

ORDINANCE NO. 2020-02

GENTRY COUNTY ORDINANCE ON EMERGENCY MANAGEMENT IN RESPONSE TO COVID-19 PANDEMIC

An ordinance of emergency management in response to COVID-19 pandemic that jeopardizes the safety and welfare of the inhabitants of Gentry County, Missouri, that requires or restricts certain activities to ensure the safety and welfare of the inhabitants of Gentry County, Missouri, a violation of which is punishable by arrest, fine, and/or confinement.

WHEREAS, the Honorable Governor of the State of Missouri enacted Executive Order 20-02 pursuant to the authority granted under Section 44.100 and 44.110, RSMo., to protect the safety and welfare of the inhabitants of the State of Missouri in relation to the COVID-19 pandemic on or about March 13, 2020;

WHEREAS, the reasons the Honorable Governor of the State of Missouri enacted Executive Order 20-02 were detailed in that Order, including the COVID-19 pandemic endangering the safety and welfare of the inhabitants of the State of Missouri, is hereby adopted as part of this Ordinance as if fully set forth herein;

WHEREAS, Randall W. Williams, MD, FACOG, Director of the Missouri Department of Health and Senior Service, enacted an Order pursuant to the authority granted under section 192.020, RSMo., to protect public health and prevent the further spread of COVID-19, on March 21, 2020;

WHEREAS, the Director's Order dated March 21, 2020, is adopted as part of this Ordinance as if fully set forth herein;

WHEREAS, Gentry County, Missouri, is recognized as a third (3rd) class county within the State of Missouri pursuant to sections 46.123, 48.010, and 48.020, RSMo., as well as Article Six (6) of the Missouri Constitution, as a legal subdivision of the State of Missouri;

WHEREAS, Gentry County, Missouri is a county without a charter form of government with governing authority to adopt ordinances or resolutions relating

to affairs regarding emergency management, specifically relating to the actual occurrence of a natural or man-made disaster of major proportions within the county that jeopardizes the safety and welfare of the inhabitant within the County pursuant to authority of section 192.300, RSMo.;

WHEREAS, Gentry County, Missouri, concurs with the reasons and recommendations of the Honorable Governor of the State of Missouri and Director of the Missouri Department of Health and Senior Services and finds the COVID-19 virus is highly contagious and can spread through close contact between persons and respiratory transmission that, if infected, can result in mild or severe symptoms jeopardizes the safety and welfare of the inhabitant of Gentry County, Missouri;

WHEREAS, Gentry County, Missouri, enacts this Ordinance narrowly tailored to protect the safety and welfare of the inhabitants of Gentry County, Missouri; and

WHEREAS, Gentry County, Missouri, authorizes the Gentry County Sheriff, or his deputy officers, to enforce the provisions of this Ordinance with the power to arrest and detain violators subject to the laws of the State of Missouri;

NOW, THEREFORE, BE IT ORDERED BY THIS HONORABLE COMMISSION OF GENTRY COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Every person in Gentry County, Missouri, shall avoid social gatherings of more than ten (10) people. For purposes of this Ordinance, "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.

Section 2. All community seating areas, both indoors and outdoors, operated by a food establishment will be closed. Food establishments may continue to provide services via carry-out, drive-thru, curbside, or delivery to customers.

Section 3. People shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance.

Section 4. This Ordinance does not prohibit people from visiting grocery stores, merchants, gas stations, parks, banks, government, or their place of employment,

so long as necessary precautions are taken and maintained to reduce the transmission of COVID-19, including maintaining at least six (6) feet of distance between all individuals that are not family members.

Section 5. For offices and workplaces that remain open, individuals shall practice good hygiene and, where feasible, work from home to achieve optimum isolation from COVID-19. The more that people reduce their public contact, the sooner COVID-19 will be contained and the sooner this Ordinance will expire.

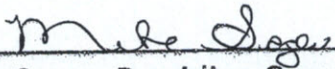
Section 6. The Gentry County Sheriff, and/or his deputy law enforcement officers, are authorized to enforce this ordinance with the power to arrest and detain a person or persons upon probable cause that a person or persons violated the terms of this Ordinance for up to twenty-four (24) hours subject to the additional penalties described in Section 7 upon a finding of a violation of this Ordinance in a court of law subject to the laws of the State of Missouri.

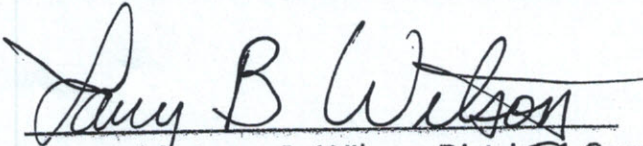
Section 7. A violation of this Ordinance is a misdemeanor and shall be punished by a fine not to exceed five-hundred dollars and zero cents (\$500.00), or by confinement in the Daviess-Dekalb jail for a term not to exceed three (3) months, or any combination of the two penalties. For purposes of calculating the penalty for violating this Ordinance, a month constitutes thirty (30) days.

