



**NOTICE OF A SPECIAL COUNCIL MEETING  
OF THE CITY COUNCIL OF THE CITY OF  
NORTH KANSAS CITY, MISSOURI,  
April 26, 2021,  
6:00 PM**

***NOTICE IS HEREBY GIVEN* that the City Council of the City of North Kansas City, Missouri, will conduct a Special Council Meeting at 6:00 p.m. on Monday, April 26, 2021.**

Due to the Emergency Health Order declared by the Clay County Health Department this meeting will be held virtually, with the Mayor, City Council members and City staff joining the meeting through an on-line platform.

**1. Call Meeting to Order**

**2. Roll Call**

**3. Discussion on Amending the Eleventh Order Arising from the Spread of Covid-19**

The Clay County Public Health Department has amended its Emergency Health Order. Key updates include:

- Masks not required outdoors when social distancing can't be maintained, only recommended
- Social distancing indoors not required, only strongly recommended
- Outlines points for moving towards their Green phase – the removal of the order and face masks

The City Council will discuss and decide whether to amend the current North Kansas City Emergency Health Order in light of the Clay County Public Health Department's Amended Order.

**4. Adjournment**

This Special Council Meeting of the City Council of the City of North Kansas City, Missouri, has been duly called pursuant to the provisions of Section 2.04.030 of the Code of the City of North Kansas City, Missouri, by the undersigned Mayor of the City of North Kansas City, Missouri.

***DONE*** this 23<sup>th</sup> day of April 2021, at 5:00 p.m.

---

Bryant DeLong, *Mayor*

Representatives of the news media may obtain copies of this notice by contacting:

Crystal Doss, City Clerk, City Hall  
2010 Howell Street  
North Kansas City, Missouri 64116  
Telephone No. (816) 274-6000

Posted on the 19th day of June 2020, at 1:00 p.m.

**ELEVENTH AMENDED ORDER**  
**Arising from the Spread of COVID-19 and**  
**Requiring Use of Face Coverings under Certain Circumstances**

**WHEREAS**, a state of emergency and catastrophic health emergency was proclaimed on March 18, 2020, to allow the City of North Kansas City (the “City”) to take measures to reduce the possibility of exposure to COVID-19 and promote the health and safety of North Kansas City residents, along with an accompanying order, and the state of emergency and catastrophic health emergency still exists; and

**WHEREAS**, the COVID-19 virus spreads between people who are in close contact with one another through respiratory droplets; and

**WHEREAS**, a gathering of individuals without necessary mitigation for the spread of infection will pose a risk of the spread of infectious disease; and

**WHEREAS**, the City wishes to employ all means available under the law to protect public life, health, safety and property to limit the development, contraction and spread of COVID-19 creating this emergency; and

**WHEREAS**, the City has been advised that as of April 8, 2021, the Kansas City Health Department confirmed 37,585 cases of the COVID-19 illness in Kansas City and 548 deaths from the COVID-19 illness in Kansas City; and

**WHEREAS**, as of April 8, 2021, the Clay County Public Health Center confirmed 20,569 cases of COVID-19 illness in Clay County and 303 deaths from the COVID-19 illness in Clay County<sup>1</sup>; and

**WHEREAS**, the Centers for Disease Control (the “CDC”) continues to study the spread and effects of COVID-19 across the United States and has determined that a significant portion of individuals with coronavirus lack symptoms and that even those who eventually develop symptoms can transmit the virus to others before showing symptoms which means that the virus can spread between people interacting in close proximity (for example, speaking, coughing, or sneezing) even if those people are not exhibiting symptoms; and

**WHEREAS**, the CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain, including but not limited to, grocery stores and pharmacies and other areas of significant community-based transmission; and

---

<sup>1</sup> The total Clay County numbers are broken down as follows:

Non-Kansas City residents	10,007 cases confirmed	161 deaths
Kansas City residents	10, 562 cases confirmed	142 deaths

**WHEREAS**, the CDC is advising the use of simple cloth face coverings to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others;

**WHEREAS**, by authority granted to the Mayor in Ordinance No. 9315, on June 30, 2020, Mayor Don Stielow has issued this Eleventh Amended Order.

**NOW, THEREFORE, IT IS HEREBY ORDERED:**

That in accordance with Section Five below, the following Eleventh Amended Order (the “**Order**”) is enacted to read as follows:

**Section One:** Community Health Guidance.

A. People at high risk of severe illness from COVID-19, based upon sound medical findings and recommendations, are urged to stay in their residence or place of rest except as necessary to seek medical care and to obtain provision of essential life items. All individuals should exercise social distancing requirements at all times, including wearing face coverings or masks when others may be present closer than six feet away.

B. All persons are encouraged to limit exposure, to the extent possible, by wearing masks, maintaining social distancing, as defined infra, and avoiding large groups or other crowd-based activities.

C. For the purposes of this Order: “Physical Distancing Requirements” includes wearing a face covering or mask that is affixed in place without the use of one’s hands and covers the nose and mouth and maintaining at least six foot Physical Distancing from other individuals.

