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RETURN TO:

**CLERK, CITY OF TROY
116 E. MARKET
TROY, IL 62294**

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STATE OF ILLINOIS
MADISON COUNTY
06/25/2020 09:15 AM
AMY M. MEYER, RECORDER
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CITY OF TROY

RESOLUTION NO. 2020 – 09

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**RESOLUTION OF THE CITY OF TROY, ILLINOIS, URGING THE GOVERNOR
AND ILLINOIS GENERAL ASSEMBLY TO SUPPORT THE ILLINOIS MUNICIPAL LEAGUE
AND SOUTHWESTERN ILLINOIS COUNCIL OF MAYORS POSITIONS ON
COVID-19 REOPENING**

**ADOPTED BY THE
CITY COUNCIL OF THE
CITY OF TROY, ILLINOIS
THIS EIGHTEENTH DAY
OF MAY, 2020**

**Published in pamphlet form by the authority of the City Council of the City of Troy,
Madison County, Illinois, this Eighteenth day of May, 2020.**

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AND ILLINOIS GENERAL ASSEMBLY TO SUPPORT THE ILLINOIS MUNICIPAL LEAGUE
AND SOUTHWESTERN ILLINOIS COUNCIL OF MAYORS POSITIONS ON
COVID-19 REOPENING**

WHEREAS, the City Council of the City of Troy, Illinois, acknowledges that the City is a non-home-rule municipal corporation that is subject to the Illinois State Statutes and derives limited authority from the laws enacted by the Illinois General Assembly; and

WHEREAS, on March 9, 2020, Illinois Governor JB Pritzker declared all counties in the State of Illinois as a disaster area and, beginning on March 12, 2020, issued a series of Executive Orders under the Illinois Emergency Management Agency Act (20 ILCS 3305); and

WHEREAS, concurrently, the City Council of the City of Troy enacted Ordinances 2020-08 and 2020-09, establishing the opportunity for temporary executive powers under the Illinois Municipal Code (65 ILCS 5/11-1-6), which were not exercised; and

WHEREAS, the City Council praises the citizens of the City of Troy, for their continued compliance with the Gubernatorial Executive Orders, despite the fact that it has limited the operations of some local businesses and provided for an economic climate that has seen increased unemployment and a decrease of economic activity; and

WHEREAS, the City Council praises the courage of our healthcare workers, law enforcement professionals, and other first responders for continuing vital services to our citizens as the novel coronavirus COVID-19 has spread worldwide and locally, now accounting for 312,281 deaths globally, 88,836 deaths nationally, 4,129 deaths statewide, and 39 deaths in Madison County, according to Johns Hopkins University and the Illinois Department of Public Health; and

WHEREAS, the City Council of the City of Troy, Illinois, acknowledges the frustration of local residents regarding the length of the Executive Orders extending beyond the 30-day window prescribed by Section 7 of the Illinois Emergency Management Agency Act, but also acknowledges that the Illinois General Assembly, due to the COVID-19 pandemic, suspended its session on March 16, 2020, has not met since March 5, 2020, and has chosen not to reconvene during the entire current period of the Executive Orders; and

WHEREAS, the City Council of the City of Troy, Illinois, under authority exercised under Executive Order No. 2020-07, issued March 16, 2020, and extended on April 1, 2020, by Executive Order No. 2020-18, has continued to meet via Zoom technology, with Council meetings on April 6, April 20, April 27, May 4 and May 20, 2020; and

WHEREAS, the City Council of the City of Troy, Illinois, finds great concern for the businesses and freedom of its citizens, which is being limited by the Restore Illinois reopening plan, which places the City of Troy and its neighboring Madison County communities in Region 4, which is currently in Phase 2 (Flattening); and

WHEREAS, the City Council of the City of Troy, Illinois, understands the frustration of local business owners, employees and residents to the limits on economic activity, religious institution attendance, and other constitutionally protected freedoms; and

WHEREAS, the Madison County Board of Health met on May 12, 2020, and established competing reopening guidelines for Madison County, Illinois, without “comment on the powers or activities of the Governor or other government entities outside of the control of the Madison County Board of Health” and without “comment or opinion or promise as to the insurability or licensure of any individual or business for operating in a manner inconsistent with any executive order or state statute”; and

WHEREAS, pursuant to the action of the Madison County Board of Health, the City of Troy consulted with its City Attorney, sought advice from the Illinois Municipal League and received legal advice and direction from the attorney representing its general liability insurer, ICRMT; and

WHEREAS, all three sources communicated to the City of Troy that it should continue to communicate to its citizens a position of compliance with the Governor’s Executive Orders; and

