

**COUNCIL BILL NO. 1880**

**ORDINANCE NO. 1862**

*AN ORDINANCE DECLARING A STATE OF EMERGENCY WITHIN THE CITY AND PROVIDING AUTHORITY TO EMPLOY MEASURES TO PROTECT THE PUBLIC, LIFE, HEALTH, SAFETY AND PROPERTY AND TO LIMIT THE DEVELOPMENT, CONTRACTION AND SPREAD OF COVID-19, THE DISEASE CREATING THE EMERGENCY. THIS ORDINANCE IS EFFECTIVE THROUGH JULY 20, 2020, UNLESS SUBSEQUENTLY EXTENDED BY THE BOARD OF ALDERMEN.*

**WHEREAS** in late 2019, a new infectious disease designated as COVID-19 was detected in Wuhan, China; and

**WHEREAS** symptoms of COVID-19 include fever, cough and shortness of breath and can range from mild to severe illness, including death; and

**WHEREAS** on January 30, 2020, the World Health Organization ("WHO") Director General declared the outbreak of COVID-19 as a public health emergency of international concern advising countries to prepare for the containment, detection, isolation and case management, contact, tracing and prevention of onward spread of the disease; and

**WHEREAS** on March 5, 2020, the WHO Director General urged aggressive preparedness and activation of emergency plans to aggressively change the directory of this pandemic; and

**WHEREAS** the Missouri Department of Health and Senior Services and the State Emergency Management Agency has reported there are confirmed cases of COVID-19 within the State of Missouri with the first case identified on March 7, 2020; and

**WHEREAS** on March 11, 2020, the WHO officially declared a pandemic due to COVID-19; and

**WHEREAS** on March 13, 2020, the President of the United States of America exercised Presidential authority to declare the outbreak of COVID-19 in the United States a national emergency; and

**WHEREAS** on March 13, 2020, Missouri Governor Mike Parson signed Executive Order 20-02 declaring a state of emergency in Missouri in response to COVID-19; and

**WHEREAS** the community spread of cases of COVID-19 in the United States poses a serious health risk for the city and its residents and visitors and identification of additional cases in Missouri and within the city is likely to continue, and extraordinary measures are therefore necessary to prevent a substantial risk to public health and safety.

NOW, THEREFORE, **BE IT ORDAINED** by the Board of Aldermen of the City of Lamar, Missouri, as follows:

Section 1. A state of emergency exists in the city beginning immediately upon the passage of this ordinance, and lasting until and through July 20, 2020, at which time the board of aldermen may extend the effective date of this ordinance as deemed necessary.

Section 2. The city administrator is designated as the Chief Personnel Officer (“CPO”) of all departments of the city and all personnel requests and decisions regarding personnel/employees of the city shall be made and approved by the CPO. In the event that the person acting as the CPO is unable to act in such capacity, then the mayor shall designate another city official to act as such CPO. In the event that the mayor is unable to designate another city official to act as the CPO, then the board of aldermen shall make such designation.

Section 3. The mayor and/or city administrator shall have the power to impose the following orders for all departments, employees and staff within the city, including, but not limited to, the street department, water department, police department and fire department:

- A) Close any and all sections or portions of city offices, building or properties under city control;
- B) Close any city parks, pools, recreation or meeting centers in the city;
- C) Suspend any terminations or shutoffs of municipal utilities and other services to customers;
- D) Schedule mandatory overtime for any employee of the city;
- E) Reduce staffing or hours for staffing for all employees;
- F) Suspend any and all meetings or hearings of any board, committee, commission, organization or other meetings at the city;
- G) Modify the time, place and procedure for board of aldermen meetings and/or agendas as necessary;
- H) Cancel, modify, restrict or suspend vacation or sick leave, and/or planned time off requests;
- I) Impose reasonable travel restrictions for employees of the city;
- J) Remove employees and the public from any city property if COVID-19 symptoms are displayed;
- K) Require city employees and the public to disclose if they have returned from trips or places where they might have been exposed to COVID-19 or if they have been around any individual displaying COVID-19 symptoms;
- L) Adopt infection control practices as deemed necessary;

M) Waive administrative and budgetary requirements that impede delivery of essential city services;

N) Authorize any actions necessary to promote health and suppress disease, including quarantine;

O) Impose reasonable restrictions for any event or gathering;

P) Authorize the use of all available resources to assist in the city's response to this pandemic;

Q) Take control of any means of supplies, transportation or facilities including buildings;

R) Modify or decline any request for leave for any employee of the city; and

S) Allow the payment of any bills, invoices or other statements as may be necessary.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval until it expires or until the expiration of the last extension thereof, as contemplated in Section 1.

Section 5. The provisions and terms of this ordinance and any extensions of this ordinance shall supersede any Ordinances or parts of Ordinances in conflict with this Ordinance while it is in effect.

**PASSED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Lamar, Missouri, this 23rd day of March, 2020.

By \_\_\_\_\_  
KENT M. HARRIS, Mayor

ATTEST:

By \_\_\_\_\_  
BEV BAKER, City Clerk