

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KIRKSVILLE, MISSOURI REPEALING ORDINANCE 12407 EFFECTIVE AT THE TIME THE ADAIR COUNTY HEALTH BOARD OF DIRECTORS REPEALS THEIR COUNTY-WIDE ORDINANCE ESTABLISHING THE REQUIREMENT TO SOCIAL DISTANCE AND/OR WEAR FACE COVERINGS IN CERTAIN LOCATIONS IN ORDER TO PREVENT OR LIMIT THE SPREAD OF THE COVID-19 DISEASE.

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, due to the COVID-19 pandemic there have been declarations of emergency enacted by the President of the United States, and the Governor of the State of Missouri; and

WHEREAS, due to the rapid spread and the existence of community transmission of COVID-19 within the City, the spread of COVID-19 could continue to grow at an exponential rate for the foreseeable future unless additional measures are implemented to reduce the spread of the disease in the City; and

WHEREAS, in addition to overwhelming the medical system and threatening the health and lives of residents, the spread of the disease will cause economic damage, disruption and hardship in the event the City and Adair County Health Department finds it necessary to return to the former stay at home orders to reduce the spread of the disease; and

WHEREAS, due to the escalating spread of the COVID-19 pandemic it is necessary for the immediate preservation of public health, safety and welfare of the residents of the City to take steps to mitigate the spread of the disease; and

WHEREAS, the key transmission method for the COVID-19 virus is through respiratory droplets that people expel when they breathe, speak, cough or sneeze. people can be infected with the COVID-19 virus and be asymptomatic or pre-symptomatic but still be contagious to others, and numerous epidemiologists have found that widespread use of a face covering or masks is necessary to prevent the more rapid spread of the COVID-19 virus, and thereby necessary for the safety and health of all Kirksville residents, and visitors; 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 their mouth and nose to prevent inadvertently spreading COVID-19; and

WHEREAS, the wearing of a face covering or mask by patrons and employees to the greatest extent possible, may allow businesses to remain open while protecting the health and safety of the public and employees, and keeping the local economy strong, and our schools open during the period in which the disease is being brought under control in the community; and

WHEREAS, the Adair County Health Department determined that wearing a Face Covering or Mask is an appropriate and necessary method of reducing the spread of COVID-19 and passed an Order requiring the wearing of such masks and encouraged concurrence from the City of Kirksville to assist them in emphasizing the importance of their Order; and

WHEREAS, the City Council through its Health Official has the authority pursuant to 19 CSR 20-20.040(2) (G) To...“Establish appropriate control measures which may include...the creation and enforcement of adequate orders to prevent the spread of the disease and other measures considered by the department and/or local health authority as appropriate disease control measures based upon the disease...and any other available information related to the... disease or infection: and (E) Establish and maintain quarantine, isolation or other measures as required; and

WHEREAS, the City Council of the City of Kirksville determined that it would continue to monitor the situation and revisit the City's adopted Ordinance 12407 at least monthly.


NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKSVILLE AS FOLLOWS:

Section 1. That Ordinance No. 12407 establishing the requirement to social distance and/or wear face coverings in certain locations is hereby repealed in its entirety.

Section 2. That the repeal of Ordinance No. 12407 has no jurisdiction over the Order established by the Adair County Health Department, which will remain in effect until such time as the Adair County Health Department Board of Directors repeals the Order.

Section 3. This Ordinance shall become effective immediately upon its passage.

PASSED BY THE CITY COUNCIL, AND SIGNED BY THE MAYOR THIS 1st DAY OF MARCH, 2021.



Zac Burden, Mayor

ATTEST:



Wanda J. Cagle, City Clerk

