

Statements of Position & Questions to the Sponsors

For discussion tonight, Wednesday, April 8, 2020

Please respect Open Meeting guidelines and do not respond to this email

All, in an effort to refocus and find consensus regarding ODNC56_04_06_2020, please consider the following:

- 1) It is concerning that the language of the ordinance, the language of the Administration's position and the language of the Parks Department as it relates to gatherings in public places or use of public places [public space] are not in sync and are not necessarily clear on the objectives.

Sponsors – Is it possible to include in the measure, language that addresses this issue?

- 2) It is questionable why, a single person or a small group of **same household individuals** cannot gather in or make use of, public parks and other spaces or facilities such as tennis courts.

Sponsors – Please provide explanation so Council is able to respond to constituents.

- 3) There is concern about the gathering or meeting with **same household individuals** vs. the gathering or meeting with family members not necessarily of the same household.

Sponsors – Please speak to the distinction and justification for such.

- 4) With relation to 3 -

Sponsors – Please provide insight, guidance, opinion on how, or if, a non-family member working as a babysitter is allowed to make use of public space.

- 5) During the debate, there was reference to punishment (fines) as it related to “willful acts”, vs. uneducated or (“I didn’t know...”) acts.

Sponsors – is it possible to address this as it relates to fines? Perhaps first offense warning?

- 6) Related to 5 -

Sponsors - The Marshal spoke to the role of Police Officers and enforcement. His reluctance of the measure centered on fear that Officers would be rebuffed for “harassment”. The Marshal also spoke of the desire to “enforce” through more education.

Can we add an “education” aspect to the measure? Perhaps a stern, specific city-wide mailer to every address as a preamble to implementation? Mailing could be delivered in a day or two and enforcement could be within days of mailing.

- 7) In regard to infringing on individual civil rights – It is my position, and it appears to be that of the sponsors, that there is both moral and legal law for such measures.

Sponsors – Please state clearly, specifically and succinctly the evidence of such in order to assist our answering questions answered by constituents.