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CITY OF
OKLAHOMA CITY OKLA
OFFICE OF
CITY CLERK

REVISED PROCLAMATION OF STATE OF EMERGENCY

WHEREAS, the United States is experiencing an outbreak of Novel Coronavirus-2019 also known as COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic; and

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

WHEREAS, on March 15, 2020, the Governor of Oklahoma declared a State of Emergency because of the COVID-19 pandemic; and

WHEREAS, the Center for Disease Control ("CDC") has emphasized the COVID-19 risk to individuals is dependent on exposure and transmission is through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, public health officials state that estimates of mortality rates for COVID-19 exceed typical seasonal viruses; and

WHEREAS, on March 13, 2020, the Oklahoma State Department of Health announced the first COVID-19 presumptive positive test result for a resident of the Oklahoma City metropolitan area; and

WHEREAS, on March 15, 2020, it was confirmed that COVID-19 is being transmitted through local community transmission and the number of confirmed cases continues to grow; and

WHEREAS, there have been COVID-19 related deaths statewide with multiple deaths in the Oklahoma City metropolitan area; and

WHEREAS, Oklahoma City-County Health Department states this is the worst public health crisis to face our city in the last half-century; and

WHEREAS, the CDC issued Interim Guidance for Mass Gatherings or Large Community Events which recommends putting into action strategies for postponing or canceling events; and

WHEREAS, on March 24, 2020, the Governor issued the Fourth Amended Executive Order 2020-07 and Executive Memorandum 2020-01 requiring vulnerable individuals to stay home except for essential errands, closing non-essential businesses in counties with confirmed cases of COVID-19, suspending certain elective and minor medical procedures, prohibiting gatherings of 10 or more individuals and restricting visitation at nursing homes; and

WHEREAS, on March 25, 2020, the Governor issued an Amended Executive Memorandum 2020-01 provided a list of essential business types authorized to remain open; and

WHEREAS, on March 25, 2020, the State Board of Education unanimously approved an order that implements a Distance Learning Plan to complete the 2019-20 school year for Oklahoma students without reopening school buildings; and

WHEREAS, upon the declarations of emergency by the President and Governor of Oklahoma, the Emergency Price Stabilization Act was automatically applicable, and this Act prohibits the sudden and often dramatic increase in the price of goods and/or services, including but not limited to rental prices of dwelling units in an amount of more than ten percent of the amount prior to the declaration; and

WHEREAS, Title 21, Section 1321.9 of the Oklahoma Statutes allows cities and towns to enact ordinances to issue a Proclamation of State of Emergency; and

WHEREAS, Section 15-37 of the Oklahoma City Municipal Code provides that I, as the Mayor, after finding that a public disaster exists which affects life, health, property or the public peace, may proclaim a state of emergency in the area affected; and

WHEREAS, Section 15-37 requires the proclamation be in writing, signed, and filed with the City Clerk and public notice as practical is provided through the news media of the issuance of said proclamation; and

WHEREAS, Section 15-38 provides that during the existence of a state of emergency, by proclamation, the following may be prohibited: (2) a designated number of persons from assembling or gathering on the public streets, parks or other areas either public or private, (6) the sale, purchase, or dispensing of alcoholic beverages, (7) the sale, purchase or dispensing of other commodities or goods, and (9) such other activities as Mayor reasonably believes should be prohibited to help preserve and maintain life, health, property or the public peace; and

WHEREAS, due to the urgency of the situation and the advice of our public health professionals, I have determined that an actual emergency exists that requires the use of measures to secure the safety and protection of the public life and health; and

WHEREAS, on March 16, 2020, after a press conference at 5:20 pm on March 15, 2020, I issued a Proclamation of State of Emergency declaring a public disaster due to COVID-19 and suspending events on public property, revoking special event permits, and imposing distance requirements for public transit riders; and

WHEREAS, on March 16, 2020, subsequent to execution of the Proclamation, President Trump announced guidelines providing that “in states with evidence community transmission, bars, restaurants, food courts, gyms, and other indoor and outdoor venues where groups of people congregate should be closed” and on March 17, 2020, after holding a press conference at 2:15pm I issued a Revised Proclamation concerning those locations; and

WHEREAS, on March 25, 2020, a second Revised Proclamation was issued including additional closures and limiting gatherings and on March 28, 2020 a third Revised Proclamation was issued implementing shelter in place and requiring closure of non-essential businesses; and

WHEREAS, pursuant to the powers and authority provided in Section 15-37 and 15-38 of the Oklahoma City Municipal Code, my previous Revised Proclamation should be revised to provide extend the Proclamation dates to April 30, 2020 and on April 2, 202 a press release was issued providing notice of a fourth Revised Proclamation.

