



City of Winfield Municipal Court



Division of the 45th Judicial Circuit of Lincoln County

P.O. Box 59 – 51 Harry's Way Winfield, MO 63389
Phone: 636-668-6031 Fax: 636-668-6031

ADMINISTRATIVE ORDER

This order superseded this Court's order regarding COVID-19 dated April 1, 2020

Effective 5:00 PM May 29, 2020 and continuing until 11:59 PM June 15, 2020 unless otherwise extended or reduced we will follow the Local Order of Procedure and Protocol to be followed by The Division of the 45th Judicial Circuit of Lincoln County. The Presiding Judge orders we remain in Phase 1 regarding business operations and social distancing requirements therefore; we will not hold in person hearings on June 15, 2020; however, the following options are available:

- 1) Virtual Court- you will need to contact the court prior to the court date to sign up and obtain directions
- 2) You may plead out of court
- 3) You may present a written plea

City Hall will remain open for anyone who chooses to plead out of court and/or make a payment while adhering to the social distancing requirements. Again, we ask for your patience as we work through this process. You may reach the Court at 636-668-6031.

IT IS SO ORDERED

Dennis Chassaniol
Winfield Municipal Judge

DATE OF ENTRY: May 29, 2020

**BEGINNING 5:00 PM on MAY 29, 2020
THROUGH: 11:59 PM on JUNE 15, 2020**

**LINCOLN COUNTY HEALTH DEPARTMENT (LCHD)
PHASE 1 ORDER REGARDING BUSINESS OPERATIONS AND SOCIAL DISTANCING
REQUIREMENTS**

WHEREAS, an emergency exists regarding the COVID-19 pandemic and it is necessary to take appropriate action to protect public life, health, safety, and property;

WHEREAS, the Missouri Department of Health and Senior Services on April 27, 2020 instituted its Phase 1 Order for Re-opening business;

WHEREAS, the Missouri Department of Health and Senior Services on May 28, 2020 extended its Phase 1 Order for Re-opening business;

WHEREAS, the LCHD wishes to employ certain means available under the law to protect public life, health, safety and property so that the development, contraction and spread of COVID-19 will be limited;

WHEREAS, I, Brett Siefert, Administrator of the Lincoln County Health Department do find the aforementioned conditions constitute a threat to the health, safety, and welfare of the residents of Lincoln County, Missouri and that they create a public health emergency situation within the meaning of RSMo Section 192.020; 19 CSR 20-20.010; 19 CSR 20-20-090;

WHEREAS, under the power vested in me under appropriate local, state and federal laws, regulations, ordinances, and other enabling provisions, I, Brett Siefert, Administrator of the Lincoln County Health Department, under the authority delegated by the State of Missouri hereby order limited isolation and other restraint on activity comprised of the following:

Section One:

ALL OTHER LCHD ORDERS SUPERCEDED: Individuals in Lincoln County, Missouri shall follow the Social Distancing Order of Dr. Randall Williams, the Director of the Department of Health and Senior Services, made March 21, 2020¹, the Order of April 3, 2020², the Order of April 27, 2020³, the Order of May 28, 2020,⁴ and any future order of the State of Missouri. This Order shall supersede and replace the LCHD Order of March 21, 2020, the Order of March 25, 2020, the

¹ Electronic copy of such Order may be found at:
<https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/pdf/social-distancing-order.pdf>

² Electronic copy of such Order may be found at:
<https://governor.mo.gov/priorities/stay-home-order>

³ Electronic copy of such Order may be found at:
<https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/pdf/economic-reopening.pdf>

⁴ Electronic copy of such Order may be found at: <https://governor.mo.gov/priorities/show-me-strong-recovery-order-extended-through-june-15-2020>

Order of March 27, 2020, the Order of April 3, 2020, the Order of April 17, and the Order of April 29, 2020.

Section Two:

MAY 28, 2020 MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES ORDER TO BE FOLLOWED WITH THIS ORDER: The State of Missouri has a current Phase 1 Order extension which was Ordered on May 28, 2020, and which is effective 12:00 AM, Monday, June 1, 2020 and remains in effect until 11:59 PM, Monday, June 15, 2020 unless further extended by other Orders. Pursuant to Missouri Law, the LCHD may impose more restrictive requirements. This Order shall supplement and control as to more restrictive requirements for individuals and businesses. Individuals are encouraged to review the Phase 1 Order Guidance and Frequently Asked Questions found at: <https://governor.mo.gov/show-me-strong-recovery-plan-guidance-and-frequently-asked-questions> for questions regarding the State of Missouri Show Me Strong Recovery Plan.

