

# RESOLUTION

RS2020-13

Sponsor: Councilmember Graham

## A RESOLUTION EXTENDING AN EMERGENCY DECLARATION AND FURTHER PROCLAMATIONS THEREUNDER UNTIL NOVEMBER 2, 2020

**WHEREAS**, on March 16, 2020, the Mayor issued an Emergency Declaration relating to the global outbreak of COVID-19; and

**WHEREAS**, thereafter the Mayor issued proclamations governing the City pursuant to authority provided in Jefferson City Code Section 11-3; and

**WHEREAS**, Jefferson City Code Section 11-6 provides that proclamations issued by the Mayor under the authority of Jefferson City Code Section 11-3 remain in effect for a period of up to 30 days or until terminated by the Mayor or Council, whichever comes first, and that period may be extended by the Mayor only upon approval of the City Council.

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

**Section 1.** The Emergency Declaration issued by the Mayor on March 16, 2020 is hereby renewed and extended until and through November 2, 2020.

**Section 2.** The following emergency proclamations are hereby renewed and extended until and through November 2, 2020:

- Ex. A - Emergency Proclamation dated March 24, 2020 (Temporary Signs)
- Ex. B - Emergency Proclamation dated Jun 12, 2020 (Electronic Participation in Meetings)
- Ex. C – Emergency Proclamation dated July 20, 2020 (Masks at City Public Meetings)

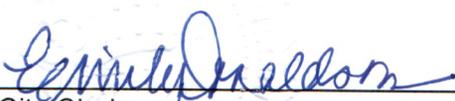
**Section 3.** Nothing in this Resolution shall prevent the Mayor or City Council from terminating these declarations or proclamations earlier than November 2, 2020 under the provisions of Jefferson City Code Section 11-6.

**Section 4.** This Resolution shall be effective upon passage and approval.

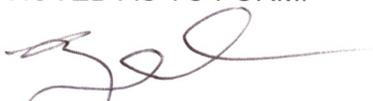
Adopted this 5th day of October, 2020

  
\_\_\_\_\_  
Mayor Carrie Tergin

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

## CITY OF JEFFERSON, MISSOURI

## EMERGENCY PROCLAMATION

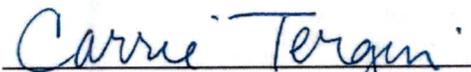
WHEREAS, a Declaration of Emergency has been executed pursuant to Chapter 11 of the City Code; and

WHEREAS, Chapter 11 of the City Code authorizes the Mayor to exercise certain exceptional powers due to an emergency, including the authority to govern the City by proclamation; and

NOW, THEREFORE, IN ACCORDANCE WITH Chapter 11 of the City Code I, Carrie Tergin, Mayor, hereby proclaim the following:

1. Businesses who are undertaking modified business operations in response to the current public health emergency, including but not limited to drive-up, pick-up, or carry-out operations, shall be allowed an additional 64 square feet of on-premise, freestanding or building mounted commercial temporary signage. Such temporary signs shall be made of cardboard, plastic, plywood, or may be a banner.
2. Temporary signs allowed under this proclamation shall comply with all safety, sight triangle, and sight distance requirements contained in Chapter 3 and Chapter 35 of the Jefferson City Code to ensure proper visibility and obstruction free movement for the travelling public.
3. Permits shall not be required for temporary signs allowed under this proclamation.
4. The provisions of this proclamation shall be in effect on Tuesday, March 24 and remain in effect until removed by myself, the City Council, or by operation of ordinance.

WITNESS MY HAND this 24th day of March, 2020.

  
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Mayor Carrie Tergin

ATTEST:

  
\_\_\_\_\_  
City Clerk

CITY OF JEFFERSON, MISSOURI

EMERGENCY PROCLAMATION

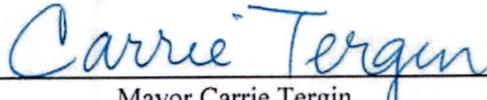
WHEREAS, a Declaration of Emergency has been executed pursuant to Chapter 11 of the City Code; and

WHEREAS, Chapter 11 of the City Code authorizes the Mayor to exercise certain exceptional powers due to an emergency, including the authority to govern the City by proclamation; and

NOW, THEREFORE, IN ACCORDANCE WITH Chapter 11 of the City Code I, Carrie Tergin, Mayor, hereby proclaim the following:

1. The City Council, and all Boards, Commissions, and Committees of the City are authorized to conduct meetings with electronic participation as provided in City Code § 7-7, provided the forty-eight notice required under City Code § 7-7(C) is hereby waived.
2. All Boards, Commissions, and Committees of the City are authorized to conduct meetings wholly through videoconferencing, provided such meetings shall be conducted in a manner consistent with Chapter 610 RSMo., the Missouri Sunshine Law.
3. The provisions of this proclamation shall be in effect immediately and remain in effect until removed by myself, the City Council, or by operation of ordinance.

