ROUTT COUNTY BOARD OF COUNTY COMMISSIONERS

Timothy V. Corrigan
District I

Douglas B. Monger
District II

M. Elizabeth Melton
District III

Commissioners' Daily COVID-19 Agenda

July 22, 2020

Times listed on the agenda are approximations and may be longer or shorter, or being earlier than scheduled, with no notice. Agendas are subject to change 24 hours before the meeting start time. To ensure you have the most up-to-date information, please check the agenda after 24 hours of its start time.

If you are joining the meeting for a specific item, please join 10 minutes before the item to ensure you are present for the beginning of the item.

Please click the link below to join the webinar:

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Password: 522
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Dial(for higher quality, dial a number based on your current location)
US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099
Webinar ID: 851 0667 0945
Password: 522

The Routt County Board of County Commissioners or Board of Health may enter executive session pursuant to C.R.S. 24-6-402(4)(b) to receive legal advice related to specific legal questions concerning Routt County's COVID-19 response.

1. **11:00 A.M. CALL TO ORDER**

2. **11:00 A.M. COVID-19 WORK SESSION**

   The Commissioners will address critical items for regular county and emergency operations related to the COVID-19 pandemic. Action may be taken and direction to staff may be given in relation to any of these items.

3. **11:30 A.M. WEEKLY BOARD OF HEALTH UPDATE**

Presenters: Public Health Director Kari Ladrow and Dr. Harrington

DISCUSSION REGARDING POSSIBLE AMENDMENTS TO AND EXTENSION OF PUBLIC HEALTH ORDER 2020-03 REQUIRING MITIGATION PLAN OF ALL BUSINESSES

Discussion regarding possible amendments to and extension of Public Health Order 2020-03 requiring Mitigation Plan of all Businesses

Documents:

AMEND PH ORDER 2020-03 COMMUNICATIONS FORM 7-17-2020.PDF
PUBLIC HEALTH ORDER BUSINESS 3RD AMENDED RECORDED.PDF

ENFORCEMENT GUIDELINES

The Colorado Protect Our Neighbors framework empowers counties to have more local control in suppressing the COVID-19 virus. It requires community-wide commitment and partnership across multiple entities, and development of comprehensive plans to best protect public health and work towards economic recovery.

In alignment with the Protect Our Neighbors framework, this submittal has been developed to address enforcement of public health orders. The proposal contains guidelines and estimates staffing and community support needs for review by Public Health, the Board of Health, and the public.

Documents:

BCC AGENDACOMMFORM PH ENFORCEMENT.PDF
GUIDELINES FOR ENFORCEMENT OF PUBLIC HEALTH ORDERS.PDF
DRAFT ENFORCEMENT PROCESS20200713.PDF
EH_WARNINGLETTER NOV DRAFT_RS EDITS.PDF
ROUTT COUNTY BUSINESES STMBT CHAMBER.PDF

4. 12:50 P.M. PUBLIC COMMENT

Public Comment will be heard on any item except quasi-judicial land use items. County Commissioners will take public comment under consideration but will not make any decision or take action at this time.

1. DUE TO THE CURRENT PANDEMIC, THE COUNTY COMMISSIONERS REQUEST CITIZENS ATTEND THE MEETINGS VIA PHONE. To make a public comment raise your hand on the zoom platform if online; if calling in press *9. Another option is to download the Zoom app that allows you to raise your hand as well. The moderator will then select you when it is your turn. Written public comment can also be submitted to BCC@CO.ROUTT.CO.US. Please make sure to indicate in the subject line of your email that it is public comment and reference the agenda item to which it relates. Public comments will be entered into the record.

5. 1:00 P.M. MEETING ADJOURNED

Please click the link below to join the webinar:

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All programs, services and activities of Routt County are operated in compliance with the Americans with Disabilities Act. If you need a special accommodation as a result of a disability, please call the Commissioners Office at (970) 879-0108 to assure that we can meet your needs. Please notify us of your request as soon as possible prior to the scheduled event. Routt County uses the Relay Colorado service. Dial 711 or TDD (970) 870-5444.

ROUTT COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA COMMUNICATION FORM

ITEM DATE: July 22, 2020	**ITEM TIME:**
FROM:	Erick Knaus/Lynaia South
TODAY'S DATE:	July 17, 2020
AGENDA TITLE:	Public Health Order 2020-03, Requiring Mitigation Plan of all Businesses

CHECK ONE THAT APPLIES TO YOUR ITEM:
__ ACTION ITEM
X DIRECTION
X INFORMATION

I. DESCRIBE THE REQUEST OR ISSUE:

Discussion regarding possible amendments to and extension of Public Health Order 2020-03 concerning businesses.

II. RECOMMENDED ACTION:

Provide direction to staff with any amendments to be drafted.

III. DESCRIBE FISCAL IMPACTS (VARIATION TO BUDGET):

PROPOSED REVENUE:

PROPOSED EXPENDITURE:

FUNDING SOURCE:

N/A

IV. IMPACTS OF A REGIONAL NATURE OR ON OTHER JURISDICTIONS (IDENTIFY ANY COMMUNICATIONS ON THIS ITEM):

N/A

V. BACKGROUND INFORMATION:

The Routt County's Public Health Order 2020-03 expires July 31, 2020, unless otherwise extended. Other amendments to the Order may also be made.