Section Three:

Criminal Penalties Pursuant to State Statute; Enforcement Criminally or Civilly: Missouri Statutes provide for criminal penalties⁵ for violation of public health laws or quarantine. The LCHD, as well as the State of Missouri has authorized civil enforcement of both State and local Health Orders, as these Orders protect public life, health, safety, and property.

Notice will be provided to an individual or business of any violation to attempt to gain compliance, however the LCHD reserves the right to seek immediate injunctive action to stop prohibited activities under this order to protect the public life, health, safety, and property of the citizens of Lincoln County, Missouri.

VIOLATIONS OF THIS ORDER WILL RESULT in enforcement action. The LCHD is committed to protecting the public and will consider violations of this Order to be a direct threat on the public life, health, safety, and property of the citizens of Lincoln County, Missouri.

Section Four:

SOCIAL DISTANCING REQUIRED: When individuals leave their homes or places of residence to work, to access food, health care, necessities, or to engage in other activities, they should ***AT ALL TIMES*** practice social distancing.⁶ Individuals may go to and from an individual's place of worship, provided that limitations on social distancing are properly adhered to.

While there are no limits on the number of individuals who may gather in one place, individuals shall adhere to the CDC guidance of social distancing, to decrease the possibility for spread of COVID-19, by maintaining six feet (6') of distance from other individuals, ***AND*** should avoid gathering in groups, stay out of crowded places, and avoid mass gatherings.

⁵ See RSMo Section 192.320.

⁶ "Social Distancing" means not gathering in groups, staying out of crowded places, avoiding mass gatherings, and maintaining distance (approximately 6 feet or 2 meters) from others. <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/social-distancing.html>

Section Five:

MAINTAINING SIX FEET (6') OF SPACE BETWEEN INDIVIDUALS: In accordance with the guidelines from the President and the Centers for Disease Control and Prevention (the "CDC") **EVERY PERSON AND BUSINESS** in the State of Missouri 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 job duties that require contact with other people closer than six feet (6').

Businesses and individuals performing job duties that require contact with other people closer than six feet (6') should take enhanced precautionary measures to mitigate the risks of contracting or spreading COVID-19 with customers of such business.

Individuals who are patronizing businesses or are out in public should take enhanced precautionary measures to mitigate the risks of contracting or spreading COVID-19.

The term "enhanced precautionary measures" under this Order shall mean that each person who comes into contact or interaction within six feet (6') of another individual should wear a face mask or face covering AND the individual should sanitize, as frequently as possible, between clients/customers/other individuals, all contact surfaces. The term "contact" under this order shall mean physical contact between individuals as well as interactions between individuals which occur where individuals are closer than six feet (6') from each other. A face mask or face covering should cover the nostrils and mouth of the individual wearing it. Sanitization of contact surfaces should occur after the service of each client/customer/other individual, or every two (2) hours, whichever occurs first.

An individual providing goods or services or an entity which is operating a business is responsible for the implementation and enforcement of this Order at the place of business and the following of this Order by individuals who are at the place of business.

Section Six:

ELDERLY OR OTHERWISE VULNERABLE POPULATIONS: In accordance with the guidelines from the President, the CDC, and the Centers for Medicaid and Medicare Services, people shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance or in end-of-life circumstances.

Elderly or otherwise vulnerable populations should take enhanced precautionary measures to mitigate the risks of contracting COVID-19.

Section Seven:

RETAIL LOCATIONS OPEN TO PUBLIC: Any entity or individual who employs individuals that are engaged in retail sales to the public, shall limit the number of individuals in any retail location as follows:

- (1) Twenty-five percent (25) or less of the entity's authorized fire or building code occupancy (the "COVID-19 Authorized Occupancy"), as set by local authorities, for a

- retail location with square footage of less than ten thousand square feet (10,000 ft²) with the COVID-19 Authorized Occupancy prominently displayed on each public entrance;
- (2) Ten percent (10%) or less of the entity's authorized fire or building code occupancy (the "COVID-19 Authorized Occupancy"), as set by local authorities, for a retail location with square footage of ten thousand square feet (10,000 ft²) or more with the COVID-19 Authorized Occupancy prominently displayed on each public entrance.

