

**SWINOMISH INDIAN TRIBAL COMMUNITY
SWINOMISH INDIAN RESERVATION**

RESOLUTION NO. 2020-04- 100

**A Resolution Amending the Tribe's Stay Home Order
Pursuant to the COVID-19 Pandemic**

WHEREAS, the Swinomish Indian Tribal Community (the "Tribe") is a federally recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganization Act of 1934 (25 U.S.C. § 5123); and

WHEREAS, the Tribe is organized under a constitution and bylaws originally ratified by the Tribe on November 16, 1935, and approved by the Secretary of the Interior on January 27, 1936, and as most recently amended and ratified by the Tribe on May 23, 2017, and approved by the Secretary of the Interior on July 7, 2017; and

WHEREAS, Swinomish Indian Senate (the "Senate") is the duly enacted governing body of the Swinomish Indian Tribal Community and exercises governmental authority over all lands and waters within the Swinomish Indian Reservation; and

WHEREAS, the Senate approved Resolution 2020-03-42 on March 9, 2020, declaring a Public Health Emergency in light of the rapidly spreading COVID-19 virus and potential threat to our community members; and

WHEREAS, on March 24, 2020, the Senate approved Resolution No. 2020-03-073, containing a Stay Home Order for all Swinomish Indian Tribal Community members and all residents and businesses of the Swinomish Reservation, and providing specific instructions for the closure of in-person office functions at nonessential businesses and the continued operation of essential business activities; and

WHEREAS, on April 3, 2020, the Senate approved Resolution No. 2020-04-76 to extend and clarify the Tribe's Stay Home Order until May 4, 2020; and

WHEREAS, Governor Inslee concluded that in order to protect the health and safety of Washingtonians, the stringent restrictions imposed in the Governor's Stay Home-Stay Health Order would remain in effect until May 4, 2020; and

WHEREAS, on April 27, 2020 Governor Inslee announced that golf courses would be allowed to restart operations on May 5, 2020 in compliance with COVID-19 Requirements and Recommendations; and

WHEREAS, Governor Inslee recognized that golf is widely seen as an activity that is viable and relatively low risk, but that there are additional precautions that need to be in place, as

set out in the COVID-19 Requirements and Recommendations, to ensure the safety of players, golf course staff and club/course officials; and

WHEREAS, the neighboring states of Oregon and Idaho have allowed golf activities to continue with appropriate safety procedures and protocols, despite the COVID-19; and

WHEREAS, the Swinomish Senate's primary concern remains the health, safety and wellbeing of all its community members, especially our elders and other vulnerable persons within our community, as well as residents and businesses of the Swinomish Reservation and employees of the Tribe, recognizing that we all face a shared and very serious public health concern; and

WHEREAS, the Senate affirms our collective responsibility to protect everyone in our community and on the Reservation by staying home and by practicing social distancing at all times; and

WHEREAS, in order to continue to provide clear and consistent direction to all residents of the Swinomish Reservation, this Senate Resolution is intended to continue to recognize, support and minimize conflict with the Governor's Stay Home – Stay Healthy Orders and related guidance from state authorities while safeguarding important Tribal interests; and

WHEREAS, the Senate's March 24, 2020 Stay Home Order Resolution No. 2020-03-073 recognized the importance of outdoor activities such as bike riding, walking, jogging and gardening for community members and residents of the Swinomish Reservation, and authorized participation in those activities; and

WHEREAS, the Senate continues to recognize the value to the physical and mental health and well-being of all members of the community, residents of the Reservation and others of outdoor recreation, physical activity and exercise, and wishes to encourage and facilitate recreation and exercise to the extent that it can be conducted safely and consistent with COVID-19 safety practices and protocols, including social distancing; and

WHEREAS, the Senate has determined that golf activities, and travel to and from those activities, can be safely conducted and allowed beginning April 30, 2020 at the Tribe's Swinomish Golf Links golf course if those activities and travel are carried out in accordance with COVID-19 safety procedures and protocols as outlined in the attached Exhibit A.; and

WHEREAS, the Senate recognizes the limited number of outdoor recreation activities available at this time to community members, Reservation residents and others, and has therefore determined that there is no reason to delay allowing golf activities carried out in accordance with the adopted COVID-19 safety procedures and protocols at the Swinomish Golf Links, beginning April 30, 2020; and

WHEREAS, the Senate also recognizes that safety of golf activities is dependent upon the compliance of golfers and other guests with COVID-19 safety procedures and protocols and has determined that, should golfers or other guests fail to maintain required social distancing or

otherwise comply with COVID-19 safety procedures and protocols, it may be necessary to limit or terminate golf activities at Swinomish Golf Links; and

WHEREAS, the Senate recognizes that Kukutali Preserve provides another locally available opportunity for outdoor recreation and exercise to community members and Reservation residents; and

WHEREAS, the Senate has determined that walking and other outdoor recreation activities at Kukutali Preserve that are allowed under applicable Tribal and State laws, rules and regulations, and travel to and from those activities, can be safely conducted and allowed at such time when they are authorized to begin by the Kukutali Preserve Management Board if those activities and travel are carried out in accordance with COVID-19 safety procedures and protocols adopted by the Board or set forth in the Senate's Stay Home Order Resolutions; and

