**CITY OF OWASSO, OKLAHOMA**

**RESOLUTION 2020-11**

**WHEREAS**, on March 11, 2020, the World Health Organization (WHO) declared the coronavirus COVID-19 disease to be a pandemic; and

**WHEREAS,** on March 13, 2020, the President of the United States declared a National Emergency; due to the COVID-19 Virus pandemic; and

**WHEREAS**, on March 15, 2020, the Governor of the State of Oklahoma has declared an emergency caused by the impending threat of COVID-19 to the people of this State and the public’s peace, health and safety; and

**WHEREAS,** on March 17, 2020, the Owasso City Council approved Resolution 2020-10, declaring the existence of a civil emergency in the City of Owasso as a result of COVID-19; and

**WHEREAS**, on March 20, 2020, the Owasso City Council met in an emergency meeting at 9:00am to discuss the COVID-19 Pandemic and local public health issues and considerations, further calling a second emergency meeting for 2:00pm on March 20, 2020 to consider and take further action relating to the COVID-19 Pandemic; and,

**WHEREAS,** Title 11 Ok. Stat 22-120 gives a municipal governing body authority to enact and enforce such ordinances, rules, and regulations as it deems necessary for the protection of the public health that are not inconsistent with state law, and specifically states that a governing body may make regulations to prevent the introduction of contagious diseases into a municipality.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OWASSO, OKLAHOMA, PURSUANT TO CIVIL EMERGENCY AUTHORITY, DUE TO THE POTENTIAL FOR RAPID COMMUNITY SPREAD AND TRANSMISSION OF THE COVID-19 VIRUS, IMMEDIATE ATTENTION IS REQUIRED TO PROTECT PUBLIC HEALTH, SAFETY, AND WELFARE, IT IS HEREBY DECLARED AND ORDERED, AS FOLLOWS:**

1. Restaurants, food courts, cafes, coffeehouses, and other places of public accommodation offering food and beverage are closed for dine-in customers and guests and for on­premises consumption; and, if able, are restricted and limited to curbside, drive-thru, takeout, and delivery services. The following exclusions apply: institutional or in-house food cafeterias that serve residents, employees, and clients of businesses, child care facilities, hospitals, and long-term care facilities.
2. The following commercial establishments and places of public accommodation shall be and are hereby closed to ingress, egress, use, and occupancy by members of the public:
   1. Bars, taverns, brew pubs, breweries, microbreweries, distilleries, wineries, tasting rooms, clubs, and other places of public accommodation offering alcoholic beverages for on-premises consumption.
   2. Hookah bars, cigar bars, and vaping lounges offering their products for on-premises consumption.
   3. Theaters, cinemas, indoor and outdoor performance venues, and museums.
   4. Gymnasiums, fitness centers, recreation centers, indoor sports facilities, indoor exercise facilities, exercise studios, and spas. However, such facilities may operate with ten (10) or fewer total persons inside the facility at any time, by appointment only, and such premises not open for walk-in business.
   5. Amusement parks, arcades, bingo halls, bowling alleys, indoor climbing facilities, skating rinks, trampoline parks, and other similar recreational or entertainment facilities.
3. This Order does not prohibit an employee, contractor, vendor, or supplier of a place of public accommodation from entering, exiting, using, or occupying that place of public accommodation in their professional capacity.
4. The restrictions imposed by this Order do not apply to any of the following:
   1. Places of public accommodation that offer food and beverage not for on-premises consumption, including grocery stores, markets, convenience stores, pharmacies, drug stores, and food pantries, other than those portions of the place of public accommodation subject to the requirements of section;
   2. Health care facilities, child care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities;
   3. Crisis shelters, soup kitchens, or similar institutions;

However, owners, operators, and managers of such are strongly encouraged to implement CDC recommendations, to include social distancing and sanitization guidelines, in their place of business, until the expiration of this emergency order.

1. For purposes of this Order, "place of public accommodation" means a business, or an educational, refreshment, entertainment, or recreation facility, or an institution of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public.
2. All other businesses not mentioned in this order are strongly encouraged to implement CDC recommendations, to include social distancing and sanitization guidelines in their place of business, until the expiration of this emergency order.
3. This Order does not alter any of the obligations under law of an employer affected by this Order to its employees or to the employees of another employer.
4. This Order shall take effect March 21, 2020 at 6:30 PM and continue until 6:30 PM April 14, 2020; unless extended or terminated by further resolution.

**AND I DO FURTHER PROCLAIM, that public notice of this resolution shall be given to and filed with the City Clerk of the City of Owasso. ADOPTED and SIGNED this 20th day of March, 2020.**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_ Chris Kelley, Mayor

**ATTEST:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_

Juliann M. Stevens, City Clerk

**APPROVED AS TO FORM:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_

Julie Lombardi, City Attorney