



## **CITY OF COVINGTON PROCLAMATION OF EMERGENCY AND ORDER**

**No. 03-2020**

**June 2, 2020**

**WHEREAS**, the killing of George Floyd in Minneapolis Minnesota on May 25, 2020 has generated civil unrest, protests, and demonstrations across the United States; and

**WHEREAS**, in cities around the country and King County, demonstrations have turned violent and led to property destruction, looting, injuries, and the mobilization of the national guard; and

**WHEREAS**, other Washington cities, including Auburn, Bellevue, Kent, Seattle, and Renton have declared emergencies and established mandatory curfews; and

**WHEREAS**, the protection of the lives, public peace, health, property, safety, and welfare of the residents of Covington during this emergency is of utmost importance; and

**WHEREAS**, immediate and extraordinary measures must be taken to protect the property, safety, and welfare of city residents, businesses, and government personnel; and

**WHEREAS**, looting and property damage, assaults on police officers, and other acts of violence have occurred in the region, as well as refusals to obey dispersal orders; and

**WHEREAS**, the events are rapidly evolving in the city and police responses are escalating; and

**WHEREAS**, On June 2, 2020, the City of Covington City Council took emergency action at an RCW 42.30.070 emergency meeting to clarify and amend the city manager's authority to declare emergencies, take action, and enforce emergency orders; and

**WHEREAS**, Chapter 2.50 of City of Covington Municipal Code ("CMC") now specifically authorizes the city manager declare civil emergencies and to exercise all powers granted under Chapter 2.50 CMC, Chapter 38.52 RCW, and as otherwise provided by law; and

**WHEREAS**, on the evening of June 1, 2020, armed individuals gathered in the City of Covington and the threat to the public safety, health, and welfare required the imposition of a general curfew; and

**WHEREAS**, the City of Covington City Manager issued a June 1, 2020 City of Covington Proclamation of Emergency and Order declaring an emergency and setting a general curfew from 10:00 p.m. on June 1, 2020 to 5:00 a.m. on June 2, 2020; and

**WHEREAS**, an emergency, as defined in CMC 2.50.020(4), continues to exist in the City of Covington and the current conditions warrant the proclamation of a CMC

2.50.090 civil emergency, as defined in CMC 2.50.020(4), and take further emergency action as set forth in CMC 2.50.100; and

**WHEREAS**, the emergency necessitates the utilization of emergency powers granted to the city manager pursuant to Chapter 2.50 CMC and Chapter 38.52 RCW to take immediate action to preserve public health, protect life, protect public property, and/or to provide relief to any stricken community overtaken by such occurrences; and

**WHEREAS**, the ongoing civil emergency related to the civil disturbances and unrest threaten the public safety, health, welfare, and the protection of property in the City of Covington; and

**WHEREAS**, for the reasons discussed in this proclamation, it is in the best interest of public safety, health, welfare, and the protection of property to temporarily limit certain rights in the city; and

**WHEREAS**, the emergency necessitates the enactment of a general curfew prohibiting any person, with the exception of law enforcement, emergency response personnel, government officials, and authorized media from entering or remaining in the public right-of-way, public parks, or any other public area within city limits for the hours of 8:00 p.m. on June 2, 2020 to 5:00 a.m. on June 3, 2020; and

**WHEREAS**, this June 2, 2020 City of Covington Emergency Proclamation and Order No. 03-2020 shall supersede and replace the June 1, 2020 City of Covington Emergency Proclamation and Order;

**NOW THEREFORE, I, REGAN BOLLI, AS CITY MANAGER OF THE CITY OF COVINGTON, PROCLAIM, DECLARE, AND ORDER AS FOLLOWS:**

- A. The emergency declared in the June 1, 2020 City of Covington Proclamation of Emergency and Order continues to exist in the City of Covington due to the regional and local civil unrest, which necessitates the utilization of the emergency powers granted under Chapter 2.50 CMC, RCW 38.52.070, and as otherwise provided by law. As such, a civil emergency exists.
- B. This June 2, 2020 City of Covington Emergency Proclamation and Emergency Order No. 03-2020 shall supersede and replace the June 1, 2020 City of Covington Emergency Proclamation and Order.
- C. The City of Covington, by and through the city manager, is authorized to exercise all powers granted under Chapter 2.50 CMC, RCW 38.52.070, and as otherwise provide by law to prepare for and respond to the emergency to protect the public peace, safety and welfare.
- D. A general curfew is imposed in the City of Covington commencing at 8:00 p.m. on June 2, 2020. No person shall enter or remain on public right-of-way, public parks, or any other public area within city limits until 5:00 a.m. on June 3, 2020. The

curfew shall be enforced by the Covington Police Department, other law enforcement agencies, and the military.

- E. This general curfew shall not apply to law enforcement personnel who are actively engaged in carrying out their duties; military personnel who are actively engaged in providing assistance to the City of Covington pursuant to this emergency proclamation and order; emergency personnel and other city and government personnel who are actively engaged in carrying out their duties; city and government officials with valid identification; representatives of the media authorized in advance by the City of Covington City Manager or the City of Covington Chief of Police or their designees. For the purpose of this order, the phrase “actively engaged in carrying out their duties” includes traveling to and from the location of those duties to begin or end a work shift.
- F. Any person found to have knowingly violated this emergency order is guilty of a misdemeanor punishable by imprisonment in jail for a maximum term of not more than 90 days, or by a fine in an amount of not more than \$1,000, or by both such imprisonment and fine.
- G. This emergency proclamation shall expire unless ratified and confirmed by the Covington City Council at the next regularly scheduled city council meeting at the latest. If ratified and confirmed, this proclamation shall remain in effect until it is terminated by the city manager or council action.



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Regan Bolli, City Manager

06/02/2020 6:09 p.m.

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Date and Time