City of Brookings

SPECIAL MEETING AGENDA

CITY COUNCIL

Thursday, April 23, 2020, 5:00 pmCity Hall Council Chambers, 898 Elk Drive, Brookings, OR 97415

CITY COUNCIL

- A. Call to Order
- **B. Pledge of Allegiance**
- C. Roll Call

D. Staff Reports

- 1. Plan to reopen Public Life and Business [Pg.2]
 - a. Governor Brown's 2020 Executive Orders [Pg. 3]
 - b. Federal Guidelines "Opening Up America Again" [Pg.5]
 - c. "Reopening Oregon: A Public Health Framework for Restarting Public Life and Business" [Pg.23]
 - d. Resolution 20-R-1176 [Pg.48]

E. Remarks from Mayor and Councilors

F. Adjournment

*Public Comment forms and the agenda packet are available on-line at www.brookings.or.us, at Brookings City Hall, and at Chetco Community Public Library. Return completed Public Comment forms to the City Recorder before the start of the meeting or during regular business hours.

All public meetings are held in accessible locations. Auxiliary aids will be provided upon request with at least 72 hours advance notification. Please contact 469-1102 if you have any questions regarding this notice.

Due to the COVID-19 virus, meeting participants in the council chambers will be limited and social distancing of six (6) feet will be required and maintained. If you would like to view the City Council Meeting live, you can via:

- -Television Charter Channel 181
- -Internet Go to the City of Brookings website at http://www.brookings.or.us

CITY OF BROOKINGS

COUNCIL AGENDA REPORT

Meeting Date: April 23, 2020

Originating Dept: City Manager

Signature (submitted by)

City Manager Approval

Subject:

Re-opening Public Life and Business

Background/Discussion:

A recap of Governor Kate Brown's Executive Orders (EO) related to the Corona Virus (COVID-19) (entire list of 2020 EOs is attached):

- March 08, 2020, EO 20-03 Declaring State of Emergency
- March 17, 2020, EO 20-07 Prohibiting On-Premises Consumption of Food or Drink
- March 17, 2020, EO 20-08 School Closures
- March 19, 2020, EO 20-10 Postponing Non-urgent Health Care Procedures
- March 23, 2020, EO 20-12 Stay at Home, Closing Specified Retail Businesses and Outdoor Areas, Requiring Social Distancing
- April 15, 2020, EO 20-16 Ensure Safe Public Meetings

Guidance began coming out last week on how to re-open our communities safely. I have attached the Federal Guidelines from the Whitehouse and CDC that were put out April 16th, and the State Guidelines that were originally put out on April 14th, and revised on April 20th.

In addition, the City Council adopted Resolution 20-R-1176 on March 26, 2020, temporarily and partially restricting the Rental of Transient Lodging Facilities.

At both the Federal and State level, there has been much discussion about the need to have reopening done on a regional basis (i.e. reopening rural Oregon looks different than reopening Portland or Salem).

With that in mind, the County, the Cities within our County, and Curry Health Network have begun discussions on developing a reopening plan, so that we are prepared when Governor Brown begins lifting restrictions.

Attachment(s):

- a. Governor Brown's 2020 Executive Orders
- b. Federal Guidelines "Opening Up America Again"
- c. "Reopening Oregon: A Public Health Framework for Restarting Public Life and Business"
- d. Resolution 20-R-1176

Governor Kate Brown (/gov/Pages/index.aspx) / Administration (/gov/admin/Pages/default.aspx) / Executive Orders

Executive Orders

Executive Order 20-18 (/gov/Documents/executive_orders/eo_20-18.pdf)

Protecting Cares Act Recovery Rebate Payments from Garnishments, So Those Funds Can Be Used For Essential Needs

Executive Order 20-17 (/gov/Documents/executive_orders/eo_20-17.pdf)

Extending Executive Order No. 20-09 (Suspension of In-Person Instructional Activities at Higher Education Institutions)

Executive Order 20-16 (/gov/Documents/executive_orders/eo_20-16.pdf)

Keep Government Working: Ordering Necessary Measures to Ensure Safe Public Meetings and Continued Operations by Local Governments During Coronavirus (COVID-19) Outbreak

Executive Order 20-15 (/gov/Documents/executive_orders/eo_20-15.pdf)

Extending the Duration of Executive Order No. 20-06 (Declaration of Abnormal Disruption of the Market Due to COVID-19)

Executive Order 20-14 (/gov/Documents/executive_orders/eo_20-14.pdf)

Extending the Duration of Executive Order No. 20-07 (Prohibiting On-Premises Consumption of Food or Drink)