VI. LEGAL ISSUES:

N/A

VII. CONFLICTS OR ENVIRONMENTAL ISSUES:

N/A

VIII. SUMMARY AND OTHER OPTIONS:

RECEPTION#: 810511
06/18/2020 at 08:09:40 AM, Pg 1 of 5
R: $0.00, D: $0.00
Kim Bonner, Routt County, CO

THIRD AMENDED STANDING PUBLIC HEALTH ORDER 2020-03 REQUIRING MITIGATION PLAN OF ALL BUSINESSES ROUTT COUNTY BOARD OF HEALTH

Recitals

A. Routt County Resolution 2009-018, established the Routt County Public Health Agency, pursuant to C.R.S. § 25-1-506, designating the Board of County Commissioners of Routt County as the Routt County Board of Health ("Board of Health").

B. Public Health has the statutory authority to investigate and control the causes of epidemic or communicable diseases and conditions affecting public health, as well as to establish, maintain, and enforce isolation and quarantine, and to exercise physical control over persons within its jurisdiction as necessary for the protection of public health. C.R.S. § 25-1-506 (3)(b)(V) and (VI).

C. Public Health has the statutory authority to close schools and public places and to prohibit gatherings of people when necessary to protect public health. C.R.S. § 25-1-506.

D. Public Health has jurisdiction for both incorporated and unincorporated Routt County. C.R.S. § 25-1-506(2)(a).

E. The Director General of the World Health Organization has declared that COVID-19 constitutes a Public Health Emergency of International Concern and characterized it as a pandemic. The Secretary of the U.S. Department of Health and Human Services has declared COVID-19 constitutes a public health emergency and on March 13, 2020, the President of the United States declared a National Emergency. On March 10, 2020, Colorado Governor Jared Polis declared a State of Disaster Emergency and that declaration continues. The Colorado Department of Public Health and Environment has confirmed that COVID-19 continues to spread throughout the State of Colorado, and community transmission of the illness has been confirmed in Routt County. On March 13, 2020, Routt County declared a local disaster and that declaration continues.

F. In consultation with the Routt County Public Health Director and the Routt County Public Health Medical Officer, the Board of Health issues these orders to slow the spread of the COVID-19 virus.

G. These actions are some of the most available and effective tools to help slow the spread of the virus in our community – and, importantly, to reduce the number of potential deaths caused by COVID-19. By slowing the spread, we have a chance to protect our family, friends, and neighbors who are at risk for severe illness. In particular, this includes all adults over age 60 and anyone with an underlying health condition.

These actions will limit the cascading impacts on critical services due to high absenteeism if large numbers of workers become ill. This Order and actions will help hospitals, first responders, and other healthcare services continue to provide services for those who need them (along with utilities, human services, and businesses) in the coming weeks and months. Collective action can save lives and is in support of the most vulnerable in our community. The more united we can be in preventing the spread the greater the benefit for the whole community.

NOW, THEREFORE, IT IS ORDERED:

1. This Order is effective within the entirety of Routt County, including all cities and towns within the County.

2. The issuance of this Order is deemed reasonable and necessary for the preservation of the public health, safety and welfare.

3. This Order applies to any individual, business or organization, including for profit or non-profit, regardless of its corporate structure, engaged in any commercial, manufacturing, or service activities (collectively "Business"). For the purposes of this Order, the term "employee" shall include owners, contractors, subcontractors, workers, and volunteers regardless of the absence of any employer-employee relationship.

4. **Social Distancing Requirements for all Businesses.**

All Businesses operating within Routt County shall immediately implement the following Social Distancing Requirements:

a. Older adults (age 60 and older) and individuals with underlying medical conditions that are at increased risk of contracting COVID-19 are encouraged to not visit a Business (whether as an employee, customer, or other person). Employers are encouraged to provide additional mitigation for these employees whenever possible.

b. Employees must self screen for COVID-19 symptoms each day, including measuring the employee's temperature. Businesses shall keep records that the screen was completed such as having employees sign a record that the symptom check has been completed. Any employee that exhibits COVID-19 symptoms must be excluded from work.

c. Social distancing measures must be employed to ensure that employees and people from the public can easily maintain a minimum of 6 foot distance from each other, except for momentary circumstances to accept payment, deliver goods, walk past, perform otherwise necessary tasks, or the nature of the Business requires closer proximity. Achieving adequate social distancing may require limiting the number of people that can enter or participate in a location at any one time.

d. All employees and customers must cover their nose and mouth with a face-covering, unless the nature of the Business requires the removal of the face-covering. While encouraged, masks are not required for individuals actively engaged in physical exercise so long

as the social distancing requirements set forth herein and all other state and local mitigation protocols are observed.

e. Where lines may form at a facility, six-foot increments at a minimum must be marked, establishing where individuals should stand to maintain adequate social distancing.

f. Signs at the entrance of each facility that remains in use must be posted informing all employees and customers that they should avoid entering the facility if they have a cough or fever, maintain a minimum six-foot distance from one another, sneeze and cough into a cloth or tissue or, if not available one's elbow, not shake hands, or engage in any unnecessary physical contact.

g. Hand sanitizer, soap and water, or effective disinfectant shall be made available at or near the entrance of the facility, any area where there is high-frequency employee interaction with members of the public such as the cashier, and in other appropriate areas for use by attendees, the public, and employees.

