



CITY OF BEND

SECOND AMENDED ADMINISTRATIVE ORDER DATED MARCH 26, 2020 AND EXTENSION OF ORDER THROUGH COMPLETION OF PHASE I OF THE PHASED REOPENING PLAN FOR DESCHUTES COUNTY

of the
City Manager of the City of Bend, Oregon

TO PROTECT HEALTH AND SAFETY OF THE HOSPITAL/MEDICAL SYSTEM AND BEND COMMUNITY DURING STATE OF EMERGENCY: DISCOURAGING TOURIST TRAVEL AND RELATED ACTIVITIES TO BEND EXCEPT FOR PERMITTED ESSENTIAL TRAVEL

The City Manager of the City of Bend finds that:

- A. On March 11, 2020, the World Health Organization declared COVID-19 (novel coronavirus) a pandemic, acknowledging the virus will likely spread to all countries around the world.
- B. Coronaviruses are a group of viruses that can cause respiratory disease, with the potential to cause serious illness or loss of life.
- C. On March 8, 2020, Governor Kate Brown declared a state of emergency due to the COVID-19 outbreak in Oregon (Executive Order No. 20-03), finding that COVID-19 has created a threat to public health and safety, and constitutes a statewide emergency under ORS 401.025(1). Governor Brown also issued guidance regarding group gatherings and social distancing to minimize potential opportunities for the COVID-19 to spread (Executive Order No. 20-05). On March 17, 2020, the Governor prohibited additional gatherings of people, banned on-site consumption of food and drink at food establishments statewide and extended school closures until April 28, 2020.
- D. On March 16, 2020, I issued an Administrative Order Declaring a Local State of Emergency in the city of Bend (Emergency Order), which was ratified by the City Council on March 18, 2020 and submitted to the Deschutes County Commissioners, pursuant to Bend Municipal Code 1.60.015. On April 9, 2020, I extended the Local Emergency Order through May 6, 2020, which the City Council ratified on April 15, 2020. On May 5, 2020, I extended the Local Emergency Order through May 20, 2020, which was ratified by the City Council on May 6, 2020. I have since extended the Local Emergency Order through Phase II of the Reopening, to be ratified by the City Council on May 20, 2020.
- E. On March 23, 2020, Governor Brown issued a Stay Home, Save Lives order, which, among other things, directed individuals to minimize travel, other than essential

travel to or from a home, residence, or workplace; for obtaining food, shelter, essential consumer needs, education, health care, or emergency services; for essential business and government services; for the care of family members, household members, elderly persons, minors, dependents, persons with disabilities, or other vulnerable persons, pets or livestock; travel as directed by government officials, law enforcement, or courts; and other essential travel consistent with the directives of executive orders issued by Governor Brown and guidance from the Oregon Health Authority. (Executive Order No. 20-12).

F. On April 20, 2020, the Governor provided “Reopening Oregon: A Public Health Framework for Restarting Public Life and Business”. This document includes gating criteria, core status preparedness, and phased lifting of restrictions. On May 1, 2020, the Governor’s Office and OHA gave further guidance particularly on increased testing and contact tracing for a containment strategy in Oregon. The phased approach for counties and businesses emphasizes data, safety, and physical distancing.

G. On May 1, 2020, by Executive Order 20-24, the Governor extended the statewide state of emergency (Executive Order 20-03) for an additional 60 days, through July 6, 2020, unless extended or terminated earlier by the Governor.

H. On May 5, 2020, the Governor provided an updated checklist of the seven prerequisites that must be met for a county or region to enter Phase I of Reopening Oregon. Many are set at the county level, and some are set at the health region or statewide level. Deschutes County is in Region 7.

I. On May 8, 2020, the Deschutes County Commissioners submitted a Deschutes County Reopening Plan, dated May 6, 2020, to the Governor, which addressed the seven criteria for reopening outlined by the Governor’s office for a phased reopening of our communities and businesses. Deschutes County’s Plan was approved by the Governor for reopening beginning on May 15, 2020, along with 31 other counties.

J. On May 7, 2020, the Oregon Health Authority provided the final versions of Phase 1 Reopening Guidance, including: Oregon General Guidance for Employers on COVID-19; Specific Guidance for Restaurants, Breweries, Brewpubs, Wineries, Tasting Rooms and Distilleries; Specific Guidance for Retail Stores; Specific Guidance for Personal Service Providers; Specific Guidance for Outdoor Recreation Organizations.

K. On May 14, 2020, the Governor replaced the Stay Home, Save Lives Order, with a phased, regionally-tailored framework for reopening the state (Executive Order 20-25). The reopening framework keeps in place a majority of the restrictions set forth in the Stay Home, Save Lives Order, but relaxes the restrictions on local gatherings and allows certain business sectors to reopen in counties that meet the Governor’s reopening criteria.