WITNESS MY HAND this 12th day of June, 2020.

  
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Mayor Carrie Tergin

ATTEST:

  
\_\_\_\_\_  
City Clerk

## CITY OF JEFFERSON, MISSOURI

## EMERGENCY PROCLAMATION

WHEREAS, the novel coronavirus disease (COVID-19) is a highly infectious and dangerous disease that on March 11, 2020 was declared by the World Health Organization to be a pandemic; and

WHEREAS, the United States Centers for Disease Control and Prevention states the main transmission method for the COVID-19 virus is through respiratory droplets that people expel when they speak, cough, or sneeze; and

WHEREAS, people can be infected with the COVID-19 virus and be asymptomatic or pre-symptomatic, but still be contagious to others; and

WHEREAS, the United States Centers for Disease Control and Prevention has recommended that members of the public, when they need to interact with others outside the home, and especially in indoor settings should cover the mouth and nose to prevent inadvertently spreading COVID-19; and

WHEREAS, the Cole County Health Department issued a press release on July 16, 2020 which recommended that face coverings be worn when in contact with someone outside of your household within six (6) feet for more than 15 minutes; and

WHEREAS, while the City has endeavored to and will continue to conduct public meetings that allow for and encourage social distancing whenever possible, the indoor physical spaces typically available for public meetings and the typical duration of public meetings makes social distancing challenging to be maintained for the duration of such public meetings; and

WHEREAS, a Declaration of Emergency has been executed pursuant to Chapter 11 of the City Code; and

WHEREAS, Chapter 11 of the City Code authorizes the Mayor to exercise certain exceptional powers due to an emergency, including the authority to govern the City by proclamation;

NOW, THEREFORE, IN ACCORDANCE WITH Chapter 11 of the City Code I, Carrie Tergin, Mayor, hereby proclaim the following:

I. Definitions.

- A. "Face Mask" means a covering made of cloth, fabric, or other soft or permeable material, without holes, that covers only the nose and mouth and surrounding areas of the lower face. A Face Mask may be factory-made, or may be handmade and improvised from ordinary household materials.

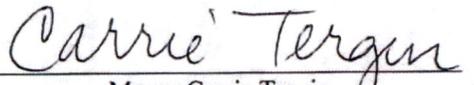
Any mask that incorporates a one-way valve (typically a raised plastic cylinder about the size of a quarter on the front or side of the mask) that is designed to facilitate direct exhaling allows droplets to be released from the mask, putting others nearby at risk. As a result, these masks are not a face mask under this proclamation and do not comply with the requirements herein.

- B. "Board, Commission, or Committee of the City of Jefferson" means any governmental board, commission, or committee of which at least a majority of the members of such board, commission, or committee are appointed by the Mayor or City Council of the City

of Jefferson, provided this definition does not include any board, commission, or committee that governs a separate political subdivision apart from the City of Jefferson.

- C. "In-person Public Meeting" shall mean any meeting of any Board, Commission, or Committee of the City of Jefferson that are open to the public under Chapter 610 of the Revised Statutes of Missouri and are being held in manner in which members of the public are allowed to be present in the same indoor space as the members of the Board, Commission, or Committee of the City of Jefferson.
2. Except as otherwise provided herein, all persons age ten years old and above who are in attendance at any indoor in-person public meeting of the City Council or any Board, Commission, Committee of the City of Jefferson are required to wear a face mask in a manner that covers the nose and mouth.
3. While persons are encouraged to provide their own face mask, City staff is hereby instructed to make face masks available in sufficient quantity to carry out the intent of this proclamation.
4. A person will not be required to wear a face mask where otherwise required under the following circumstances:
- A. When an individual has a medical condition, mental health condition or disability that prevents wearing a face mask, provided that such persons may be required such person to utilize an alternative reasonable accommodation if offered;
  - B. When any party to a communication is deaf or hard of hearing and not wearing a face mask is essential to communication;
  - C. When requested by a law enforcement officer or a medical provider, including emergency response personnel.
5. The Presiding Officer or Chair of a Board, Commission, or Committee of the City of Jefferson or any city staff member may require any person who fails to comply with the requirements of this proclamation to leave or such public meeting until compliance is achieved.
6. If any provisions, sections or portion of this proclamation is found or determined by a court for any reason to be invalid or unenforceable, those provisions shall be severed from the remaining portions of this proclamation, which shall remain effective in the absence of any invalid or unenforceable provisions.
7. The provisions of this proclamation shall be in effect immediately and remain in effect until removed by myself, the City Council, or by operation of ordinance.

WITNESS MY HAND this 20<sup>th</sup> day of July, 2020.

  
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Mayor Carrie Tergin

ATTEST:

  
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City Clerk