



# Office of the Mayor

KENNETH D. MIYAGISHIMA

MAYOR

CITY OF LAS CRUCES

CITY OF LAS CRUCES

## PROCLAMATION OF EMERGENCY 2020-06

**WHEREAS**, pursuant to LCMC Art. III, Sec. 9-35, Emergency Declaration Ordinance, the Mayor has the authority to proclaim that a state of emergency exists in the municipality, after consultation with the emergency manager, chief of police, or fire chief; and

**WHEREAS**, such proclamation allows the Mayor to prohibit and/or require certain actions to maintain the public peace, health, welfare, or safety, and if desired, to request that the Governor of New Mexico proclaim a state of emergency pursuant to the Riot Control Act; and

**WHEREAS**, on October 16, 2020, Governor Michelle Lujan Grisham issued Executive Order 2020-072 Renewing the State of Public Health Emergency Initially Declared in Executive Order 2020-004, Other Powers Invoked In That Order, and All Other Orders and Directives Contained in Executive Orders Tied to the Ongoing Public Health Emergency; and

**WHEREAS**, on October 22, 2020, acting secretary of the Department of Health, Billy J. Jimenez, issued a Public Health Emergency Order Clarifying that Current Guidance Documents, Advisories, and Emergency Public Health Orders Remain in Effect; and Amending Prior Public Health Emergency Orders Limiting Businesses and Non-Profit Entities' Operations and Providing Additional Restrictions on Mass Gatherings Due to COVID-19; and

**WHEREAS**, on April 7, 2020, an Emergency Proclamation was issued by Mayor Kenneth Miyagishima, and was extended and approved by the City Council on April 10, 2020 and again on April 24, 2020; and

**WHEREAS**, the Emergency Proclamations support and reiterate Governor Michelle Lujan Grisham's Executive Orders tied to the public health emergency created by the novel coronavirus disease which has been referred to as "COVID-19"; and

**WHEREAS**, the Governor's Executive Orders, the Emergency Public Health Orders, and the City of Las Cruces Emergency Proclamations have been implemented as emergency measures intended to slow the spread of COVID-19 and to reduce the potentially devastating effects of the disease; and

**WHEREAS**, As of October 26, 2020, there were 828 new COVID-19 cases in the State of New Mexico, which included 200 new cases in Dona Ana County, and which brought the total New Mexico cases to 41,863.

**NOW THEREFORE**, I, Kenneth Miyagishima, Mayor of the City of Las Cruces, New Mexico, hereby invoke LCMC Sections 9-35 through 9-41, to preserve the peace, health, welfare, and safety in the City of Las Cruces, consistent with the above guidance and information. In particular, I am invoking the following actions:

I. I order the following:

- a. That the previous Emergency Proclamation 2020-05 and the requirements therein shall remain in effect.
- b. That all City indoor recreational facilities shall be closed for the next seven days. This closure does not extend to the City of Las Cruces Aquatic Center which currently adheres to the State of New Mexico COVID Safe Practice guidelines.
- c. Increased security and enforcement shall occur at the Las Cruces Farmer's Market to ensure that all entrants wear required face coverings in accordance with All Together New Mexico COVID Safe Practices.
- d. The City of Las Cruces shall allocate resources that will facilitate safe compliance with the Governor's Executive Orders, the State of New Mexico Emergency Public Health Orders, and the City of Las Cruces Emergency Proclamations. This includes the enforcement of face covering requirements at public outdoor facilities and in private businesses.


II. Effective Date

I hereby declare that this Proclamation will become effective on October 27, 2020 at 6 O'clock a.m. and direct the City Manager to disseminate the contents hereof to the public by appropriate news media, government media and website, and other means available. A Special Meeting meeting to renew this Proclamation will be posted and scheduled within 72 hours of the effective date.

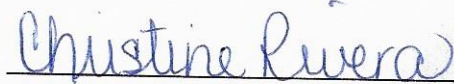
III. Term.

This Proclamation of Emergency may be extended for such additional periods of time as determined necessary by Resolution of the Governing Body of the City of Las Cruces, New Mexico.

DONE at Las Cruces, New Mexico this \_\_\_\_\_ day of \_\_\_\_\_, 2020, at the hour of \_\_\_\_\_(MST).

  
KENNETH MIYAGISHIMA, MAYOR  
City of Las Cruces, New Mexico

ATTEST:

  
CHRISTINE RIVERA, CITY CLERK  
(SEAL)