h. Contactless payment systems should be provided, or, if not feasible to do so, all payment portals, pens, and styluses must be disinfected after each use.

i. Other high-touch surfaces should be regularly disinfected and environmental cleaning guidelines from the US Centers for Disease Control and Prevention (CDC) must be followed (e.g., clean and disinfect high touch surfaces daily or more frequently).

j Vehicles, other than those used for public transit, that transport more than one employee of businesses are a higher-risk environment therefore the following requirements must be met.

i. Employees must use hand sanitizer prior to entering the vehicle.

ii. Employees must cover their nose and mouth with a non-medical, cloth face-covering when in vehicle.

iii. The number of passengers must be limited to 50% of the vehicle's occupancy to increase the distance between passengers to the largest extent possible.

iv. Windows must remain open and/or ventilation increased.

v. High-touch surfaces in the vehicle shall be disinfected daily.

k. Businesses shall limit travel by employees in and out of Routt County. If a Business has employees that travel in order to work, the Business shall take reasonable measures to reduce this travel, such as allowing employees to remain in Routt County to complete their work. Such measures shall be included in the Mitigation Protocol, defined below.

5. **Mitigation Protocol.**

All Businesses at which there is more than one person present at any time (whether employees or members of the public) must prepare a "Mitigation Protocol" by 8:00 a.m. on April 14, 2020, or prior to opening to more than one person, whichever is later, for each facility or operational location in Routt County. The Mitigation Protocol must be substantially in the form attached to this Order as Appendix A and must address the Social Distancing Requirements in paragraph 5, above.

a. The Mitigation Protocol must be posted at or near the entrance of each facility that remains in use, and shall be easily viewable by the public and employees. A copy of the Mitigation Protocol must also be provided to each employee performing work at the facility.

b. All Businesses shall implement their Mitigation Protocol and provide evidence of its implementation to any authority enforcing this Order upon demand.

c. For construction Businesses, the COVID-19 Construction Site Management Plan Requirements issued by the Routt County Regional Building Department, as may be amended from time to time, are incorporated in to this Order as if fully set forth herein. The Construction Site Management Plan shall incorporate all requirements of this Order and may be posted as a substitute for the Mitigation Protocol required herein.

d. For any Business that serves food that would be allowed to be open under the Variance Request submitted by Routt County to the State: The requirements of the Mitigation Protocol - Restaurants approved by the State in granting the Variance are incorporated in this Order as if fully set forth herein and shall satisfy the Mitigation Protocol requirement herein. Such businesses shall not be allowed to operate pursuant to the Variance until approved by the State.

e. For any gatherings or events at public and commercial spaces in excess of ten people, which are allowed under a State Public Health Order, or a variance granted to Routt County, the Mitigation Protocol required herein shall include a self-certification form as prescribed by the Routt County Public Health Department. The self certification form shall be submitted to Routt County Public Health at least 15 days in advance of the gathering or event. Furthermore, if the Variance Request for Gatherings at Public and Commercial spaces is approved by the State, all mitigation protocols included in that Variance are incorporated in this Order as if fully set forth herein.

f. For any other Business that is subject to a Variance Request submitted by Routt County to the State: The requirements of the Mitigation Protocol for that business type approved by the State in granting the Variance are incorporated into this Order as if fully set forth herein and shall satisfy the Mitigation Protocol requirement herein. Such businesses shall not be allowed to operate pursuant to the Variance until approved by the State.

g. Failure to develop and post a Mitigation Protocol or inability to meet the requirements of the Mitigation Protocol and this Order may result in the closure of a Business and its facilities.

6. The responsibility for compliance with this order shall apply to the owner of the Business and the property owner of the property on which the facility is located. In addition, each employee or member of the public utilizing the facilities of the Business shall be personally responsible for their own compliance with this Order.

7. Any Business that provides more stringent mitigation and social distancing requirements shall be deemed to have met the intent of this Order.

8. **Most Restrictive Standard Controls.** To the extent any State and/or Federal orders or laws are more restrictive than what is set forth herein, such orders control.

9. **Judicial Review.** Any person aggrieved and affected by this Order has the right to request judicial review by filing an action with the Routt County District Court within 90 days of the date of this Order, pursuant to C.R.S. § 25-1-515. However, you must continue to obey the terms of this Order while your request for review is pending.

10. **Penalties.** Failure to comply with this Order is subject to the penalties contained in C.R.S. §§ 25-1-516 and 18-1.3-501, including a fine of up to five thousand ($5,000) dollars and imprisonment in the county jail for up to eighteen (18) months and may subject the person to a civil action for damages.

11. This Order is effective, as amended as of June 17, 2020 and is in effect through July 31, 2020, unless extended or earlier rescinded.

ORDERED THIS 17th day of June, 2020.

BY THE BOARD OF HEALTH FOR ROUTT COUNTY, COLORADO.

