

2019-12795 RESOLUTION  
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Robyn Stallworth Poudre County Recorder, YUMA County AZ



**WHEN RECORDED MAIL TO:**

**CITY OF SAN LUIS  
P.O. BOX 1170  
SAN LUIS, ARIZONA  
ATTN: CITY CLERK**

The above area is to be reserved for recording information

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**CAPTION HEADING:**

**Resolution No. 2072**

Supporting the Proclamation of Emergency by the Mayor of the City of Yuma, Arizona

**RECEIVED**

JUN - 5 2019

**Office of the City Clerk  
City of San Luis, Arizona**



# *Resolution*

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

**NO. 2072**

**A RESOLUTION OF THE CITY OF SAN LUIS, ARIZONA, SUPPORTING THE PROCLAMATION OF EMERGENCY BY THE MAYOR OF THE CITY OF YUMA, ARIZONA.**

**WHEREAS**, Mayor Douglas Nicholls of the City of Yuma, Arizona has determined the United States Immigration policy of the mass release of migrant families into the City of Yuma, Arizona without provisions for adequate food, water, shelter and medical care impacts the City of Yuma, and threatens to cause injury, damage and suffering to persons and property in the City of Yuma, County of Yuma, Arizona as well as causing a humanitarian crisis;

**WHEREAS**, the Mayor of the City of Yuma, Arizona has determined the humanitarian crisis and threat of injury, damage to property, including migrant families temporarily located in the City of Yuma constitutes an emergency;

**WHEREAS**, the Mayor of the City of Yuma has determined that emergency management services are required to reduce the severity of the local emergency, receive available aid, and to protect the health, safety, and welfare of people and property located in the City of Yuma;

**WHEREAS**, the Mayor of the City of Yuma, Arizona has determined that the local emergency exceeds control of the services, personnel, equipment, and facilities of the City of Yuma and requires the combined efforts cooperation, and resources of the Yuma community including local and national non-profit agencies, churches, local governments, as well as the State of Arizona and the United States of America; and

**WHEREAS**, based upon those determinations, the Mayor of the City of Yuma proclaimed an emergency for the City of Yuma on April 16, 2019, a true copy of which is attached hereto as Exhibit A and by this reference is incorporated herein; and

**WHEREAS**, the Mayor and Council of the City of San Luis hereby find and determine that the identified emergency proclaimed by Mayor Nicholls of the City of Yuma is an emergency for the region;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of San Luis as follows:

1. That the City of San Luis supports Mayor Douglas Nicholls and the City of Yuma, Arizona in the afore stated proclamation of emergency, Exhibit A;
2. The staff of the City of San Luis is hereby directed to take such actions as may be appropriate to respond to the identified emergency; and
3. Council hereby encourages all appropriate governments and governmental agencies, including the State of Arizona and the United States of America, to join the City of Yuma in taking such actions as may be needed and necessary to address the identified emergency.

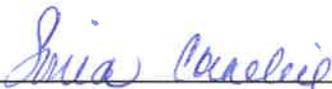
**PASSED AND ADOPTED THIS** 24<sup>th</sup> day of April, 2019.



Gerardo Sanchez, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**



Sonia Cornelio, City Clerk



Kay Marion Macuil, City Attorney

# Exhibit A



**Mayor and Council Offices**

One City Plaza  
Yuma, Arizona 85364

(928) 373-5002

Fax (928) 373-5004

[www.YumaAZ.gov](http://www.YumaAZ.gov)

**PROCLAMATION OF EMERGENCY**

**WHEREAS**, Article VII, Section 2(e) of the Yuma City Charter and the City of Yuma Emergency Operations Plan adopted by City Council Resolution R2011-29, empower the Mayor to declare an emergency by proclamation during times of great danger or when an extraordinary local emergency threatens to cause or jeopardizes loss of life or property; and,

**WHEREAS**, pursuant to Arizona Revised Statutes (A.R.S.) §26-311, the undersigned Mayor of the City of Yuma has the authority to determine that a local emergency exists within the City limits of the City of Yuma due to natural or man-made calamity or disaster or by reason of threats or occurrences of riots, routs, affrays or other acts of civil disobedience which endanger life or property within the City of Yuma; and,

**WHEREAS**, the undersigned Mayor of the City of Yuma has determined the United States Immigration and Customs Enforcement policy relating to the mass release of migrant families from federal detention facilities into the City of Yuma without provisions for adequate food, water, shelter and medical care threatens to cause injury, damage and suffering to persons and property located in the City of Yuma, Yuma County, Arizona as well as causing a humanitarian crisis; and,

**WHEREAS**, the undersigned Mayor has determined the humanitarian crisis and threat of injury, damage and suffering to persons or property, including to the migrant families temporarily located in the City of Yuma, constitutes an emergency within the meaning of Article VII, Section 2(e) of the Yuma City Charter and a local emergency within the meaning of A.R.S. §26-311; and,

**WHEREAS**, emergency management measures are required to reduce the severity of the local emergency, receive available aid, and to protect the health, safety and welfare of people and property located in the City of Yuma; and,

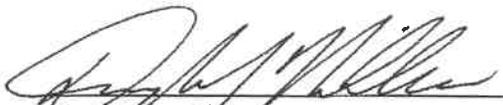
**WHEREAS**, the local emergency exceeds control of the services, personnel, equipment and facilities of the City of Yuma and requires the combined efforts, cooperation, and resources of the Yuma community including local and national non-profit agencies such as the Red Cross, Catholic Community Services, The Salvation Army, Yuma Community Food Bank, churches, the County of Yuma, the State of Arizona, and the United States of America.

**NOW THEREFORE**, I, Douglas J. Nicholls, Mayor of the City of Yuma, acting under the power vested in me pursuant to the Yuma City Charter, Article VII, Section 2(e); Resolution No. R2011-29; and A.R.S. § 26-311, do hereby declare an emergency does exist due to the mass release of migrant families into the City of Yuma community; that the City of Yuma is, or will be, entitled to aid, relief, and assistance; and to the extent necessary for emergency functions pursuant to A.R.S. §26-307(A), to make, amend and temporarily rescind City of Yuma rules, regulations and ordinances if required upon the filing with the City Clerk of such orders, rules and regulations as are necessary and consistent with any orders, rules and regulations promulgated by the governor; and do hereby direct the implementation of the City Emergency Operations Plan.

**FURTHER**, I direct the City of Yuma City Administrator, or his designees, consistent with this Proclamation, to coordinate activities of the City Emergency Operations Plan and to take all appropriate action, consistent with this Proclamation, needed to alleviate the effects of the mass release of migrant families into the City of Yuma. This Proclamation shall be provided to Yuma County and the Governor of the State of Arizona.

**THIS PROCLAMATION SHALL BE EFFECTIVE IMMEDIATELY AND SHALL REMAIN IN EFFECT UNTIL A WITHDRAWAL OF THE PROCLAMATION OF EMERGENCY IS FILED WITH THE CITY CLERK.**

DATED this 16<sup>TH</sup> day of April, 2019 at 3:10, o'clock, a.m./p.m.

  
Douglas J. Nicholls  
Mayor

Attest:  
  
Lynda L. Bushong  
City Clerk

Approved as to form:

  
Richard W. Files  
City Attorney