How to Calculate Maximum Occupancy Load, if not otherwise provided for by local ordinance:

The occupancy load is calculated by dividing the area of a room by its prescribed unit of area per person. Business Areas require 100 square feet of floor area for every room occupant.

Consequently, a business which has 1200 square feet of floor space will have a maximum occupancy of 3 people, which shall be a formula for businesses with square footage of less than ten thousand square feet (10,000 ft²), and a business which has 10,000 square feet will have a maximum occupancy of 10 people, which shall be a formula for businesses with square footage of ten thousand square feet (10,000 ft²) or more. Alternatively, the business may use Section 1004 of the IBC Code for the respective business type.

The term "retail location" under this Order shall mean a physical location where goods or items are sold, excluding restaurants and bars which are later addressed in Section Nine. All individuals shall comply with the regulations of this Order regarding social distancing, and enhanced precautionary measures if individuals are performing job duties that require contact with other people closer than six feet (6').

The individual or business who is operating the retail location shall be responsible for the implementation and enforcement of this order at the retail location and shall ensure that clients/customers/other individuals patronizing the retail location abide by this order.

Section Eight:

SCHOOLS: In accordance with the guidelines from the President and the CDC, schools shall remain closed for the remainder of the 2019-2020 academic school year. At the discretion of the school district nothing in this Order shall prohibit school teachers, school staff, students, and parents from reentering school buildings in order to work, retrieve personal belongings, or return school property as long as limitations of social distancing are properly adhered to. Summer school may proceed under guidelines set forth by the Department of Elementary and Secondary Education. Notwithstanding Section Five of this Order, nothing in this Order shall prohibit daycares, childcare providers, or schools from providing childcare in accordance with CDC guidelines. Further, this Order does not prohibit schools from providing Food and Nutritional Services for those children that qualify.

Section Nine:

RESTAURANTS/BARS: Restaurants and bars may offer dining-in services, provided that the limitations on social distancing and other precautionary public health measures are adhered to.

The term "precautionary public health measures" under this Order shall mean:

- (1) Including proper spacing of at least six feet (6') between tables;

- (2) Prohibiting the use of communal seating areas to parties of individuals who are not connected;
- (3) Having no more than ten (10) people at a single table;
- (4) The use of enhanced precautionary measures for individuals performing job duties at the restaurant and/or bar;
- (5) Not utilizing communal napkin holders, paper towel rolls, and utensil holders or dispensers; and
- (6) Sanitizing the contact surfaces, condiments, tables and chairs after each individual finishes their meal or drinking experience and leaves the table or dining/drinking surface.

The continued use and provision of drive-thru, pickup, or delivery options is strongly encouraged throughout the duration of this Order.

The individual or business who is operating the restaurant and/or bar shall be responsible for the implementation and enforcement of this order at the restaurant and/or bar and shall ensure that clients/customers/other individuals patronizing the restaurant and/or bar abide by this order.

Section Ten:

GOVERNMENTAL OFFICE BUILDINGS: The decision to open or allow access to each political subdivision and governmental entities' offices and buildings shall be determined by the governing body or executive officer of each political subdivision and governmental entity, however the social distancing and, as applicable, enhanced precautionary measures and other precautionary public health measures shall be utilized and used by individuals and the political subdivision and governmental entity.

Section Eleven:

FIREARMS AND AMMUNITION: Pursuant to RSMo Section 44.101, 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 by the State of Missouri, subject to the provisions set forth in this Order.

Section Twelve:

Savings Clause: If any section, subsection, sentence, clause or phrase of this Order is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Order and such remaining portions shall remain in full force and effect. This Order and each section, subsection, clause or phrase thereof, is created irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section Thirteen:

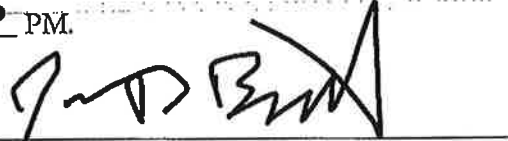
Effective Date and Expiration:

This Order shall take effect beginning at **5:00 PM, Friday, May 29, 2020** and continue until **11:59 PM Monday, June 15, 2020**, unless otherwise extended or reduced. This Order will continue to be in effect until it is extended, reduced, rescinded, superseded, or amended in writing.

It is so ordered this 29th day of May, 2020, at 4:03 PM.



Brett Siefert, Administrator
Lincoln County Health Department
Lincoln County, Missouri



James D. Burlison,
Chairman of the Board of Lincoln County
Health Department
Lincoln County, Missouri

Attest:

