

September 23, 2020

To: McLarty CMFO, LLC
From: Sara Ferrill
RE: Violation of City of Columbia Mask Order

Please find enclosed the notice of violation that has been sent to the City of Columbia Municipal Prosecutor for additional action. I have included their contact information below for your reference.

Thank you for your future efforts to comply with the City of Columbia's mask order.

City Prosecutor's Office
600 E. Broadway
P.O. Box 6015
Columbia, MO 65205-6015
Voice: (573) 874-7229
Fax: (573) 874-7533
E-Mail: CityProsecutor@CoMo.gov

C.C. Beth Boggs - Boggs, Avellino, Lach & Boggs, LLC via Email

Violation Notice

State of Missouri
In the Circuit Court of Boone County
City of Columbia Municipal Division
600 East Broadway, Columbia, Missouri 65201
Court Phone No. 573-874-7230

Within the aforesaid City and State:

I, Sara Ferrill, knowing that false statements on this form are punishable by law, state that I have probable cause to believe that the following information is true:

Defendant Name: Joe Machens Ford Lincoln

Address: 1911 W. Worley St., Columbia, MO 65203

Phone: 573-445-4411 Email Address: LDALLY@MACHENS.COM

On or about: Wednesday, September 23, 2020 Time: 8:30 AM

Did there and then commit the following offense and the facts supporting this belief are as follows:

The City of Columbia received a valid citizen complaint regarding mask order violations at this business.

I have made the following notes:

9/23/2020 8:45:36 AM

I CALLED BETH BOGGS, THE MACHENS ATTORNEY, YESTERDAY AND WE HAD A LENGTHY CONVERSATION ABOUT THE COMPLAINTS WE HAVE RECEIVED ABOUT THE MACHENS DEALERSHIPS VIOLATING THE MASK ORDINANCE. SHE TOLD ME THAT SHE PERSONALLY HAD CONVERSATIONS WITH ALL THE GENERAL MANAGERS AND MADE IT CRYSTAL CLEAR THAT ALL STAFF SHOULD BE WEARING MASKS WHEN NOT ABLE TO SOCIAL DISTANCE. ACCORDING TO BETH, THEY LAUNCHED CORPORATE POLICIES THAT ARE STRICTER THAN THE CITY OF COLUMBIA'S. THIS MORNING I VISITED MACHENS FORD AT AROUND 8:30AM IN MY CITY JEEP AND FIRST DROVE TO THE MORE NORTH SECTION OF THE SITE. I OBSERVED TWO MACHENS STAFF IN THE SAME CUBICLE SHOULDERS TO SHOULDERS NOT WEARING MASKS. I ALSO OBSERVED ANOTHER SALES STAFF NOT PROPERLY WEARING THEIR MASK, BELOW THEIR NOSE. I ASKED TO SPEAK WITH THE GENERAL MANAGER AND WAS TOLD THAT HE WAS IN THE MORE SOUTH SITE. ONCE THEY SAW MY JEEP THEY PUT ON THEIR MASKS. I DROVE MY JEEP TO THAT BUILDING AND WALKED IN. I APPROACHED A STAFF MEMBER AT HIS DESK AND HE DID NOT HAVE ON A MASK AND DID NOT PLACE ONE ON AS I BREACHED THE 6 FOOT DISTANCE. HE DIRECTED ME TO THE ADMINISTRATIVE

PROFESSIONAL AT THE RAISED DESK, WHO WAS WEARING A MASK. WHILE WALKING TO THE COUNTER I OBSERVED ANOTHER STAFF MEMBER IN A SMALL OFFICE WHERE SOCIAL DISTANCING IS NOT POSSIBLE, WORKING WITH A CUSTOMER. THAT STAFF MEMBER ALSO DID NOT HAVE ON A MASK. THE GENERAL MANAGER, STEVE NAUGLE, CAME OUT AND WE CHATTED ABOUT MY OBSERVATIONS. HE WAS WEARING A MASK. I ADVISED THAT I HAVE BEEN IN COMMUNICATION WITH BETH BOGGS AND WOULD FOLLOW UP WITH HER. SENDING A VIOLATION NOTICE TO THE PROSECUTOR'S OFFICE FOR FAILURE TO COMPLY WITH THE MASK ORDINANCE.

9/23/2020 1:05:28 PM

I CALLED BETH BOGGS, MACHENS ATTORNEY, AFTER MY VISITED WITH MR. NAUGLE THIS MORNING TO LET HER KNOW ABOUT MY OBSERVATIONS. SHE TOLD ME THAT SHE HAD A CONVERSATION WITH THE GENERAL MANAGER YESTERDAY REGARDING THE COMPLAINT AND LET HIM KNOW THAT I WOULD COME BY TO VERIFY COMPLIANCE. SHE SAYS SHE AGAIN TALKED WITH THEM AT LENGTH ABOUT THE ORDINANCE AND WHEN MASKS MUST BE WORN. I DID LET HER KNOW MY INTENTIONS TO FORWARD THIS CASE TO THE PROSECUTING ATTORNEY. THIS AFTERNOON I ATTEMPTED TO CONTACT MARK MCLARTY, ONE OF THE PARTNERS OF MCLARTY CMFO, LLC, WHO ARE THE OWNERS OF MACHENS FORD LINCOLN, AS A COURTESY. I AM PREPARING A NOTICE OF VIOLATION AND WILL FORWARD THAT TO THE CITY OF COLUMBIA'S PROSECUTING ATTORNEY, ATTACH IT TO THIS CASE, SEND A COPY TO BETH BOGGS VIA EMAIL AND SEND A HARD COPY TO MCLARTY CMFO, LLC VIA USPS.

That these facts herein are true and constitute a violation of Emergency Ordinance 024284, Section 4 of the Columbia Code of Ordinances and punishable under Ordinance 024284 Section 9 of the Columbia Code of Ordinances.

Enforcement Officer Signature:



Date:

9/23/2020

Enforcement Officer Name: Sara Ferrill

A new request concerning Community Relations/COVID19 Code Reports Action was created on 9/16/2020 12:40:01 PM.

Please refer to request COVID-140 when inquiring about this request.

Request Details:

Web submission 9/14/20: I spent an hour this afternoon in the showroom at Joe Machens Ford on Worley. None of the salesmen there were wearing a mask even though I was and another customer who was there also was. This gave me the impression that it was a policy of the business to not wear masks in the showroom, not of the individual sales person.

Other Details:

MU Mask Violation Report? - No

Location:

[No location]

1911 WORLEY ST W

Reported by:

[Unknown]

BUSINESS LICENSE CERTIFICATE



City of Columbia, MO
701 E. Broadway
Columbia, MO 65201
573-874-7378 or 573-874-7549

The Licensee named herein having paid to the City of Columbia the required fee, license is hereby granted to said Licensee to transact the business herein set forth for the period stated in conformity with the provisions of the Ordinances of this City.

Business Name: JOE MACHENS FORD LINCOLN

License Number: BL003477

Business Location: 1911 W WORLEY ST

Issued Date: 07/11/2019

Owner: MICHAEL HOLLAND

Expiration Date: 06/30/2020

Mailing Address:

JOE MACHENS FORD LINCOLN
1911 W WORLEY ST
COLUMBIA, MO 65203

Classification: General Business License

A handwritten signature in cursive script, reading "Janice W. Finley".

License Official

Post license in a conspicuous place in room where business described is conducted.

