

CITY OF RIALTO
DIRECTOR OF EMERGENCY SERVICES

EMERGENCY PROCLAMATION NO. 2020-01

EMERGENCY PROCLAMATION OF THE CITY MANAGER/DIRECTOR OF
EMERGENCY SERVICES OF THE CITY OF RIALTO, CALIFORNIA,
AFFIRMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY
AND DECLARING A CURFEW

WHEREAS, as a result of the death of George Floyd in Minneapolis, Minnesota there have nationwide protests; and

WHEREAS, preceding the declaration of this Local Emergency, while the majority of protesters acted lawfully, there has been a significant amount of criminal behavior, including violence against first responders and peaceful protestors, vandalism of public and private property, looting of businesses, and failure to follow the lawful dispersal orders of the local law enforcement in surrounding cities, including San Bernardino and Redlands; and

WHEREAS, the City of Rialto Police Department, Fire Department and those personnel assigned to emergency management functions have been actively engaged in response to emergencies created as a result of civil unrest, disturbances, and violence; and

WHEREAS, the City of Rialto is already under a local emergency as declared by Resolution 7200 of the City Council of the City of Rialto, California in response to the spread of COVID-19; and

WHEREAS, the City's actions to protect life and property related to COVID-19 are impacted by the ongoing civil unrest, disturbances, and violence; and

WHEREAS, the continuing local emergency of the City of Rialto now encompasses the response to civil unrest, disturbances, and violence in addition to the response to COVID-19; and

WHEREAS, I am empowered, upon proclamation of a local emergency, to make and issue regulations on matters reasonably related to the protection of life and property as affected by such disaster; and

WHEREAS, under conditions of the local emergency, it is deemed necessary in the interest of public safety to restrict the use of certain public areas of the City; and

WHEREAS, it is the City's intent to impose only a nighttime curfew so as to leave opportunities during daytime for the voices of the protestors to make themselves heard; and

WHEREAS, life and property are deemed to be in peril and speed is of the essence.

NOW THEREFORE, I, Rod Foster, as Director of Emergency Services, hereby affirm the existence of a local emergency in the City of Rialto as declared by Resolution 7200 of the City Council of the City of Rialto, California under authority contained in California Government Code sections 8610 and 8634 and Rialto Municipal Code Chapter 2.28 and 9.30.020; and

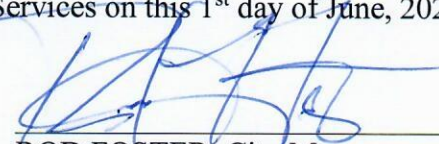
I further declare that a curfew be in effect starting at 6:00 p.m. on June 1, 2020, and ending at 6:00 a.m. on June 2, 2020; and then daily starting at 6:00 p.m., and ending at 6:00 a.m., during which no person shall be upon the public street, avenue, alley, park, or other public place or unimproved public realty within the City of Rialto.

This curfew shall not apply to police officers, peace officers, firefighters, or other emergency personnel or civilians engaged in police or emergency work, nor shall it apply to authorized representatives of any news service, newspaper or radio or television station or network, or persons travelling to or from work or religious meetings.

NOW, THEREFORE, BE IT RESOLVED that the law enforcement forces of this City, along with the law enforcement authorities cooperating with the City, are hereby authorized and charged, to the extent provided by law, with the responsibility of enforcing this curfew and are further authorized to arrest such persons as do not obey this curfew after due notice, oral or written, has been given to said person. Any violation of this declaration shall be punished as provided in Section 9.30.020 and 1.16 of the Rialto Municipal Code and Government Code section 8665.

BE IT FURTHER RESOLVED, that this regulation shall remain in effect until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Rialto.

ORDERED by the Director of Emergency Services on this 1st day of June, 2020 at 12:00 p.m.



ROD FOSTER, City Manager
Director of Emergency Services

ATTEST:



BARBARA MCGEE, City Clerk