WHEREAS, the Senate also recognizes that safety of outdoor recreation activities at Kukutali Preserve is dependent upon the compliance of guests with COVID-19 safety procedures and protocols and has determined that, should guests fail to maintain required social distancing or otherwise comply with COVID-19 safety procedures and protocols, it may be necessary to limit or terminate activities at Kukutali Preserve; and

WHEREAS, the Senate is authorized to take this action pursuant to Article VI, Section 1(a), (f), (g), (i), (k), (l), (m), (o), (p), (q), and (r), Section 3, Section 5(b) and (c) of the Constitution of the Tribe approved January 27, 1936, as amended and pursuant to the inherent authority of the Swinomish Indian Tribal Community, **NOW THEREFORE**,

BE IT RESOLVED BY THE SWINOMISH INDIAN SENATE that the directives and terms of the Senate's Stay Home Resolutions No. 2020-03-073 and 2020-04-76, except as modified herein, shall remain in effect until midnight on May 04, 2020, unless modified by further resolution of the Senate; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that golf activities, and travel to and from those activities are authorized and allowed beginning April 30, 2020 at the Tribe's Swinomish Golf Links golf course if those activities are carried out in accordance with COVID-19 safety procedures and protocols as outlined in the attached Exhibit A.; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that, should golfers or other guests at Swinomish Golf Links fail to maintain required social distancing or fail to otherwise comply with safety procedures and protocols, it may be necessary for the Board of Directors of Similk, Inc. or the management of Swinomish Golf Links to limit or terminate golf activities at Swinomish Links until those activities can be carried out safely; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that, walking and other outdoor recreation activities at Kukutali Preserve that are allowed under applicable Tribal and State laws, rules and regulations, and travel to and from those activities, are


authorized and allowed to begin at such time when they are authorized by the Kukutali Preserve Management Board if those activities and travel are carried out in accordance with COVID-19 safety procedures and protocols adopted by the Board and/or set forth in the Senate's Stay Home Order Resolutions; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that, should guests at Kukutali Preserve fail to maintain required social distancing or fail to otherwise comply with safety procedures and protocols, it may be necessary for the Management Board to limit or terminate activities at Kukutali Preserve until those activities can be carried out safely; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that Tribal staff are authorized and directed to take all necessary actions for implementation of this resolution as may be needed to carry out the terms of this Resolution; and


BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that it is essential that this Resolution be followed strictly in order to keep community members, Reservation residents, golfers and guests at Swinomish Golf Links, guests at Kukutali Preserve and others healthy and safe, as together we continue to face a highly contagious disease that can result in serious illness or death; and

BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE that the Senate expects and trusts that all community members, Reservation residents, golfers, guests and others will continue to strictly comply with this Resolution.


Steve Edwards, Chairman
Swinomish Indian Senate

CERTIFICATION

As Secretary of the Swinomish Indian Senate, I hereby certify that the foregoing Resolution was approved at a Special Meeting of the Swinomish Indian Senate held on April 29, 2020, at which time a quorum was present and the resolution was passed by a vote of 7 FOR, 0 AGAINST, and 0 ABSTENTIONS.


Barbara James, Secretary
Swinomish Indian Senate

Swinomish Golf Links

Reopening Guidelines and Requirements

1. Regularly sanitize counter tops, door knobs, other common surfaces, range buckets, golf carts, push carts, cash registers, score posting kiosks, and other frequently touched surfaces including employee used equipment.
2. Increase the number of hand sanitizing stations throughout the clubhouse area and check-in areas.
3. Require tee times to be reserved via phone or online.
4. Require cashless transactions – credit card only payments.
5. Limit number of guests in clubhouse and control entry and exit points.
6. Make sure sick employees stay home or go home if they feel or appear sick, identify and isolate workers who exhibit signs or symptoms of COVID-19 illness.
7. Eliminate cups in practice green.
8. Discontinue club rentals.
9. Remove bunker rakes, ball washers, and on-course trash cans, etc.
10. Install cups upside down on course to eliminate need for players to reach into cups to retrieve ball.
11. Ensure that the flagstick remains in at all times. Players will be educated to avoid touching the flagstick for any reason.
12. Make use of Starter and Marshall on the course to ensure physical distancing by reminding golfers, and where necessary, warning repeat offenders.
13. Eliminate sit-down food and beverage services. All beverages and snacks will be available only at point-of-sale area in clubhouse.

14. Maintain minimum six-foot separation between staff and customers in all interactions. When strict social distancing is not feasible for a specific task, other prevention measures are required, such as use of barriers, personal protective equipment or other acceptable protection.
15. Ensure frequent and adequate hand washing. Use gloves when possible (if not disposal, then ensure they are regularly washed).
16. Install hand sanitizer station at driving range. Conduct regular sanitization of baskets and tokens. [No modification of driving range necessary, as hitting areas already ensure a minimum 10-foot separation between players.]
17. Limit power carts to single riders.
18. Ensure restrooms are frequently cleaned and appropriately sanitized throughout the day.
19. Where appropriate, consult with the Tribe's Public Health Officer to make any additional changes as needed to address specific problems that arise.