

Resolution No. 2020-5

A Resolution establishing common sense and temporary restrictions for Chase County in response to the COVID-19 emergency declared by the governor but after her veto of legislation left her without emergency powers to implement said emergency declaration and creating a civil infraction for violation thereof.

WHEREAS, Kansas Governor Kelley declared an amended declaration of emergency, effective on May 27, 2020, in response to the COVID-19 health crisis; and

WHEREAS, at the same time, the governor vetoed legislation that would have extended her emergency powers to implement the said declaration; and

WHEREAS, the governor recommended that counties implement the plan that she proposed by way of Kansas Governor's Executive Order No. 20-34 dated May 19, 2020; and

WHEREAS, the Chase County Commission believes that the proposed restrictions set forth in the said Executive Order are appropriate for Chase County except that it does not believe that it should carry criminal penalties as recommended by the governor, that it should extend beyond June 8, 2020 or that it should prohibit "Mass Gatherings" (defined as a gathering of people who are unable to distance themselves from each other for less than 6 feet) of less than 25 people; and

WHEREAS, the Chase County Commission's general police powers and rights of Home Rule authorize this action.

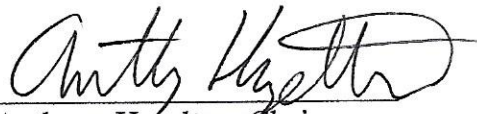
NOW, THEREFORE, BE IT RESOLVED BY The Chase County Commission in regular session assembled that the terms of Governor Laura Kelley's Executive Order No. 20-34 (hereinafter "E.O."), attached hereto and made a part hereof as if more fully set forth herein, are hereby adopted as the Order of the Chase County Commission SAVE AND EXCEPT that the mass gatherings limitations set forth in paragraph 2 of the said EO shall be 25 individuals instead of 15.

Any violation of this Order shall be an Infraction (NOT a crime) punishable by a civil fine of not more than \$500.00. The Chase County Commission specifically rejects the governor's prior orders that make violations of the same punishable as criminal misdemeanors.

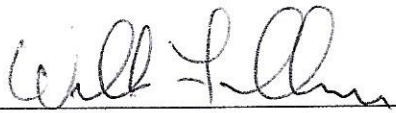
The Commission is mindful of, and supports, the general authority of the Chase County Health Officer as it relates to quarantine of individuals who test positive for infectious disease and other powers as provided by applicable provisions of Kansas Statutes Annotated.

This Resolution shall expire at 11:59 p.m. on June 8, 2020, unless earlier rescinded or amended.

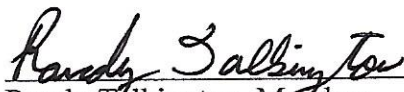
By Order of the Board of County Commissioners this 28th
day of May, 2020:



Anthony Hazelton, Chairman

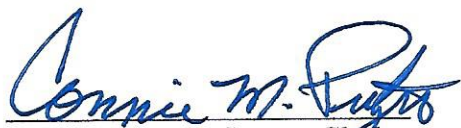


William Fillmore, Member



Randy Talkington, Member

Attest:



Connie Pretzer, County Clerk

(SEAL)

