

## EMERGENCY EXECUTIVE ORDER 2020-23

I, Melvin Carter III, Mayor of the City of Saint Paul, on August 27, 2020, pursuant to Saint Paul Legislative Code Section 13.06, do hereby issue the following Executive Order:

On August 27, 2020, pursuant to Minn. Stat. § 12.29, I issued an Emergency Declaration, declaring a Peacetime Emergency to prevent civil unrest occurring in Saint Paul.

Saint Paul Leg. Code Chapter 13.06(b) provides that, “whenever necessary to meet an emergency ... the mayor may by executive order promulgate regulations ... for which adequate regulations have not been adopted ... respecting ...the conduct of persons and the use of property during emergencies; the repair, maintenance and safeguarding of essential public services; emergency health, fire and safety regulations; and all other matters which are required to protect public safety, health and welfare in emergencies”.

On May 25, 2020, George Floyd died while in the custody of officers of the Minneapolis Police Department. Following the death of George Floyd, civil unrest erupted in Minneapolis including fires, looting and other criminal behavior; and the civil unrest in Minneapolis spread to Saint Paul and included fires, looting and other criminal behavior causing significant damage. Along University Avenue in Saint Paul between Snelling and Lexington avenues, more than 70 businesses suffered damage, with more than a dozen sustaining serious fire damage. Civil unrest has arisen nation-wide since Mr. Floyd’s death. On August 23, 2020, Jacob Blake, an African American man, was shot by police in Kenosha, Wisconsin, and since that date there has been civil unrest in Kenosha, Wisconsin including mass protest, fires, looting, and shootings. On August 26, 2020, Eddie Frank Sole Jr., 38, died by his own hand while being pursued by Minneapolis police. Mr. Sole was an African American man, and false rumors spread that Minneapolis police had shot Mr. Sole. Civil unrest erupted in downtown Minneapolis including looting and the destruction of public and private property. Minneapolis Police were assisted by the National Guard and State Patrol to restore order. Approximately 50 individuals were arrested in Minneapolis during the evening of August 26, 2020 including several individuals from Saint Paul. Overnight on August 26 into August 27, three St. Paul businesses were broken into and a fourth break-in was attempted and it is unknown whether these crimes were related to the civil unrest in Minneapolis. The City of Minneapolis has declared an emergency and imposed a curfew. Because much of the destruction and violence has taken place under the cover of darkness, a temporary night-time curfew is necessary in order to ensure the public safety of the people of Saint Paul and protect property.

NOW, THEREFORE, I, Melvin Carter III, Mayor of the City of Saint Paul, do hereby issue the following Emergency Executive Order:

1. **Night-time Curfew:** effective August 27, 2020 at 8:00 P.M, a curfew is imposed in all public places within the City of Saint Paul between the hours of 8:00 P.M. and 6:00 A.M.
2. **Travel Prohibited.** During the curfew, all persons must not travel on any public street or in any public place.

3. **Exemptions.** All law enforcement, fire and medical personnel, and members of the news media, as well as other personnel authorized by the City of Saint Paul, Minnesota Department of Public Safety, Minnesota State Patrol, or Minnesota National Guard, are exempt from the curfew. Individuals traveling directly to and from work, seeking emergency care, fleeing dangerous circumstances, or experiencing homelessness are also exempt.

4. **Definitions.**

- a. For the purposes of this Executive Order, “travel” includes, without limitation, travel on foot, bicycle, skateboard, scooter, motorcycle, automobile, or public transit, or any other mode of transporting a person from one location to another.
- b. For the purposes of this Executive Order, a “public place” is any place, whether on privately or publicly owned property, accessible to the general public, including but not limited to public streets and roads, alleys, highways, driveways, sidewalks, parks, vacant lots, and unsupervised property.

5. **Enforcement.**

Any person who disobeys a lawful order of a regular member or auxiliary member of the police, National Guard or fire departments enforcing this Executive Order or another person having a specific emergency management assignment and displaying their official identification enforcing this Executive Order shall be guilty of a misdemeanor pursuant to Saint Paul Legislative Code 13.13 and other applicable state law.

Pursuant to Chapter 13 of the Saint Paul Legislative Code, this Executive Order is in immediate effect upon my signature and, if not sooner rescinded or later extended, shall expire at 6:00 A.M. on August 28, 2020.

Signed:

  
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Mayor Melvin Carter, III