter. Below is a list of protocols taken from the Office of the Governor "Responsible ReStart Ohio" that we will follow until further notice. Please be advised that each day there may be some situations and restrictions that revise our municipal operations.

### PROTOCOL FOR ALL BUSINESSES \*:

1. Employees shall wear face coverings unless exceptions apply ( See six exemptions listed in (Responsible RestartOhio, General Office, employees and Guests, Mandatory, attached))
2. All visitors entering Village Buildings will be recommended to wear face coverings. Protocol for Town Hall visitors shall remain (buzzed-in) Persons having business with the Building Commissioner shall be by appointment unless other arrangements are stipulated by the Commissioner
3. Employees will conduct a daily health assessment to determine if they are fit for duty. These assessments will include a person's temperature (to ensure they do not have a fever). In the event a person has a temperature above 100.4, they are to stay home sick from work until they no longer have a temperature, without the use of medicines to reduce it.
4. If you are sick, stay home, and notify your supervisor.
5. Maintain appropriate hygiene at all times: including hand **washing, sanitizing and social distancing.**
6. Hand Sanitizer will be placed in each Village vehicle, and throughout the workplace (Specifically in High Traffic Areas).
7. Clean and sanitize workplaces / vehicles throughout workday and at the close of business or between shifts.
8. Limit capacity to meet social distancing guidelines.
  - o Establish maximum capacity at 50% of fire code.
  - o And, use appointment setting where possible to limit congestion.

Wash Hands Frequently !, and be safe  
Chief Papish  
Mayor Jerry

- As stated in "Director's Stay Safe Ohio Order", item 7 on page 2 of 14)  
(attached)



# Responsible RestartOhio

## General Office Environments



### Mandatory

#### Employees & Guests

- **Ensure minimum 6 ft between people, if not possible, install barriers**
  - Personnel should work from home whenever possible and feasible with business operations
  - Face coverings are required while employers and employees are on the job, unless any one of the following apply:
    - An employee in a particular position is prohibited by a law or regulation from wearing a face covering while on the job
    - A face covering is not advisable for health purposes
    - Wearing a face covering on the job is against documented industry best practices
    - Wearing a face covering violates a company's safety policies
    - There is a practical reason a face covering cannot be worn
    - An employee is sitting alone in an enclosed work-space.
- (If any of these exceptions apply to your business, or one of your employees, written justification must be provided upon request.)*
- Employees must perform daily symptom assessment\*
  - Require employees to stay home if symptomatic
  - Require regular handwashing
  - Place hand sanitizers in high-contact locations
  - Clean high-touch items after each use (e.g. carts, baskets)

#### Physical Spaces / Workstations

- Frequent disinfection of desks, workstations, and high-contact surfaces
- Daily disinfection of common areas
- Cancel/postpone in person events when social distancing guidelines cannot be met
- No buffet in cafeteria
- Utilize disposable tableware and other materials
- Establish maximum capacity (e.g. 50% of fire code)

#### Confirmed Cases

- Immediately isolate and seek medical care for any individual who develops symptoms while at work
- Contact the local health district about suspected cases or exposures
- Shutdown shop/floor for deep sanitation if possible

### Recommended Best Practices

- **Ensure seating distance of 6 ft or more**
- Customers and guests should wear a face covering. They are not required to wear a face covering.
- Enable natural workplace ventilation
- Health questionnaire for symptoms at entry
- Temperature taking protocol

- **Redesign/space workstations for 6 ft or more of distance**
- Close cafeteria and gathering spaces if possible, or conduct regular cleanings
- Limit congregation in office spaces
- Divide essential staff into groups and establishing rotating shift
- Availability of at least 3 weeks of cleaning supplies

- Work with local health department to identify potentially infected or exposed individuals to help facilitate effective contact tracing/notifications
- Once testing is readily available, test all suspected infections or exposures
- Following testing, contact local health department to initiate appropriate care and tracing

\*Daily symptom assessments should include taking your temperature with a thermometer and monitoring for fever. Also watch for coughing or trouble breathing.