Executive Order 20-13 (/gov/Documents/executive_orders/eo_20-13.pdf)

Temporary Moratorium on Certain Evictions and Terminations of Rental Agreements and Leases, in Response to Coronavirus (COVID-19) Outbreak

Executive Order 20-12 (/gov/Documents/executive_orders/eo_20-12.pdf)

Stay Home, Save Lives: Ordering Oregonians to Stay at Home, Closing Specified Retail Businesses, Requiring Social Distancing Measures for Other Public and Private Facilities, and Imposing Requirements for Outdoor Areas and Licensed Childcare Facilities

Executive Order 20-11 (/gov/Documents/executive_orders/eo_20-11.pdf)

Temporary Moratorium on Residential Evictions for Nonpayment, in Response to Coronavirus (COVID-19) Outbreak

Executive Order 20-10 (/gov/Documents/executive_orders/eo_20-10.pdf)

Preserving Personal Protective Equipment and Hospital Beds, Protecting Health Care Workers, Postponing Non-urgent Health Care Procedures, and Restricting Visitation in Response to Coronavirus (COVID-19) Outbreaks

Executive Order 20-09 (/gov/Documents/executive_orders/eo_20-09.pdf)

Suspension of In-Person Instructional Activities at Higher Education Institutions in Response to Coronavirus (COVID-19)
Outbreak

Executive Order 20-08 (/gov/Documents/executive_orders/eo_20-08.pdf)

School Closures and the Provision of School-based and Child Care Services in Response to Coronavirus (COVID-19) Outbreak

Executive Order 20-07 (/gov/Documents/executive_orders/eo_20-07.pdf)

Prohibiting On-Premises Consumption of Food or Drink and Gatherings of More Than 25 People

Executive Order 20-06 (/gov/Documents/executive_orders/eo_20-06.pdf)

Declaration of Abnormal Disruption of the Market due to COVID-19

Executive Order 20-05 (/gov/Documents/executive_orders/eo_20-05.pdf)

Prohibiting Large Gatherings Due to Coronavirus (COVID-19) Outbreak in Oregon

Executive Order 20-04 (/gov/Documents/executive_orders/eo_20-04.pdf)

Directing State Agencies to Take Actions to Reduce and Regulate Greenhouse Gas Emissions

Executive Order 20-03 (/gov/Documents/executive_orders/eo_20-03.pdf)

Declaration of Emergency due to Corona Virus (COVID-19) outbreak in Oregon

Executive Order 20-02 (/gov/Documents/executive_orders/eo_20-02.pdf)

Determination of a State of Drought Emergency in Klamath County due to low snowpack, precipitation, streamflow, and warming temperatures

Executive Order 20-01 (/gov/Documents/executive_orders/eo_20-01.pdf)

Determination of State of Emergency in Umatilla, Union and Wallowa Counties due to a Severe Storm that includes Heavy Rain, Snowmelt, Flooding and Landslides

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GUIDELINES

OPENING UP AMERICA AGAIN

Proposed State or Regional Gating Criteria

(Satisfy Before Proceeding to Phased Opening)

SYMPTOMS

Downward trajectory of influenza-like illnesses (ILI) reported within a 14-day period

AND

Downward trajectory of covid-like syndromic cases reported within a 14-day period

CASES

Downward trajectory of documented cases within a 14-day period

OR

Downward trajectory of positive tests as a percent of total tests within a 14-day period (flat or increasing volume of tests)

HOSPITALS

Treat all patients without crisis care

AND

Robust testing program in place for at-risk healthcare workers, including emerging antibody testing

*State and local officials may need to tailor the application of these criteria to local circumstances (e.g., metropolitan areas that have suffered severe COVID outbreaks, rural and suburban areas where outbreaks have not occurred or have been mild). Additionally, where appropriate, Governors should work on a regional basis to satisfy these criteria and to progress through the phases outlined below.



Core State Preparedness Responsibilities

TESTING & CONTACT TRACING

- ✓ Ability to quickly set up safe and efficient screening and testing sites for symptomatic individuals and trace contacts of COVID+ results
- ✓ Ability to test Syndromic/ILI-indicated persons for COVID and trace contacts of COVID+ results
- ✓ Ensure sentinel surveillance sites are screening for asymptomatic cases and contacts for COVID+ results are traced (sites operate at locations that serve older individuals, lower-income Americans, racial minorities, and Native Americans)

HEALTHCARE SYSTEM CAPACITY

- ✓ Ability to quickly and independently supply sufficient Personal Protective Equipment and critical medical equipment to handle dramatic surge in need
- ✓ Ability to surge ICU capacity

