

CITY OF SKIATOOK

**RESOLUTION 2020-05
(As Amended _____, 2020)**

A RESOLUTION SETTING TEMPORARY REGULATIONS FOR THE CITY OF SKIATOOK, OKLAHOMA, AND DECLARING AN EMERGENCY IN RESPONSE TO THE COVID-19 PANDEMIC.

WHEREAS, the World Health Organization (WHO) has declared COVID-19 (Coronavirus) to be a global pandemic; and

WHEREAS, the President of the United States of America has declared an infectious disease National Emergency Declaration to combat COVID-19; and

WHEREAS, the Governor of the State of Oklahoma has declared a State of Emergency for all 77 counties in Oklahoma; and

WHEREAS, health professionals and researchers have determined COVID-19 is spread by human contact and interaction; and

WHEREAS, practicing methods such as social distancing is believed to slow the spread of COVID-19; and

WHEREAS, the spread of COVID-19 is a disaster affecting life, health, and safety of City residents and non-residents alike; and

WHEREAS, the City of Tulsa and other municipalities have imposed similar temporary regulations with mandatory limits for certain businesses in an attempt to limit social contact; and

WHEREAS, a number of local businesses have implemented changes that provide protection to the public; however, the Tulsa County Health Department has requested the City of Skiatook take additional measures to protect the public, as the threat has not only continued but expanded within Tulsa County and the immediate area, resulting in additional exposure, illness and death. Therefore, it is necessary to implement the following temporary regulations and measures to protect the health and safety of the citizens of the City of Skiatook; and

WHEREAS, the aforementioned pandemic conditions constitute a threat to the safety and welfare of the City of Skiatook, and create an emergency situation within the meaning of Title 63, Oklahoma Statutes, Section 683.3, Oklahoma Emergency Act of

2003, as amended, and also the authority under Title 11, Oklahoma Statutes, Section 22-120.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Skiatook, Oklahoma, duly assembled:

SECTION ONE: A state of emergency is hereby declared to exist within the corporate limits of the City of Skiatook, Oklahoma. Additionally, this Resolution is subject to any orders issued by the federal government and/or State of Oklahoma.

SECTION TWO:

(a.) That the City Manager may establish a curfew as deemed necessary for the preservation of the health, safety and welfare of the public.

(b.) Additionally, the City Manager shall revoke any pending permits and not issue any new permits for any public or private events on any City street, sidewalk, facility, park, or other City property until these temporary regulations are revoked or modified.

(c.) To the extent possible during this emergency, the City of Skiatook shall devote resources, as available, to assist not only local residents, but the business community to react and adjust to the continuing threat, including but not limited to assistance with continuing business operations as appropriate.

SECTION THREE: That Skiatook City Hall shall remain open for individual access on a limited basis, unless City Hall is later closed to public access to protect public health. The public is encouraged to conduct business with the City of Skiatook or the Skiatook Public Works Authority (SPWA) by phone, e-mail, City of Skiatook website, City drop-box, or mail to the extent possible.

SECTION FOUR: That the City Manager is hereby authorized to make necessary operational changes to protect employees and the public from exposure to the COVID-19 virus, including, but not limited to, the following:

(a.) Implementing best practices for handwashing, cleaning, and social distancing;

(b.) Ordering self-quarantine of employees as recommended protocols dictate;

(c.) Closing service windows at City Hall;

(d.) Closing any City property or facility to the public, including City Hall;

(e.) Implementing protocols to limit the exposure of First Responders to COVID-19;

(f.) Cancelling or rescheduling of job-related training or conferences;

(g.) Discouraging off-duty employees from travel or attendance at crowded venues of all kinds and encouraging off-duty social distancing and sanitary precautions;

(h.) Encouraging all employees to follow recommended protocols if exhibiting symptoms indicative of COVID-19.

SECTION FIVE: Pursuant to directives from county, state, and federal health authorities, **ALL** in-person social, spiritual and recreational gatherings and meetings **of more than ten persons** (including, but not limited to, community, civic, public, leisure, religious, sporting events, parades, concerts, festivals, conventions, fundraisers and similar activities) **shall not be held and are prohibited** during the time these emergency temporary regulations are in effect and these entities and said groups are also **strongly encouraged** to provide internet based services, gatherings, and/or meetings to their members and the public in these times of dire need. However, this regulation does not apply to any private family gatherings.

SECTION SIX:

(a.) 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 on-premises consumption, are restricted and limited to curbside, drive-thru, takeout, and delivery services, excluding institutional or in-house food cafeterias that service residents, employees, and clients of businesses, child care facilities, hospitals and/or medical clinics, and long-term care facilities.

(b.) Tattoo and massage parlors, barber shops, haircut and styling shops, and spas shall operate only under the following conditions: by appointment only with no walk-in customers; appointments shall not be scheduled and held within 15 minutes of the preceding appointment; the individual client (including a parent and/or guardian of a child client) shall not bring any other persons, including children (unless the child is the client) under the age of eighteen (18), and allow said persons to be present within the facility during an appointment; and that all workstations are hereby required to have a minimum of (six) 6 feet of space from the adjoining workstation, to promote social distancing.

(c.) Gymnasiums, fitness centers, recreation centers, dance studios, indoor sports facilities, indoor exercise facilities, and exercise studios shall operate only under the following conditions: there shall be admission to the premises by appointment only; there must be 100 (one-hundred) sq. ft. of floor space required per person admitted; at all times there must be 6 (six) feet of space separating all athletes/customers/members/clients; at all times, admission to the facility shall only include up to a maximum of 10 (ten) persons, including any coach(es) and/or trainers; only those scheduled by appointment shall be present inside the facility; and all work stations shall be sanitized and cleaned each time before and after each use.

(d.) 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. Theaters, cinemas, indoor and outdoor performance venues, libraries, public auction houses, and museums.

(e.) This Resolution 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.

(f.) The restrictions imposed by this Resolution 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 this section;

2. Health care facilities, child care facilities, and residential care facilities, congregate care facilities; and

3. Crisis shelters, soup kitchens, or similar institutions.

(g.) This Resolution does not alter any of the obligations under law of an employer affected by the Resolution to its employees or to the employees of another employer.

(h.) Any of the businesses and/or non-profit organizations (non-profit organizations defined as churches and other non-profits), either restricted or closed by these temporary regulations, which have current commercial utility accounts, may, upon application and approval by the SPWA, receive a temporary 25% (twenty-five percent) discount on SPWA utility bills (defined as including water, sewer, and electric charges only and no other services apply to this discount) during the time these temporary regulations remain in effect. This discount does not apply to any other utility accounts, other than the businesses and/or non-profits restricted or closed within Sections Five and/or Six of this Resolution. Additionally, any business or non-profit subject to Section Five and/or Section Six found to be in violation of these regulations by City officials, shall then be ineligible and immediately disqualified for the temporary 25% (twenty-five percent) discount. Any decision of the SWPA as to eligibility and/or disqualification for this discount shall be final.

SECTION SEVEN: All businesses are **strongly encouraged** to limit all group activities and to significantly increase and enhance facility cleaning regimens. Additionally, all persons are encouraged to take all precautions available to assist in alleviating the spread of the virus.

SECTION EIGHT: All businesses are **strongly encouraged** to adopt the attached (**Exhibit “A”**) Oklahoma State Department of Health “COVID-19 Employers Guidance” document and recommendations thereof. Additionally, **ALL** businesses and organizations located in Skiatook are requested to post, in a conspicuous public place at their facilities (with all pages separately viewable, if possible), a copy of this Resolution and the Oklahoma State Department of Health “COVID-19 Employers Guidance” document for the benefit of their patrons and the public. Also, both of these documents will be available on cityofskiatook.com (the City’s website).

SECTION NINE: The regulations, limitations, restrictions, and closings set forth within this Resolution shall be effective immediately upon passage of this Amended Resolution.

SECTION TEN: This state of emergency and these temporary regulations, limitations, restrictions, and closings set forth within this Resolution shall continue until May 13th, 2020, 11:59 pm, unless withdrawn by formal action of the City Council.

SECTION ELEVEN: This Resolution is subject to amendment and supplement if conditions so warrant. Additionally, this Resolution is subject to any orders issued by the federal government and/or State of Oklahoma.

THIS AMENDED RESOLUTION IS HEREBY APPROVED AND ADOPTED BY THE CITY COUNCIL FOR THE CITY OF SKIATOOK, OKLAHOMA, and executed by the Mayor this ____ day of _____, 2020.

CITY OF SKIATOOK, OKLAHOMA

By: _____
Herb Forbes, Mayor

ATTEST:

Shirley Lett, City Clerk

(SEAL)

APPROVED AS TO FORM:

Joel W. Barnaby, City Attorney