

CITY CLERK

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**SPECIAL  
DECLARATION AND ORDER**

**NOVEMBER 16, 2020  
CITY COUNCIL MEETING**

ISSUED NOVEMBER 13, 2020

**AN DECLARATION OF A LOCAL STATE OF EMERGENCY AND ORDER TO EMPLOY MEASURES TO PROTECT PUBLIC LIFE, HEALTH, SAFETY, AND PROPERTY TO LIMIT THE DEVELOPMENT, CONTRACTION, AND SPREAD OF COVID-19, THE DISEASE CREATING THE EMERGENCY, DURING THE MEETING OF THE CITY COUNCIL ON MONDAY, NOVEMBER 16, 2020.**

**WHEREAS,** the COVID-19 virus spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

**WHEREAS,** a gathering of individuals without necessary mitigation for the spread of infection may pose a risk of the spread of infectious disease; and

**WHEREAS,** the Centers for Disease Control and Prevention (“CDC”) continues to study the spread and effects of COVID-19 and recommends that people wear masks in public settings when within six feet of others; and

**WHEREAS,** the City wishes to employ means available under the law to protect public life, health, safety, and property to limit the development, contraction, and spread of COVID-19, which is creating the emergency declared herein; and

**WHEREAS,** this Special Declaration and Order is intended to supplement, but in no way limit, modify, or supersede other Declarations and Orders.

**NOW, THEREFORE, PURSUANT TO AUTHORITY GRANTED BY SECTION 2-1454 OF THE CODE OF ORDINANCES OF THE CITY OF ST. JOSEPH, MISSOURI, I, MAYOR BILL MCMURRAY, DECLARE A LOCAL STATE OF EMERGENCY AND ORDER THE FOLLOWING:**

**SECTION 1.** That, except as specifically exempted below, all persons in attendance at the November 16, 2020, meeting of the City Council of the City of St. Joseph, which is held in City Hall beginning at approximately 5:30 p.m. **shall wear face coverings or masks during their attendance** at the meeting.

**SECTION 2.** That, notwithstanding the requirements stated in Section 1 of this Special Declaration and Order, the requirement to wear a face covering or mask shall not apply to the following:

- (1) Persons under the age of five years or those who are otherwise developmentally unable to comply.
- (2) Persons who have physical disabilities that prevent them from wearing or taking off a face covering or mask or prevent them from communicating while wearing a face covering or mask.
- (3) Persons who have a medical condition that is exacerbated by wearing a face covering or mask.
- (4) Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.

**SECTION 3.** That all persons in attendance at the November 16, 2020, meeting of the City Council of the City of St. Joseph, which is held in City Hall beginning at approximately 5:30 p.m. **shall be subjected to a body temperature check** administered by a City official specified by the City Manager before entry to the Council Chamber and **any person who has been in close contact with a person with COVID-19 in the last fourteen (14) days or any person exhibiting the following signs or experiencing the following symptoms will not be allowed to enter** the Council Chamber and will be required to leave City Hall: fever with a temperature of 100.4° or higher, chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, headache, new loss of taste or smell, sore throat, congestion or runny nose, nausea or vomiting, or diarrhea.

**SECTION 4.** That during the November 16, 2020, meeting of the City Council of the City of St. Joseph, which is held in City Hall beginning at approximately 5:30 p.m., **no more than thirty-three (33) people, including City staff members, members of the public, and all other persons will be allowed in the gallery of the Council Chamber** at any one time and that any person in attendance must exit the Council Chamber upon request by a City official when necessary to accommodate the entry of another person for the purpose of addressing the City Council. For the purposes of this Section, City Council members with assigned seating locations, shall not be included in the number of people allowed in the gallery of the Council Chamber.

**SECTION 5.** Violations of the requirements of this Special Declaration and Order shall constitute violations of Section 2-1454 of the Code of Ordinances; violators shall be subject to a penalty as set forth in Section 1-14 of the Code of Ordinances, including a fine of not less than \$1.00 nor more than \$500.00 or the maximum amount allowed by law. If a person is asked to leave a premises for failure to comply with this Special Declaration and Order, such person may be prosecuted for a violation of Section 20-51 (Trespass) of the Code of Ordinances or any other ordinance, regulation, or statute that may apply to the person's presence without permission.

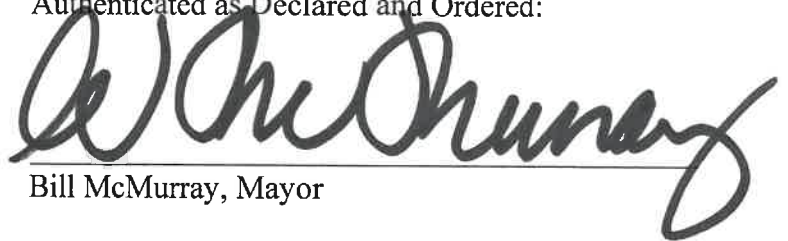
**SECTION 6.** That this declaration and the orders stated herein shall be in full force and effect immediately upon its execution and the requirements stated herein shall remain in effect until one (1) hour after adjournment of the November 16, 2020, meeting of the City Council of the City of St. Joseph unless this Special Declaration and Order is extended, amended, or withdrawn.

**SECTION 7.** That this Special Declaration and Order shall supplement, but in no way limit, modify, or supersede other Declarations and Orders

**SECTION 8.** That if any provision of this Special Declaration and Order, or its application to any person or circumstance is held to be invalid, then the remainder of the Special Declaration and Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect.

**SECTION 9.** This Declaration and the orders stated herein may be amended at any time based upon the continuing development and spread of COVID-19 and other considerations related to the emergency necessitating the issuance of this Declaration and the orders contained herein.

Authenticated as Declared and Ordered:



Bill McMurray, Mayor

Filed with me, the City Clerk of the City of St. Joseph, Missouri, on this \_\_\_\_ day of November 2020, by Mayor Bill McMurray, whose signature I hereby attest.

*FOR*  *DEPUTY*  
Paula Heyde, City Clerk

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