March 16, 2020

SPECIAL EMERGENCY MEETING NOTICE
of the
SPRINGFIELD CITY COUNCIL

TO: All Members of City Council

1. IN ACCORDANCE WITH SECTION 2-32 OF THE SPRINGFIELD CITY CODE, NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE CITY COUNCIL IS HEREBY CALLED FOR THE FOLLOWING PURPOSE:

   ROLL CALL.

2. **CLOSED SESSION.**

   City Council will hold a closed meeting to discuss legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys pursuant to Section 610.021(1), RSMo.; and this meeting, record, and vote shall be closed and the City Council shall reconvene in open session at the end of the closed session.

3. **EMERGENCY BILLS.**

   Council Bill 2020-061. (Council)

   A special ordinance prohibiting any public gathering of 50 or more persons except for educational institutions, daycare facilities, and business operations in the corporate limits of the City of Springfield during the duration of the Mayor's proclamation of civil emergency dated March 16, 2020, or any extension thereof; authorizing the Mayor to issue an order amending which public gatherings are prohibited to protect public health; establishing a penalty for violating the prohibition; and declaring an emergency pursuant to City Charter Section 2.12.

4. **ADJOURN.**

SAID MEETING SHALL BE HELD beginning at **12:00 p.m., on Monday, March 16, 2020** in the Councilman Denny Whayne Conference Room (Busch Building, 4th Floor), 840 Boonville, Springfield, Missouri.

Ken McClure, Mayor

For good cause, it is necessary to hold this meeting on less than twenty-four hours' notice. As much notice as is reasonably possible has been provided pursuant to RSMo Sec. 610.020.2.

CITY OF Springfield

Agenda

Ken McClure, Mayor

Zone Councilmembers	General Councilmembers
Phyllis Ferguson, (1)	Jan Fisk, (A)
Abe McGull, (2)	Craig Hosmer, (B)
Mike Schilling, (3)	Andrew Lear, (C)
Matthew Simpson, (4)	Richard Ollis, (D)

Monday, March 16, 2020 at 12:00 p.m.
Councilman Denny Whayne Conference Room (Busch Building, 4th Floor)
840 Boonville Avenue

REVISED
SPECIAL EMERGENCY COUNCIL MEETING

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All open meetings are videotape recorded.
In accordance with ADA guidelines, if you need special accommodations when attending any City meeting, please notify the City Clerk's Office at 864 –1443 at least 3 days prior to the scheduled meeting.

One-rdg. X
P. Hrngs. _____
Pgs. 4
Filed: 03-16-20

Sponsored by: City Council

First Reading: _____ Second Reading: _____

COUNCIL BILL 2020- 061 SPECIAL ORDINANCE _____

AN ORDINANCE

PROHIBITING any public gathering of 50 or more persons except for educational institutions, daycare facilities, and business operations in the corporate limits of the City of Springfield during the duration of the Mayor's proclamation of civil emergency dated March 16, 2020, or any extension thereof; authorizing the Mayor to issue an order amending which public gatherings are prohibited to protect public health; establishing a penalty for violating the prohibition; and declaring an emergency pursuant to City Charter Section 2.12.

_____

WHEREAS, in December 2019, medical professionals detected a novel coronavirus, now designated as "SARS-CoV-2," which causes a disease known as "coronavirus disease 2019" abbreviated and popularly known as "COVID-19"; and

WHEREAS, on January 30, 2020, the World Health Organization Director General declared an outbreak of COVID-19 as a Public Health Emergency of International Concern, advising countries to prepare for containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and

WHEREAS, on March 11, 2020, the World Health Organization Director General characterized COVID-19 as a pandemic; and

WHEREAS, on March 13, the President of the United States declared the COVID-19 outbreak a national emergency; and

WHEREAS, COVID-19 is spread person to person through direct or close proximate contact and presents an imminent threat of widespread illness; and

WHEREAS, three cases of COVID-19 have been diagnosed in the City, and in some cases COVID-19 can lead to severe illness; and

WHEREAS, the Centers for Disease Control and Prevention ("CDC") has

recommended the cancellation or suspension of public gatherings of 50 individuals or more with the exception of educational institutions, daycare facilities, and business operations, and Governor Parson, on March 15, 2020, has encouraged local governments to provide the same guidance; and

WHEREAS, on March 16, 2020, the Mayor declared a civil emergency because of the threat COVID-19 poses to the public health.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as follows, that:

Section 1 – A "public gathering" for purposes of this Ordinance shall be defined as a planned or spontaneous event with a number of people in attendance that could facilitate the spread of a communicable disease.

