

A RESOLUTION IMPLEMENTING EMERGENCY REGULATIONS NECESSARY TO PROTECT THE HEALTH SAFETY AND WELFARE OF RESIDENTS AND EMPLOYEES OF THE CITY OF RAYTOWN, MISSOURI

WHEREAS, on March 11, 2020, the World Health Organization officially declared a pandemic due to the novel coronavirus (“COVID-19”); 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 (see attached Executive Order); and

WHEREAS, on March 16, 2020 the Jackson County Health Department issued an executive order implementing the following measures to prevent further spread of COVID-19: (1) prohibit large public gatherings of more than 10 people effective immediately (exceptions include governmental and judicial functions, etc.); (2) close restaurants, bars, taverns, clubs and movie theaters beginning March 17, 2020 for 15 days; and (3) close schools, with support of superintendents from all 14 school districts, until Friday, April 3, 2020; and

WHEREAS, on March 16, 2020, the Missouri Supreme Court issued an order suspending all in-person proceedings in all appellate and circuit courts – including all associate, family, juvenile, municipal, and probate divisions, beginning March 17, 2020 through Friday, April 3, 2020; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

WHEREAS, COVID-19 poses a serious health risk for residents of the City of Raytown, Missouri (“City”); and

WHEREAS, pursuant to the City’s Emergency Operations Plan, the Mayor is authorized to declare a state of emergency; and

WHEREAS, the City wishes to promulgate emergency regulations necessary to protect the public health, safety and welfare of residents and employees.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT, the Mayor hereby declares a state of emergency in response to COVID-19 and invokes and declares in full force and effect in Raytown, Missouri, all laws, statutes of the State of Missouri, the County of Jackson, and the City of Raytown, for the exercise of all necessary emergency authority for the protection of the lives and property of the people of Raytown, Missouri, and the operation of local government with a minimum of interruption.

FURTHER THAT, City Hall along with all City-owned facilities will remain closed to the public during this state of emergency in order to curb the spread of COVID-19 through close contact.

FURTHER THAT, consideration will be given, on a case-by-case basis, for employees to work from home during the state of emergency. While not all positions are conducive to telework, those positions with primary job duties that can be effectively performed remotely will be given consideration.

FURTHER THAT, during the state of emergency, in the event an employee is sick or otherwise needs to take leave time, the employee may use accrued sick, vacation, floating holidays or unpaid time. If an employee does not have enough accrued sick, vacation or floating holiday time to receive full compensation, the City will advance up to 80 hours of sick leave. If an employee uses advanced sick leave and separates employment with a negative accrual balance, the City will collect from the final paycheck as allowed by the limits of law.


FURTHER THAT, during the state of emergency, the City will suspend water shut-off procedures for past due sewer amounts.

FURTHER THAT, costs incurred by the City in preparation of this imminent emergency prior to the effectiveness of this Resolution may be governed by the powers exercised herein and related provisions of the Raytown Municipal Code, emergency regulations adopted by the City, and the laws of this state, to the fullest extent allowed under law.

FURTHER THAT, the City Administrator is hereby authorized to execute all documents necessary to this transaction and the City Clerk is authorized to attest thereto.


FURTHER THAT, the provision of this Resolution shall be in effect immediately and remain in effect until the State of Missouri ends the State of Emergency or removed by the Board of Aldermen.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 17th day of March, 2020.




Michael McDonough, Mayor

ATTEST:



Teresa M. Henry, City Clerk

Approved as to Form:



Jennifer M. Baird, City Attorney

EXECUTIVE ORDER

20-02

WHEREAS, I have been advised by the Missouri Department of Health and Senior Services and the State Emergency Management Agency that there have been confirmed and or presumptive positive cases of COVID-19 in this state; and

WHEREAS, COVID-19 can result in mild or severe symptoms, is highly contagious, and is spread through close contact between persons and respiratory transmission; and

WHEREAS, COVID-19 poses a serious health risk for Missouri residents and visitors; and

WHEREAS, the Centers for Disease Control and Prevention activated its Emergency Operations Center to better provide ongoing support to the COVID-19 response on January 21, 2020; and

WHEREAS, the U.S. Secretary of Health and Human Services declared a public health emergency to aid the nation's healthcare community in responding to COVID-19 on January 31, 2020; and

WHEREAS, the first case of COVID-19 in the State of Missouri was identified on March 7, 2020; and

WHEREAS, the World Health Organization officially declared a pandemic due to COVID-19 on March 11, 2020; and

WHEREAS, the spread of COVID-19 and identification of additional cases in Missouri is likely to continue, and steps should be taken to prevent a substantial risk to public health and safety; and

WHEREAS, to date, the Centers for Disease Control and Prevention has reported 1,629 COVID-19 cases and 41 deaths therefrom; and

WHEREAS, the resources of the State of Missouri will be needed to assist in a joint incident response; and

WHEREAS, an invocation of the provisions of Sections 44.100 and 44.110, RSMo, is required to ensure the protection of the safety and welfare of the citizens of Missouri; and

WHEREAS, Section 44.100, RSMo, provides that during a state of emergency, the Governor is authorized to "waive or suspend the operation of any statutory requirement or administrative rule prescribing procedures for conducting state business, where strict compliance with such requirements and rules would prevent, hinder, or delay necessary action by the department of health and senior services to respond to a declared emergency or increased health threat to the population"; and

NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, including Section 44.100 and 44.110, RSMo, do hereby declare that a State of Emergency exists in the State of Missouri and direct the Missouri State Emergency Operations Plan be activated.

I further direct the executive agencies of the State of Missouri to monitor and advise the Office of the Governor concerning the pricing of commodities, goods, and services in order to prevent unfair market

practices.

I further authorize state agencies to provide assistance, as needed.

This order shall terminate on May 15, 2020, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of March, 2020.

[Michael L. Parson's signature]

MICHAEL L. PARSON
GOVERNOR

ATTEST:

[Jay Ashcroft's signature]

JOHN R. ASHCROFT
SECRETARY OF STATE

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