Timothy V. Corrigan, Chair

ATTEST:

Kim Bonner by Jenny Thomas Chief Deputy

Kim Bonner,
Routt County Clerk and Recorder

ROUTT COUNTY SEAL 1877 COLORADO

ROUTT COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA COMMUNICATION FORM

ITEM DATE: 7/22/2020	ITEM TIME:

FROM:	Scott Cowman & Mo Demorat
TODAY'S DATE:	7/20/2020
AGENDA TITLE:	Public

CHECK ONE THAT APPLIES TO YOUR ITEM:
❒ **ACTION ITEM**
X DIRECTION
X INFORMATION

I. DESCRIBE THE REQUEST OR ISSUE:
Information and direction on Public Health Order enforcement guidelines and staffing/resource needs for monitoring, education, and enforcement.
II. RECOMMENDED ACTION *(motion)***:**
Review materials, provide feedback and recommendations. Decide on level of effort and resource needs for monitoring and enforcement of public health orders.
III. DESCRIBE FISCAL IMPACTS (VARIATION TO BUDGET):
PROPOSED REVENUE *(if applicable)***:**
CURRENT BUDGETED AMOUNT:
PROPOSED EXPENDITURE: N/A
FUNDING SOURCE: County and possibly municipality CARE Funding
SUPPLEMENTAL BUDGET NEEDED: YES ❑ NO ❑
IV. IMPACTS OF A REGIONAL NATURE OR ON OTHER JURISDICTIONS (IDENTIFY ANY COMMUNICATIONS ON THIS ITEM):
Monitoring, LE surveillance and evidence collection, support from county municipality's
V. BACKGROUND INFORMATION:
The Colorado Protect Our Neighbors framework empowers counties to have more local control in suppressing the COVID-19 virus. It requires community-wide commitment and partnership across multiple entities, and development of comprehensive plans to best protect public health and work towards economic recovery. In alignment with the Protect Our Neighbors framework, this submittal has been developed to address enforcement of public health orders. The proposal contains guidelines and estimates staffing and community support needs for review by Public Health, the Board of Health, and the public.
VI. LEGAL ISSUES:
None
VII. CONFLICTS OR ENVIRONMENTAL ISSUES:
None

VIII. SUMMARY AND OTHER OPTIONS:
Decide on level of effort and resource needs for monitoring and enforcement of public health orders.
IX. LIST OF ATTACHMENTS:

- Agenda Communication Form
- Presentation
- Draft Guidelines
- Draft Warning Letter
- Routt County Business's (Steamboat Chamber)

ROUTT COUNTY
COLORADO

Guidelines for Enforcement of Public Health Orders

Scott Cowman – Routt County Director of Environmental Health

David “Mo” Demorat – Routt County Emergency Manager

Protect Our Neighbors

Commitment #1: Promote Compliance with Public Health Guidelines and Requirements:

- Monitoring, Education & Support
  - *In place but resource limited*
- Enforcement
  - *Plan in development*

Priorities for Maintaining Public Health

** All priorities aimed at reducing transmission risk thus protecting public health and in particular, vulnerable populations*

- Monitoring & Enforcement:
  - *Customers and employees wearing face coverings where required*
  - *Maintain density and distancing guidelines*
  - *Businesses interacting with customers in an approved and safe manner*
  - *Events occur with self-certification and not exceeding gathering limits*
  - *Limit exposure from travel & community spread*

Enforcement & Monitoring Priorities

Goals

- Consistency in interpretation of PH orders
- Education & support is a component of enforcement
- Motivate or incentivize voluntary compliance
- Solve logistical challenges with compliance
- Establish central location for inquiries and complaints
- Mobilize Public Health Educators and Monitors
- Progress toward Protect Our Neighbors and restoration of economic health

Targeted Enforcement Options

INCREMENTS

- Spot Checks
  - Education & Support
  - Surveillance
- Warnings
  - Formal Letter
- Administrative Remedies
- Civil Injunctions
- Criminal Actions

All options require adequate resources

Spot Checks - Education & Support

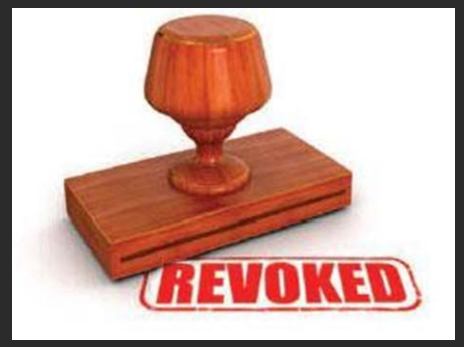
- Contact establishment and connect with information resources
- Benefits
  - Develop positive relationships
  - Prioritize individual responsibility
  - Does not have to involve courts
- Risks
  - Lower level of oversight and potentially less incentive to achieve compliance
- Examples
  - Current system

Warnings

- Issue formal Warning Letter or Notice of Violation
- Benefits
  - Incremental step towards increased enforcement
  - More compliance incentive
  - Does not have to involve courts or law enforcement
- Risks
  - Reaction of business owners and potential adversarial relationships
  - Requires more resources/staff time
- Examples
  - Letters sent to date

Administrative Actions

- Revoking Licenses (Liquor, MJ, Retail Food and Business)
  - Surveillance and evidence collection by law enforcement
- Benefits
  - Can be handled at the local level
  - Powerful incentive – affects bottom line
  - Does not have to involve courts or law enforcement
- Risks
  - Requires hard evidence
  - Not all offenders have licenses
  - It is not immediate
  - Process time and complexity
- Examples
  - Chronic non-compliance



