*(*MUST BE RATIFIED BY THE CITY COUNCIL WITHIN 7 DAYS OF THE PROCLAMATION BY THE DIRECTOR OF EMERGENCY SERVICES AND MUST BE REVIEWED AT LEAST EVERY 30 DAYS UNTIL TERMINATION PER GOV'T CODE 8630)*

NO. 20-02*

A PROCLAMATION OF LOCAL EMERGENCY IN THE CITY OF SANTA CLARA, CALIFORNIA BY THE DIRECTOR OF EMERGENCY SERVICES

BE IT PROCLAIMED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, Section 2.140.060 of "The Code of the City of Santa Clara, California" ("SCCC") empowers the Director of Emergency Services to proclaim the existence or threatened existence of a "local emergency" when the City of Santa Clara is affected or likely to be affected by a public calamity, subject to ratification by the City Council within seven days; and

WHEREAS On May 25, 2020, George Floyd tragically died in Minneapolis, Minnesota, shortly following his arrest in which an officer of the Minneapolis Police Department kneeled on his neck to detain him during the arrest, and then did not respond to Mr. Floyd's requests for help when he stated that he could not breathe; and

WHEREAS On May 29, 2020 and May 30, 2020, there were peaceful protests in the City of San Jose; however, additional civil unrest, including looting and rioting, in the downtown area of San José that resulted in arrests, injuries, fires, and significant property damage; and

WHEREAS The San José Police Department anticipates looting and rioting to continue and to expand beyond the downtown area of San José; and

WHEREAS That San Jose and Santa Clara have shared city borders where both Westfield Valley Fair and Santana Row shopping districts are located and have been identified as locations of interest for protests and raids; and

WHEREAS, the efforts required to prepare for, respond to, mitigate, and recover from the City of Santa Clara, caused by anticipated civil unrest, commencing on or about May 31, 2020, at which time the City Council was not in session.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED:

1. That the Director of Emergency Services hereby finds that conditions of extreme peril to the safety of persons and property do warrant and necessitate the proclamation of a local emergency throughout the City of Santa Clara.

2. That the Director of Emergency Services of the City of Santa Clara proclaims the existence of a local emergency within the City of Santa Clara on May 31, 2020.

3. That these conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City of Santa Clara

4. That it is therefore proclaimed and ordered that the local emergency shall be ratified by the City Council within 7 days of this proclamation, or otherwise expire, and will be reviewed at least every 30 days until termination is proclaimed by the City Council.

5. Effective date. This resolution shall become effective immediately.

Dated: May 31, 2020 Signed: Deanna Santana
Director of Emergency Services

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A PROCLAMATION OF EMERGENCY FOR THE CITY OF SANTA CLARA, CALIFORNIA, BY THE DIRECTOR OF EMERGENCY SERVICES ON THE 31st DAY OF MAY, 2020.

ATTEST:
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA