

**RESOLUTION NO. 2020-03**

**A RESOLUTION EXTENDING THE MAYOR'S DECLARATION OF A STATE OF LOCAL EMERGENCY FOR PRAIRIE VILLAGE, KANSAS**

**WHEREAS;** on the 16<sup>th</sup> day of March 2020, the Mayor of Prairie Village, Kansas issued a Declaration of a State of Local Emergency for the City of Prairie Village, Kansas as a result of the COVID-19 pandemic, as amended ("City Emergency Declaration").

**WHEREAS,** the Prairie Village City Council approved Resolution 2020-01 on March 18, 2020, extending the City Emergency Declaration to May 8, 2020, and Resolution 2020-02 on May 4, 2020, extending the City Emergency Declaration to June 15, 2020; and

**WHEREAS;** the worldwide outbreak of COVID-19 and the resulting pandemic in Kansas, Johnson County, and Prairie Village 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 RESOLVED, BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS:**

**SECTION 1.** Pursuant to Chapter 1, Article 13 of the Prairie Village Municipal Code, the Governing Body hereby extends the City Emergency Declaration through the 17<sup>th</sup> day of August, 2020, unless terminated earlier by the Mayor or City Council, or extended further by the City Council.

**SECTION 2.** The City Emergency Declaration may be amended to comply with Federal, State, and County orders. Amendments to the City Emergency Declaration other than those made to comply with Federal, State, and County orders shall be subject to ratification by the City Council within the next 7 days.

**SECTION 3.** This resolution shall take effect immediately.

**ADOPTED** by the Governing Body this 15<sup>th</sup> day of June, 2020.

City of Prairie Village, Kansas:

  
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Mayor Eric Mikkelson

Attest:

  
\_\_\_\_\_  
Adam Geffert, City Clerk

**THIRD SUPPLEMENTAL DECLARATION OF A STATE OF LOCAL DISASTER  
EMERGENCY FOR PRAIRIE VILLAGE, KANSAS**

**WHEREAS**, on the 16th day of March 2020, the Mayor of Prairie Village, Kansas (the "**Mayor**") found that a disaster had occurred, or the threat thereof was imminent, within Prairie Village, Kansas, as a result of the COVID-19 pandemic in the United States, Kansas, Johnson County, and Prairie Village, and, pursuant to Chapter 1, Article 13 of the Prairie Village Municipal Code, issued a Declaration of a State of Local Disaster Emergency dated March 16<sup>th</sup>, 2020, attached hereto (the "**Declaration**"); and

**WHEREAS**, on March 18<sup>th</sup>, 2020 at a duly-constituted special meeting, and pursuant to Resolution No. 2020-01, the Prairie Village City Council unanimously extended the effectiveness of the Declaration, as it may be modified and supplemented, to May 8th, 2020, which Resolution further provided that the Declaration shall extend to any subsequent orders required by the Centers for Disease Control and Prevention (CDC), federal, state, county and local public health officials; and

**WHEREAS**, the Declaration, at Section 8, provides that the Declaration "may be supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor"; and

**WHEREAS**, on the 19<sup>th</sup> day of March 2020, the Mayor declared a first Supplemental Declaration modifying the Declaration to adopt the Local Health Officer of Johnson County, Kansas' ("**JoCo Health Officer**") Emergency Order dated March 19, 2020; and

**WHEREAS**, on the 23<sup>rd</sup> day of March 2020, the Mayor declared a Second Supplemental Declaration modifying the Declaration to adopt the JoCo Health Officer's Emergency Order dated March 22, 2020; and

**WHEREAS**, on March 28<sup>th</sup>, 2020 Governor Kelly of the State of Kansas ("**Governor**") issued Executive Order No. 20-16 establishing a statewide "stay-at-home" order which was extended to May 3<sup>rd</sup>, 2020 by the Governor's Executive Order No. 20-24 on April 16<sup>th</sup> 2020; and

**WHEREAS**, on April 30, 2020 the JoCo Health Officer issued a new Emergency Order extending the Governor's Orders referenced above, with certain modifications, in Johnson County through May 10, 2020; and

**WHEREAS**, on April 30, 2020, the Governor issued Executive Order 20-29 establishing certain "Phase One" reopening guidelines expected to take effect in Johnson County on May 11, 2020 (that Order, together with all other current or subsequent JoCo Health Officer and Governor COVID-19 orders, as may be amended by the JoCo Health Officer and the Governor from time to time, to the extent legally binding on Prairie Village, shall be referred to herein as the "**JoCo/State Orders**"); and

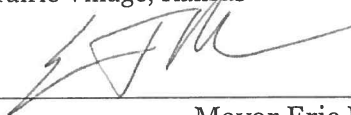
**WHEREAS**, on May 4<sup>th</sup>, 2020 at a duly-constituted regular meeting, and pursuant to Resolution No. 2020-02, the Prairie Village City Council unanimously extended the effectiveness of the Declaration, as it previously has been and as may be modified and supplemented, to June 15<sup>th</sup>, 2020, which Resolution No. 2020-02 further provided that further modifications or supplements by the Mayor to the Declaration, as previously modified and supplemented, other than to adopt and incorporate the JoCo/State Orders, shall be subject to ratification by the City Council within seven days of such modification or supplement.