**Section Two:** Business Operations.

A. A reasonable standard of care is established in North Kansas City requiring that businesses shall reasonably accommodate employees with health or safety concerns or with responsibilities to care for minors or other persons to not report to work while this Order is in effect, absent undue hardship, if:

1. The employee has an underlying health condition, including but not limited to, Asthma, other respiratory conditions, or AIDS or other illnesses that result in a compromised immune system, putting that person at greater risk of death or serious injury if he or she contracts COVID-19; or
2. The employee is the primary caregiver for a family member who contracted COVID-19 and qualifies for leave under the Family Medical Leave Act; or

3. The employee is employed by a business with fewer than 500 employees, and under the Families First Coronavirus Relief Act (FFCRA) that employee is eligible for paid leave because the employee must care for a minor child due to the closure or loss of a caregiver resulting from the COVID-19 pandemic.

B. Masks must be worn at all indoor spaces with more than one person per room or barrier-divided space and outdoor spaces where social distancing of at least six feet cannot be maintained, except where further exceptions, if any, are approved by the Director of Clay County Public Health. Exceptions to the mask requirement pursuant to this Order include only:

1. Minors below the age of 5; and
2. Persons who have disabilities for which masks constitute a substantial impairment to their health and well-being based upon medical, behavioral, or legal direction; and
3. Persons who are in a restaurant or tavern and are engaged in consuming food or drink while adequately distanced from other patrons.
4. Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering or mask is necessary to perform the service.
5. Contact Tracing: If a business operation is notified that a patron, occupant, or employee has tested positive for COVID-19, the business operation must immediately notify the Director of Public Health

C. Exemptions. Nothing in this Order shall prohibit any individual from performing or accessing “Essential Governmental Functions.” Essential Government Functions means all services needed to ensure the continuing operation of any government agencies, including schools, and provide for the health, safety and welfare of the public. All Essential Governmental Functions shall be performed in compliance with mask and Physical Distancing Requirements as defined this Order, to the extent possible.

D. Business operations may continue as under the previous emergency order with the following modifications:

1. Restaurants, taverns, and all other venues, including public and private or membership-only event spaces, serving food and drink indoors shall follow Physical Distancing Requirements between separate parties, in

accordance with Section One (1) of this Order. Patrons in both indoor and outdoor spaces where food and/or drink are served must be seated and may only remove their face covering or mask while eating and drinking.

2. Gyms, fitness, and recreational centers, including City, school, and other publicly owned and managed facilities, shall follow Physical Distancing Requirements between separate parties, in accordance with Section One (1) of this Order, including any and all mask requirements and to maintain Physical Distancing of not less than six feet.
3. Business operations generally open to the public and operating in a publicly accessible capacity where six feet of Physical Distancing cannot be maintained during the provision of service and not described elsewhere in this Order shall maintain six feet of distance between areas of service, such as tables, booths, or stations in addition to the wearing a face covering or mask.
4. All businesses are encouraged to allow their employees to work remotely to the fullest extent possible.

**Section Three. Violation and Remedies.**

Violation of any provision of this Order constitutes an imminent threat, creates an immediate menace to public health, and shall be considered a violation of Ordinance No. 9315. All remedies prescribed by the provisions of this Order shall be cumulative, and the use of one or more remedies by the City shall not bar the use of any other remedy for the purpose of enforcing the provisions of this Order.

**Section Four. Penalty.**

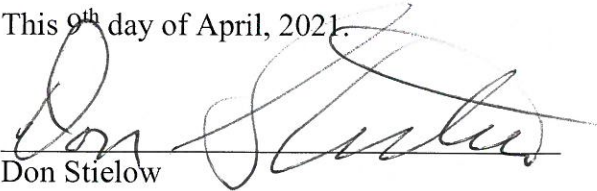
Violation of any provision of this Order may result (1) in the suspension or revocation of the Certificate of Occupancy and/or Business License for the offending business or concern in accordance with the Code of the City of North Kansas City, Missouri; and/or (2) in a fine as provided for in Ordinance No. 9315.

**Section Five. Effective Date.**

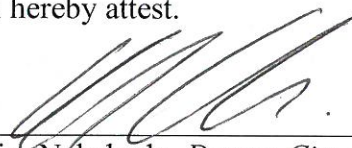
This Eleventh Amended Order herein shall take effect at 1:00 p.m. on Monday, February 22, 2021, and shall continue in full force and effect until further notice.

Authenticated as Adopted,

This 9<sup>th</sup> day of April, 2021.

  
\_\_\_\_\_  
Don Stielow  
Mayor

Filed with me, the City Clerk of the City of North Kansas City, Missouri, this 9<sup>th</sup> day of April, 2021, by Mayor Don Stielow, whose signature I hereby attest.