PLANS

- ✓ Protect the health and safety of workers in critical industries
- ✓ Protect the health and safety of those living and working in high-risk facilities (e.g., senior care facilities)
- ✓ Protect employees and users of mass transit
- ✓ Advise citizens regarding protocols for social distancing and face coverings
- ✓ Monitor conditions and immediately take steps to limit and mitigate any rebounds or outbreaks by restarting a phase or returning to an earlier phase, depending on severity



Proposed Phased Approach BASED ON UP-TO-DATE DATA AND READINESS

MITIGATES RISK OF RESURGENCE

PROTECTS THE MOST VULNERABLE

IMPLEMENTABLE ON **STATEWIDE OR COUNTY- BY-COUNTY** BASIS AT GOVERNORS' DISCRETION

Guidelines for All Phases: Individuals

CONTINUE TO PRACTICE GOOD HYGIENE

- ✓ Wash your hands with soap and water or use hand sanitizer, especially after touching frequently used items or surfaces.
- ✓ Avoid touching your face.
- ✓ Sneeze or cough into a tissue, or the inside of your elbow.
- ✓ Disinfect frequently used items and surfaces as much as possible.
- ✓ Strongly consider using face coverings while in public, and particularly when using mass transit.

PEOPLE WHO FEEL SICK SHOULD STAY HOME

- ✓ Do not go to work or school.
- ✓ Contact and follow the advice of your medical provider.

Continue to adhere to State and local guidance as well as complementary CDC guidance, particularly with respect to face coverings.

Guidelines for All Phases: Employers

Develop and implement appropriate policies, in accordance with Federal, State, and local regulations and guidance, and informed by industry best practices, regarding:

- ✓ Social distancing and protective equipment
- √ Temperature checks
- ✓ Testing, isolating, and contact tracing
- √ Sanitation
- ✓ Use and disinfection of common and high-traffic areas
- ✓ Business travel

Monitor workforce for indicative symptoms. Do not allow symptomatic people to physically return to work until cleared by a medical provider.

Develop and implement policies and procedures for workforce contact tracing following employee COVID+ test.

Phase One

FOR STATES AND REGIONS THAT SATISFY THE GATING CRITERIA

Phase One INDIVIDUALS

ALL VULNERABLE INDIVIDUALS* should continue to shelter in place. Members of households with vulnerable residents should be aware that by returning to work or other environments where distancing is not practical, they could carry the virus back home. Precautions should be taken to isolate from vulnerable residents.

All individuals, **WHEN IN PUBLIC** (e.g., parks, outdoor recreation areas, shopping areas), should maximize physical distance from others. Social settings of more than 10 people, where appropriate distancing may not be practical, should be avoided unless precautionary measures are observed.

Avoid **SOCIALIZING** in groups of more than 10 people in circumstances that do not readily allow for appropriate physical distancing (e.g., receptions, trade shows)

MINIMIZE NON-ESSENTIAL TRAVEL and adhere to CDC guidelines regarding isolation following travel.

*See Appendix 1 for Definition of Vulnerable Individuals



Continue to **ENCOURAGE TELEWORK**, whenever possible and feasible with business operations.

If possible, **RETURN TO WORK IN PHASES.**

Close **COMMON AREAS** where personnel are likely to congregate and interact, or enforce strict social distancing protocols.

Minimize **NON-ESSENTIAL TRAVEL** and adhere to CDC guidelines regarding isolation following travel.

Strongly consider **SPECIAL ACCOMMODATIONS** for personnel who are members of a **VULNERABLE POPULATION**.

Phase One SPECIFIC TYPES OF EMPLOYERS

SCHOOLS AND ORGANIZED YOUTH ACTIVITIES (e.g., daycare, camp) that are currently closed should remain closed.

VISITS TO SENIOR LIVING FACILITIES AND HOSPITALS should be prohibited. Those who do interact with residents and patients must adhere to strict protocols regarding hygiene.

LARGE VENUES (e.g., sit-down dining, movie theaters, sporting venues, places of worship) can operate under strict physical distancing protocols.

ELECTIVE SURGERIES can resume, as clinically appropriate, on an outpatient basis at facilities that adhere to CMS guidelines.

GYMS can open if they adhere to strict physical distancing and sanitation protocols.

BARS should remain closed.

Phase Two

FOR STATES AND REGIONS WITH NO EVIDENCE OF
A REBOUND AND THAT SATISFY THE GATING
CRITERIA A SECOND TIME

Phase Two INDIVIDUALS

ALL VULNERABLE INDIVIDUALS should continue to shelter in place. Members of households with vulnerable residents should be aware that by returning to work or other environments where distancing is not practical, they could carry the virus back home. Precautions should be taken to isolate from vulnerable residents.

All individuals, **WHEN IN PUBLIC** (e.g., parks, outdoor recreation areas, shopping areas), should maximize physical distance from others. Social settings of more than 50 people, where appropriate distancing may not be practical, should be avoided unless precautionary measures are observed.

NON-ESSENTIAL TRAVEL can resume.

Phase Two EMPLOYERS

Continue to **ENCOURAGE TELEWORK**, whenever possible and feasible with business operations.

Close **COMMON AREAS** where personnel are likely to congregate and interact, or enforce moderate social distancing protocols.

NON-ESSENTIAL TRAVEL can resume.

Strongly consider **SPECIAL ACCOMMODATIONS** for personnel who are members of a **VULNERABLE POPULATION**.

Phase Two SPECIFIC TYPES OF EMPLOYERS

SCHOOLS AND ORGANIZED YOUTH ACTIVITIES (e.g., daycare, camp) can reopen.

VISITS TO SENIOR CARE FACILITIES AND HOSPITALS should be prohibited. Those who do interact with residents and patients must adhere to strict protocols regarding hygiene.

LARGE VENUES (e.g., sit-down dining, movie theaters, sporting venues, places of worship) can operate under moderate physical distancing protocols.

ELECTIVE SURGERIES can resume, as clinically appropriate, on an outpatient and in-patient basis at facilities that adhere to CMS guidelines.

GYMS can remain open if they adhere to strict physical distancing and sanitation protocols.

BARS may operate with diminished standing-room occupancy, where applicable and appropriate.

Phase Three

FOR STATES AND REGIONS WITH NO EVIDENCE OF
A REBOUND AND THAT SATISFY THE GATING
CRITERIA A THIRD TIME

Phase Three

VULNERABLE INDIVIDUALS can resume public interactions, but should practice physical distancing, minimizing exposure to social settings where distancing may not be practical, unless precautionary measures are observed.

LOW-RISK POPULATIONS should consider minimizing time spent in crowded environments.

Phase Three

EMPLOYERS

Resume UNRESTRICTED STAFFING of worksites.

Phase Three SPECIFIC TYPES OF EMPLOYERS

VISITS TO SENIOR CARE FACILITIES AND HOSPITALS can resume. Those who interact with residents and patients must be diligent regarding hygiene.

LARGE VENUES (e.g., sit-down dining, movie theaters, sporting venues, places of worship) can operate under limited physical distancing protocols.

GYMS can remain open if they adhere to standard sanitation protocols.

BARS may operate with increased standing room occupancy, where applicable.

Appendix Vulnerable Individuals

- 1. Elderly individuals.
- 2. Individuals with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, asthma, and those whose immune system is compromised such as by chemotherapy for cancer and other conditions requiring such therapy.



Reopening Oregon:

A Public Health Framework for Restarting Public Life and Business

Governor Kate Brown April 20, 2020

You don't make the timeline. The virus makes the timeline.

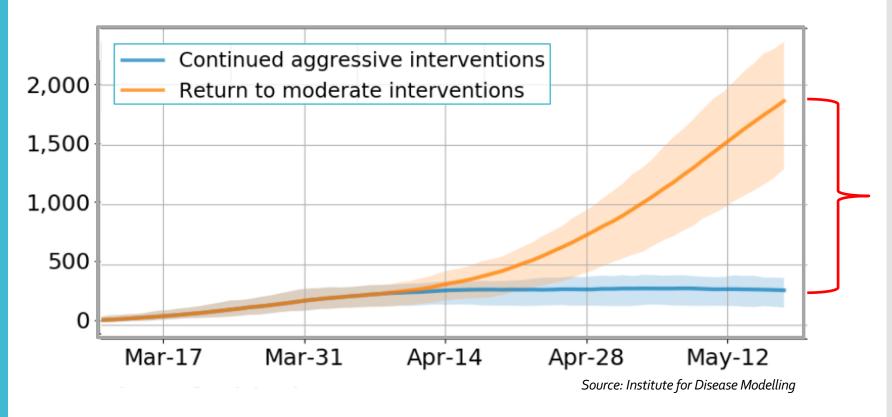
Dr. Anthony Fauci

Our reality: We will be living with the virus until there is immunity, which is many months off.



Goal: Keep the Curve Flattened

COVID-19 hospitalizations



Experience in other countries and modelling says: reducing social distancing too quickly will create a spike in cases.



