

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Police

AGENDA DATE: August 30, 2005

CONTACT PERSON/PHONE: Scott Graves, 564-7270

DISTRICT(S) AFFECTED: All

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? **OR AUTHORIZE** the City Manager to do what? **Be descriptive of what we want Council to approve. Include \$ amount if applicable.**

That the Mayor and City Council approve an ordinance presented by the El Paso Police Department reference juvenile curfew.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

That the Mayor and City Council approve the report presented by the El Paso Police Department regarding the effects of the curfew ordinance and its impact on juveniles, crime and crime victims and finds that the ordinance should continue in its present form.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes, this ordinance requires Mayor and City Council approval every three years. Last approval date was in 2002.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____

(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

RESOLUTION

WHEREAS, Section 370.002, Local Govt Code, requires all cities to review their juvenile curfew ordinances every three years; and

WHEREAS, the City Council conducted its last review of the City's juvenile curfew ordinance in 2002; and

WHEREAS, the City Council has reviewed the effects of the City's juvenile curfew ordinance, Sections 10.20.010 through 10.20.054 of the City Code, on the community and its effect on juveniles, crime and crime victims; and

WHEREAS, the City Council has taken public comment at a public hearing held on August 30, 2005, regarding the continued need for the ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Council approves the report presented by the Police Department regarding the effects of the curfew ordinance and its impact on juveniles, crime and crime victims and finds that the ordinance should continue in its present form.

Adopted this 30th day of August 2005.

CITY OF EL PASO

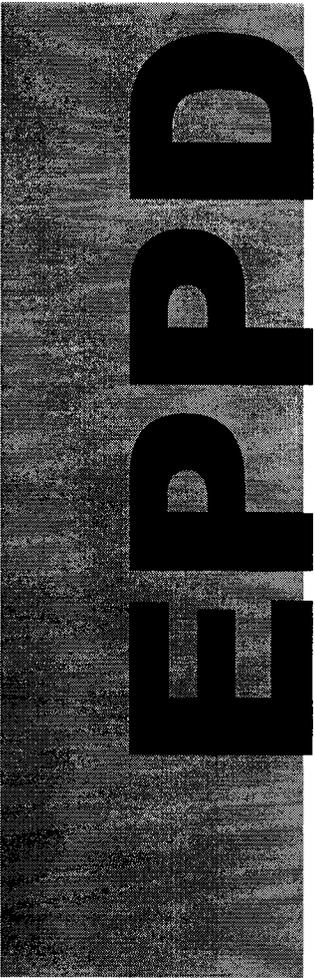
John F. Cook
Mayor

ATTEST:

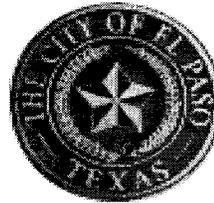
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Ernesto Rodriguez
Assistant City Attorney



City of El Paso, Texas
Teen Curfew Ordinance Review



El Paso Police Department
September 2005



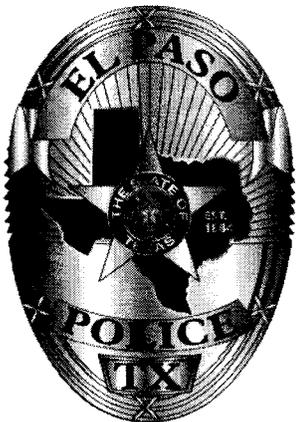
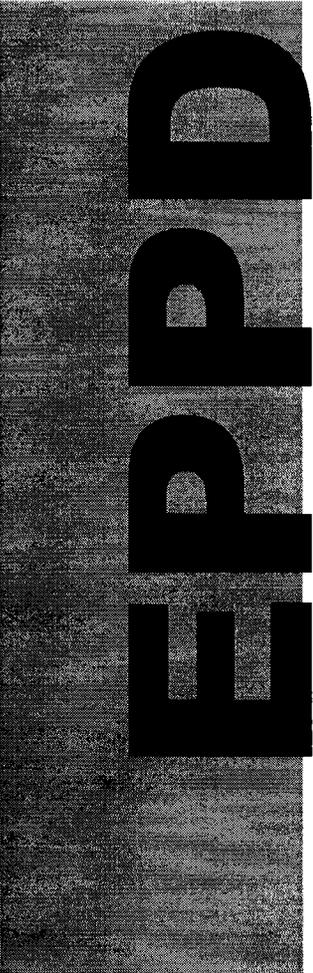
Chief Richard D. Wiles



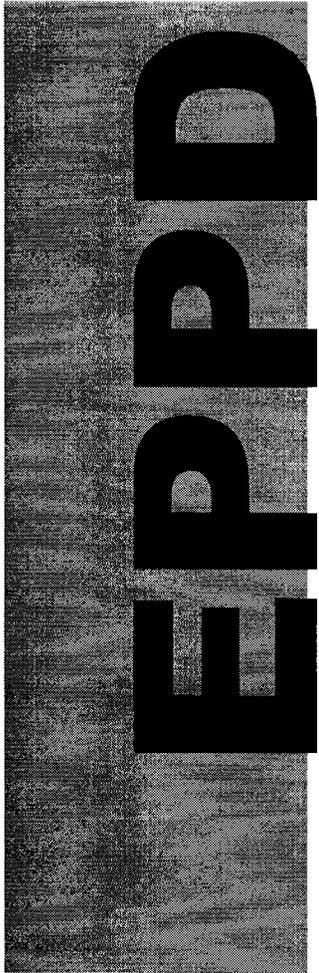
Purpose

- The City of El Paso established a curfew ordinance in October 1997.
- Every third year, the City Council shall:
 - Review the ordinance's effects on the community and on the problems the ordinance was intended to remedy;
 - Conduct public hearings on the need to continue the ordinance; and
 - Abolish, continue or modify the ordinance;
 - Failure by the City Council to act shall cause the ordinance to expire

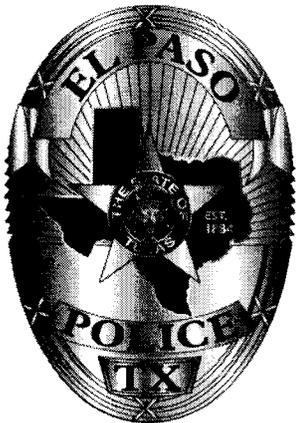
➤ **Source: Local Government code § 370.002**

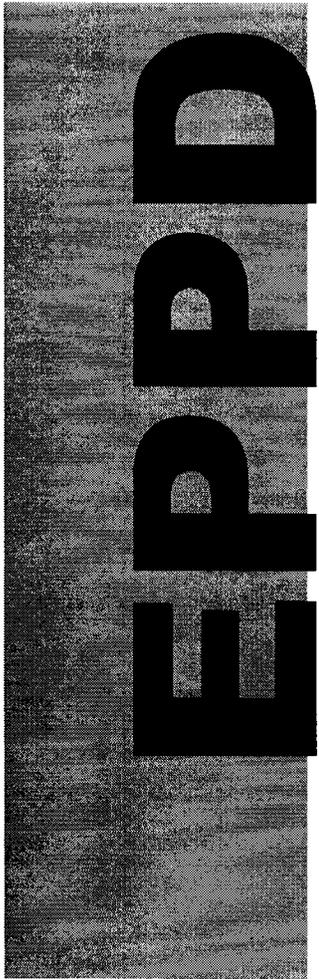


Overview



- The ordinance is well written and meets the needs of the community and the Department
- The ordinance has addressed the areas it was intended to and is:
 - An effective strategy that reduces victimization
 - An effective tool used to investigate criminal activity of juvenile offenders
 - Cost effective to employ and enforce

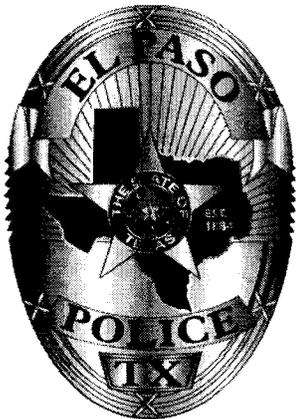




Curfew Hours

- The curfew hours are:
 - 11:00 p.m. until 6:00 a.m. each day.
 - The time as observed in the El Paso Police Department's Communication Division, shall be prima facie evidence of the true and correct time.

