



OFFICE OF MAYOR
CITY OF SURPRISE
16000 N. CIVIC CENTER PLAZA
SURPRISE, AZ 85374
T. 623•222•1000

**PROCLAMATION
BY THE MAYOR OF THE CITY OF SURPRISE, ARIZONA
DECLARING AN EMERGENCY**

WHEREAS, Ariz. Rev. Stat. § 26-307, Ariz. Rev. Stat. § 26-311, and Section 2-40 of the City of Surprise Municipal Code empowers the Mayor to proclaim the existence of a local emergency when the City of Surprise (the "City") is affected or likely to be affected by a public calamity; and

WHEREAS, the Mayor of the City of Surprise is authorized under the current circumstances by A.R.S. §26-307, A.R.S. §26-311, and Municipal Code Section 2-40, to proclaim that a local emergency exists and, thereafter, to impose all necessary regulations to preserve the peace and order of the City; and

WHEREAS, on January 30, 2020, the World Health Organization declared a Public Health Emergency of International Concern; and

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services declared a Public Health Emergency related to the COVID-19 outbreak; and

WHEREAS, on March 11, 2020, the World Health Organization officially declared a pandemic due to COVID-19 on March 11, 2020; and

WHEREAS, on March 11, 2020, the Governor of the State of Arizona, Douglas A. Ducey, determined that the COVID-19 outbreak presents conditions in Arizona that justified his declaration of a State of Emergency; and

WHEREAS, on March 13, 2020, the President of the United States of America, Donald J. Trump, found and proclaimed that the COVID-19 outbreak in the United States constituted a national emergency; and

WHEREAS, the Centers for Disease Control and Prevention - in an effort to control the COVID-19 outbreak - are currently recommending social distancing, the cancellation of non-essential large gatherings of more than 50 people, and that individuals older than 60 years of age, and those with chronic medical conditions should not attend gatherings of more than 10 people; and

WHEREAS, on March 16, 2020, the President of the United States of America, Donald J. Trump, issued "The President's Coronavirus Guidelines for America: 15 Days to Slow the Spread," which recommends that all individuals avoid social gatherings in groups of more than 10 people; and

WHEREAS, on March 16, 2020, Senator Kyrsten Sinema hosted a telephone conference with Arizona Mayors urging local leaders to take immediate action to reduce spread, keep our hospitals from getting overwhelmed, and save lives; and



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WHEREAS, the Mayor of the City of Surprise pursuant to Municipal Code Section 2-40 and A.R.S. §26-301 et seq., has the authority to govern by proclamation and impose all necessary regulations to preserve the peace, health, and order of the City.

IT IS HEREBY PROCLAIMED AND IMPOSED AS FOLLOWS:

1. That an emergency now exists throughout the City due to COVID-19;
2. That the Mayor shall, during such emergency, govern by proclamation and have the authority to impose all necessary regulations to preserve the peace and order of the City;
3. That during the existence of said emergency, the powers, functions, and duties of the City shall be as prescribed by federal and state law, and by ordinances and resolutions of the City;
4. The COVID-19 outbreak - consistent with above listed declarations, proclamations, and recommendations - presents conditions in the City of Surprise that endanger life and justify this proclamation;
5. That the City Manager, or his designee, is authorized to take all lawful actions necessary to respond to the emergency and to take all appropriate action to mitigate the effects and spread of COVID-19 and assist the City and its residents with the effects of the COVID-19 outbreak including, but not limited to: closing City public buildings and places that reasonably may be closed; limiting hours of operation of City public buildings and places; cancelling, suspending, or postponing City events, programs, and classes;
6. That the City Manager, or his designee, is authorized to seek and obtain financial and other forms of aid, relief, and assistance from federal, state, and county authorities, to mitigate the effects of this emergency, including, but not limited to, creating utility assistance programs and/or limit utility shutoffs;
7. To mitigate the spread of COVID-19, it is strongly urged that the leaders of the City's houses of worship limit gatherings on their premises and to explore and implement ways to practice their respective faiths while observing social distancing practices;
8. To mitigate the spread of COVID-19, it is urged that all business owners establish social distancing practices for their patrons and encourage citizens to avoid social gatherings of more than 10 people;
9. That the City Manager, or his designee, is ordered, directed, and authorized to implement any and all actions necessary to carry out the intent of this Proclamation, and is hereby further directed to coordinate and implement the activities of the City's Emergency Operations Plan, to take all appropriate action needed to alleviate and mitigate the effects of a possible COVID-19



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outbreak within the City of Surprise, and to take any all action, including such lawful actions necessary to respond to this emergency;

10. Pursuant to A.R.S. §26-317, a person who violates any of the above prohibitions shall be guilty of a class 1 misdemeanor. Any violation which is continuing in nature shall constitute a separate offense on each successive date the violation continues, unless otherwise provided;
11. The current public health crisis related to COVID-19 is being monitored as it is evolving, and additional regulations may be forthcoming as needed; and
12. That this Declaration shall remain in full force and effect until amended or terminated by order of the Mayor.

PROCLAIMED, DECLARED, AND ADOPTED BY THE MAYOR OF THE CITY OF SURPRISE, ARIZONA THIS 17TH DAY OF MARCH, 2020.

A handwritten signature in black ink, appearing to read "Skip Hall", written over a horizontal line.

Skip Hall, Mayor

ATTEST:

A handwritten signature in black ink, appearing to read "Sherry Aguilar", written over a horizontal line.

Sherry Aguilar, City Clerk

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Robert W. Wingo", written over a horizontal line.

Robert W. Wingo, City Attorney