

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI,
PROVIDING FOR PHASE TWO OF THE COVID-19 RECOVERY PLAN FOR THE CITY OF
REPUBLIC**

WHEREAS, the City of Republic, Missouri, ("City" or "Republic") is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

WHEREAS, the City has previously recognized the highly contagious nature of COVID-19, the health issues associated with it, and adopted the advice and direction given by federal, state, and local officials to combat COVID-19 in our community on March 24, 2020, in Resolution 20-R-07; and

WHEREAS, on April 27, 2020, based upon current COVID-19 data and modeling, the Missouri Department of Health and Senior Services ("DHSS") issued a new Order ("State Order") superseding the previous Stay Home Order dated April 3, 2020; and

WHEREAS, the new State Order sets forth new social distancing requirements for individuals and business to continue to combat the spread of COVID-19; and

WHEREAS, on April 27, 2020, the Governor of Missouri announced the first phase of the State's recovery plan to gradually start the reopening of economic and social activities in the State while still protecting the public from the COVID-19 threat; and

WHEREAS, on April 30, 2020, the federal social distancing guidelines expired with the purpose of leaving any further social distancing guidelines up to state and local governments; and

WHEREAS, on April 30, 2020, the City passed Resolution 20-R-09 providing for the Initial COVID-19 Recovery Plan of the City; and

WHEREAS, since April 30, 2020, the data and modeling related to COVID-19 have continued to change in our area; and

WHEREAS, The threat of COVID-19 still exists and continues to pose a health threat to our community; and

WHEREAS, large gatherings of individuals accelerate the exposure and transmission of COVID-19 and poses a health risk to our community; and

WHEREAS, the Council finds that based upon current data and modeling performed by the State of Missouri and the DHSS, the COVID-19 recommendations contained in the April 27, 2020, DHSS State Order shall be in place in the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:

Section 1. In accordance with the April 27, 2020, State Order issued by the Missouri Department of Health and Senior Services, "Exhibit A", as amended, attached hereto, and incorporated by reference, shall be in effect within the City limits

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of Republic and shall control and supersede all prior or inconsistent Resolutions or Orders concerning COVID-19 regulations based upon the authority granted to the City under the Charter, Missouri Statutes, and the Missouri Constitution.

Section 2. Should the April 27, 2020, State Order issued by the Missouri Department of Health and Senior Services be superseded, amended or revoked by the Missouri Department of Health and Senior Services, it shall control and supersede Exhibit A.

Section 3. The City Administrator, or designee, shall determine the applicability of this Resolution on businesses or individuals.

Section 4. The whereas clauses are hereby specifically incorporated herein by reference.

Section 5. The provisions of this legislation are severable, and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this legislation.


Section 6. This Resolution shall take effect and be in force from and after its passage as provided by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Republic, Missouri, this 19th day of May 2020.

Jeff Ussery, Mayor

Attest:

Laura Burbidge, City Clerk

Approved as to Form:  Digitally signed by Scott Ison
Date: 2020.05.19 15:26:22 -05'00', Scott Ison, City Attorney

Final Passage and Vote: _____

EXHIBIT A

1. When individuals leave their homes or places of residence to work, to access food, health care, necessities, or to engage in other activities, they should at all times practice social distancing. Individuals may go to and from an individual's place of worship, provided that limitations on social distancing are properly adhered to.
2. In accordance with the guidelines from the President and the Centers for Disease Control and Prevention (CDC), every person and business in the City shall abide by social distancing requirements, including maintaining six feet (6') of space between individuals. This provision shall not apply to family members or individuals performing job duties that require contact with other people closer than six feet (6'). Individuals performing job duties that require contact with other people closer than six feet (6') should take enhanced precautionary measures to mitigate the risks of contracting or spreading COVID-19. This provision shall apply in all situations, including, but not limited to, when customers are standing in line or individuals are using shared indoor or outdoor spaces.
3. In accordance with the guidelines from the President, the CDC, and the Centers for Medicaid and Medicare Services, people shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance or in end-of-life circumstances. Elderly or otherwise vulnerable populations should take enhanced precautionary measures to mitigate the risks of contracting COVID-19.
4. Any entity that employs individuals that is engaged in retail sales to the public, shall limit the number of individuals in any particular retail location as follows:
 - (1) Twenty-five (25) percent or less of the entity's authorized fire or building code occupancy for a retail location with square footage of less than ten thousand square feet (10,000 ft²);
 - (2) Ten (10) percent or less of the entity's authorized fire or building code occupancy for a retail location with square footage of ten thousand square feet (10,000 ft²) or more.
5. Nothing contained herein shall prohibit school teachers, school staff, students, and parents from reentering school buildings in order to work, retrieve personal belongings, or return school property as long as limitations on social distancing are properly adhered to. Notwithstanding section 2 of this Exhibit, nothing contained herein shall prohibit daycares, child care providers, or schools from providing child care in accordance with CDC guidelines. Further, this does not prohibit schools from providing Food and Nutritional Services for those children that qualify.
6. Restaurants may offer dining-in services, provided that the limitations on social distancing and other precautionary public health measures, including proper spacing of at least six feet (6') between tables, lack of communal seating areas to parties that are not connected, and having no more than ten (10) people at a single table, are properly adhered to. The

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continued use of drive-thru, pickup, or delivery options is encouraged throughout the duration of this Resolution.

7. Pursuant to section 44.101, RSMo, this Resolution shall not be construed to prohibit or restrict the lawful possession, transfer, sale, transportation, storage, display, or use of firearms or ammunition during the declared state of emergency, subject to the provisions set forth herein.
8. Businesses in the City shall further be allowed to use outdoor space, including parking areas they are authorized to use, which are directly connected to the business to conduct business lawfully permitted for the business without that outdoor space being counted towards the maximum allowable square feet in this Exhibit so long as the required social distancing requirements set forth herein are met, and appropriate safety measures are taken to ensure the safety of the public in the outdoor space.
9. All publicly accessible locations not specified in section 4 of this Exhibit shall limit the number of individuals present in such publicly accessible location to only those who can safely maintain the social distancing requirements set forth herein and shall not exceed fifty (50) percent of the location's authorized fire or building code occupancy.