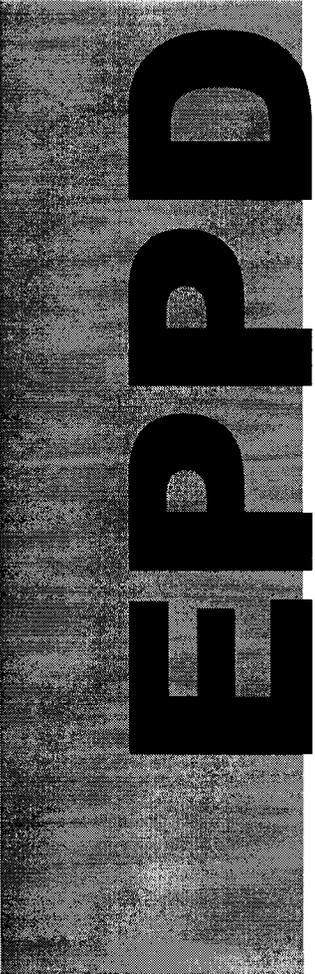
- **El Paso City Ordinance 10.20.010 Curfew-Definitions**



Curfew Enforcement

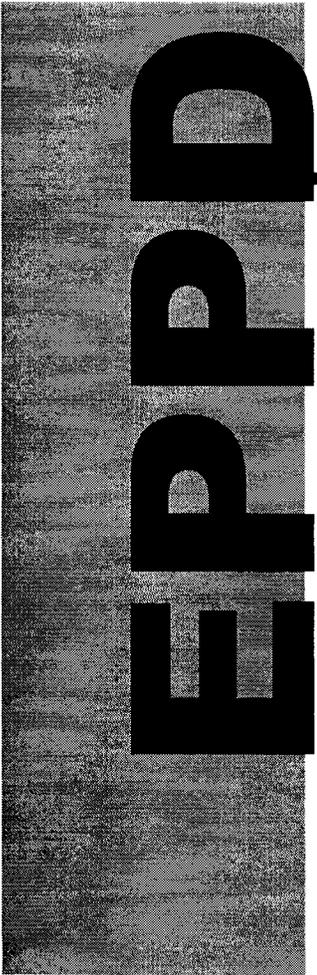
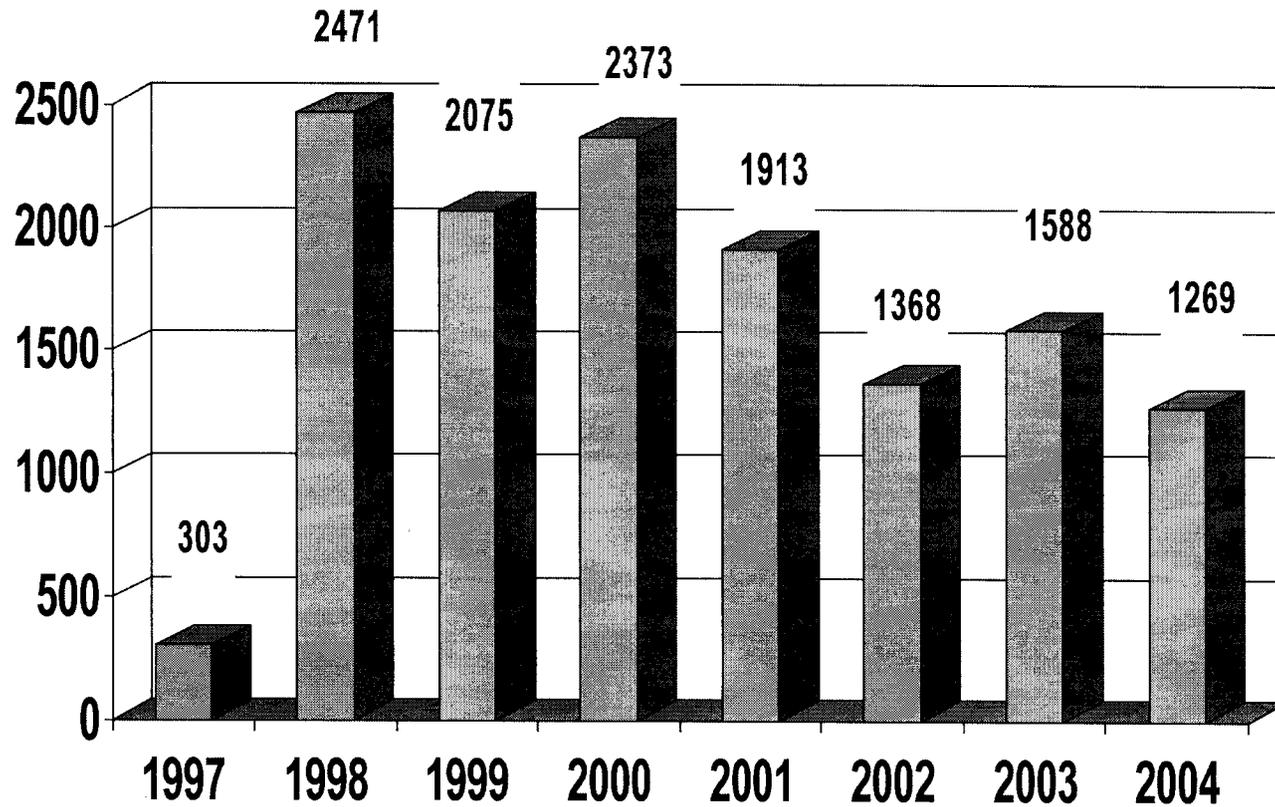
Citations issued 2004 vs. 2003

