

**PROCLAMATION OF A LOCAL EMERGENCY
BY THE CITY OF AMERICAN CANYON DIRECTOR OF EMERGENCY SERVICES
RELATED TO THE 2020 CIVIL UNREST EVENT**

Proclamation No: P2020-02

WHEREAS, the California Emergency Services Act, Chapter 7, of the California Government Code, commencing with Section 8550 confers upon the governing bodies of the political subdivisions of this state emergency powers necessary to protect health and safety and preserve lives and property; and,

WHEREAS, Section 8630 of the California Government Code, states that “a Local Emergency may be proclaimed only by the governing body of a county, city and county, or city or by an official so designated by ordinance adopted by such governing body;” and,

WHEREAS, City of American Canyon (“City”) Municipal Code Section 2.48.040B authorizes the City Manager, as the Director of Emergency Services, to proclaim a local emergency when the City is threatened by conditions of disaster or extreme peril to the safety of persons and property within the City that are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City, and the City Council is not in session, subject to ratification by the City Council within seven days; and,

WHEREAS, the City Manager, serving as the Director of Emergency Services, hereby finds and proclaims the existence of a local emergency based on the following:

1. Violence and civil unrest has erupted throughout the Bay Area, the State of California, and many cities in the United States, in connection with protests arising from the tragic death of George Floyd on May 25, 2020 in Minneapolis, Minnesota;
2. While the majority of protestors have acted lawfully, a significant number of people throughout neighboring Bay Area cities and counties, including Vallejo and Solano County, have engaged in criminal behavior, including violence, vandalism of public and private property, looting and failure to follow lawful dispersal orders;
3. Bay Area cities report that perpetrators of these crimes reside in other jurisdictions and thus, are believed to have travelled to those locations with the express purpose of conducting criminal activity under false pretense and under cover of lawful and peaceful protest; and
4. Other neighboring cities in the Bay Area—including the nearby cities of Emeryville, Fairfield, and Walnut Creek—have experienced criminal activities such as violence, vandalism and looting without ever first experiencing any peaceful and lawful protest.

WHEREAS, the City of American Canyon Police Department has been informed that unknown persons intend to engage in criminal activity in neighboring jurisdictions that if moved to the City

of American Canyon may place the health, safety and welfare of the citizens of American Canyon and private and public property in American Canyon at risk; and,

WHEREAS, the City of American Canyon Police Department has been informed that unknown persons intend to engage in criminal activity that places the health, safety and welfare of the citizens of American Canyon and private and public property in American Canyon at risk.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND PROCLAIMED that a Local Emergency now exists and shall continue throughout this City until terminated by the American Canyon City Council; and

IT IS FURTHER RESOLVED AND PROCLAIMED that this Emergency Proclamation shall be submitted to the City Council of the City of American Canyon within seven (7) days from the date set forth below for ratification.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said Local Emergency the powers, functions, and duties of the Director of Emergency Services and the emergency organization of the City shall be those prescribed by state law, and by ordinance and resolutions of this City approved by the City Council; and,

IT IS FURTHER PROCLAIMED AND ORDERED that the Director hereby finds that the facts set forth in the recitals to this proclamation are true and correct, and establish the factual basis for this proclamation; and,

IT IS FURTHER PROCLAIMED AND ORDERED that this Proclamation shall take effect immediately upon its execution.

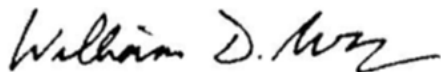
Date: June 2, 2020
Time: 03:30p

By:



Jason B. Holley
City Manager/Director of Emergency Services

APPROVED AS TO FORM:



William D. Ross
City Attorney