

**AN ORDER OF THE MAYOR OF THE CITY OF WEST PLAINS,
MISSOURI, AS AUTHORIZED PURSUANT TO ORDINANCE 4656.**

WHEREAS, the City Council of the City of West Plains, Missouri, approved Ordinance 4656 on March 27, 2020, delegating authority to the Mayor, after consultation with appropriate city, county, and state officials as determined within his discretion, to issue a declaration of civil emergency; and

WHEREAS, on March 13, 2020, the Governor of Missouri declared that a state of emergency exists in the State of Missouri to address the spread of COVID-19 and to prevent a substantial risk to public health and safety; and

WHEREAS, the Governor of Missouri directed the Department of Health and Senior Services Director to issue an order on March 21, 2020, prohibiting social gatherings of more than ten (10) people in the state of Missouri from 12:01 a.m. Monday March, 23, 2020 and remaining in effect until 12:01 a.m. Monday, April 6, 2020 unless extended by further order of the Director of the Department of Health and Senior Services with said extensions not to exceed the duration of the effective period of Executive order 20-02, which expires on May 15, 2020; and

WHEREAS, the Governor of Missouri directed the Department of Health and Senior Services Director to issue an order on April 3, 2020, instructing residents to remain in their homes unless accessing essential services, which was to be in effect from 12:01 a.m. April 6, 2020, until 11:59 p.m. April 24, 2020, unless extended by further order of the Director of the Department of Health and Senior Services with said extensions not to exceed the duration of the effective period of Executive order 20-02, which expires on May 15, 2020; and

WHEREAS, the Governor of Missouri ordered an extension of the statewide stay at home order to last through 11:59 p.m. May 3, 2020; and

WHEREAS, after consultation with appropriate city, county, and state officials it is my judgment that there continues to reasonably appear to exist a state of civil emergency which requires response by the City to protect public health, welfare, and safety, including the protection of human life.

NOW, THEREFORE, I, JACK PAHLMANN, MAYOR OF THE CITY OF WEST PLAINS, MISSOURI, PURSUANT TO ORDINANCE 4656, DO HEREBY PROCLAIM AND ORDER:

SECTION 1 - Pursuant to the exercise of powers granted to me in Ordinance 4656, I

hereby revoke any and all prior stay at home orders issued for the City of West Plains, Missouri.

SECTION 2 - Pursuant to the exercise of powers granted to me in Ordinance 4656, I hereby impose the following order which reflects the stay at home order issued by the State Of Missouri:

1. Individuals currently residing within the City of West Plains shall avoid leaving their homes or places of residence. When individuals need to leave their homes or places of residence to work, to access food, prescriptions, health care, and other necessities, or to engage in outdoor activity, they should at all times practice social distancing. Individuals may also go to and from an individual's place of worship, provided that limitations on social gatherings and social distancing are properly adhered to.

2. Any entity that does not employ individuals to perform essential worker functions, as set forth in guidance provided by the U.S. Department of Homeland Security, Cybersecurity & Infrastructure Security Agency (CISA) outlined at https://www.cisa.gov/sites/default/files/publications/CISA_Guidance_on_the_Essential_Critical_Infrastructure_Workforce_Version_2.0_Updated.pdf shall adhere to the limitations on social gatherings and social distancing set forth in sections 4 and 5 of this Order. For offices and workplaces that remain open, individuals shall practice good hygiene and, where feasible, work from home in order to achieve optimum isolation from COVID-19.

3. Any entity that employs individuals to perform essential worker functions, as set forth in section 2 of this Order, and 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, as set by local authorities, 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, as set by local authorities, for a retail location with square footage of ten thousand square feet (10,000 ft²) or more.

4. In accordance with the guidelines from the President and the Centers for Disease Control and Prevention (CDC), all individuals in the City of West Plains shall avoid social gatherings of more than ten (10) people. For purposes of this Order, "social gatherings" shall mean any planned or spontaneous event or convening that would bring together more than ten (10) people in a single space at the same time.

5. In accordance with the guidelines from the President and the CDC, every person and business in the City of West Plains 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 essential worker functions, as set forth in section 2 of this Order, whose job duties require contact with other people closer than six feet (6'). 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 when outside their residences.

6. Notwithstanding section 2 of this Order, nothing in this Order shall prohibit daycares, childcare providers, or schools from providing childcare for working families in accordance with CDC guidelines found at <https://www.cdc.gov/coronavirus/2019-ncov/community/schools-childcare/guidance-for-childcare.html>. Further, this Order does not prohibit schools from providing Food and Nutritional Services for those children that qualify.

7. In accordance with the guidelines from the President and the CDC, every person in the City of West Plains shall avoid eating or drinking at restaurants, or bars; provided, however, that the use of drive-thru, pickup, or delivery options are allowed throughout the duration of this Order.

8. In accordance with the guidelines from the President and the CDC, people shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance.

9. Pursuant to section 44.101, RSMo, this Order 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.

This Order does not prohibit people from accessing essential services, such as grocery stores, gas stations, and banks, or engaging in outdoor recreation, provided that necessary precautions are taken and maintained to reduce the transmission of COVID-19, including observing social gathering and social distancing requirements set forth in sections 4 and 5 of this Order. The more that people reduce their public contact, the sooner COVID-19 will be contained and the sooner this Order will expire.

SECTION 4 - I delegate to the City Administrator and his designees the authority to determine whether any personal or business activity is permitted or prohibited under this Order.

SECTION 5 - This Order shall be effective at 12:01 a.m. on April 23, 2020, and shall continue until 11:59 p.m. on May 3, 2020, unless renewed.

By: 
JACK PAHLMANN, Mayor

ATTEST:


MALLORY SNODGRASS, City Clerk