NOW THEREFORE, BE IT PROCLAIMED as the Mayor of The City of Oklahoma City, the COVID-19 pandemic, and specifically the local community transmission of such disease, is and continues to be a public disaster which affects life, health, property and public peace within the limits of The City of Oklahoma City.

AND I DO FURTHER PROCLAIM, through April 30, 2020, residents living within the limits of The City of Oklahoma City are required to shelter at their place of residence as provided herein:

1. For the purposes of this Proclamation, “residence” includes homes, apartments, condominiums, dormitories, hotels, motels, shared rentals, temporary outdoor shelters, and similar facilities.
2. Persons may leave their residences only for Essential Activities as defined herein, or to or to operate Essential Businesses.
 - a. For purposes of the Proclamation “Essential Activities” shall include:
 - i. to engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family, household members, or pets (for example, obtaining medical supplies or medication, visiting a health care

- professional, obtaining supplies needed to work from home, or perform property maintenance);
- ii. to obtain necessary services or supplies for themselves, family, household members, or pets or to deliver those services or supplies to others (for example, food and beverage, pet supply, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences;
- iii. to engage in outdoor activity, provided the individuals, except household members, follow social distancing guidelines issued by the CDC (for example, walking, biking, hiking, or running);
- iv. to perform work at an Essential Business;
- v. to care for or transport a family member or pet in another household;
- vi. to move to another residence either in or outside the limits of The City of Oklahoma City; and
- vii. to otherwise carry out activities specifically permitted in this Order.

b. For purposes of this Proclamation “Essential Businesses” shall mean those businesses identified by the Governor of the State of Oklahoma, or his designee, as critical infrastructure sectors, including critical government workers as defined by the government employer.

AND I DO FURTHER PROCLAIM, the following provisions are issued and applicable within The City of Oklahoma City limits and are immediately effective and shall continue until the state of emergency is terminated by issuance of a subsequent proclamation:

1. Suspension of all events through April 30, 2020, with 10 or more participants at City operated properties/facilities.
2. Suspension of all events through April 30, 2020, with 10 or more participants at the City owned – subcontractor operated properties and City beneficiary Public Trust properties listed below.
 - Scissortail Park
 - Myriad Botanical Gardens
 - Riversport Adventure Property
 - Civic Center Music Hall
 - South Lakes Soccer Complex
 - North OKC Soccer Complex
 - Chickasaw Bricktown Ballpark
 - Cox Convention Center
 - Chesapeake Energy Arena
 - USA Softball Hall of Fame Stadium Complex
 - Oklahoma City Zoo
 - Zoo Amphitheater
 - MAPS 3 Senior Health and Wellness Facilities
 - Putnam City Athletic Association Ballpark at Lake Hefner Park
 - Putnam City Optimist Baseball and Softball Fields at Dolese Park
 - OKC Fairgrounds
 - Lake Hefner
 - Lake Overholser
 - Lake Stanley Draper
3. Revocation of the City’s approval of all special events permits and revocable permits issued for events on City and/or City beneficiary Public Trust property or requiring the closure of public right-of-way for events to through April 30, 2020.
4. Requirement of a distance of at least three (3) feet between all users during transport on public transit.
5. Through April 30, 2020, all bars without on-premises food service, night clubs, hookah bars, cigar bars, and vaping lounges shall be closed to the public. This does not prohibit the presence of personnel required for the maintenance of the facility or grounds. All other persons are restricted from such places.

