

AN ORDINANCE ENACTING EMERGENCY MEASURES TO PROTECT THE PUBLIC HEALTH DURING THE CORONAVIRUS PANDEMIC CRISIS

WHEREAS, a state of emergency exists in the City of Frontenac by reason of the public health crisis caused by the Coronavirus (“Covid 19”) pandemic; and

WHEREAS, this health crisis puts the lives and well-being of every resident at risk, and that risk is markedly increased by social proximity and interaction with members of the public; and

WHEREAS, the Laws of Missouri and the Ordinances of the City of Frontenac authorize the City to adopt ordinances for the prevention and abatement of contagious diseases in the City (Sec. 79.380, RSMo.); to prohibit and suppress all practices, conduct and other things apt to be detrimental to the health and safety of the inhabitants of the city (Sec. 225.0210(A)(13), Frontenac Code) and to prohibit and abate all nuisances that may injure inhabitants of the City (Sec. 225.010, Frontenac Code); and to adopt ordinances expedient for the preservation of the health of the inhabitants of the City, and such other ordinances, rules and regulations as may be deemed necessary to carry such powers into effect, and to alter, modify or repeal the same from time to time (Sec. 79.110, RSMo.); and

WHEREAS, the Frontenac City Administrator is the City’s chief administrative officer (Sec. 115.260(A), Frontenac Code) and is called upon to coordinate and generally supervise and coordinate the operation of all departments of the City (Sec’s. 115.260(A) and 115.270(C), Frontenac Code), and to act in emergency situations (Sec. 115.270(C), Frontenac Code); and

WHEREAS, the professional guidance of the Centers for Disease Control and emergency health restrictions promulgated by St. Louis County require that the City revise many of its practices and procedures during the present crisis; and

WHEREAS, it is prudent and in the best interest of the health and safety of the residents of Frontenac that there be a streamlined and efficient process for implementation of further adjustments in regulations, procedures and practices in a timely manner so as to respond to the rapidly evolving health crisis;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FRONTENAC, MISSOURI, AS FOLLOWS:

Section One.

The Mayor of the City of Frontenac, as presiding officer for meetings of the Board of Aldermen (Sec. 79.120, RSMo.), is hereby authorized to establish temporary procedures for calling and conducting meetings of the Board of Aldermen and committees thereof including determining the timing, location, physical presence of members and the public, alternative public access to meetings, the manner by which public testimony and input shall be received, and other aspects of conducting such meetings which the Mayor may find to be safe and appropriate in light of the current health crisis. All ordinances or other municipal regulations in conflict with the procedures and practices thus established are hereby suspended until further action by the Board of Aldermen.

Section Two.

The City Administrator is authorized to temporarily suspend enforcement of any ordinances, resolutions, policies, procedures or practices of the City and to adopt interim temporary alternative measures, regulations, standards, practices, policies and procedures which the City Administrator determines to be reasonably necessary to protect the public health against the current pandemic while still preserving the general health, safety and welfare of the City as a whole and its residents and businesses; provided, however, that the City Administrator shall submit a report to the Mayor and Board of Aldermen detailing actions taken pursuant to this grant of authority or reallocation of appropriated funds as hereinafter provided within seventy-two (72) hours of doing so. This authority shall include, but not be limited to, matters relating to:

- (a) duties of city employees and personnel and workplace regulations, rules, standards, procedures and practices;
- (b) public and employee access to City buildings, facilities and property;
- (c) the time, location and manner by which meetings of all boards, commissions, advisory bodies and public governmental bodies of the city shall be conducted, taking care to comply with all requirements of the Missouri Open Meetings and Records Act;
- (d) zoning, traffic and other regulations relating to deliveries to and by businesses located in the City;
- (e) zoning and other regulations relating to signage (so that information of importance to the public and economic health of the community can be made known);
- (f) purchasing procedures and the expeditious acquisition of critical supplies and services;

- (g) reallocation of appropriated funds and suspension of purchases, service contracts or improvement projects as determined by the City Administrator to be prudent, reasonable or necessary in order to protect the City finances and the City's ability to sustain critical public services during a potentially protracted and widespread public crisis, and
- (h) any similar matters which the City Administrator deems to be critical to success of the City's critical public health and safety responsibilities.

Section Three.

In addition, the City Administrator is hereby authorized and directed to take such actions as may be reasonably necessary or appropriate to carry out the temporary procedures, suspensions, waivers and other adjustments and changes specified in this Ordinance or determined by the City Administrator to prudent or beneficial to carry out the purposes of this Ordinance.

Section Four.

All ordinances of the City of Frontenac which are contrary to or in conflict with any of the temporary alternative measures, regulations, standards, practices, policies and procedures which the City Administrator determines to be reasonably necessary to protect the public health are hereby suspended for so long as such alternative measures, etc. are in effect.

Section Five.

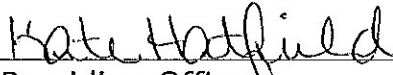
It is hereby declared to be the intention of the Board of Aldermen that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the Board of Aldermen intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

Section Six.

This Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor and may be amended or repealed, and the authority delegated hereby may be revised or terminated, by legislative action by the Board of Aldermen at any time. The question of

repeal or modification of this Ordinance shall appear on each Board of Aldermen agenda until further order of the Board of Aldermen.

PASSED BY THE BOARD OF ALDERMEN FOR THE CITY OF FRONTENAC, MISSOURI, THIS 27TH DAY OF MARCH 2020.

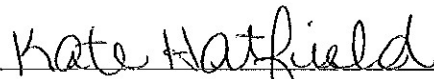


Presiding Officer



Leesa Ross, City Clerk

APPROVED THIS 27TH DAY OF MARCH 2020.



Kate Hatfield, Mayor

Attest:



Leesa Ross, City Clerk