

City Council

Friday, May 29, 2020 – 9 pm

SPECIAL CITY COUNCIL AGENDA

This meeting will be held via Webex in accordance with the local emergency declaration made by the City under Minn. Stat. § 12.37. The public may monitor 1-415-655-0001 and entering the meeting code 133 755 2829. Additional information about monitoring electronic meetings is available on the [City website](#). For technical assistance, please contact the City at 763-593-8007 or webexsupport@goldenvalleymn.gov. If you incur costs to call into the meeting, you may submit the costs to the City for reimbursement consideration.

1. Call to Order

- A. Roll Call

2. Additions and Corrections to Agenda

3. New Business

All Ordinances listed under this heading are eligible for public input.

- A. Resolution Recognizing and Extending Local Emergency
- B. Ordinance Declaring City-Wide Nighttime Curfew

4. Adjournment



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CITY OF GOLDEN VALLEY PROCLAMATION DECLARING A LOCAL EMERGENCY

WHEREAS, the Mayor of the City of Golden Valley finds that the following factual situation exists in the City of Golden Valley:

- The cities of Minneapolis and St. Paul, Minnesota, have experienced widespread civil unrest since at least May 26, 2020.
- Said civil unrest has included violent and destructive acts that have placed public safety at risk and resulted in near catastrophic property damage.
- The City of Golden Valley geographically borders Minneapolis.
- Law enforcement personnel and emergency first responders for the City of Golden Valley expect violent and destructive acts of civil unrest to continue and escalate without invocation of the City's emergency powers and certain portions of the City's emergency management plan.

WHEREAS, the Mayor finds that the factual situation is sudden, unforeseen and could not have been reasonably anticipated as it currently exists; and

WHEREAS, the Mayor finds that the factual situation threatens the health, safety and welfare of the residents of and the property within the City of Golden Valley; and

WHEREAS, the Mayor finds that the conditions within the City of Golden Valley have the potential to worsen quickly and without notice due to the factual situation; and

WHEREAS, the Mayor finds that the use of traditional governmental processes are unable to appropriately protect the safety and property of the general public.

NOW, THEREFORE, I, Shepard M. Harris, Mayor of the City of Golden Valley, do hereby declare under the authority given by Minnesota Statutes, Section 12.29 that:

1. Due to the above stated findings, a local emergency exists within the City of Golden Valley, effective at 9:00 pm, May 29, 2020.
2. Traditional governmental processes are unable to appropriately protect the safety and property of the general public.
3. A nighttime curfew is required to avoid risks of damage to life and property, to reduce disruption to essential public services, to assure continued local governmental operations, and to protect the general health and safety of the community. Accordingly, the City Attorney shall prepare an emergency ordinance declaring a local curfew pursuant to Minnesota Statutes, section 412.221, subd. 35 to be considered by the City Council at an emergency meeting on May 29, 2020 at 9:00 pm.
4. This emergency declaration shall continue for a period of three (3) days from its effective date of May 29, 2020, unless further extended by or with the consent of the City Council pursuant to Minnesota Statutes, Section 12.29, subd. 1.

5. This declaration shall be given prompt and general publicity and shall be filed promptly by the City Clerk.

Adopted by the Mayor of the City of Golden Valley, Minnesota this 29th day of May, 2020.

Shepard M. Harris, Mayor

RESOLUTION NO. 20-34

CITY OF GOLDEN VALLEY
RECOGNIZING AND EXTENDING LOCAL EMERGENCY

WHEREAS, on May 29, 2020, the Mayor of the City of Golden Valley found that civil unrest in the neighboring cities of Minneapolis and Saint Paul threatens the health, safety and welfare of the residents of and the property within the City of Golden Valley; and

WHEREAS, the Mayor has declared that the situation is a local emergency; and

WHEREAS, the City Council agrees with and incorporates herein the Mayor's findings and further finds that the situation will last for more than three days; and

WHEREAS, the City Council finds that immediate action to respond to the situation is needed in order to protect the health, safety, and welfare of the community.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN VALLEY, MINNESOTA:

The City Council of the City of Golden Valley hereby resolves, declares, requests and directs as follows:

1. Declares that the local emergency is recognized as continuing until terminated by Resolution of the City Council.
2. Invokes the City's disaster plan and directs the City Manager and Emergency Management Director to implement the portions of the disaster plan that are necessary for response to and recovery from the emergency.
3. Directs City Staff to review ordinance and regulatory requirements, operations, civil and legal proceedings, events, and resources to determine whether the foregoing should be adjusted or suspended, and to make recommendations regarding additional emergency regulations to support the employees and residents of the City of Golden Valley.
4. Directs all City departments and offices to operate and support the response to this incident, under the direction and coordination of the City Manager, the Emergency Management Director and Emergency Management Team, including implementing new employee protocols, strategies, and processes to ensure that public services are maintained and City staff remain safe.
5. Directs the City's Emergency Management Director and other appropriate City staff to request and coordinate appropriate aid and resources from surrounding jurisdictions, Hennepin County, the State of Minnesota, and the Federal government, as needed.

5. This declaration shall be given prompt and general publicity and shall be filed promptly by the City Clerk.

Adopted by the Mayor of the City of Golden Valley, Minnesota this 29th day of May, 2020.

Shepard M. Harris, Mayor

ORDINANCE NO. 682

AN ORDINANCE DECLARING A CITY-WIDE CURFEW

The City Council for the City of Golden Valley hereby ordains as follows:

WHEREAS, the Mayor of the City of Golden Valley declared a local emergency on May 29, 2020 pursuant to Minnesota Statutes, section 12.29; and

WHEREAS, in the Emergency Declaration the Mayor requested that the City Council consider an emergency ordinance declaring a local curfew pursuant to Minnesota Statutes, section 412.221, subd. 35; and

WHEREAS, the Council finds that the factual situation described in the Mayor's emergency declaration requires the Council to take emergency action to declare a local curfew.

NOW, THEREFORE, based on the foregoing recitals, the City Council of the City of Golden Valley, Minnesota, hereby declares:

1. A City-wide nighttime curfew is imposed effective immediately, consistent with Gov. Walz's Emergency Order 20-65, for all persons within the City of Golden Valley from 8:00 pm to 6:00 am. This curfew shall expire at 6:00 am on Sunday May 31, 2020.
2. This curfew may be further extended by emergency regulation issued by the Mayor. The City Council may rescind any such regulation at any time. If not sooner rescinded, every such regulation shall expire at the end of emergency to which it relates.

This ordinance shall be in full force and effect immediately after its passage.

Adopted by the City Council this 29th day of May, 2020.

ATTEST:

/s/
Kristine A. Luedke, City Clerk

/
Shepard M. Harris,
Mayor