  
\_\_\_\_\_  
Kim Nakahodo, Deputy City Clerk



CLAY COUNTY

**PUBLIC HEALTH CENTER**



## **CCPHC Public Health Emergency Order**

### **County of Clay Public Health Emergency Order Amended 04232021**

WHEREAS, the United States Department of Health and Human Services declared a public health emergency for COVID-19 beginning January 27, 2020, with now more than 32,039,261 cases of the illness and more than 574,418 deaths as a result of the illness across the United States; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, COVID-19 has resulted in 20,784 reported positive cases of COVID-19 in Clay County, Missouri and the deaths of 306 Clay County residents; and

WHEREAS, the spread of COVID-19 endangers the health, safety, and welfare of persons and property within Clay County, Missouri; and

WHEREAS, to reduce the spread of COVID-19, measures that are recommended and considered effective by the Centers for Disease Control and Prevention ("CDC") include among other measures, avoiding close contact with other people and covering one's mouth and nose with a cloth face cover when in public settings; and

WHEREAS, the increased spread of COVID-19 also presents a serious threat to the continued effective operation of the local economy within Clay County; and

WHEREAS, as of April 21<sup>st</sup>, 2021 35 percent of Clay County residents have been vaccinated against COVID19; and

WHEREAS, in late December 2020, COVID-19 vaccine distribution began in the Kansas City Metro area and as of April 21, 2021, close to 35 percent of the state population has been vaccinated; and

WHEREAS, the number of COVID cases and hospitalizations in Clay County has dropped steadily and the weekly average for new COVID-19 cases continues to decrease;



**NOW, THEREFORE, under the power vested in me under appropriate local, state and federal regulations and other enabling provisions, I, Gary E. Zaborac, Director of Public Health for the Clay County Public Health Center and Health Officer for the County of Clay do hereby order the following:**

Amended Public Health Order 02212021 dated February 21, 2021, is hereby repealed and the following Amended Public Health Order 04232021 is enacted in lieu thereof, to read as follows:

Community Health Guidance

- A. Sustained significant improvement in COVID 19 local case and hospitalization data, increased vaccine availability, and improved vaccination rates enable Clay County to move to Phase Three of The Clay County Recovery Plan.
- B. All persons are strongly encouraged to get vaccinated now that vaccine is available to all individuals over the age of 16 in Missouri.
- C. Building occupancy limits: No limits with Social Distancing strongly recommended.
- D. Masking: Required when indoors. Masks are recommended when outdoors and unable to maintain social distance.
- E. Social distancing is strongly recommended.

This order is set to begin at 5:00P.M., April 23<sup>rd</sup>, 2021 and will expire at 5:00pm Friday May 28<sup>th</sup> unless and until it is extended, rescinded, superseded, or amended in writing prior thereto.

It is so ordered this 23<sup>rd</sup>, day of April 2021.



Director of Public Health  
Clay County Public Health Center

**Minutes of the North Kansas City, Missouri Special City Council Meeting of  
April 26, 2021**

The City Council met in regular session on Monday, April 26, 2021, via an on-line platform at 6:00 p.m. As a precautionary measure during the Covid-19 Pandemic, this meeting was held virtually, with the Mayor, City Council members and City staff joining the meeting through an on-line platform.

The following were present:

Mayor: Bryant DeLong  
Councilmembers: Wesley Graves  
Anthony Saper  
Jesse Smith  
Lisa Tull  
Zachary Clevenger  
Adam Roberts  
Amie Clarke  
Ana Pellumbi -- Absent

Staff Present: Eric Berlin, City Administrator  
Kim Nakahodo, Assistant City Administrator  
Casey Campbell, Human Resources Manager  
Nick Hawkins, Finance Manager  
Stephen Roberts, IT Manager  
Tom Barzee, City Counselor  
Crystal Doss, City Clerk

Mayor DeLong called the meeting to order at 6:00 p.m.

The roll was called. The following councilmembers were present: Wesley Graves, Anthony Saper, Jesse Smith, Lisa Tull, Zachary Clevenger, Adam Roberts and Amie Clarke.

Roll Call

City Administrator Eric Berlin stated that the Clay County Public Health Department has amended its Emergency Health Order. Key updates include:

Discussion on  
Amending the Eleventh  
Order Arising from the  
Spread of Covid-19

- Masks not required outdoors when social distancing can't be maintained, only recommended
- Social distancing indoors not required, only strongly recommended
- Outlines points for moving towards their Green phase – the removal of the order and face mask requirement

Mr. Berlin asked the City Council for any direction as to changing the current North Kansas City Emergency Health Order in light of the Clay County Public Health Department's Amended Order. Discussion ensued.

C. Tull moved to repeal the City of North Kansas City's health order in its entirety and defer to Clay County's health order, seconded by C. Graves. The roll was called and the vote was as follows: C. Saper, yes – C. Smith, yes – C. Tull, yes – C. Clevenger, yes – C. Roberts, yes – C. Clarke, yes – C. Graves, yes. Motion carried, 7-0.

C. Clarke moved to adjourn at 6:11 PM, seconded by C. Smith. The roll was called and the vote was as follows: C. Saper, yes – C. Smith, yes – C. Tull, yes – C. Clevenger, yes – C. Roberts, yes – C. Clarke, yes – C. Graves, yes. Motion carried, 7-0.


Adjournment

Council Adjourned



Mayor Bryant DeLong

Attest:

  
City Clerk Crystal Doss

Approved this 4<sup>th</sup> Day of May 2021