**DIRECTOR'S STAY SAFE OHIO ORDER**

**Re: Director's Order that Reopens Businesses, with Exceptions, and Continues a Stay Healthy and Safe at Home Order**

I, Amy Acton, MD, MPH, Director of the Ohio Department of Health (ODH), pursuant to the authority granted to me in R.C. 3701.13 to "make special orders...for preventing the spread of contagious or infectious diseases" **Order** the following to prevent the spread of COVID-19 into the State of Ohio:

- 1. Preamble:** The sacrifices and incredible efforts that Ohioans have undertaken, make it possible to begin to lift the mandatory requirements and restrictions that were needed during the initial phase of the COVID-19 Pandemic. The adjustment of these orders is able to proceed based upon the facts and the science existing at this time in Ohio, however if the situation continues to improve, then more restrictions will be lifted, and if the situation deteriorates additional targeted restrictions will need to be made. While government can set the baseline, it should be understood that these orders set forth the minimum acts that must be taken and if people do more than the minimum to act safely, it will benefit everyone.
- 2. Business and operations to reopen.** All businesses and operations in the State, except as defined below, are permitted to reopen within the State so long as all workplace safety standards are met. All businesses and operations, except as defined below, are encouraged to either reopen or remain open if they have not ceased operation during the prior Stay at Home Orders. Businesses and operations shall continue to comply with Social Distancing Requirements as defined in this Order, including by maintaining six-foot social distancing for both employees and members of the public at all times, including, but not limited to, when any customers are standing in line.
- 3. Stay at home or place of residence.** With exceptions as outlined below, all individuals currently living within the State of Ohio are ordered to stay at home or at their place of residence except as allowed in this Order. To the extent individuals are using shared or outdoor spaces when outside their residence, they must at all times and as much as reasonably possible, maintain social distancing of at least six feet from any other person, with the exception of family or household members, consistent with the Social Distancing Requirements set forth in this Order. All persons may leave their homes or place of residence only to participate in activities, businesses or operations as permitted in this Order.

Individuals experiencing homelessness are exempt from this Order, but are strongly urged to obtain shelter, and governmental and other entities are strongly urged to make such shelter available as soon as possible and to the maximum extent practicable (and to use in their operation COVID-19 risk mitigation practices recommended by the U.S. Centers for Disease Control and

Prevention (CDC) and the Ohio Department of Health (ODH)). This order does not apply to incarcerated individuals. Incarcerated individuals are to follow the guidance of the facility in which they are confined. Individuals whose residences are unsafe or become unsafe, such as victims of domestic violence, are permitted and urged to leave their home and stay at a safe alternative location. For purposes of this Order, homes or residences include hotels, motels, shared rental units, shelters, and similar facilities.