6. Through April 30, 2020, all bars with on-premises food service, breweries, wineries, taverns, and restaurants are restricted to providing only take-out or delivery of food and sale of alcohol authorized for sale under state law. Such locations are otherwise closed to the public and persons, other than employees, are restricted from such places for any other purpose. This provision does not include institutional or in-house cafeterias serving residents, employees, childcare facilities, hospitals or congregate care facilities, including but not limited nursing homes and assisted living facilities.
7. Through April 30, 2020, the following places are closed to the public and all persons, except personnel necessary for maintenance of the facility and grounds, are restricted from such places:
 - a. Athletic gyms, exercise facilities, indoor sports facilities, indoor climbing facilities, bowling alleys, skating rinks, trampoline parks, playgrounds, and similar recreational facilities;
 - b. Movie and live theaters;
 - c. Seating areas of shopping mall food courts and food halls;
 - d. Remington Park gaming area;
 - e. Commercial amusement facilities;
 - f. City-owned or operated sport courts, golf courses, sports fields, dog parks, or fitness courts.
8. Through April 30, 2020, the following facilities, including non-medical personal care service facilities where services cannot be provided while maintaining six (6) feet distance between persons, are closed to the public and all persons, except personnel necessary for the maintenance of the facility or grounds are restricted from such places. This includes but is not limited to:
 - a. Salons (hair and nail);
 - b. Barber shops;
 - c. Cosmetology facilities;
 - d. Esthetician facilities;
 - e. Laser hair removal facilities;
 - f. Spas;
 - g. Massage facilities;
 - h. Tattoo parlors;
 - i. Piercing facilities.
9. Through April 30, 2020, except as provided herein, events, organized gatherings, and social gatherings of 10 or more people on public or private property are prohibited. An "organized gathering" is defined as people coming together at a central point for a meeting, event, sporting activity, or game. "Organized gathering" does not include people in a location independently performing work as part of employment; however, employers shall not have meetings of 10 or more. This provision does not include and specifically excludes events and organized gatherings of people in the following locations:
 - a. Government Office Buildings;
 - b. Food Banks;
 - c. Congregate care, including but not limited to nursing homes and assisted living facilities;
 - d. Medical and Medical Research facilities;
 - e. Childcare facilities;
 - f. Day Camps;
 - g. Media Press Conferences;
 - h. Blood Drives;
 - i. Other Disaster Response Activities.
10. Other than event permits, all licenses, permits, and certificates previously issued by the City and scheduled to expire while this State of Emergency is in effect shall be deemed to be renewed, provided that the applicable fees are paid and necessary inspections and approvals, if any, are satisfactorily completed, within thirty (30) days following the termination of this State of Emergency.

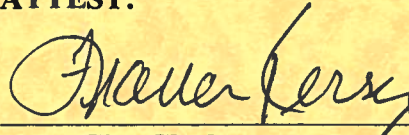
11. Metered parking directly adjacent to locations providing take-out services shall be temporarily out of service and be made available for pick-up and take-out services only. Parking meters in such locations shall indicate "Out of Service – For Pick-up/ Take-out Services Only". Take-out service providers may place signs in the right-of-way, so long as it is not impeding vehicular or pedestrian traffic, to identify the location of pick-up/take-out services.

12. Through April 30, 2020, all businesses operating or located within the limits of The City of Oklahoma City, except Essential Businesses, are required to close all facilities located within the City and all persons, except as provided in subsection a. below, are restricted from such places.
 - a. Provided that any business may continue to perform essential functions with employees or contractors as necessary to maintain the value of the business' inventory, preserve the condition of the business' physical plant and equipment, ensure security, process payroll and employee benefits and related functions.
 - b. For clarity, non-essential businesses may continue operations consisting exclusively of employees or contractors performing activities remotely (i.e. working from home).
 - c. For Essential Businesses continuing to operate, to the extent possible all businesses shall practice social distancing which may include but is not limited to maintaining six (6) feet between both employees and the general public, off-setting shifts and/or days, and requiring employees to conduct work remotely.
 - d. Any business owner keeping a non-essential business open in violation the Proclamation shall be subject to Section 15-40 of the Oklahoma City Municipal Code.


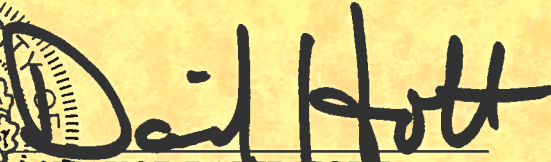
AND I DO FURTHER PROCLAIM, that public notice of this proclamation and state of emergency shall be given to and filed with the City Clerk of The City of Oklahoma City.

ADOPTED and SIGNED this 2nd day of April, 2020.

ATTEST:



City Clerk

MAYOR DAVID HOLT

APPROVED as to form and legality.



Deputy Municipal Counselor