RESOLUTION NO. 9200

A RESOLUTION introduced by City Manager Brent Trout temporarily suspending certain Governing Body Rules and Procedures in response to the COVID-19 pandemic until February 16, 2021

WHEREAS, on March 11, 2020, the World Health Organization declared the coronavirus outbreak a global pandemic (COVID-19); and

WHEREAS, on March 12, 2020, the Governor declared a State of Disaster Emergency; and

WHEREAS, on March 26, 2020, the Governing Body declared a State of Local Emergency; and

WHEREAS, on May 26, 2020, Governor Laura Kelly announced that the Ad Astra order will no longer have the force and effect of law and that counties would be responsible for issuing any further public health orders to manage the outbreak in their local jurisdictions; and

WHEREAS, on August 21, 2020, the Shawnee County Health Officer issued an Emergency Order, which, among other things, limits inside public gatherings to no more than twenty-five (25) persons, where social distancing cannot be maintained; and

WHEREAS, the number of new coronavirus cases in Shawnee County has increased from 345 during the last week in October, 2020 to 627 in the first week of November, 2020; and

WHEREAS, on November 12, 2020, the Shawnee County Health Officer issued an Emergency Order limiting public gatherings to no more than ten (10) persons, where social distancing cannot be maintained; and

WHEREAS, the Governing Body, by adoption of the Governing Body Rules and
Procedures ("GB Rules") has established a set of rules and procedures to facilitate the business of the Governing Body; and

WHEREAS, the GB Rules require in-person, televised meetings in the Council Chambers during which public comment is to be received; and

WHEREAS, the health, safety and welfare of Topeka residents, elected City officials and employees of the City of Topeka are of critical importance and are endangered by the threat and spread of COVID-19; and

WHEREAS, the Governing Body, in response to COVID-19, desires to protect the public health, safety and welfare by making temporary changes to the GB Rules that facilitate City business while protecting the public and those individuals who administer the business of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, that the following GB Rules are suspended through February 16, 2021, unless earlier reinstated by the Governing Body:

1. GB Rule 2.10 Television Coverage
2. GB Rule 5.5(b) Public Comment (Sign-Up)
3. GB Rule 5.5(c) Public Comment (Specific Agenda Items)
4. GB Rule 5.5(d) Public Comment (General)
5. GB Rule 7.3(b) Manner of Voting
6. GB Rule 8.6 Quorum (Committee Meetings)
7. GB Rule 8.14 Television Coverage (Committee Meetings)

BE IT FURTHER RESOLVED THAT:

1. Members of the Governing Body are authorized to remotely attend,
participate, and vote in meetings that may be conducted telephonically or by videoconference.

2. Members of the Governing Body who intend to participate remotely ("Remote Participant") shall provide reasonable notice to the City Manager to allow time for necessary preparation. A Remote Participant must be capable of fully participating in the meeting and must be able to communicate with all other members of the body, staff, and others at the meeting.

3. Remote participants will be considered present and in attendance, and may cast votes. When roll is called, the Remote Participant will be noted as ‘participating remotely’ and the minutes will reflect if and when Remote Participants leave the meeting.

4. Written public comment may be submitted personally or by email to the City Clerk for attachment to the minutes of a remote meeting.

5. All meetings held remotely are subject to the Kansas Open Meetings Act. This Resolution shall take effect and be in force immediately upon its adoption and shall remain in effect through February 16, 2021, unless earlier rescinded by the Governing Body.

ADOPTED and APPROVED by the Governing Body on November 17, 2020.

CITY OF TOPEKA, KANSAS

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Michelle De La Isla, Mayor

ATTEST:
Brenda Younger, City Clerk