Section 2 – City Council hereby prohibits any public gathering of 50 or more persons except for educational institutions, daycare facilities, and business operations in the corporate limits of the City of Springfield during the duration of the Mayor's proclamation of civil emergency dated March 16, 2020, or any extension thereof.

Section 3 – During the duration of the Mayor's proclamation of civil emergency dated March 16, 2020, or any extension thereof, City Council hereby authorizes the Mayor, after consultation with appropriate city, county, and state officials as determined within his discretion, to issue an order amending which public gatherings are prohibited, either in number or in type, if in his judgment the prohibition should be amended to protect public health.

Section 4 – No person shall fail, neglect, or refuse to comply with, or in any manner aid, assist, encourage or countenance the commission or perpetration of a violation of the prohibition in this Ordinance or any subsequent order regarding public gatherings issued by the Mayor during the time said proclamation of civil emergency, or any extension thereof, shall be in effect. Any person who shall violate this provision shall, upon conviction, be punished as provided by Springfield City Code Section 1-7.

Section 5 – City Council hereby finds and declares that an emergency exists in that large public gatherings will facilitate the spread of a communicable disease, COVID-19, and therefore this Ordinance relates to the preservation of the public health and safety pursuant to Section 2.12(1) of the City Charter and may be passed in one reading. This Ordinance shall be in full force and effect from and after passage.

Passed at meeting: _____

_____
Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: _____, City Attorney

Approved for Council action: _____, City Manager

EXPLANATION TO COUNCIL BILL 2020-061

FILED: 03-16-20

ORIGINATING DEPARTMENT: Law

PURPOSE: To prohibit any public gathering of 50 or more persons except for educational institutions, daycare facilities, and business operations in the corporate limits of the City of Springfield during the duration of the Mayor's proclamation of civil emergency dated March 16, 2020, or any extension thereof; authorizing the Mayor to issue an order amending which public gatherings are prohibited to protect public health; establishing a penalty for violating the prohibition; and declaring an emergency pursuant to City Charter Section 2.12.

BACKGROUND INFORMATION: In December 2019, medical professionals detected a novel coronavirus, now designated as "SARS-CoV-2," which causes a disease known as "coronavirus disease 2019" abbreviated and popularly known as "COVID-19." On January 30, 2020, the World Health Organization Director General declared an outbreak of COVID-19 as a Public Health Emergency of International Concern, advising countries to prepare for containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease.

The public health crisis related to COVID-19 continued to grow, and on March 11, 2020, the World Health Organization Director General characterized COVID-19 as a pandemic. On March 13, the President of the United States declared the COVID-19 outbreak a national emergency.

COVID-19 is spread person to person through direct or close proximate contact and presents an imminent threat of widespread illness. Three positive cases of COVID-19 have been announced in Greene County by the Springfield-Greene County Health Department. While most cases of COVID-19 are mild, it can result in severe illness and fatality. Because of the threat posed to public health by COVID-19, on March 16,2020, the Mayor declared a civil emergency.

The Centers for Disease Control ("CDC") has recommended the cancellation or suspension of public gatherings of 50 individuals or more with the exception of educational institutions, daycare facilities, and business operations, and Governor Parsons has encouraged local governments to provide the same guidance. This Ordinance would prohibit public gatherings of 50 or more individuals except education institutions, daycare facilities, and business operations while the Mayor's declaration of a civil emergency is in effect.

Because the spread of COVID-19 is an evolving situation, this Ordinance also authorizes the Mayor to amend which public gatherings are prohibited, either in number or in type, by issuing an order, during the time his declaration of civil emergency is in effect. This Ordinance also establishes a penalty for violation of the prohibition.

Submitted by:

Rhonda Lewsader

Rhonda Lewsader, City Attorney

Approved by:

Jason A. Gage

Jason Gage, City Manager