

A DECLARATION OF A STATE OF LOCAL DISASTER EMERGENCY FOR MIAMI COUNTY, KANSAS:

WHEREAS, Miami County, Kansas is a county government created by the State of Kansas and the Board of County Commissioners is the governing body of said government; and

WHEREAS, said Board of County Commissioners has all right and/or powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Act of 1975 and amendments thereto; and

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, has been confirmed in Kansas and counties adjoining Miami County, resulting in serious illness and at least one death to date in Kansas; and

WHEREAS, said conditions have created situations which endanger the health, safety and welfare of persons and property within the borders of Miami County, Kansas; and

WHEREAS, to reduce the spread of COVID-19, the United States Centers for Disease and Prevention (CDC) and the Kansas Department of Health and Environment (KDHE) recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, on the 17th day of March, 2020, the Chairman of the Board of County Commissioners of Miami County, Kansas found that a disaster has occurred, that the threat thereof is imminent within Miami County, Kansas as the result of the worldwide Coronavirus pandemic (COVID 19) and the resulting epidemic in Kansas and adjoining counties threatens the life and health of Miami County citizens and visitors as well as the economy of Miami County and remains a public disaster affecting life, health, property and the public peace.

NOW, THEREFORE, BE IT DECLARED AND PROCLAIMED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI COUNTY, KANSAS, pursuant to K.S.A. 48-932, and amendments thereto that:

1. A State of Local Emergency exists for Miami County, Kansas as a result of the Coronavirus pandemic (COVID-19), was so declared by the Chairman of the County Commission on March 17, 2020 and the Board of County Commissioners, at its regularly scheduled meeting of March 18, 2020 does hereby consent and confirm that said State of Local Emergency currently exists and that said emergency declaration shall remain in effect until April 2, 2020, subject to renewal if conditions so warrant.

2. That the area within the borders of Miami County, Kansas covered by this declaration of local disaster emergency encompasses the entire area of Miami County, Kansas.

3. This Declaration specifically prohibits all large gatherings of people with more than 10 people in attendance or anticipated to attend, except for governmental and judicial functions, healthcare facilities, private business operations, religious and faith-based activities, weddings and funerals. For any size gathering of people, Miami County encourages everyone to follow the guidance by CDC, federal, state and local public health officials and private medical providers.

4. This Declaration is supplemental to and does not limit or modify any orders, directives, management or control of the Coronavirus pandemic or other public health matters issued by the Miami County Public Health Officer.

5. This declaration of a local disaster emergency shall activate the response and recovery aspects of any and all local and inter-jurisdictional emergency plans which are applicable to Miami County, Kansas and shall initiate the rendering of said and assistance thereunder.

6. The Board of County Commissioners has all rights and/or powers to perform such functions as are vested in said Board by and through the provisions of the Kansas Emergency Management Act. Any rights or powers lawfully exercised, or any actions taken pursuant to local disaster emergency plans shall continue and have full force and effect as authorized by law unless modified or terminated in the manner prescribed by law.

7. This declaration of a local disaster emergency shall be given prompt and general publicity and shall be filed promptly with the Miami County Clerk.

8. That this state of local disaster emergency is effective immediately and shall remain in effect for a period of fourteen (14) days unless terminated earlier or renewed by the board of county commissioners at its regular meeting on Wednesday, April 1, 2020 at 1:00 p.m.

DECLARED AND PROCLAIMED THIS 18TH DAY OF MARCH, 2020.

BOARD OF COUNTY COMMISSIONERS
MIAMI COUNTY, KANSAS

ROB ROBERTS, Chairman

DANIEL GALLAGHER, Chairman Pro-tem

ATTEST:

PHIL DIXON, Commissioner

JANET WHITE, County Clerk

APPROVED AS TO FORM:

GEORGE PRETZ, Commissioner

David Heger, County Counselor

TYLER VAUGHAN, Commissioner

EMERGENCY ORDER OF LOCAL HEALTH OFFICER

Emergency Public Health Order issued on this 17th day of March, 2020 to mitigate the spread of the Coronavirus (COVID-19) epidemic in Miami County, Kansas, pursuant to the authority provided in K.S.A. 65-119 and K.S.A. 65-129b and other applicable laws or regulations.

WHEREAS, the Local Health Officer is authorized and required, pursuant, to K.S.A. 65-119 and K.S.A. 65-129b to immediately exercise and maintain a supervision over known or suspected cases of any infectious or contagious disease during its continuance, and to issue orders seeing that all such cases are properly handled and that the provisions of the Kansas public health laws as to isolation, quarantine and disinfection are duly enforced; and

WHEREAS, the Local Health Office is appointed by the Board of County Commissioners and is authorized to prohibit public gatherings when necessary for the control of any and all infectious or contagious diseases, pursuant to K.S.A. 65-129b; and

WHEREAS, on the 17th day of March, 2020, the Chairman of the Board of County Commissioners of Miami County, Kansas found that a disaster had occurred, or the threat thereof was imminent within Miami County, Kansas as a result of the Coronavirus pandemic (COVID-19) and the confirmed outbreak and person-to-person spread of COVID-19 in the United States, Kansas and Miami County; and

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, has been confirmed in Kansas and in Johnson County, resulting in serious illness and at least one death to date in Kansas; and

WHEREAS, such conditions endanger health, safety and welfare of persons and property within the border of Miami County, Kansas; and


WHEREAS, TO REDUCE THE SPREAD OF covid-19, the United States Centers for Disease Control and Prevention, (CDC), the Kansas Department of Health and Environment (KDHE) and the Miami County Local Health Officer, all recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, the worldwide outbreak of COVID-19 and the resulting epidemic in Kansas and Miami County continue to threaten the life and health of our citizens and visitors as well as the economy and remains a public disaster affecting life, health, property and the public peace.

NOW, THEREFORE, BE IT ORDERED by the Local Health Officer, pursuant to the above authorities that:

1. All large public gatherings of people in the County are prohibited. Large public gatherings are those with more than ten (10) people in attendance or anticipated to attend, both indoor and outdoor, except for governmental and judicial functions, healthcare facilities, private business operations, religious and faith-based activities, weddings and funerals. A "gathering" does not include normal operation at spaces where persons may be in transit or coming and going individually or in groups of less than ten (10) persons. For all gatherings of people, the health officer strongly encourages everyone to follow the guidance provided by the Centers for Disease Control and Prevention (CDC), federal, state and local public health officials and private medical providers.
2. All restaurants, dining facilities, bars, taverns, clubs and movie theatres in Miami County, Kansas are hereby ordered closed to the public effect at 12:01 am on March 19, 2020 until 12:01 am on April 2, 2020, except that any such establishment may continue to provide carryout, drive-through and delivery good and beverage services. In all sera, establishment must follow the guidance provided by the Centers for Disease Control and Preventions (CDC), federal, state and local public health officials for social distancing and infection control measures.
3. This Order may be supplements or modified as required for the effective and efficient management and control of the Coronavirus epidemic in the County by further order or direction of the Miami County Health Department or by the Miami County Local Health Officer.

IT IS SO ORDERED THIS 17TH DAY OF MARCH, 2020



Dr. Donald Banks
Local Health Officer
Miami County, Kansas