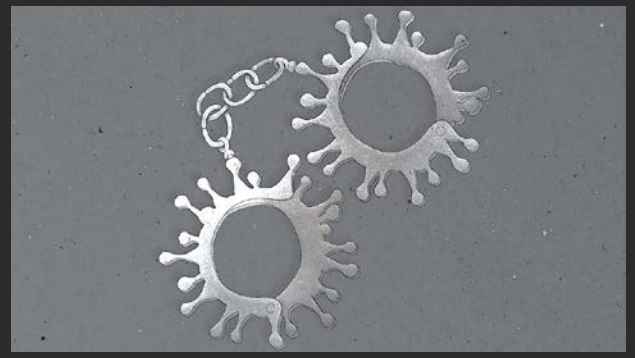
Civil Injunctive Action

- Benefits
  - It does not have to involve law enforcement
  - It can restrict a business from operating
  - In certain circumstances it can be obtained ex parte (without notice)
  - It could happen “quickly”
  - Because it affects a businesses ability to operate – it creates a strong incentive

- Risks
  - Requires intensive legal workup
  - Requires court action and follow-up with the courts
  - Ongoing monitoring for compliance
- Examples
  - Businesses or events that continue to not comply with health orders (chronic non-compliance)
  - Operating when they should be closed

Criminal Action

- **Benefits**
  - Law enforcement's familiarity with the process
  - Public Health could direct file charges with the DA



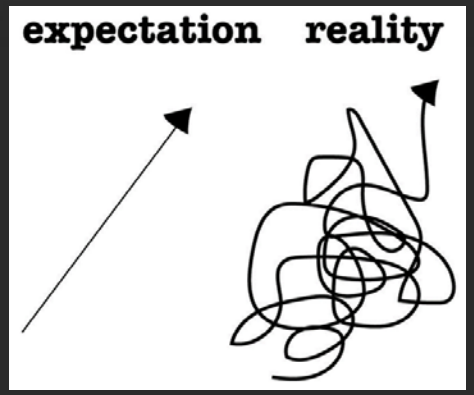
- **Risks**
  - The conduct may be "worth" the fine – up to $1,000 (imprisonment possible but not likely)
  - 6 to 8 weeks delay
  - Requires investigations/witnesses
- **Examples**
  - Failure to mitigate existing dangerous condition
  - Large unauthorized gatherings

Enforcement Steps *(refer to guidance document)*

- Initial Public Concern or Complaint
  - Emphasis on gathering information and education
- 1st violation: Repeat concerns with non-compliance
- 2nd violation: Repeat concerns with non-compliance
- 3rd violation: Repeat concerns with non-compliance
- 4th violation: Repeat concerns with non-compliance
  - All other options exhausted

Statistics

- Complaints:
  - Taken by PH, EH, PIO, Attorney, BCC – number unknown
- Calls to Dispatch?
- Email Inquiries
  - Taken by PH, EH, PIO, Attorney, BCC – number unknown
- Phone Inquires
  - Taken by PH, EH, PIO, Attorney, BCC – number unknown
- Spot Checks
  - 95 as of 7/14/2020 – Rate of compliance 86%

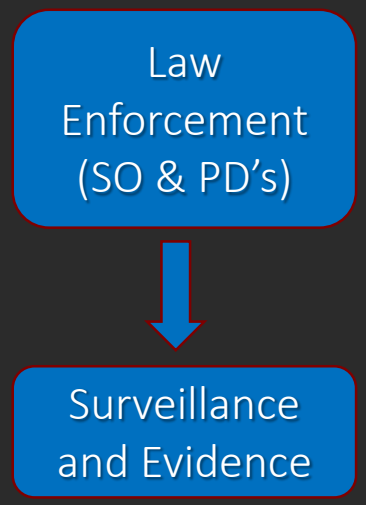


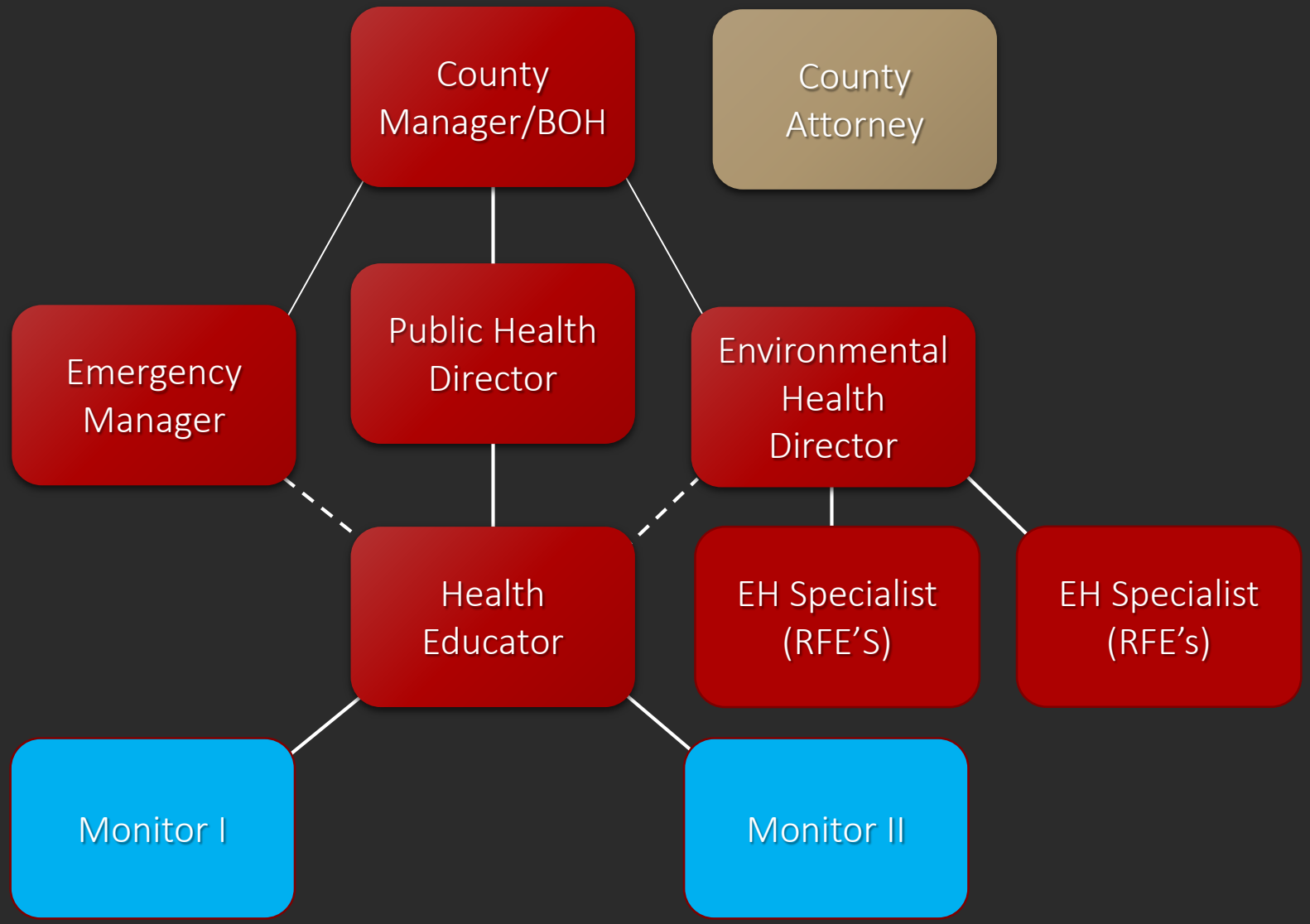
** Suggest increased tracking efforts to better inform resource needs*

Objectives

- Spot checks: *Assume 1,000 Business Establishments*
  - Steamboat - 50% of total establishments per month
    - *16 establishments/day – about 5 hours*
  - Hayden – all establishments once per month
  - Oak Creek – all establishments once per month
  - North Routt – all establishments once per month
  - Yampa/Pburg – all establishments once per month
- Minimum 80% compliance rate
- Sustain medium injection spread or less
- Don’t overwhelm PH capacity
- Economic recovery

Monitoring & Enforcement Team





QUESTIONS, COMMENTS, DIRECTION

Guidelines for Enforcement of Public Health Orders

If you are called upon to investigate persons violating state or local Public Health Orders relating to the operation of certain businesses, or public gatherings, *do the following*:

1) Educate and inform
   a. Talk to the business owner/manager in charge of the establishment that is on duty at the time of contact. Provide them with the handout titled WARNING concerning potential methods of enforcement
   b. Talk to those present and ask that they leave the establishment. Provide each person with the WARNING handout concerning potential methods of enforcement
2) Always leave a copy of the WARNING handout at the location
3) Prepare a report on your involvement, **even if they comply with your request to disperse or close down**, as the Attorney General, District Attorney or County Attorney may need to take legal action, if they are found to be non-compliant in the future (legal action could include criminal, civil or administrative actions, and may include all three).

COVID-19 Public Health Order Enforcement Process - Business Non-Compliance

**Note that in exception or egregious circumstances, steps may be skipped or combined as necessary to protect public health and safety*

Issue	Responsible Party	Action
Initial Public Concern or Complaint	Witness	Contact non-emergency dispatch line
	Law Enforcement	• Investigate concern upon request • Gather information, review business Mitigation Protocol & document
	Public Health/ Environmental Health team	• Investigate concern • Gather information, review business social distancing protocol & document • Educate and support the business owner about public health orders • If multiple or egregious violation(s), discuss with the County Attorney, who will consult with the District Attorney as necessary • Stronger enforcement or accelerated progression of enforcement may be considered in these circumstances (e.g. issuance of notice of violation or temporary cease and desist)
1st violation: Repeat concerns with non-compliance	Law Enforcement	• Notify Public/Environmental Health • Share documentation (incident report, camera footage, or other call notes as relevant)
	Public Health/ Environmental Health team	Issue of notice of violation (1st Warning Letter) • Require submission of Mitigation Plan to Public/Environmental Health • Require compliance with PHO • Note that PH can issue business-specific order closing business • If egregious violation, note that criminal charges may be issued with potential fines and jail time as consequences • Submit copy of Violation Notice to law enforcement, and, if multiple or egregious violation(s), the County Attorney will consult with the District Attorney as necessary. Stronger enforcement or accelerated progression of enforcement may be considered in these circumstances (e.g. issuance of notice of violation or temporary cease and desist).

