



OFFICE OF THE MAYOR

PROCLAMATION OF CIVIL EMERGENCY

I, Daniel R. Barrone, as the duly elected and sworn Mayor of the Town of Taos, hereby do invoke those powers vested in the Office of the Mayor under Chapter 2.04 CIVIL EMERGENCIES of the Town Code and upon consultation with the Town Manager, Police Chief and Fire Chief, do declare, that a civil emergency exists, as defined in Section 2.04.010 of the Town Code, and, consistent with those powers therein granted under Section 2.04.020, do declare as follows:

1. A PUBLIC CURFEW IS HEREBY DECLARED:

That commencing Tuesday, June 30th at 12:00 a.m. local time and continuing thereafter each day until an order by the Mayor or Council is issued declaring this emergency to have ceased, a curfew shall exist within the corporate limits of the Town of Taos beginning at 12:00 a.m. each evening and continuing to 5:00 a.m. each day, requiring all persons to forthwith remove themselves from the public streets, alleys, parks, rights of way, grounds or other public and semi-public places, whether on foot, bicycle, in vehicles of any type or by any other means of conveyance during the period of said curfew.

The following persons, vehicles and services shall be exempt from the curfew while in the conduct of official business:

- a. Emergency vehicles and personnel of any government or quasi-government entity (police, fire, EMT, E-911, emergency management, public and quasi-public utilities, public works, animal control, law enforcement, building and fire inspections, prisoner transport, and other approved governmental employees and services).
- b. Health care workers, home medical visits or welfare checks, including law enforcement, CYFD, doctors, nurses, home health and nursing home aides, veterinarians, psychiatrists, psychologists, social workers, state case workers and family members or neighbors responding to the needs of the elderly and infirm.
- c. Emergency repairs or deliveries related to food, water, sewer, electric, propane, and medical supplies or equipment.
- d. Delivery vehicles providing supplies, services or provisions to and persons employed by and going to or returning home from work or conducting the official business of any business or entity defined as "essential" by State of New Mexico Public Health Order 3-24-2020 by New Mexico Department of Health Secretary Kathleen M. Kunkel (attached hereto).

2. PUBLIC NOTICE OF PROCLAMATION OF CIVIL EMERGENCY AND CURFEW:

That, consistent with Section 2.04.020.A. of the Town Code a copy of this Proclamation shall be delivered to the Chief of Police, who shall see that copies are therefore delivered to all news media within the Town, and who shall also use public address systems to notify the public of said

proclamation and curfew hours and to warn the public that said curfew constitutes a misdemeanor and violators are subject to arrest.

Further, that, as Mayor, I direct that copies of this proclamation shall be provided to the Town Manager and Emergency Management Team, and to the Town Clerk for posting at the entrance to Town Hall, on the Town website, the Town's Facebook site, distributed through the Town Council email list, and by publication in the Taos News, as the newspaper of record.

3. DURATION:

That the issuance of this emergency, as proclaimed by the Mayor herein, is consistent with the actions of the Taos Town Council taken on March 13, 2020 under *Resolution 20-10 Declaration of Health Emergency for the Town of Taos* declaring a state of emergency and empowering the Mayor and Town Manager to take all measures required for the health, safety and welfare of the town and its residents and as reaffirmed on June 30, 200 under *Resolution 20-27 Amendment to Resolution 20-10 Declaration of Health Emergency for the Town of Taos*.

That said proclamation by the Mayor shall be in effect for 48 hours from its issuance and must, consistent with Section 2.04.040 of the Town Code, be affirmed by a majority vote of the Town Council prior to its expiration and may be extended by the action of the Council by their granting the authority to the Mayor through Resolution 20-10 on March 13, 2020 *Declaration of Health Emergency for the Town of Taos* and Resolution 20-13 *Reaffirming and Extending a Declaration of Civil and Health Emergency for the Town of Taos* on April 3, 2020 to renew the proclamation of health emergency, declaring a health emergency and a daily curfew as long as required, or until either the Mayor or Council rescind said proclamation.

4. AMENDMENTS:

The Mayor has evaluated independent findings on June 25, 2020 by the Governor, Epidemiologist and Health Department of the State of New Mexico that epidemic levels of outbreak of the virus exist in neighboring states, such as Utah, Arizona and Texas that are impacting residents in New Mexico and leading to increased spread of the virus and hospitalizations to New Mexico residents. Further, the mayor has reviewed reporting by staff that high numbers of visitors to Taos are arriving from highly impacted states, including Florida, Texas, Georgia, Arizona, Utah and California and that many of these states do not have or have relaxed or are not enforcing requirements for face coverings and social distancing. Additionally, the Town has received reports and complaints from businesses and residents that numbers of these out-of-state visitors are refusing to comply with requests to maintain social distancing or to wear face coverings when offered and that this is leading to verbal and increasing levels of confrontation, for which businesses and employees are seeking help. The Town is also receiving reports and has conducted investigations where businesses and employees, especially in grocery stores and restaurants, are not wearing face coverings when handling or serving food.

Therefore, in order to assist businesses and employees in avoiding confrontations, the increasing potential for violence and the possibility of transmission of the virus to locals, as well as to ensure the protection of locals and visitors alike by requiring face coverings and social distancing at the municipal level, I do hereby declare the following additional public health measures to be taken and in force:

- A. The wearing of face coverings when in public or interacting with the public or in a place where a person may interact with the public, deliberately or not, all persons including employees,

customers, residents and tourists over the age of 4, shall be required to wear face coverings, with the exceptions while eating, drinking and exercising.

- B. Social distancing (maintaining a distance in all directions of a minimum of 6 feet) shall be maintained by all persons when outside of your home, temporary or permanent residence. All businesses, offices, organizations, museums, movie theaters, galleries, spas, gymnasiums, offices, health facilities, any and all commercial activities, whether for-profit or non-profit, shall provide such physical and informational measures as required to maintain social distancing between all persons.
- C. Staff are directed, through the Town Manager, to produce necessary informational mechanisms so as to alert businesses, the public and tourists as to these requirements and shall develop a system of reporting and enforcement so as to ensure their implementation in consultation with the Town Code Officer, the Chief of Police and the Town Attorney.
- D. Violations of this order shall be considered a petty misdemeanor, consistent with the Town Code and laws of the State of New Mexico.

5. EFFECTIVE DATE:

This Proclamation of Civil Emergency and the accompanying declared curfew shall become effective at 12:00 a.m., Tuesday, June 30, 2020.

Proclaimed and declared this 30th day of June, 2020.

Daniel R. Barrone
Mayor

Approved as to form:

Stephen Ross
Town Attorney

Certified and Recorded by:

Francella Garcia
Town Clerk