

RESOLUTION 2020-19
RATIFYING EMERGENCY DECLARATION DATED JUNE 3, 2020

WHEREAS, according to 323.14(4)(b), Stats., the attached Resolution, signed by Village President James F. Rafter on June 2, 2020 and amended on June 3, 2020, are hereby ratified as written.

PASSED AND APPROVED by the VILLAGE BOARD of the VILLAGE OF ALLOUEZ, this 16th day of June, 2020.

James F. Rafter, Village President

ATTEST:

Debra M. Baenen, Village Clerk

AMENDED PROCLAMATION OF EMERGENCY

June 3, 2020

WHEREAS, an emergency exists within the Village of Allouez and the greater Green Bay area resulting from civil commotion, disturbances, looting, and rioting; and

WHEREAS, the peaceful assembly of persons exercising their First Amendment right to protest ended at approximately 10:00 p.m. in the City of Green Bay. After the conclusion of the peaceful protests, other individuals began to act in a manner that resulted in the dispersal of disruptive individuals into the greater Green Bay area that disrupted the safety and good order in those areas; and

WHEREAS, on May 31st, 2020, into the morning hours of June 1st, 2020, several riotous individuals continued to endanger the health, safety, welfare, and good order in the greater Green Bay area by engaging in unlawful activity unrelated to any peaceful protest. Such activity included the increased presence of vehicles containing individuals with prepared incendiary weapons. Further, activity has continued thereafter with credible threats of damage and looting to area business; and

WHEREAS, it is necessary and expedient for the health, safety, welfare, and good order in the greater Green Bay area and the Village of Allouez that a curfew be imposed limiting pedestrian and vehicular travel in order to stop the looting of property damage to private and public property in the Village of Allouez; and

WHEREAS, because of such emergency conditions, the Village Board is unable to meet with promptness.

NOW, THEREFORE, pursuant to sections 323.11 and 323.14 (4) of the Wisconsin Statutes and Chapter 39 of the Allouez Municipal Code, the Village of Allouez hereby declares a local State of Emergency for the Village of Allouez and orders an emergency curfew in the entire Village of Allouez for all persons from 9:00 p.m. until 06:00 a.m. beginning on June 3rd, 2020 and ending on June 8th, 2020, unless extended.

Police action will be directed towards people who are gathering as a mass and/or are engaged in illegal conduct. Police will not cite/arrest residents who are engaged in lawful activity. Businesses may be open during the curfew.

No person shall willfully obstruct, hinder, or delay any member of the Village of Allouez in the enforcement of any order, rule, regulations, or plan issued or violate any order, rule, regulation, or plan issued pursuant to the authority of this proclamation, which may be punishable by a forfeiture pursuant to Wisconsin Statute section 323.28.

As Chief Elected Official of the Village of Allouez in testimony whereof I, Village President James F. Rafter, have hereunto set my hand and have caused the great seal of the Village of Allouez to be affixed.

Effective immediately this 3rd day of June, 2020


James F. Rafter, President

NOTE: Under 323.14 (4)(b), Stats., This proclamation shall be subject to ratification, alteration, modification or repeal by the governing body as soon as that body can meet, but the subsequent action taken by the governing body shall not affect the proper validity of this proclamation.

PROCLAMATION OF EMERGENCY

June 2, 2020

WHEREAS, an emergency exists within the Village of Allouez and the greater Green Bay area resulting from civil commotion, disturbances, looting, and rioting; and

WHEREAS, the peaceful assembly of persons exercising their First Amendment right to protest ended at approximately 10:00 p.m. in the City of Green Bay. After the conclusion of the peaceful protests, other individuals began to act in a manner that resulted in the dispersal of disruptive individuals into the greater Green Bay area that disrupted the safety and good order in those areas; and

WHEREAS, on May 31st, 2020, into the morning hours of June 1st, 2020, several riotous individuals continued to endanger the health, safety, welfare, and good order in the greater Green Bay area by engaging in unlawful activity unrelated to any peaceful protest. Such activity included the increased presence of vehicles containing individuals with prepared incendiary weapons. Further, activity has continued thereafter with credible threats of damage and looting to area business; and

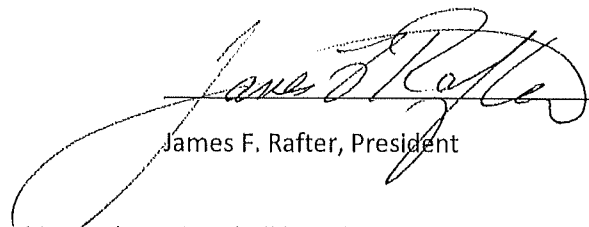
WHEREAS, it is necessary and expedient for the health, safety, welfare, and good order in the greater Green Bay area and the Village of Allouez that a curfew be imposed limiting pedestrian and vehicular travel in order to stop the looting of property damage to private and public property in the Village of Allouez; and

WHEREAS, because of such emergency conditions, the Village Board is unable to meet with promptness.

NOW, THEREFORE, pursuant to sections 323.11 and 323.14 (4) of the Wisconsin Statutes and Chapter 39 of the Allouez Municipal Code, the Village of Allouez hereby declares a local State of Emergency for the Village of Allouez, and order an emergency curfew in the entire Village of Allouez for all persons from 9:00 p.m. until 06:00 a.m. beginning on June 2nd, 2020 and ending on June 4th, 2020, unless extended. All persons shall cease vehicular and pedestrian travel on the public way, streets, sidewalks, and highways and return to their homes, places of work, or other convenient place. The following individuals, working in their official capacity are exempt from this order: government personnel, emergency services personnel, utility services providers, medical providers, social services providers, and credentialed press. Persons experiencing homelessness or fleeing dangerous domestic situations are also exempt from this order. No person shall willfully obstruct, hinder, or delay any member of the Village of Allouez in the enforcement of any order, rule, regulations, or plan issued or violate any order, rule, regulation, or plan issued pursuant to the authority of this proclamation, which may be punishable by a forfeiture pursuant to Wisconsin Statute section 323.28.

As Chief Elected Official of the Village of Allouez in testimony whereof I, Village President James F. Rafter, have hereunto set my hand and have caused the great seal of the Village of Allouez to be affixed.

Effective immediately this 2nd day of June, 2020


James F. Rafter, President

NOTE: Under 323.14 (4)(b), Stats., This proclamation shall be subject to ratification, alteration, modification or repeal by the governing body as soon as that body can meet, but the subsequent action taken by the governing body shall not affect the proper validity of this proclamation.