WHEREAS, the Illinois Municipal League communicated as recently as May 15, 2020, that “[i]t is recommended that all communities comply with the Governor’s executive orders for the protection of their residents throughout this public health crisis”, and “[i]f a municipality wishes to deviate from the executive orders, municipal officials should consult with their legal counsel or retained attorney prior to taking any formal or informal action that would conflict with the executive orders, as that could create liability exposure to the municipal government or those municipal officials”; and

WHEREAS, on May 12, 2020, O’Halloran Kosoff Geitner & Cook, attorneys for municipal insurer ICRMT, provided legal a legal opinion for ICRMT entities, advising, “[i]f an ICRMT public entity member only intends to present its reopening plan to the Governor as a means of persuading the Governor to enact less restrictive measures against the member, then an analysis of whether the member’s plan is contrary to State law is not needed,” “[h]owever, if a public entity intends to enact its plan by ordinance or otherwise then its authority to do so under Illinois law is certainly an issue”; and

WHEREAS, the legal opinion also advises, “[w]e are aware of no provision in the Illinois Constitution or IEMAA which would allow an Illinois public entity to enact a Covid-19 reopening plan which is contrary to that issued by the Governor,” and “[i]f a public entity chooses not to enforce all or part of the actual restrictions ultimately adopted by the Governor’s plan through the Governor’s Executive Order, its liability for doing so is unclear,” and “[i]t must be noted that while the validity of the Governor’s Executive Orders is currently being subject to legal challenge, this memorandum accepts those orders to be valid and legal unless and until a court with ultimate authority declares that they are not”; and

WHEREAS, directly to action of ICRMT members, the legal opinion advises, “ICRMT members should be aware that claims arising from any such acts or omissions in connection with their decisions to enact, adopt, affirm or actively or implicitly promote a less restrictive reopening plan than that contained in the Governor’s Executive Order then in effect may jeopardize their ICRMT coverage”; and

WHEREAS, on May 11, 2020, and on behalf of the 1,298 municipalities in Illinois – including the City of Troy, the Illinois Municipal League asked Governor Pritzker to consider modifications to the Restore Illinois plan, including utilization of the eleven original Emergency Medical Services (EMS) regions and a reduction in the timeline from 28 days to 14 days between phases; and

WHEREAS, on May 13, 2020, and on behalf of the 41 mayors of the Southwestern Illinois Council of Mayors – including City of Troy Mayor Allen Adomite, SWICOM President and Fairview Heights Mayor Mark Kupsky urged Governor Pritzker to advance the metro-east region to Phase 3 by May 15, 2020; and

WHEREAS, the City Council of the City of Troy, Illinois, recognizes that it wishes to provide guidance by means of persuasion to the Governor Pritzker and the Illinois General Assembly to sensibly adopt a less restrictive plan for the metro-east region by considering the enactment of the positions expressed on behalf of the City of Troy and Troy Mayor Allen Adomite through the Illinois Municipal League and the Southwestern Council of Mayors.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TROY, ILLINOIS, AS FOLLOWS:

1. The recitals set forth above are hereby incorporated herein as if fully set forth.
2. The attached exhibits are hereby incorporated herein as if fully set forth.
3. That the positions of the Illinois Municipal League and the Southwestern Council of Mayors are officially adopted as the legislative positions of persuasion to the Governor Pritzker and the Illinois General Assembly from the City of Troy, Illinois.
4. That it is the position of the City of Troy, Illinois, that the Illinois General Assembly should return to Springfield and resume its session for the purposes of representing a co-equal branch of legislative government in the State of Illinois to represent the City of Troy and the metro-east region regarding the positions set forth in this Resolution.
5. That suitable copies of this Resolution be provided by the City Clerk to the Governor Pritzker and the Illinois General Assembly.
6. This Resolution shall be in effect following its passage, approval and publication as provided by law.
7. Any and all Resolutions, sections or subsections of Resolutions in conflict herewith are hereby repealed.

PASSED by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 18th day of May, 2020.

Those voting aye: Dawson, Heilbrung, Henderson,
Halvano, Knoll, Lexo, Manley, Turner.