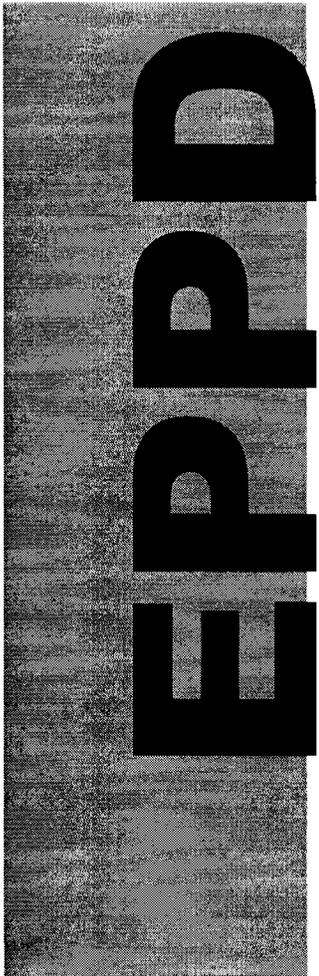
➤ 1,269 Citations were issued in 2004 as Compared to 1,588 citations in 2003



Citation History

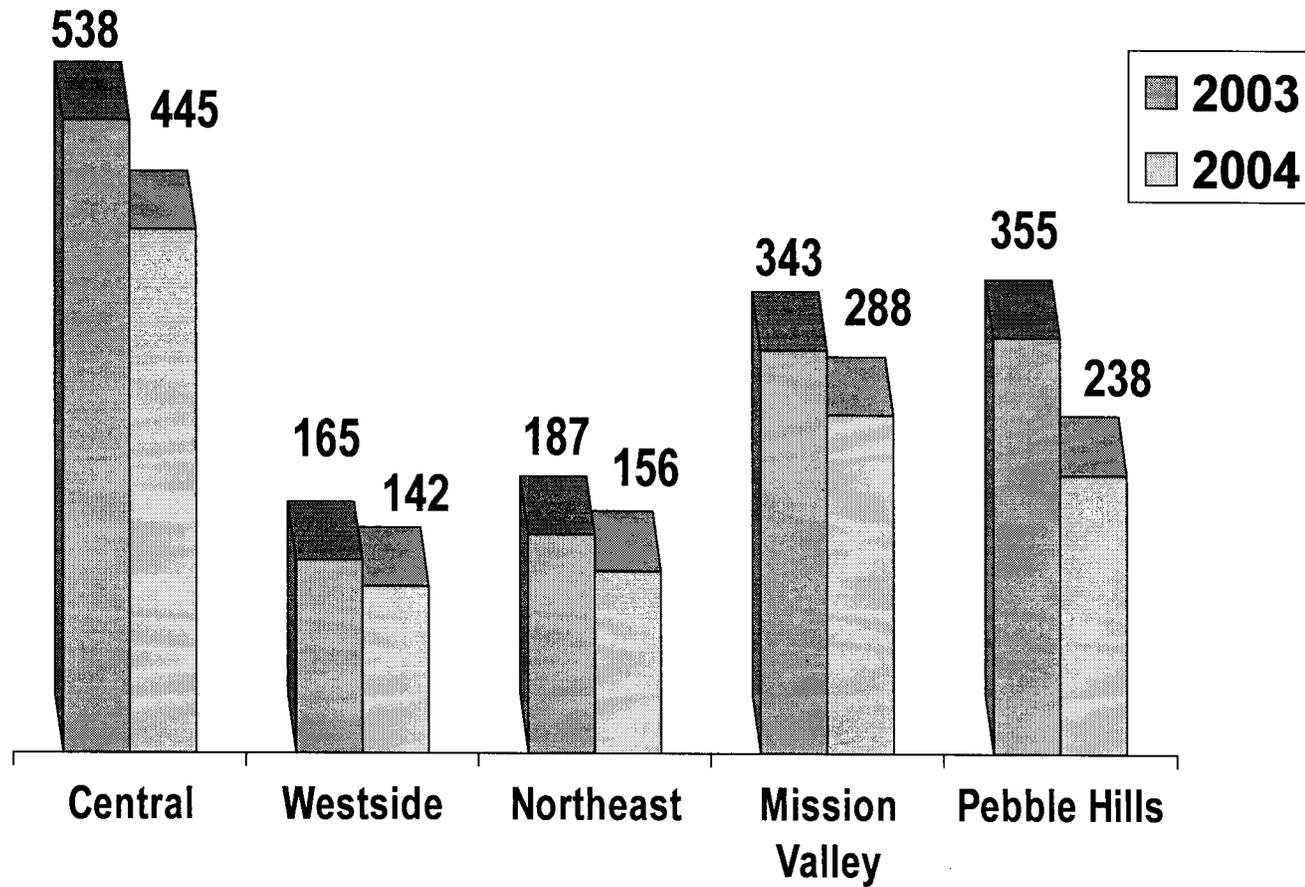
Annual Curfew Citations Since 1997

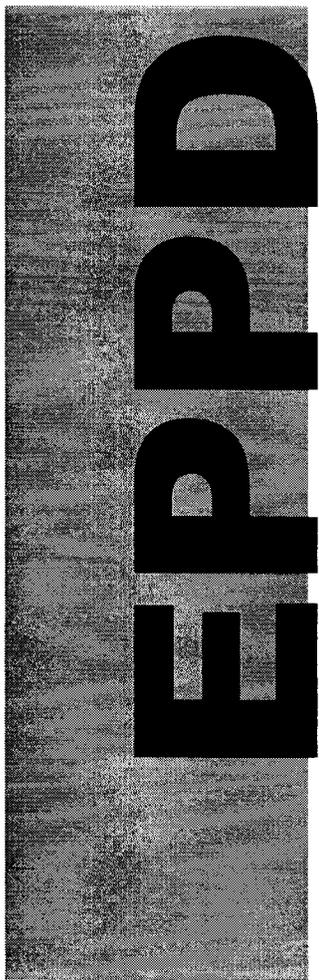




Command Comparisons

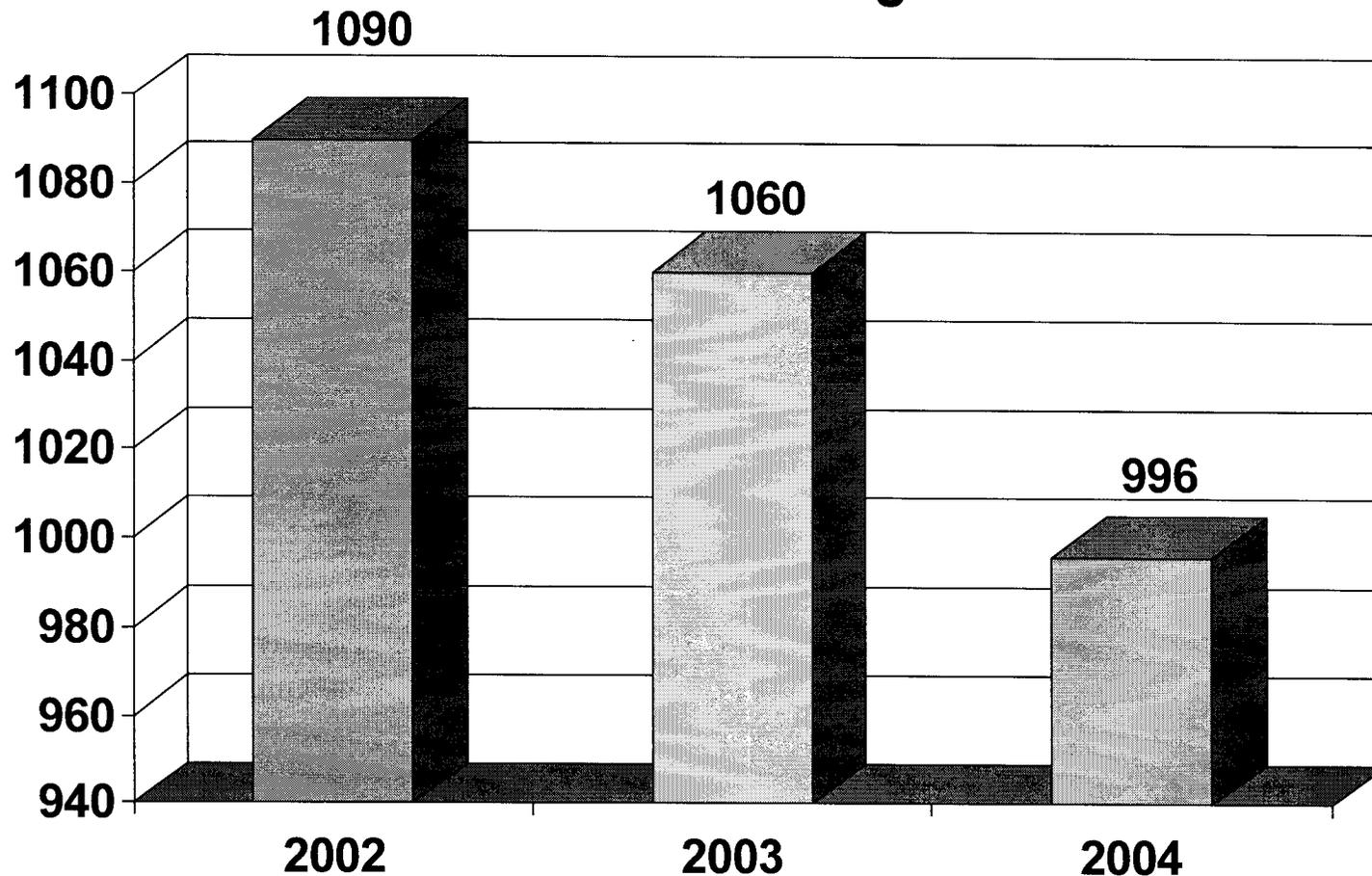
Citations by Regional Command



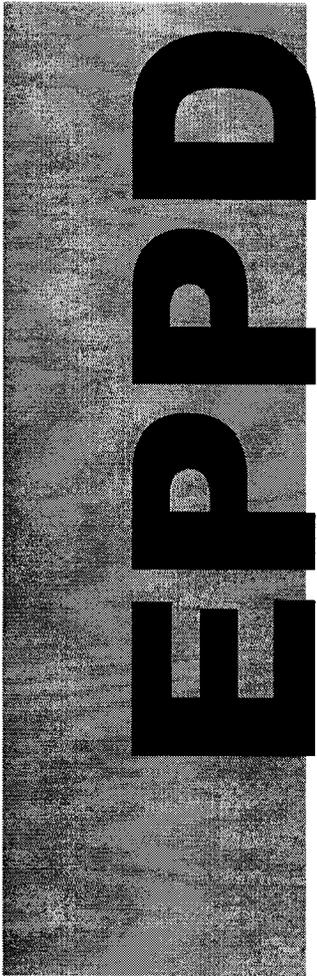


Juvenile Case Trends

Police Cases Involving Juveniles



Source: El Paso Police Departments Records Management Systems



National League of Cities'

Poll of 347 cities

- 272 cities have a juvenile curfew
- 57% view their curfew laws as an effective strategy to ensure the safety of their youths
- 83% believe juvenile curfew laws serve as an effective tool in identifying gangs and their activities
- 90% believed curfew enforcement was a good use of police resources

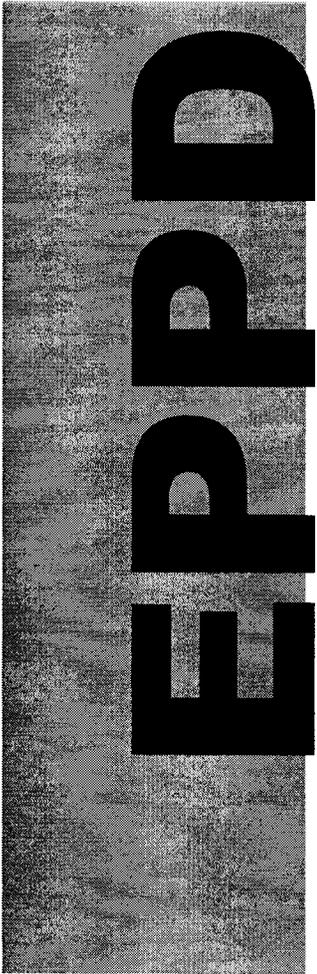
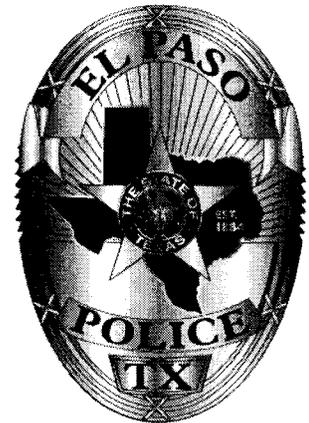
➤ Source: National League of Cities

➤ Youth Curfews in Americas Cities- October 22, 2003



The Ordinance as a Tool

- The ordinance is employed as a crime prevention tool for the law enforcement officer.
- The curfew provides an investigative tool that helps in the analysis of developing crime trends and patterns.
- Juvenile crime has decreased substantially over the past three years in part because of the availability of El Paso's curfew ordinance.



Conclusions and Recommendation

- The El Paso Police Department has seen marked improvement in the prevention and reduction of juvenile crime through the use of the curfew ordinance.
- The curfew ordinance serves as an early intervention program that address risk factors, and strengthens our community's families.
- The El Paso Police Department recommends renewal of the curfew ordinance and continued enforcement.