**NOW, THEREFORE, BE IT PROCLAIMED**, by the Mayor pursuant to Chapter 1, Article 13 of the Prairie Village Municipal Code that:

1. The JoCo/State Orders are hereby incorporated and adopted in their entirety into the Declaration for the City of Prairie Village, and shall be deemed to modify the Declaration, as previously supplemented or modified, accordingly.
2. Except as expressly modified by Section 1 above, the Declaration as supplemented and modified shall remain in full force and effect in accordance with its terms.
3. This third Supplemental Declaration may be further supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas, consistent with Resolution No. 2020-02 and the provisions of Chapter 1, Article 13 of the Prairie Village Municipal Code, by further order or direction by the Mayor.
4. Consistent with the provisions of Resolution No. 2020-02, this third Supplemental Declaration shall not be subject to ratification by the City Council.

**PROCLAIMED BY THE MAYOR OF PRAIRIE VILLAGE, KANSAS  
THIS 5<sup>th</sup> DAY OF MAY, 2020.**

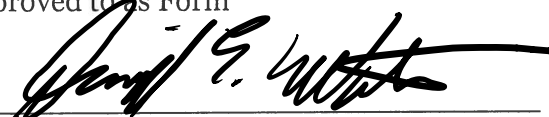
City of Prairie Village, Kansas



Mayor Eric Mikkelson

Attest

Approved to Form

  
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Adam Geffert, City Clerk  
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David E. Waters, City Attorney

SECOND SUPPLEMENTAL DECLARATION OF A STATE OF LOCAL DISASTER  
EMERGENCY FOR PRAIRIE VILLAGE, KANSAS

WHEREAS, on the 16th day of March 2020, the Mayor of Prairie Village, Kansas (the "Mayor") found that a disaster had occurred, or the threat thereof was imminent, within Prairie Village, Kansas, as a result of the COVID-19 pandemic in the United States, Kansas, Johnson County, and Prairie Village, and issued a Declaration of a State of Local Disaster Emergency dated March 16th, 2020, attached hereto (the "Declaration"); and

WHEREAS, on March 18th, 2020 at a duly-constituted special meeting, the Prairie Village City Council unanimously extended the effectiveness of the Declaration, as it may be modified and supplemented, to May 8th, 2020; and

WHEREAS, the Declaration, at Section 8, provides that the Declaration "may be supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor"; and

WHEREAS, on the 19th day of March 2020, the Mayor declared a first Supplemental Declaration modifying the Declaration to adopt the Local Health Officer of Johnson County, Kansas' Emergency Order dated March 19, 2020; and

WHEREAS, on the 22nd day of March 2020, the Local Health Officer of Johnson County, Kansas issued a new Emergency Order imposing a "stay-at-home" order with certain exceptions, a copy of which new Emergency Order is attached hereto (the "Stay-at-Home Order"); and

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor pursuant to K.S.A. 48-932, and amendments thereto, and Chapter 1, Article 13 of the Prairie Village Municipal Code that:

1. The Stay-at-Home Order is hereby incorporated and adopted in its entirety into the Declaration for the City of Prairie Village and shall modify the Declaration accordingly.
2. Except as expressly modified by Section 1 above, the Declaration as supplemented and modified shall remain in full force and effect in accordance with its terms.
3. This second Supplemental Declaration may be further supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor.


PROCLAIMED BY THE MAYOR OF PRAIRIE VILLAGE, KANSAS  
THIS 23<sup>th</sup> DAY OF MARCH, 2020.

City of Prairie Village, Kansas




\_\_\_\_\_  
Mayor Eric Mikkelson

Attest

  
\_\_\_\_\_  
Adam Geffert, City Clerk

Approved to as Form



\_\_\_\_\_  
David Waters, City Attorney

SUPPLEMENTAL DECLARATION OF A STATE OF LOCAL DISASTER  
EMERGENCY FOR PRAIRIE VILLAGE, KANSAS

WHEREAS, on the 16th day of March 2020, the Mayor of Prairie Village, Kansas found that a disaster had occurred, or the threat thereof was imminent within Prairie Village, Kansas, as a result of the Coronavirus pandemic (COVID-19) and the confirmed COVID-19 pandemic in the United States, Kansas and Johnson County, and issued a Declaration of a State of Local Disaster Emergency dated March 16<sup>th</sup>, 2020, attached hereto (the "Declaration"); and

WHEREAS, on March 18<sup>th</sup>, 2020 at a duly-constituted special meeting, the Prairie Village City Council unanimously extended the effectiveness of the Declaration to May 8<sup>th</sup>, 2020; and