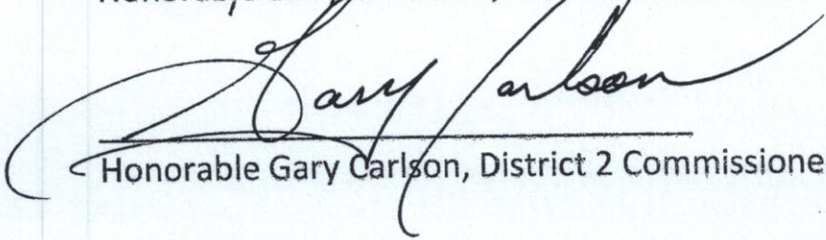
Section 8. This Ordinance shall immediately be in full force and effect on the date of its passage by the Honorable Gentry County Commission.

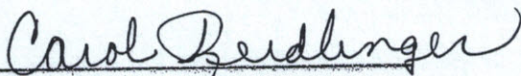
Section 9. This Ordinance shall expire at 12:01 a.m. on Friday, April 17, 2020, unless terminated sooner or extended further by Ordinance from the Gentry County Commission.

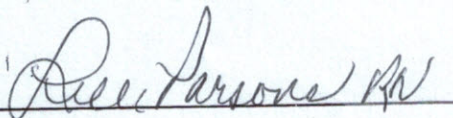
SO ORDERED, PASSED, AND ADOPTED BY UNANIMOUS DECISION THIS 30TH DAY
OF MARCH, 2020, AT 11:00 A.M.


Honorable Mike Sager, Presiding Commissioner


Honorable Larry B. Wilson, District 1 Commissioner


Honorable Gary Carlson, District 2 Commissioner

ATTEST: 
Carol Reidlinger, Gentry County Clerk


Lilli Parsons, Administrator
Tri-County Health Department

GENTRY COUNTY COMMISSION

CAROL REIDLINGER
COUNTY CLERK

COMMISSION MEETS
EVERY MONDAY

SHELIA CLARK
DEPUTY CLERK

GENTRY COUNTY COMMISSION

Phone (660) 726-3525

TRI-COUNTY HEALTH DEPARTMENT

Declaration of State of Emergency Proclamation Resolution for Gentry County of the State of Missouri established by the Gentry County Commission and Tri-County Health Department

WHEREAS, Gentry County, Missouri, has encountered a Potential Infectious Health Disease Event with novel coronavirus (now known as "COVID-19"), the World Health Organization and the Center for Disease Control and Prevention (CDC) have declared COVID-19 a "pandemic", and the U.S. Department of Health and Human Services (HHS) Secretary has declared that COVID-19 creates a public health emergency and a threat exists to the lives and property of the people of Gentry County, Missouri, and:

WHEREAS, that area within the boundaries of Gentry County, Missouri, are immediately threatened with Infectious Health Disease Event with COVID-19 and curtailing the protection of the lives and property contained in Gentry County, Missouri, and an emergency exists:

NOW THEREFORE, we, Mike Sager, Larry B. Wilson, and Gary Carlson, Board of County Commissioners, Gentry County, Missouri, hereby declare that a state of emergency exists in Gentry County, Missouri and we hereby invoke and declare in full force and effect in Gentry County, Missouri, all laws, statutes, of the State of Missouri, Gentry County, Missouri for the exercise of all necessary emergency authority for the protection of the lives and property of the people of Gentry County, Missouri, and the restoration of local government with a minimum of interruption.

WHEREAS, Gentry County, MO Appropriate and expend funds, make contracts, obtain and distribute equipment, materials, and supplies for emergency management purposes; provide for the health and safety of persons; the safety of property; and direct and coordinate the development of disaster plans and programs in accordance with the policies and plans of the federal and state governments.

WHEREAS, As pursuant with Chapter 44 of the Revised Missouri State Statutes, County Court Orders, and City Ordinances, as pertinent to: All public offices and employees of Gentry County, Missouri, are hereby directed to exercise the utmost diligence in discharge of duties required of them for the duration of the emergency and in the execution of emergency laws, regulations, and directives both state and local. The declaration is not meant to be a source of concern or panic; it will allow Gentry County, MO at the local level to activate and request resources from the Regional, State and Federal levels if needed to include any potential reimbursements to impacted jurisdictions; along with the activation of applicable altered response plans locally and the implementation of our Local Emergency Operations Plan (LEOP).

WHEREAS, All citizens within Gentry County, MO are called upon and directed to comply with necessary emergency measures, to cooperate with public officials and the Gentry County, Missouri, Emergency Management Agency forces in executing emergency operational plans, and to obey and comply with the lawful directions of properly identified public offices.

NOW THEREFORE, pursuant to the provisions under the authority of the 2005 Revised Statutes of Missouri, Title V, Chapter 44.080 Civil Defense statutes, we do hereby proclaim the existence of a disaster emergency throughout Gentry County, Missouri.

PASSED THIS 30th DAY OF MARCH, 2020 A.D.


Mike Sager
Presiding Commissioner, County of Gentry


ATTEST: Carol Reidlinger
County Clerk of Gentry County

PH.: 660-726-3525

GENTRY COUNTY COURTHOUSE
200 W. CLAY • ALBANY, MO. 64402

FAX: 660-726-4478