Opening Up America Again Guidelines

Released by President Trump on April 16, 2020

NOTE: The Governor's Medical Advisory Panel and the Oregon Health Authority have not thoroughly reviewed the Opening up America Again Guidelines. After review, criteria could be added or modified to better meet the situational needs of the state of Oregon.



Framework Overview

1. Gating Criteria: 3 components

- Symptoms declining numbers
- Cases declining numbers
- Hospital capacity regular procedures and adequate testing

2. Core State Preparedness: 3 components

- Robust testing and contact tracing
- Healthcare system capacity, including PPE and surge capacity
- Plans for health and safety

3. Phased lifting of restrictions: 3 components

- Phase 1
- Phase 2
- Phase 3



Three Gating Criteria

Applied on a state or regional basis

DRAFT – Oregon will likely use modified metrics, especially for rural counties who have small numbers.

SYMPTOMS

Downward trajectory of influenza-like illnesses (ILI) reported within a 14-day period

- AND -

Downward trajectory of COVID-like syndromic cases reported within a 14-day period

CASES

Downward trajectory of documented cases within a 14-day period

- OR -

Downward trajectory of positive tests as a percent of total tests within a 14-day period (flat or increasing volume of tests)

HOSPITALS

Treat all patients without crisis care

- AND -

Robust testing program in place for at-risk healthcare workers, including emerging antibody testing



Core State Preparedness: I and II

I. TESTING & CONTACT TRACING

- Screening and testing for symptomatic individuals
- Test syndromic/influenza-like illness-indicated persons
- Ensure sentinel surveillance sites are screening for asymptomatic cases (sites operate at locations that serve older individuals, lower-income Americans, racial minorities, and Native Americans)
- Contact tracing of all COVID+ cases

II. HEALTHCARE SYSTEM CAPACITY

- Sufficient Personal Protective Equipment (PPE)
- Ability to surge ICU capacity



Core State Preparedness: III

III. PLANS

- Protect the health and safety of workers in critical industries
- Protect the health and safety of those living and working in high-risk facilities (e.g. senior care facilities)
- Protect employees and users of mass transit
- Advise citizens regarding protocols for social distancing and face coverings
- Monitor conditions and immediately take steps to limit and mitigate any rebounds or outbreaks by restarting a phase or returning to an earlier phase, depending on severity



Phase One

Phase One begins at Governor's direction after all Gating Criteria and Core Preparedness items are met



Phased Approach: Guidelines for all Phases

Guidelines for Individuals

- Practice good hygiene
- Strongly consider wide use of face coverings in public
- Stay home if sick

Guidelines for Employers

- Develop and implement appropriate policies: social distancing, protective equipment, temperature checks, sanitation.
- Monitor workforce for indicative symptoms
- Contact tracing policies for positives.



Phase One: Individuals & Employers

- ALL VULNERABLE INDIVIDUALS should continue to shelter in place.
- All individuals, WHEN IN PUBLIC (e.g., parks, outdoor recreation areas, shopping areas), should maximize physical distance from others.
- Avoid SOCIALIZING in groups of more than 10** people.
 Close COMMON AREAS where people are likely to congregate and interact.
- MINIMIZE NON-ESSENTIAL TRAVEL
- Continue TELEWORK whenever possible.

** NOTE: Needs review by Oregon Health Authority, Governor's Medical Advisory Panel and local public health.



Phase One: Specific Types of Employers

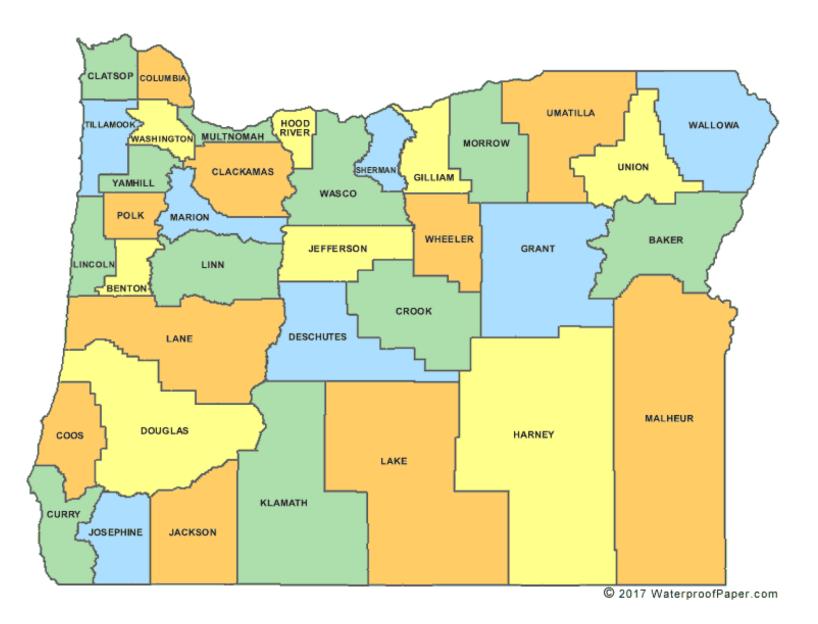
** NOTE: Needs review by Oregon Health Authority, Governor's Medical Advisory Panel and local public health.

	Phase One – Federal proposal	Oregon Modifications Under Consideration**
Schools and organized youth activities	Remain closed	Additional childcare reopening in Phase One
Visits to hospitals and senior living facilities	Prohibited	
Large venues: sports, theaters, churches	"Strict physical distancing and sanitation protocols"	Likely remain closed during Phase One
Sit-down dining	"Strict physical distancing and sanitation protocols"	Work group to propose Phase One plan
Gyms	"Strict physical distancing and sanitation protocols"	Likely remain closed during Phase One
Bars	Remain closed	Work group to propose Phase One plan
Non-emergency procedures	"can resume, as clinically appropriate"	Oregon regional policy under review
Personal services	Not called out specifically	Work group to propose Phase One plan



Geographical considerations:

- Declining growth in symptoms/ cases
- Regional testing capacity
- Regional hospital capacity
- Regional contact tracing capacity
- Regions work with OHA on plans





FOR DISCUSSION - UNDER CONSIDERATION

Additional prerequisite for opening a county in Oregon: a formal request to the Governor:

- Letter from the CEOs and CMOs of hospitals within the county committing to daily PPE reporting to OHA, PPE supply chain reliability and hospital bed surge capacity.
- Recommendation letter from the County Public Health Officer.
- Vote of the County governing body certifying PPE for first responders is sufficient.



Phases Two and Three

Wait 14 days, pass the gating criteria again, then move to the next phase.

<u>Phase 2:</u> ** Gatherings increase to 50, non-essential travel can resume, schools and gyms can open under physical distancing

<u>Phase 3:</u> ** Mass gatherings size increases, worksites have unrestricted staffing, visitors to nursing homes allowed, restaurants and bars can have more seating

** NOTE: Needs review by Oregon
Health Authority, Governor's Medical
Advisory Panel and local public
health.



High-Level Framework Community Presentations

High-level framework presentations: Begin April 17

- Governor's Economic Advisory Council
- Regional Solutions Regional Advisory Councils
- Local elected officials: Counties, cities, legislators
- County health departments
- Outdoor recreation sector
- Healthcare stakeholders
- Business community
- Communities of color, Tribes, and community organizations
- Many more...



Sector-specific Discussions:

Owners/practitioners, workers, and health professionals

Sector-specific discussions: starting week of April 20

- Restaurants/Food service
- 2. Retail
- 3. Personal services (hair and nail salons, massage, tattoo parlors, etc.)
- 4. Childcare
- 5. Transit
- 6. Outdoor recreation (parks, trails, etc.)



Next Steps

- 1. High-level framework presentations across the state: Begin April 17
- 2. Consult with most-affected industries: Restaurants, Retail, Outdoor Recreation, Personal Services: Week of April 20
- 3. Complete details of framework, including operational plans and geographic criteria: Week of May 4
- 4. Finalize discrete steps and guidelines in the Step-by-Step Reopening Oregon Plan: Week of May 4
- Ongoing coordination with West Coast states



Reopening Resources

White House and CDC: Opening Up America Again

American Enterprise Institute: <u>National coronavirus</u> <u>response: A road map to reopening</u>

Ifo Institute: <u>Making the Fight against the Coronavirus</u> <u>Pandemic Sustainable</u>

Center for American Progress: <u>A National and State</u> <u>Plan To End the Coronavirus Crisis</u>



APPENDIX

Oregon Immediate To-Dos: Gating Criteria

Element	Process/Sub-tasks	Timeline
Gating Criteria: Symptoms & Cases	 Symptoms: Need ILI and syndromic case data by county to see trends by county Cases: Have this data 	
Gating Criteria: Sufficient PPE	 Multiple orders placed – private vendors, FEMA, etc. Request for large mask sterilization machine placed with FEMA Various Oregon manufacturing ventures started Hospital inventories and usage rates are incomplete 	Dependent on delivery

Oregon Immediate To-Dos: Core Preparedness

Element	Process/Sub-tasks	Timeline
Hospital Capacity	Alternative care sites identifiedOregon Medical Station set up at State Fairgrounds	Generally completed
Robust testing, tracing and isolation strategy	 Testing strategy in draft form; has had initial review by MAP; needs lab details added Contact tracing plan being drafted, including staffing and technology; needs review by local public health and MAP Isolation strategy and alternative sites being drafted and identified; needs review by local public health and MAP 	Complete draft within two weeks
Guidelines for specific sectors	 Plan for restarting non-emergency and elective procedures being drafted by OHA 	Reviewed by MAP on April 16
	• Workgroups for six sectors being established: Restaurants, Retail, Childcare, Personal Services, Transit, Outdoor Recreation.	Draft guidelines within two weeks

Oregon Immediate To-Dos: Added Components

Element	Process/Sub-tasks	Timeline
Systems for hardest-hit and vulnerable populations	 COVID-positive nursing home currently being stood up Additional operational plans for other populations being drafted Needs review by local public health and MAP Need specific test/track/isolate plans for hardest-hit groups 	Draft within two weeks



Definition of Vulnerable Individuals

Opening Up America Again Vulnerable Individuals Definition

- 1. Elderly individuals.
- 2. Individuals with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, asthma, and those whose immune system is compromised such as by chemotherapy for cancer and other conditions requiring such therapy.

CITY OF BROOKINGS STATE OF OREGON

RESOLUTION 20-R-1176

A RESOLUTION OF THE CITY OF BROOKINGS TEMPORARILY AND PARTIALLY RESTRICTING THE RENTAL OF TRANSIENT LODGING FACILITIES TO CERTAIN PERSONS

WHEREAS, the City of Brookings Council declared that a local State of Emergency exists for the City of Brookings under ORS 401.309 on March 23, 2020, Resolution 20-R-1174; and

WHEREAS, the Curry County Board of Commissioners declared that a local State of Emergency exists for Curry County under ORS 401.309 on March 18, 2020, Resolution No. R2020-08; and

WHEREAS, on March 8th, 2020, Oregon Governor Kate Brown moved Executive Order 20-03, Declaration of Emergency due to Corona Virus (COVID-19) outbreak in Oregon; and

WHEREAS, on March 12th, 2020, Oregon Governor Kate Brown moved Executive Order 20-05 Prohibiting Large Gatherings Due to Coronavirus (COVID-19) Outbreak in Oregon; and

WHEREAS, on March 17th, 2020, Oregon Governor Kate Brown moved Executive Order 20-06 Declaration of Abnormal Disruption of the Market due to COVID-19; and

WHEREAS, on March 17th, 2020, Oregon Governor Kate Brown moved Executive Order 20-07 Prohibiting On-Premises Consumption of Food or Drink and Gatherings of More Than 25 People; and

WHEREAS, on March 17th, 2020, Oregon Governor Kate Brown moved Executive Order 20-08 School Closures and the Provision of School-based and Child Care Services in Response to Coronavirus (COVID-19) Outbreak; and

WHEREAS, on March 19th, 2020, Oregon Governor Kate Brown moved Executive Order 20-09 Suspension of In-Person Instructional Activities at Higher Education Institutions in Response to Coronavirus (COVID-19) Outbreak; and

WHEREAS, on March 19th, 2020, Oregon Governor Kate Brown moved Executive Order 20-10 Preserving Personal Protective Equipment and Hospital Beds, Protecting Health Care Workers, Postponing Non-urgent Health Care Procedures, and Restricting Visitation in Response to Coronavirus (COVID-19) Outbreaks; and

WHEREAS, on March 22nd, 2020, Oregon Governor Kate Brown moved Executive Order 20-11 Enacting a Temporary Moratorium on Residential Evictions for Nonpayment in Response to Coronavirus (COVID-19); and

WHEREAS, on March 23rd, 2020, Oregon Governor Kate Brown moved Executive Order 20-12 Ordering Stay Home, Saves Lives: Ordering Oregonians to Stay at Home, Closing Specified Retail Businesses, Requiring Social Distancing Measures for Other Public and Private Facilities, and Imposing Requirements for Outdoor Areas and Licensed Childcare Facilities; and

WHEREAS, the Coronavirus (COVID-19) has greater health impacts to older populations and those with existing health conditions; and

Resolution 20-R-1176 Page 1 of 3

- WHEREAS, according to the US Census, Curry County's resident population of 50+ years of age is 55.7%, with a median age of 55.6 years; and
- WHEREAS, according to the US Census, Curry County's resident population of 60+ years of age of full adults is 57.26%, having homes with at least one person 60+ years of age at 55.45%; and
- WHEREAS, the 2018 Curry Health Risk Assessment by Advantage Health statistics show that Chronic Lower Respiratory Disease (CLRD) is the third leading cause of death in Curry County; and
- WHEREAS, as of the date of this Resolution, there have been no presumptive of positive cases of Coronavirus (COVID-19) identified in Curry County; and
- WHEREAS, the City of Brookings, Curry County, and our coastal communities have limited health care resources for in hospital patient care to treat Coronavirus (COVID-19) positive cases; and
- WHEREAS, the City of Brookings and our coastal communities have limited supplies and resources for the needs of our residents or for people visiting our City and communities; and
- WHEREAS, the City of Brookings resources are limited during this emergency time, along with first responder resources; and
- WHEREAS, Governor Brown and the Oregon Health Authority have issued the Executive Orders listed above and protocols for state residents for social distancing and to stay home and stay healthy to reduce the spread and flatten the curve of the Coronavirus (COVID-19) as to not overwhelm the state's limited health care resources; and
- WHEREAS, despite the Governor's "Stay Home" order, the City of Brookings and our coastal communities continue to experience an influx of visitors who are likely violating the Governor's order and the City has observed that such visitors commonly gather on the beach or in public in groups larger than ten people and such violations increase the risk of Coronavirus (COVID-19) spread in the City of Brookings, Curry County and our coastal communities; and
- WHEREAS, the City of Brookings supports the long term success of our business community and encourages tourism, while recognizing that some business and tourism activities must be temporarily restricted because they encourage violations of Governor Brown's Executive Orders and violate the protocols from the Oregon Health Authority, in addition to adding stress on critical pandemic-fighting resources; and
- WHEREAS, the City of Brookings recognizes that during this time unlimited and increased Transient Lodging Facilities (TLF) rentals require increased housekeeping, laundry, maintenance, grocery-shopping, and other interactions, all of which increases the risk of virus spread; and
- WHEREAS, the City has already asked Governor Brown to issue a similar restriction on TLF rentals and such restriction has not yet been issued; ;
- WHEREAS, the City Council and Mayor find that there is a causal nexus between a reasonable, temporary, and limited restriction of TLF rentals to certain persons and protecting the health, life, safety and welfare of the public while the successfully managing City resources during this pandemic;

Resolution 20-R-1176 Page 2 of 3

WHEREAS, the City Council and Mayor find that this reasonable, temporary, and limited restriction on certain TLF rentals is the least restrictive method of containing and minimizing our community's exposure to the virus in TLFs and in the visiting population;

WHEREAS, the City desires to address the serious public health, life and safety emergency posed by the unlimited, unrestricted rentals of Transient Lodging Facilities within the City of Brookings to persons who are likely in violation of the Governor's "Stay Home" order; and

WHEREAS, the City reasonably expects that the influx of visitors to the City will soon increase due to school schedules, weekend travel, and Spring Break, thus increasing the risk of virus spread and likelihood of disease and death;

Now therefore be it resolved that:

- 1. Temporary, Partial Restriction on the Rental of Transient Lodging Facilities ("TLF"). Effective Friday, March 27, 2020 at 5:00 pm, the City of Brookings hereby temporarily restricts the rental of TLF's (which shall be defined as a "hotel" under Brookings Municipal Code 310.010A) until May 1st, 2020. Rental of TLFs during this time shall be limited to: persons in the trucking industry; victims of domestic violence; health care workers, government workers, first responders, and other persons deemed by the City, County or the State to be essential or necessary during the pandemic; persons seeking to use the TLF to responsibly quarantine themselves (if allowed by the TLF owner); and residents of the City of Brookings or any residents with a 97415 zip code
- 2. Extension of Restriction by City Manager. This temporary, partial restriction may be extended by the City Manager for up to one additional month as long as the Governor's "Stay Home" travel restrictions are similarly extended.
- 3. Appeal. TLF owners who wish to appeal this temporary, partial restriction may do so by providing, in writing, the following: 1) proof that a person not listed in Section 1 above has requested lodging during the Restriction time period; and 2) a showing that the TLF rental to such a person will not increase the risk of virus spread within the City. The Council hereby delegates to the City Manager the authority to make the final appeal decision. Such final appeal decision shall be provided in writing to the appellant within two business days.

Emergency resolution passed by the of March, 2020.	e City Council March 26, 2020 ; dated and effective this 26 th da
	Attest:
Mayor Jake Piper	
·	City Recorder Janell K. Howard

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