4. **Prohibited activities.** All public and private gatherings of any number of people occurring outside a single household and connected property, or living unit and connected property are prohibited, except for the limited purposes permitted by this Order. Any gathering of more than ten people is prohibited unless exempted by this Order. This is in accordance with President Trump's coronavirus guidelines issued March 16, 2020. Nothing in this Order prohibits the gathering of members of a household, family or residence. This Section does not apply to weddings and funerals, although wedding receptions are subject to the ten-person limitation. This Section does not apply to religious facilities, entities and groups and religious gatherings. This Section does not apply to First Amendment protected speech, including petition or referendum circulators and any activity by the Media, which includes newspapers, television, radio and other media services.
5. **Prohibited and permitted travel.** People riding on public transit must comply with Social Distancing Requirements to the greatest extent feasible. This Order allows travel into or out of the State including travel that originates and ends outside of the state. However, persons entering the State with the intent to stay are asked to self-quarantine for fourteen days unless they are doing so for critical infrastructure or healthcare workforce purposes. For purposes of clarity this does not apply to persons who as part of their normal life live in one state and work or deliver services in another state. Persons who have tested positive for COVID-19, are presumptively diagnosed with COVID-19 or are exhibiting the symptoms identified in the screening guidance available from the U.S. Centers for Disease Control and Prevention and the Ohio Department of Health shall not enter the State, unless they are doing so under medical orders for the purposes of medical care, are being transported by Emergency Medical Services (EMS), are driving or being driven directly to a medical provider for purposes of initial care, or are a permanent resident of the State.
6. **Elderly people and those who are vulnerable as a result of illness should take additional precautions.** People at high risk of severe illness from COVID-19, including elderly people and those who are sick, are urged to stay in their residence to the extent possible except as necessary to seek medical care. According to CDC, those at high-risk for severe illness from COVID-19 include people who are sixty-five years or older and people of all ages with underlying medical conditions, particularly if not well controlled, including:
  - a. People with chronic lung disease or moderate to severe asthma;
  - b. People who have serious heart conditions;
  - c. People who are immune compromised;
  - d. People with severe obesity (body mass index [BMI] of 40 or higher);
  - e. People with diabetes;
  - f. People with chronic kidney disease undergoing dialysis; and
  - g. People with liver disease.
7. **Businesses covered by this Order.** For the purposes of this Order, covered businesses include any for-profit, non-profit, educational entities, or governmental entities (other than federal)

regardless of the nature of the service, the function it performs, or its corporate or entity structure. Nothing in this Order is intended to encroach on or interfere with the separation of powers under the Ohio Constitution.

- 8. Facial Coverings (Masks).** Businesses must allow all customers, patrons, visitors, contractors, vendors and similar individuals to use facial coverings, except for specifically documented legal, life, health or safety considerations and limited documented security considerations. Businesses must require all employees to wear facial coverings, except for one of the following reasons:
- a. Facial coverings in the work setting are prohibited by law or regulation;
  - b. Facial coverings are in violation of documented industry standards;
  - c. Facial coverings are not advisable for health reasons;
  - d. Facial coverings are in violation of the business's documented safety policies;
  - e. Facial coverings are not required when the employee works alone in an assigned work area;  
or
  - f. There is a functional (practical) reason for an employee not to wear a facial covering in the workplace.

Businesses must provide written justification, upon request, explaining why an employee is not required to wear a facial covering in the workplace. At a minimum, facial coverings (masks) should be cloth/fabric and cover an individual's nose, mouth, and chin.

- 9. Medical Care.** The Director of Health Order signed March 17, 2020, for the management of non-essential surgeries and procedures throughout Ohio, is rescinded effective at 11:59 p.m. on April 30, 2020. Governor DeWine asked hospitals and other providers to reassess all surgeries and procedures that were delayed consistent with the March 17 Order. Surgeries and procedures were to be prioritized and performed if there is a:
- a. Threat to the patient's life if the surgery or procedure is delayed;
  - b. Threat of permanent dysfunction of an extremity or organ system if delayed;
  - c. Risk of metastasis or progression of staging if delayed;
  - d. Risk of rapidly worsening to severe symptoms if delayed, or
  - e. Presence of severe symptoms causing an inability to perform activities of daily living.

Effective at 11:59 p.m. on April 30, 2020, medical providers, including dentists, in the State may resume non-essential surgeries and procedures. This type of health care typically does not require an inpatient or overnight stay. These surgeries, procedures and other health care services, that utilize minimal personal protective equipment (PPE) have a minimal impact on inpatient hospital bed capacity, may resume only if the provider meets the following conditions:

- a. The provider follows infection control and other environmental practices in accordance with the ODH and CDC guidelines;
- b. The provider maintains adequate inventories of PPE, supplies, equipment, and medicine in their facility for each patient, considering all phases of care the patient may require,
- c. The provider creates a plan for conservation and monitoring that may include decontamination and reuse protocols to preserve PPE, supplies, equipment, and medicine to be prepared for an influx of patients, including those who do not have COVID-19;