Those voting nay: _____

Those absent: _____

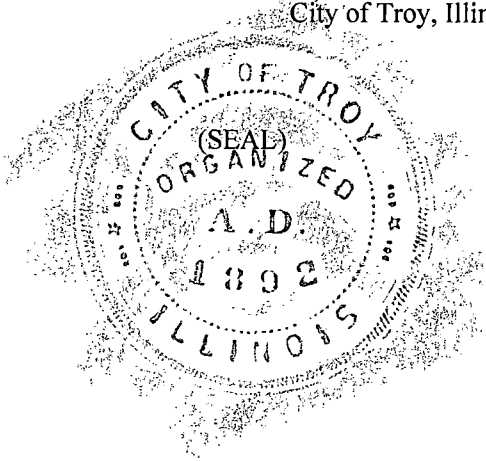
APPROVED:
By: 

ALLEN P. ADOMITE, Mayor
City of Troy, Illinois

ATTEST:

BY: Andrea D Lambert

ANDREA D. LAMBERT, Clerk
City of Troy, Illinois



OKGC

O'HALLORAN KOSOFF
GEITNER & COOK, LLC

ATTORNEYS AT LAW

MEMORANDUM ON THE AUTHORITY OF ILLINOIS PUBLIC ENTITIES TO ENACT RE-OPENING PLANS LESS RESTRICTIVE THAN THE GOVERNOR'S IN CONNECTION WITH COVID-19 AND POTENTIAL INSURANCE COVERAGE ISSUE ARISING AS A RESULT

To: ICRMT Members

From: O'Halloran Kosoff Geitner & Cook, LLC
Clifford Kosoff (ckosoff@okgc.com)

Date: May 12, 2020

Several ICRMT members have inquired whether authority exists under Illinois law to allow them to enact reopening plans which are less restrictive than the plan recently issued by Governor Pritzker. We are not currently aware of any such authority permitting this. Further a member may jeopardize coverage by enacting a less restrictive reopening plan.

I. LACK OF AUTHORITY TO ENACT LESS RESTRICTIVE REOPENING PLANS.

On May 7, 2020, the Governor laid out a five phase regional plan for reopening Illinois. The plan divides the State into four regions: northeast Illinois, north central Illinois, central Illinois and southern Illinois, each of which could enter different phases of reopening at different times under the plan. The phases and reopenings will depend on the regions meeting certain metrics, which at this point are unclear. It is expected that the ultimate plan adopted by the Governor will be subject to an Executive Order pursuant to the series of Executive Orders in Response to Covid-19 issued by the Governor ("Governor's Executive Orders").

If an ICRMT public entity member only intends to present its reopening plan to the Governor as a means of persuading the Governor to enact less restrictive measures against the member, then an analysis of whether the member's plan is contrary to State law is not needed. (Certainly, a public entity can offer input to the Governor as to what should be considered when implementing his plan to reopen the State. In doing so, it would be a good idea for a public entity to consult with its local health department and hospitals to ensure that the suggestions offered make sense in the context of the number of cases being reported locally.) However, if a public entity intends to enact its plan by ordinance or otherwise then its authority to do so under Illinois law is certainly an issue.

This memorandum was prepared by O'Halloran Kosoff Geitner & Cook, LLC on May 12, 2020 for ICRMT general informational purposes only. The discussion herein may be impacted by subsequent federal or state statutes, rules, regulations or guidelines as well as court decisions. It is not intended to provide legal advice to any public entity. Member entities and their officials and employees should consult their State's Attorney, Corporation Counsel, or other appropriate legal advisor on the subject matter of this memorandum before taking or refraining from taking any action or adopting any plan or policy.

Our initial thought is that if a public entity tries to implement restrictions which end up being less restrictive than those ultimately imposed by the Governor's plan, a public entity adopting that plan would likely face a challenge asserting that the public entity does not have the lawful authority to enact such restrictions contrary to those contained in the then current Governor's Executive Order. The authority of the Governor to issue his Executive Orders is primarily based on the Illinois Constitution and Sections 7(1), 7(2), 7(3), 7(8), 7(9), and 7(12) of the Illinois Emergency Management Agency Act, 20 ILCS 3305 ("IEMAA"). We are aware of no provision in the Illinois Constitution or IEMAA which would allow an Illinois public entity to enact a Covid-19 reopening plan which is contrary to that issued by the Governor. If a public entity chooses not to enforce all or part of the actual restrictions ultimately adopted by the Governor's plan through the Governor's Executive Order, its liability for doing so is unclear. Several immunities under the Illinois Tort Immunity Act (745 ILCS 10/1-101 et seq.) and Constitutional defenses may apply. But we do question whether any public entity has the lawful authority to enact restrictions that may contradict the Governor's Plan as ultimately implemented through Executive Order pursuant to the IEMAA. (It must be noted that while the validity of the Governor's Executive Orders is currently being subject to legal challenge, this memorandum accepts those orders to be valid and legal unless and until a court with ultimate authority declares that they are not.)