	Business Establishment	• Must submit Mitigation Protocol and, if necessary, meet with Public/Environmental Health staff to discuss compliance • Must comply with any requirements specified in the Warning Letter • No fine or direct consequence at this stage
2nd violation: Repeat concerns with non-compliance	Law Enforcement	• Notify Public/Environmental Health • Share any additional documentation
	Public Health/ Environmental Health team	• Issue 2nd violation notice, and, if egregious, issue it together with Routt County Public Health Order closing the business • Submit 2nd violation notice and order closing business to law enforcement County Attorney's Office: Consult with law enforcement and District Attorney to determine whether criminal charges are warranted
	Business Establishment	• Must meet with PH staff, submit updated Mitigation Protocol, and demonstrate how the business will comply with any requirements specified in the Notice of Violation prior to lifting order
3rd violation: Repeat concerns with non-compliance	Law Enforcement	• Notify Public Health & Environment • Share any additional documentation
	Public Health/ Environmental Health team	• Issue 3rd violation notice together with petition to be filed with the court for temporary restraining order ("TRO") /injunction that prohibits violating the Routt County Public Health Order and the business-specific public health order • County Attorney's Office: Consult with law enforcement and District Attorney regarding criminal charges
	Business Establishment	• Must comply with any requirements specified in the Notice of Violation. • If not resolved (immediately, and) prior to court hearing, seek TRO • Future non-compliance will be in violation of the court-ordered temporary restraining order
4th violation: Repeat concerns with non-compliance	Law Enforcement	• Notify Public Health • Share any additional documentation
	Public Health/ Environmental Health team	• 4th Violation Notice with a Motion to Show Cause to the court for violating court order. o Court can hold violator in contempt, can issue fines, order jail, or close the place down • County Attorney: consult with law enforcement and District Attorney regarding criminal charges
	Business Establishment	• Consequences include fines, jail time, and/or forced closure

ROUTT COUNTY
PUBLIC HEALTH

136 6th Street, Suite 201
Steamboat Springs, CO 80487
(970) 870-5588
E-Health@co.routt.co.us

TEMPLATE:

Dear X,

This letter is to inform you that Routt County and the Routt County Department of Public Health have received numerous complaints from a number of patrons about your business. An incident report has been filed from law enforcement regarding violations of current local and state public health orders at _____. The Routt County Department of Environmental Health (assuming it's a restaurant) has the authority to issue closure orders for violating public health orders issued by the Colorado Department of Public Health & Environment ("CDPHE"). This authority extends to Routt County's Public Health Order 2020-03.

It has been reported that your business has violated the public health orders by allowing employees to work and allowing patrons to enter the establishment while not wearing or only partially wearing a mask or face covering. The following information has been provided for your reference:

- General information on enforcement of public health orders
- Applicable statutes:
  - Statutory authority to revoke food licenses
- Current applicable public health orders
  - State of Colorado Public Health Order 20-28 Safer at Home
  - Routt County Variance Mitigation Protocol (attached)
  - Routt County Public Health Order 2020-03 Amended June 17

National, state, and local public health officials have stated that the quickest path to economic recovery is through strict adherence to public health orders. We do not want, nor do we take any pleasure, in the prospect of penalizing an establishment for violation to said orders, but if violations continue, we will act accordingly. Please contact me so that we can come to an understanding about any needed mitigation and continued compliance at your establishment. If we do not receive a response by _____, we will proceed with an action aimed at suspending your retail food license or other available remedies including a civil protection order, or fines.