WHEREAS, the Declaration, at Section 8, provides that the Declaration "may be supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor of Prairie Village, Kansas"; and

WHEREAS, the Local Health Officer of Johnson County, Kansas issued another Emergency Order dated March 19, 2020 applicable to all of Johnson County, including Prairie Village, and this declaration is consistent with that order; and

NOW, THEREFORE, BE IT PROCLAIMED, by the Mayor of Prairie Village, Kansas, pursuant to K.S.A. 48-932, and amendments thereto, and Chapter 1, Article 13 of the Prairie Village Municipal Code that:

1. The following language in the Declaration at Section 3 shall, effective as of March 19, 2020, be and hereby is deleted from the Declaration: "religious and faith-based activities, weddings and funerals".
2. Except as expressly modified by Section 1 above, the Declaration shall remain in full force and effect in accordance with its terms.
3. This supplemental declaration may be further supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor of Prairie Village, Kansas.

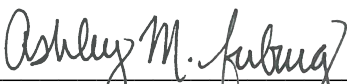
PROCLAIMED BY THE MAYOR OF PRAIRIE VILLAGE, KANSAS  
THIS 19<sup>th</sup> DAY OF MARCH, 2020.

City of Prairie Village, Kansas



Mayor Eric Mikkelson

Attest



Ashley Freburg, Deputy City Clerk

Approved to as Form



David Waters, City Attorney

**DECLARATION OF A STATE OF LOCAL DISASTER EMERGENCY  
FOR PRAIRIE VILLAGE, KANSAS**

**WHEREAS**, on the 16th day of March 2020, the Mayor of Prairie Village, Kansas finds that a disaster has occurred, or the threat thereof is imminent within Prairie Village, Kansas, as a result of the Coronavirus pandemic (COVID-19) and the confirmed COVID-19 pandemic in the United States, Kansas and Johnson County.

**WHEREAS**, COVID-19 , a respiratory disease that spreads easily from person to person, may result in serious illness or death, and 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 city limits of Prairie Village, Kansas; and

**WHEREAS**, to reduce spread of COVID-19, the United States Centers for Disease Control 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**, the Local Health Officer of Johnson County, Kansas issued an Emergency Order dated March 16, 2020 applicable to all of Johnson County, including Prairie Village, and this declaration is consistent with that order; and

**WHEREAS**, the worldwide outbreak of COVID-19 and the resulting epidemic in Kansas, Johnson County, and Prairie Village 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 DECLARED**, by the Mayor of Prairie Village, Kansas, pursuant to K.S.A. 48-932, and amendments thereto, and Chapter 1, Article 13 of the Prairie Village Municipal Code that:

1. A State of Local Disaster Emergency exists for Prairie Village, Kansas as a result of the Coronavirus pandemic (COVID-19).
2. The area covered by this declaration is the entire area of Prairie Village, Kansas.
3. This declaration prohibits all large public gatherings in the City of Prairie Village. 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 operations at spaces where persons may be in transit or coming and going individually or in groups of less than ten (10) persons. The City of Prairie Village strongly encourages following the guidance provided by the Centers for Disease Control and Prevention (CDC), federal, state, county and local public health officials and private medical providers.


4. All restaurants, dining facilities, bars, taverns, clubs and movie theaters in Prairie Village, Kansas are hereby ordered closed to the public effective at 12:01 a.m. on March 17, 2020 until 12:01 a.m. on April 1, 2020, except that any such establishment may continue to provide carryout, drive-through and delivery food and beverage services. In all areas, establishments must follow the guidance provided by the Centers for Disease Control and Prevention (CDC), federal, state, county and local public health officials for social distancing and infection control measures.
5. This declaration is supplemental to and does not limit or modify any orders, directives, management or control of the COVID-19 pandemic or other public health matters issued by the Johnson County Public Health Department or by the Johnson County Public Health Officer.
6. This declaration of a local disaster emergency shall activate the response and recovery aspects of any and all local and inter-jurisdictional disaster emergency plans which are applicable to Prairie Village, Kansas and shall initiate the rendering of aid and assistance thereunder.
7. This state of local disaster emergency is effective immediately and shall remain in effect for a period of forty eight (48) hours unless terminated earlier or extended by resolution of the City Council. The City Council will consider this matter at a special meeting on Wednesday, March 18, 2020 at 1 p.m.
8. This declaration may be supplemented or modified as required for the effective management and control of the COVID-19 epidemic in Prairie Village, Kansas by further order or direction by the Mayor of Prairie Village, Kansas.

**DECLARED BY THE MAYOR OF PRAIRIE VILLAGE, KANSAS  
THIS 16<sup>th</sup> DAY OF MARCH, 2020.**

City of Prairie Village, Kansas

  
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Mayor Eric Mikkelson

Attest

  
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Ashley Freiburg, Deputy City Clerk

Approved to as Form

  
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David Waters, City Attorney