L. Of significance, Executive Order 20-25 reiterates that it is essential to the health, safety and welfare of the state of Oregon during the ongoing state of emergency that individuals continue to stay at or near their homes or place of residence, whenever

possible. It continues to provide that “Individuals should continue to minimize non-essential travel, consistent with any applicable OHA guidance. Whenever possible, Oregonians should travel the minimum distance necessary to or from a home, residence, or workplace, for obtaining or providing food, shelter, consumer needs, education, health care, or emergency services; for receiving or rendering essential business and government services; for the care of family members, household members, elderly persons, minors, dependents, persons with disabilities, or other vulnerable persons, pets or livestock; for travel as directed by government officials, law enforcement, or courts; and the other economic, social, or recreational activities allowed by or consistent with my Executive Orders and OHA guidance.” Section 9(b).

M. The Outdoor Recreation Reopening Guidance includes the directive for outdoor recreation agencies, to the extent possible, to “Encourage the public to visit parks and recreation areas close to home, avoid overnight trips and minimize travel outside their immediate area for recreation. Especially caution to the public to not travel out of their home area if they live in an area with a high number of report COVID-19 cases to prevent asymptomatic COVID-19 positive individuals from inadvertently bringing the virus into an area with many fewer cases.”

N. Oregon State Parks opened some parks to limited daytime use. In the updated information from May 12, 2020, camping remains closed through June 8, 2020, at least, and the recommendation is: “If you visit, stay local and close to home—meaning less than 50 miles in urban areas.”

O. I have extended the local state of emergency through Phases I and II of the Reopening Plan.

P. Counties must remain in Phase I for at least 21 days before becoming eligible to advance to Phase II. If counties begin to see a significant increase in COVID-19 cases or community spread, it could necessitate a county moving back from Phase I to a stay-home status, based on OHA communication with local health officials.

Q. The testing, contact tracing, isolate-and-quarantine strategy announced by the Governor and her public health advisors will require support from the public health system, business owners and the community.

R. Travel between different communities has been shown to facilitate the spread and transmission of COVID-19. Travel between communities poses a risk to travelers, the communities they visit, those in their home communities, and others. It is important that we do everything we can to keep everyone as close to their homes as possible while this crisis continues and we move through Phase I of the reopening. The compounding impacts and highly infectious nature of the novel coronavirus demand unprecedented measures to protect everyone.

S. The City’s tourism industry, including Visit Bend, has already been responsive to this crisis. Visit Bend and the tourism industry communicated early that now is not the time to visit Bend or anywhere, but to stay safe and stay home. Bend will be here when

this is over. This Order is to further these efforts, and to create certainty and consistency and uniform application of tourism lodging restrictions in this unique situation for the safety and health of the entire community.

T. Bend has been a significant destination for tourism and other vacation travel, however the presence of COVID-19 in Deschutes County and throughout the state of Oregon continues to make tourism and other recreational and non-essential travel potentially hazardous to public health in this reopening phase.

U. The City is also aware of the devastating impact of the shut-down on many sectors of the local economy. The scope and speed of the economic downturn has been unprecedented, and future recovery remains uncertain. The City will monitor the Phase I recovery and hopes to lift this Order during the Phase II recovery period.

V. This Order should be broadly distributed, including through the City's social media channels, so the community is aware of the City Manager's Order.

Now, therefore, based on the above findings,

THE CITY MANAGER OF THE CITY OF BEND ORDERS THAT:

1. A State of Emergency continues to exist throughout the city of Bend.
2. To reduce exposure to and spread of COVID-19, and in support of state orders to minimize all non-essential travel, individuals are strongly encouraged to remain at their place of permanent residence and not travel to other locations except as absolutely necessary for health, safety, or employment, and consistent with the Executive Orders of Governor Brown and guidance from the Oregon Health Authority. Travel away from home for recreational or vacation purposes is strongly discouraged and should be avoided through Phase I of Reopening Oregon.
3. All stays in Bend at hotels, motels, inns, bed and breakfasts, RV parks, short term rentals, and all other temporary lodging facilities (collectively "temporary lodging facilities") that have not commenced as of the effective date of this order are highly discouraged, unless for reasons of health, safety, or employment, or other permitted essential travel as further defined in the Governor's Order.
4. As of the date of this Order, operators of temporary lodging facilities are strongly requested to refrain from booking any new reservations for tourist or vacation accommodation, and only book reservations needed for health, safety, or employment or other permitted essential travel.
5. This Order does not apply to reservations for stays longer than 30 days, or that do not qualify as short term rentals under the City's short term rental code. It also does not apply to residential stays, of any length, for people without permanent homes (unhoused or homeless individuals) who are staying at a temporary lodging facility through a voucher or other program, or any other primarily

residential purpose.

6. This Administrative Order will remain in effect until Deschutes County has successfully completed Phase I of the Reopening Plan, unless extended by the City Manager.

Dated this 18th day of May 2020



City Manager, City of Bend