NAICS2017	NAICS2017_LABEL	EMPSZES_LABEL	YEAR	ESTAB	EMP	EMPSZES	
2017 NAICS code	Meaning of NAICS code	Meaning of Employment size of establishments	Year	Number of establishments	Number of employees	Employment size of establishments	
0	Total for all sectors	All establishments	2018	1765	14677	1	
0	Total for all sectors	Establishments with less than 5 employees	2018	1182N		210	
0	Total for all sectors	Establishments with 5 to 9 employees	2018	269N		220	
0	Total for all sectors	Establishments with 10 to 19 employees	2018	174N		230	
0	Total for all sectors	Establishments with 20 to 49 employees	2018	98N		241	
0	Total for all sectors	Establishments with 50 to 99 employees	2018	31N		242	
0	Total for all sectors	Establishments with 100 to 249 employees	2018	9N		251	
21	Mining, quarrying, and oil and	All establishments	2018	7	294	1	
21	Mining, quarrying, and oil and	Establishments with less than 5 employees	2018	3N		210	
22	Utilities	All establishments	2018	4	133	1	
23	Construction	All establishments	2018	345	1116	1	
23	Construction	Establishments with less than 5 employees	2018	276N		210	
23	Construction	Establishments with 5 to 9 employees	2018	40N		220	
23	Construction	Establishments with 10 to 19 employees	2018	22N		230	
23	Construction	Establishments with 20 to 49 employees	2018	7N		241	
31-33	Manufacturing	All establishments	2018	37	172	1	0
31-33	Manufacturing	Establishments with less than 5 employees	2018	21N		210	
31-33	Manufacturing	Establishments with 5 to 9 employees	2018	11N		220	
31-33	Manufacturing	Establishments with 10 to 19 employees	2018	3N		230	
42	Wholesale trade	All establishments	2018	58	354	1	
42	Wholesale trade	Establishments with less than 5 employees	2018	41N		210	
42	Wholesale trade	Establishments with 5 to 9 employees	2018	8N		220	
42	Wholesale trade	Establishments with 10 to 19 employees	2018	4N		230	
42	Wholesale trade	Establishments with 20 to 49 employees	2018	4N		241	
44-45	Retail trade	All establishments	2018	196	1808	1	
44-45	Retail trade	Establishments with less than 5 employees	2018	97N		210	
44-45	Retail trade	Establishments with 5 to 9 employees	2018	53N		220	
44-45	Retail trade	Establishments with 10 to 19 employees	2018	26N		230	
44-45	Retail trade	Establishments with 20 to 49 employees	2018	13N		241	
44-45	Retail trade	Establishments with 50 to 99 employees	2018	5N		242	
48-49	Transportation and warehousi	All establishments	2018	34	334	1	
48-49	Transportation and warehousi	Establishments with less than 5 employees	2018	24N		210	
48-49	Transportation and warehousi	Establishments with 5 to 9 employees	2018	4N		220	
48-49	Transportation and warehousi	Establishments with 10 to 19 employees	2018	3N		230	
51	Information	All establishments	2018	20	80	1	
51	Information	Establishments with less than 5 employees	2018	15N		210	
51	Information	Establishments with 10 to 19 employees	2018	4N		230	
52	Finance and insurance	All establishments	2018	48	257	1	
52	Finance and insurance	Establishments with less than 5 employees	2018	30N		210	
52	Finance and insurance	Establishments with 5 to 9 employees	2018	10N		220	
52	Finance and insurance	Establishments with 10 to 19 employees	2018	7N		230	
53	Real estate and rental and leas	All establishments	2018	163	576	1	
53	Real estate and rental and leas	Establishments with less than 5 employees	2018	133N		210	
53	Real estate and rental and leas	Establishments with 5 to 9 employees	2018	16N		220	
53	Real estate and rental and leas	Establishments with 10 to 19 employees	2018	9N		230	
53	Real estate and rental and leas	Establishments with 20 to 49 employees	2018	4N		241	
54	Professional, scientific, and tec	All establishments	2018	221	649	1	
54	Professional, scientific, and tec	Establishments with less than 5 employees	2018	191N		210	
54	Professional, scientific, and tec	Establishments with 5 to 9 employees	2018	16N		220	
54	Professional, scientific, and tec	Establishments with 10 to 19 employees	2018	10N		230	
54	Professional, scientific, and tec	Establishments with 20 to 49 employees	2018	3N		241	
55	Management of companies an	All establishments	2018	3	54	1	
56	Administrative and support an	All establishments	2018	111	902	1	
56	Administrative and support an	Establishments with less than 5 employees	2018	77N		210	
56	Administrative and support an	Establishments with 5 to 9 employees	2018	16N		220	
56	Administrative and support an	Establishments with 10 to 19 employees	2018	7N		230	
56	Administrative and support an	Establishments with 20 to 49 employees	2018	5N		241	
56	Administrative and support an	Establishments with 50 to 99 employees	2018	6N		242	
61	Educational services	All establishments	2018	18	208	1	
61	Educational services	Establishments with less than 5 employees	2018	11N		210	
61	Educational services	Establishments with 10 to 19 employees	2018	3N		230	
62	Health care and social assistan	All establishments	2018	146	1340	1	
62	Health care and social assistan	Establishments with less than 5 employees	2018	85N		210	
62	Health care and social assistan	Establishments with 5 to 9 employees	2018	32N		220	
62	Health care and social assistan	Establishments with 10 to 19 employees	2018	18N		230	
62	Health care and social assistan	Establishments with 20 to 49 employees	2018	9N		241	
71	Arts, entertainment, and recre	All establishments	2018	55	463	1	
71	Arts, entertainment, and recre	Establishments with less than 5 employees	2018	37N		210	
71	Arts, entertainment, and recre	Establishments with 5 to 9 employees	2018	7N		220	
71	Arts, entertainment, and recre	Establishments with 10 to 19 employees	2018	7N		230	
72	Accommodation and food serv	All establishments	2018	166	5439	1	
72	Accommodation and food serv	Establishments with less than 5 employees	2018	41N		210	
72	Accommodation and food serv	Establishments with 5 to 9 employees	2018	26N		220	
72	Accommodation and food serv	Establishments with 10 to 19 employees	2018	43N		230	
72	Accommodation and food serv	Establishments with 20 to 49 employees	2018	40N		241	
72	Accommodation and food serv	Establishments with 50 to 99 employees	2018	12N		242	
72	Accommodation and food serv	Establishments with 100 to 249 employees	2018	3N		251	
81	Other services (except public a	All establishments	2018	130	496	1	
81	Other services (except public a	Establishments with less than 5 employees	2018	94N		210	
81	Other services (except public a	Establishments with 5 to 9 employees	2018	25N		220	
81	Other services (except public a	Establishments with 10 to 19 employees	2018	8N		230	
81	Other services (except public a	Establishments with 20 to 49 employees	2018	3N		241	

US Census:
All Sectors: County Business Patterns by Legal Form of Organization and Employment Size Class for U.S., States, and Selected Geographies: 2018
Survey/Program: Annual Economic Surveys
TableID: CB1800CBP
Year: 2018
Dataset: CBP2018