

ranging from Cedar Street to Front Street and Water Street to Spruce Street. The City encompasses approximately 11 square miles. Officers patrol approximately once per shift through each facility. Police Department is responding to all calls that come in, sometimes response is delayed. In addition to Downtown Officers, the Central Beat officer patrols in a car and also circulates through the garages and lots. After midnight there is no police coverage except in the summer season when there are officers until 2 a.m. Day shift officers are encouraged to work alone, evenings officers are encouraged to work in pairs. There are no undercover officers walking the Downtown beat. CNET will periodically be in the City although there is no narcotics officer working the Downtown area. A Community Service Officer makes approximately \$4000 per month and an officer \$6500. Trespassing is considered a misdemeanor. Noncompliance with this ordinance would be an infraction.

In court, the Police Department would have to articulate, in an irrefutable way, that a person exceeded the time limit. If a complainant were not forthcoming, the officers, most likely, would issue a verbal warning. If an officer were to observe an overstay of the limit then, most likely, a citation would be issued. Under current law, Public Works employees and/or Police Officers would have no reason to ask a possible offender to leave the garage. If the ordinance were passed, the person could be asked to move on or be cited. If ordinance were to pass there would need to be a public education campaign. When the original data was prepared, surface lots were not included, however, one lot Downtown (Cedar and Elm behind the Catalyst) has been observed to be more conducive to criminal activity. There is private security in the private parking lot behind Trader Joes and Longs. Most of the activity at that lot is cars being towed. The presence of a uniform, regardless of type, deters criminal activity in this lot.

Commissioner Hoffman: There is a need for deterring illegal activity.

Commissioner Coonerty: Feels surface lots and structured garages need to be separated in this ordinance. Garages can be more clearly regulated. We need to restrict people as little as necessary in relationship to public safety. Would like to recommend a longer time limit, a warning and a six month review. Has much more hesitance to include the lots in this ordinance. There must be a good public safety case. This ordinance will make people feel safer. There is no money for increased police presence. This issue of public safety must be addressed.

Commissioner Ferrara: Is satisfied that the surface lots have problems too. All lots could become pay lots. It would be wonderful if the City could privatize these lots. Expressed concern with possibility of selective enforcement. The community has a right to designate facility usage. The DTC must make a statement about making our Downtown a safer area. Most compelling point is that Officers could ask people to leave if this ordinance were passed. In the future, anyone coming to the DTC needs to have data and information in advance if an issue is to be brought to this board.

Commissioner Bisbee: We are regulating time, place and manner of use of facilities in this community. Wants Downtown to be a place for everyone. Is also aware of safety. Concerned that this ordinance won't do what staff intends it to do. The Police Department and City do not have guidelines for what can be done to be safer. This information should be on the City's website. Cameras are a major deterrent and should be considered. Lighting, signage and an education program would be more valuable. An escort program might be considered. Enforcement can't be done in a way that will make people safe. Wants to see a greater presence of police officers. Ten minute limit is too short. Any limit should be enforced on anyone who is occupying the garages for more than the limit regardless of the reason for their noncompliance.

Commissioner Shattuck: This ordinance is intended to be a preventative tool to keep people from loitering. The time limit must be looked at in more depth. This issue has multiple facets. Would recommend that: 1) look carefully at time limit; 2) signage needs to be carefully considered; 3) public education and outreach are at the heart of making this work; 4) there needs to be increased police drive and walkthrough activity; 5) there needs to be a warning system before citations are issued; 6) there needs to be monitoring/cameras; 7) there needs to be a plan to collect data in a comprehensive way in order to evaluate this ordinance.