



# *Proclamation*

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

**PROCLAMATION AND DECLARATION AN EMERGENCY  
BY  
MAYOR NIEVES RIEDEL OF THE CITY OF SAN LUIS, ARIZONA  
December 15, 2022**

**Humanitarian and Health Crisis due to Mass Migrant Gatherings at the  
U.S.-Mexican Border with the City of San Luis**

**WHEREAS**, A.R.S. § 26-311, San Luis City Code § 2.05.040 Powers and Duties of the Mayor, the Arizona State Emergency Response and Recovery Plan July 26, 2018, the Yuma County Emergency Operations Plan August 6, 2012, and San Luis Resolution No. 994 of Support December 12, 2012, San Luis Emergency Operations Plan San Luis Resolution No. 669 May 31, 2006, empower the Mayor to declare a local emergency when the City of San Luis is affected or likely to be affected by a public calamity; and

**WHEREAS**, large groups of migrants from all over the world have gathered at the southern international border; and

**WHEREAS**, on December 14, 2022, Yuma County, Arizona, declared an emergency due to the ever-increasing number of migrants straining the County's resources;

**WHEREAS**, conditions endangering the life of persons and property have arisen in other southern international border populations with armed protests; and

**WHEREAS**, San Luis police forces have responded to undocumented individuals threatening property and crops due to being without adequate basic provisions; and

**WHEREAS**, the city's ambulance service (consisting of three (3) ambulances) must now triage migrant calls for ambulance services due to the extreme influx of migration; and

**WHEREAS**, since March 2020, under Title 42 of the Federal Public Health Services Act, the federal authorities have suspended entry of individuals to protect public health due to the COVID-19 pandemic; and

**WHEREAS**, the Title 42 suspension is to end on December 21, 2022, with an expected forty percent (40%) increase in migration; and

**WHEREAS**, The Centers for Disease Control (C.D.C.) determined that the community risk level for contracting COVID-19 in Yuma County is high now; and

**WHEREAS**, Respiratory Syncytial Virus (R.S.V.) and influenza are also circulating in this area;

**WHEREAS**, with the acceleration of the inpouring of asylum seekers with these communicable diseases circulating causes increased risks to public health in the city;

**WHEREAS**, shelter and other humanitarian services are not within the enumerated legal powers granted to the city under A.R.S. § 9-240; and


**WHEREAS**, the resulting conditions are beyond the capacity and control of the city's police, fire department services, personnel, equipment, and facilities, and the sheer numbers of migrants have strained humanitarian services such as non-profits, health services, and other governmental agencies;

**NOW, THEREFORE**, I, Nieves Riedel, Mayor of the City of San Luis, Arizona, by the authority vested in me by the law recited above and by this Proclamation, do hereby proclaim, declare, and order:

1. It is declared a state emergency exists in the City of San Luis, Arizona, due to the current and increasingly grave calamities recited above.
2. The Mayor shall govern by Proclamation to make such regulations as are necessary to preserve public peace, health, and safety.
3. Implement Emergency Operations. The Interim City Manager and his designees, consistent with this Proclamation and Declaration of Emergency, shall implement the San Luis Emergency Operations Plan and access any emergency funding or resources which may become available through Arizona D.E.M.A and the Federal F.E.M.A.
4. Severability. If any provision of this Proclamation or its application to any person or circumstance is held invalid by any court of competent jurisdiction or by operation of law by controlling legislation or executive order, this invalidity affects no other provision or application of this Proclamation. Those provisions that remain valid shall be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Proclamation are declared to be severable.
5. Effect. This Proclamation shall remain in effect until lawfully amended, repealed, terminated, or pre-empted and shall be reconsidered as the risks to public safety increase or decrease.

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ISSUED by the Mayor of the City of San Luis, Yuma County, Arizona, this 15 day of December 2022 at 2:32 p.m.

  
Nieves Riedel, Mayor

ATTEST:

  
Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

  
Kay Marion Macuil, City Attorney