

**CITY OF SAN JOSE
PROCLAMATION OF LOCAL EMERGENCY
RELATED TO CIVIL UNREST**

WHEREAS, Title 8, Chapter 8.08, Part 2, Section 8.08.210 of the Municipal Code of the City of San José (“City”) empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by public calamity and the City Council is not in session; and

WHEREAS, the Director of Emergency Services of the City does hereby find the following:

1. 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
2. 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
3. The San José Police Department anticipates looting and rioting to continue and to expand beyond the downtown area of San José; and

WHEREAS, the above facts give rise to conditions of extreme peril to the safety and health of persons within the City; and

WHEREAS, these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, the efforts required to prepare for, respond to, mitigate, and recover from the civil unrest have and will continue to impose extraordinary requirements and expenses on the City, requiring diversion of resources from day-to-day operations; and

WHEREAS, the City Council of the City of San José is not in session and cannot immediately be called into session;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a local emergency now exists throughout the City; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local emergency, the powers, functions, and duties of the emergency organization of this City shall be those prescribed by state law, by the Charter of this City, by ordinance, and by resolutions of this City; and that this emergency proclamation shall expire seven (7) days after issuance unless confirmed and ratified by the City Council of the City of San José.

Date: 5/31/20

By: D. DSyl
(signature)

David Sykes

Director of Emergency Services
City of San José