

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 and the full County Commission concurred on March 18, 2020 with said finding 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) and said State of Local Emergency was so declared by the Board of County Commissioners, at its regularly scheduled meeting of March 18, 2020, with the emergency status to remain in effect until April 1, 2020.
2. Said State of Local Emergency has intensified within the past week and it is necessary to amend and extend said State of Local Emergency for at least 30 days, beginning at 12:01 a.m., March 24, 2020, subject to renewal if conditions so warrant.
3. 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.
4. This Declaration specifically directs that individuals are to stay at home and leave their residences only to perform any of the "Essential Activities" specifically described in the Emergency Order of the Local Health Officer issued this 23rd day of March, 2020, a copy of which is attached hereto and adopted by the County Commission pursuant to K.S.A. 48-932 and amendments thereto.

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 amended state of local disaster emergency is effective immediately and shall remain in effect for a period of thirty (30) days unless terminated earlier or renewed by the board of county commissioners at a subsequent meeting.

DECLARED AND PROCLAIMED THIS 23RD DAY OF MARCH, 2020.

BOARD OF COUNTY COMMISSIONERS
MIAMI COUNTY, KANSAS



ROB ROBERTS, Chairman



DANIEL GALLAGHER, Chairman Pro-tem



PHIL DIXON, Commissioner



GEORGE PRETZ, Commissioner



TYLER VAUGHAN, Commissioner



ATTEST:



JANET WHITE, County Clerk

APPROVED AS TO FORM:



David Heger, County Counselor