II. POTENTIAL ICRMT INSURANCE COVERAGE ISSUE CREATED BY A MEMBER'S AFFIRMATIVE ENACTMENT, ADOPTION OR PROMOTION OF A LESS RESTRICTIVE REOPENING PLAN.

The ICRMT understands and appreciates each member's discretionary decisions regarding its manner of enforcement of the Governor's Executive Orders related to Covid-19 by its officials and employees. However, each member needs to consider the potential risks it assumes in the event that it **enacts, adopts, affirms or actively or implicitly promotes** a reopening plan or set of reopening guidelines that may be in conflict with the Governor's then current Executive Order. General Exclusion 8(c) of the ICRMT liability coverage form excludes coverage for the following claims:

Claims arising from:

- (c) Acts or omissions by an **Insured** who knowingly violated a rule, regulation, ordinance, or law of the **Insured** or the State of Illinois or of the United States;

ICRMT members should be aware that claims arising from any such acts or omissions in connection with their decisions to enact, adopt, affirm or actively or implicitly promote a less restrictive reopening plan than that contained in the Governor's Executive Order then in effect may jeopardize their ICRMT coverage.

Educate. Advocate. Empower.

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FIRST VICE PRESIDENT

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Village President Karen Darch, Barrington

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Mayor Roger C. Claar, Bolingbrook

Mayor Michael J. Inman, Macomb

Mayor Gerald E. Daugherty, Mascoutah

Mayor Gerald R. Bennett, Palos Hills

May 11, 2020

The Honorable JB Pritzker

Governor

James R Thompson Center

100 W Randolph 16-100

Chicago, Illinois 60601

Dear Governor Pritzker:

Thank you for putting forth the "Restore Illinois" plan to safely reopen our state's economy for both commerce and social interaction.

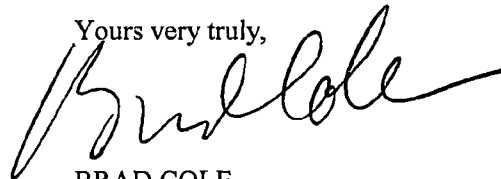
We have heard from many of our members who agree with the public health requirements of the plan, but we have also heard from many who have specific concerns and suggestions for modifying the plan.

Primary among the suggestions for modification is concern about the groupings of cities, counties and geographic areas within the regions. Utilizing the Emergency Medical Services (EMS) regions of the state, the "Restore Illinois" map outlines four regions that combined the 11 original EMS regions; see enclosures. Governor, you have traveled this state as much or more than anyone else and you know how vastly different it is from one corner to another. Because of that, it seems appropriate to maintain the 11 regions as set forth on the EMS map and we request your consideration for modifying the plan with such an adjustment.

Also among the prominent suggestions is a revision to the 28-day timeline for stability or a decrease in COVID-19-like hospital admissions. Reducing that timeline from 28 days to 14 days would allow regions that also meet the other requirements to move to the next phase sooner, but still with an adequate period of time for data study and patient observation. We request your consideration for modifying the plan with this adjustment, as well.

The elected officials of the 1,298 cities, villages and towns throughout Illinois all want the same thing: for the communities of Illinois to recover, prosper and grow as soon as possible, while maintaining the health and safety of everyone involved. We believe that is your desire, too, and we look forward to continuing our partnership toward that goal. Thank you.

Yours very truly,



BRAD COLE
Executive Director

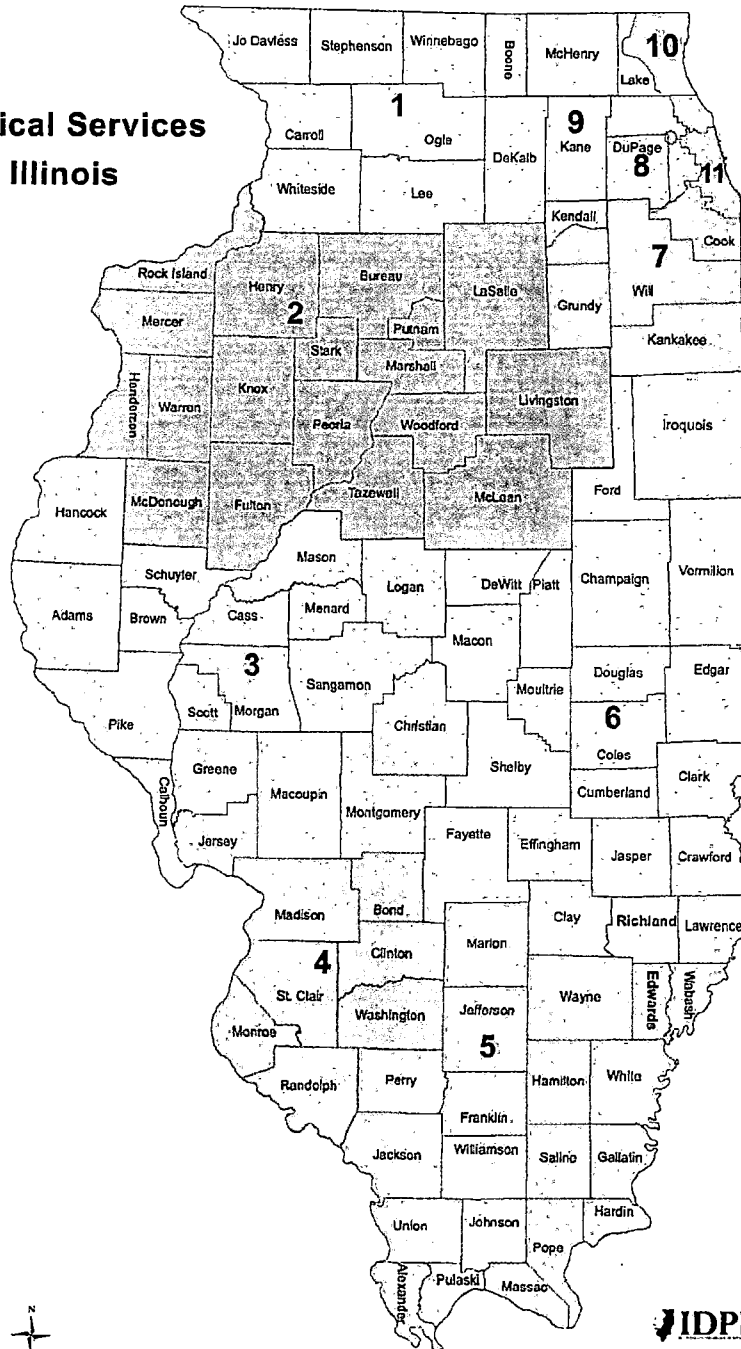
c: Illinois Department of Public Health
Illinois General Assembly

Enclosures (2)



Illinois Department of Public Health
Office of Preparedness and Response

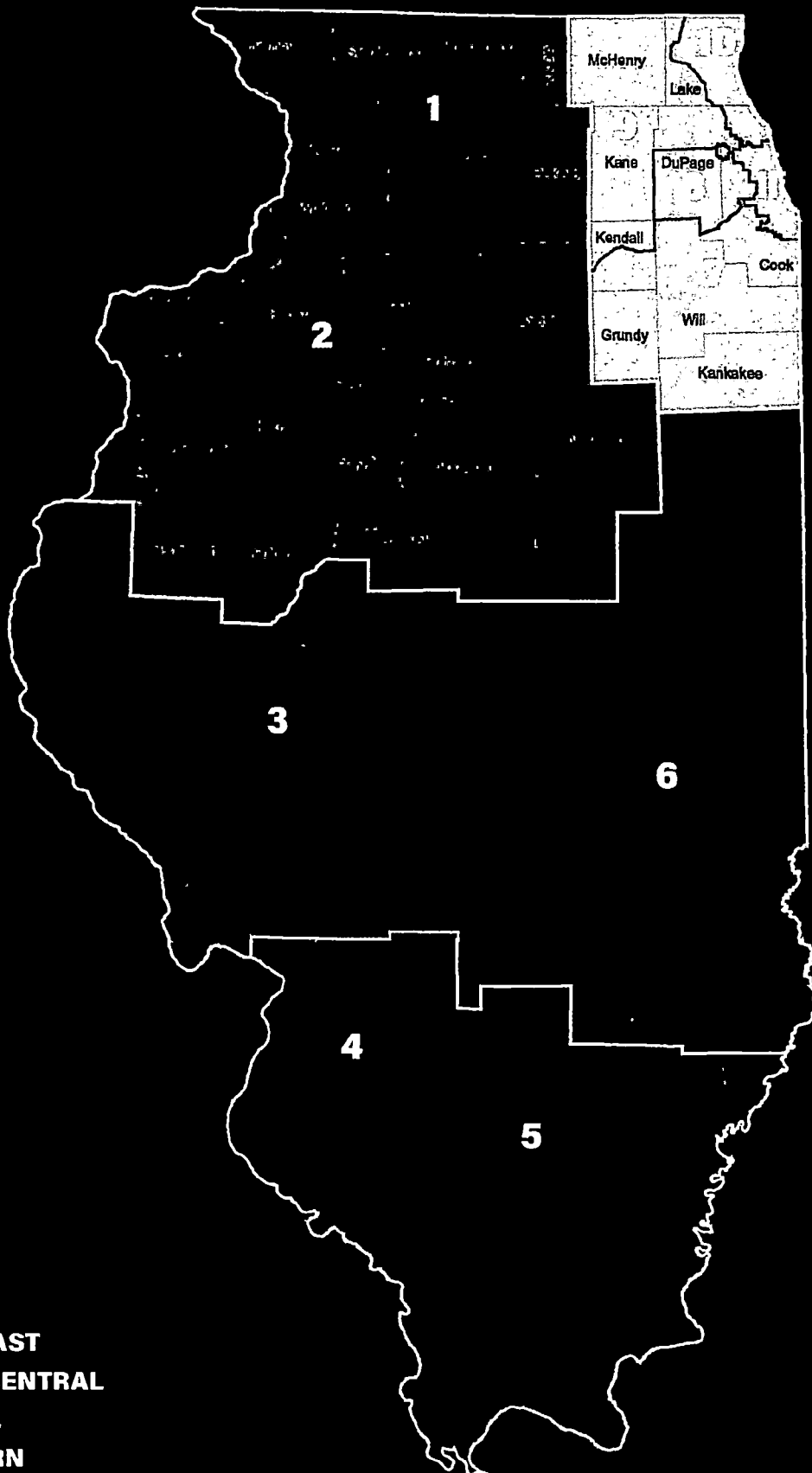
Emergency Medical Services
Regions in Illinois



Map Updated July, 2016
Philip Pittman, GIS Specialist, IDPH



RESTORE ILLINOIS HEALTH REGIONS



-  **NORTHEAST**
-  **NORTH-CENTRAL**
-  **CENTRAL**
-  **SOUTHERN**

Southwestern Illinois Council of Mayors

St Clair, Madison, Monroe, Jersey and Surrounding Counties

May 13, 2020

Honorable Governor J.B. Pritzker
Office of the Governor
207 State House
Springfield, IL 62706

Mark Kupsky-Fairview Heights
President

Cheryl Maguire-Wood River
Vice President

Seth Speiser-Freeburg
Treasurer

Richard Schiefer-St Jacob
Secretary

Tom Smith-Waterloo
Immediate Past President

Dear Governor Pritzker:

On behalf of member mayors throughout Southwestern Illinois, the Executive Committee of the Southwestern Illinois Council of Mayors is grateful for your leadership during the COVID pandemic crisis.

As you are aware, municipalities are struggling through this crisis. Cities in our area rely heavily on revenue from sales taxes to operate. Services to residents are financed through these revenues, as are wages and benefits of employees, including first responders and those who provide essential services.

Now that so many businesses find themselves unable to operate, owners are facing losses of investment that reflect a lifetime of work and savings. Workers in our area are facing prolonged job loss, uncertainty, and in many cases hunger and despair.

Your recent decision to designate medical regions within Illinois to help design plans for the phased reopening of operations promises to be an effective tool in dealing with the pandemic in an orderly and rational fashion. Southern Illinois is fortunate to have metrics that support moving to Phase three of reopening, while continuing to observe public safety protocols.

In view of the devastating effects of business closures and other restrictions by the pandemic, and in light of a lower incidence of COVID-19 occurring in our area, we respectfully urge you to advance Southern Illinois to Phase 3 by May 15.

Thank you for your consideration.

Sincerely,



Mark T. Kupsky, President
Mayor, Fairview Heights



1666 N Bluff Rd ▪ Collinsville, IL 62234 ▪ 618 363-6400

**RESOLUTION TO RECOMMEND GUIDELINES FOR THE RESPONSIBLE
REOPENING OF MADISON COUNTY**

WHEREAS, we are a Constitutional Republic in the midst of a national public health crisis which has created a necessary tension between Constitutional rights and protecting the public; and,

WHEREAS, while we recognize there are certain aspects of this public health crisis that are appropriately managed at the Federal or State level, we also believe that local governments are best suited to promulgate rules and regulations that affect citizens locally; and,

WHEREAS, we recognize our duty under Illinois State Statutes to function as the Board of Health of Madison County, taking into consideration national and state rules in regard to this public health crisis, recognizing the unique local problems presented in Madison County, and believing in the innate common sense, responsibility and reasonableness of our Madison County citizens; and,

WHEREAS, the Madison County Board wishes to balance the goals of (a) public health, (b) constitutional rights, (c) improving the local economy by allowing local businesses, churches and places of worship to “reopen” in a safe and responsible way; and,

WHEREAS, the Madison County Board recognizes the economy of Madison County has suffered a sudden and severe decline, evidenced by:

- a. 15,000 citizens of Madison County filed new applications for unemployment during the months of March and April, and
- b. the county received a WARN notice from US Steel indicating that 737 union and management jobs may be lost in the next 90 days, and

WHEREAS, the Board of Health wishes to provide the attached recommendation for phased reopening to provide reasonable and responsible guidelines for businesses and places of worship to reopen consistent with the goals of public health, due process, and with equal protection for all involved.

THEREFORE, BE IT RESOLVED that the County Board of Health of Madison County, Illinois, hereby promulgates the following Resolutions, Recommendations and Guidelines for conduct during this public health crisis and the reopening of any business in Madison County, is hereby adopted:

1. Hearing the Governor’s call to Restore Illinois, and the President’s call to Reopen America, we understand that the Madison County Board believes that the time has come to responsibly reopen Madison County to the free activities of free citizens.
2. We understand that the freedoms and rights contained in our Constitution encompass free travel, free association, and free operation of lawful businesses unless by due process of law those rights are restricted.

3. In Madison County, we believe all businesses, churches and places of worship are essential. They are free to impose their own restrictions on entry or use of their stores or shops as they deem appropriate and the public is encouraged to observe and comply with these restrictions.
4. In order to encourage public trust and transparency during this dramatic time, if a business, places of worship or other entity desires to re-open, it should plan to do so in a safe and responsible way, with phasing as to not jeopardize health, if appropriate.
5. Upon a complaint of any business or public location not complying with reasonable CDC health standards, all available appropriate actions may be taken to ensure the public safety.
6. This resolution makes no comment on the powers or activities of the Governor or other government entities outside of the control of the Madison County Board of Health, but we strongly encourage such entities to respect the rights and self-government of Madison County citizens, allow Madison County citizens and businesses the freedom to responsibly reopen pursuant to local control and oversight, and to not punish (be it by threatened court action, removal of licenses, etc.) those businesses, places of worship, and other entities responsibly reopening in Madison County pursuant to the local oversight outlined in these guidelines.
7. The adoption of this resolution makes no comment or opinion or promise as to the insurability or licensure of any individual or business for operating in a manner inconsistent with any executive order or state statute.

BE IT FURTHER RESOLVED that the County Board of Health of Madison County, Illinois, will continue to monitor the cases of the coronavirus in Madison County going forward and may continue to issue locally devised guidelines as Madison County lives with the coronavirus pandemic, and encourages all citizens to conduct themselves in accordance with these Guidelines, CDC guidelines and common sense, in a socially responsible manner. As in the criminal law, we recognize that some will not act reasonably or within the spirit of these Guidelines. For anyone who does not adhere to these common-sense reasonable and responsible Guidelines and who acts recklessly, we may pursue all available remedies at law to ensure the public health and safety.

Adopted this 12th Day of May, 2020.

Kurt Prenzler
Chairman, Madison County Board of Health

RECOMMENDED GUIDELINES FOR THE RESPONSIBLE REOPENING OF MADISON COUNTY

Madison County is committed to reopening its business community and getting residents back to work in a safe and responsible manner. At the same time, we are asking citizens to do their part to take all necessary precautions to ensure the health, safety and well-being of everyone. During each phase of these guidelines, Madison County will continue to monitor the status of its impact in coordination with the local health department and staff. As with any plan, the elements presented here include timelines and are subject to change without notice.

It is imperative that all business owners pre-plan for any reopening. They must have a structured plan to deal with an unexpected surge in customers or clients in their respective businesses. They should be completely familiar with all CDC and local health guidelines prior to opening to ensure the safest operation possible. Owners should have an emergency contingency plan in place in the event of a virus outbreak affecting their business which includes, at a minimum, notification of such to the Local Health Department and the County Board of Health.

All citizens have the ultimate responsibility to follow local guidelines with respect to social distancing and other safety practices set forth. If any business owner feels uncomfortable about opening their business, we recommend you remain closed. We urge you to use your best judgement regarding your personal situation. No one is required to open a business if they feel it is in their best interest to remain closed. We also recommend that you use that same discernment with your employees, especially any employee who may be part of a vulnerable group, or reside with someone who is part of a vulnerable group.

We can all do our part by practicing preventive measures, such as:

- Frequently wash your hands with soap and water
- Avoid touching your eyes, nose or mouth
- Avoid contact with sick people if possible
- Cover your mouth and nose with a tissue or sleeve when coughing or sneezing
- Clean and disinfect objects and surfaces
- Ensure to maintain at least six-foot social distancing from other individuals
- Stay home should you have a fever or otherwise feel unwell

These recommendations establish what we believe is a responsible path forward for our county to begin reopening. It does not guarantee the state wide legality of any reopening outside of the parameters of the emergency orders issued by the state of Illinois. Doing so may cause a business owner to lose its state or federal licensing and/or liability insurance coverage.

The following recommendations apply to all phases as follows:

- All businesses and other locations open to the public are recommended to follow the guidelines of the CDC, including but not limited to: the reasonable use of face masks, proper sanitation, appropriate social distancing and monitoring of employee's temperatures at the beginning of the shift.
- Family members who are sheltering in the same residence may visit or participate in public activities together without restriction on their number count.
- All occupancy count shall be calculated using the total occupancy limits of any building open to the public as determined by the local fire marshal.
- Any business owner who is uncomfortable with opening or moving to the next phase should continue to remain closed or remain in the phase they are currently in.
- All county residents who have been defined by the CDC as a vulnerable group should continue to adhere to the CDC recommendations and limitations on social interaction.

PHASE 1 (estimated May 13 – May 27, 2020)

1. Nonessential travel may resume.
2. Avoid social gatherings of 10 or more people.
3. Retail business may open with a 25% occupancy.
4. Restaurants/Bars may continue to prepare and serve food for off-premise consumption while serving through means such as in-house delivery, third-party delivery, drive-through service and curbside pick-up. Additionally, patrons may use seated dining at a rate of 25% occupancy.
5. Personal Care Providers (such as hair, nail, massage, etc.) may reopen. When possible limit customers by appointment only.
6. Professional Services (such as banking, accounting) may reopen. When possible limit customers by appointment only.
7. While the Madison County Board of Health recognizes the constitutional limitation we have to regulate attendance and religious freedom, churches and other places of worship may open with a 50% occupancy.
8. Childcare facilities may reopen. All food preparation surfaces, handles, knobs and common surfaces shall be sanitized before and after each use. Continual cleaning of surfaces used by employees and children is encouraged.

9. Gyms, exercise facilities and other indoor recreation spaces may reopen at 25% occupancy. Equipment should be maintained according to local health department guidelines.
10. Public parks, golf courses, campgrounds, athletic fields, swimming pools and other outdoor recreation spaces may reopen. Distancing between family members is at their discretion. Golf carts can have an occupancy of two people or more if designed for extra passengers. It is suggested that one bring sanitizing wipes for common items (items open to use by all visitors such as playground equipment). The bleacher section must follow social distancing guidelines. Personal seating may be used, but social distancing guidelines must be maintained.
11. Theatres, museums and bowling alleys may reopen at 25% occupancy.

PHASE 2 (estimated May 28 - June 12, 2020)

If after 14 days of following the Phase 1 guidelines, and Madison County Health Department assessment of COVID19 cases presenting for hospitalization remain sufficiently below the hospitals ability to treat the cases, the following practices shall be in place in addition to the above stated openings:

1. Avoid social gatherings of 50 or more people.
2. Retail business may open with a 50% occupancy.
3. Restaurants/Bars may continue to prepare and serve food for off-premise consumption while serving through means such as in-house delivery, third-party delivery, drive-through service and curbside pick-up. Additionally, patrons may be seated dining at a rate of 50% occupancy
4. Churches and other places of worship may open with a 75% occupancy.
5. Concessions at athletic events may be reopened.

PHASE 3 (estimated June 13 - June 27, 2020)

If after 14 days of following the Phase 2 guidelines, and Madison County Health Department assessment of COVID19 cases presenting for hospitalization remain sufficiently below the hospitals ability to treat the cases, the following practices shall be in place in addition to the above stated openings:

1. Avoid social gatherings of 150 or more people.
2. Retail business may open with a 75% occupancy.

3. Restaurants/Bars may continue to prepare and serve food for off-premise consumption while serving through means such as in-house delivery, third-party delivery, drive-through service and curbside pick-up. Additionally, patrons may be seated dining at a rate of 75% occupancy.
4. Churches and other places of worship may open with a 100% occupancy.

PHASE 4 (estimated June 27, 2020)

If after 14 days of following the Phase 3 guidelines, and Madison County Health Department assessment of COVID19 cases presenting for hospitalization remain sufficiently below the hospitals ability to treat the cases, the following practices shall be in place in addition to the above listed openings:

Open Madison County completely as long as data evaluation suggests it continues to be safe. These recommendations may change if data suggests a reevaluation is warranted.

As long as there is not a vaccine or permanent cure for COVID-19, it's recommended all residents follow CDC guidelines and continue to take all reasonable precautions to protect themselves and others to minimize the spread of this virus.

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