

The Everett City Council needs to Strike the “No sit/No lie” amendment to the Pallet Shelter Pilot Project

A Council member who voted “yes” on the amendment needs to raise the motion.

The Proposed Ordinance Duplicates Current Code

- **EMC 9.06 “Persons Obstructing Streets”**
- **EMC 9.50 “Public Gatherings”**
- **EMC 10.5 “Failure to Disperse”**
- **EMC 13.12 “Obstructing Sidewalks” EMC 13.28 “Protection and Use of Streets” 13.28.110
13.28.150**
- **EMC 8.24.030 “Public nuisances affecting health” and**
- **The unconstitutional EMC 8.56 “Camping” ordinance**

Proposed No sit/no lie/no distribution of goods Ordinance

If Council Approves

- The Pallet Shelter Project can move forward
- Litigation against the City of Everett will occur
- Money will be spent from the General Budget
- No sit/no lie will likely be deemed unconstitutional

If Council does NOT Approve

- The Pallet Shelter Project will NOT be implemented

Cost Per Person

Start-up Costs

- The award provides \$1,040,149
- Divide by 30 (people sheltered)
- Equals \$34,672
- Or
- \$95 per person per day

Additional year

- The award provides \$1,040,149
- Subtract for shelters, parts, site improvement: \$385,634
- Equals new yearly cost \$654,515
- Divide by 30 (people sheltered)
- \$21,817
- Or
- \$60 per person per day

Jail Fees

SnoCo Jail flat rate

- 1 day in jail: \$142.63
- 30 days in jail: \$4,279
- 90 days in jail: \$12,837
- 30 people, jailed at 90 days each: \$385,101
- 4 people jailed, 90 days each = \$51,480

- The fees will rise in 2022

Additional Costs

- Indigent defense
- Video court fee
- Staff time
- On the streets again
- Cyclical trauma

More Jail Fee Scenarios

150 People jailed

- Per Year, One Day = \$21,450
- Per Year, 10 Days = \$214,050
- Plus indigent defense
- Plus Video Court Fee
- Plus they leave jail with no housing solutions

150 People fined

- \$500 fine = \$75,000
- \$25 fine = \$3,750
- Inability to pay = indigent defense, warrant for arrest, jail time, no housing

What Can We Do?

- Vote to strike the amendment that council approved on February 17, 2021 in regards to the Commerce Shelter Grant for Pallet Shelter Pilot.
- CM Bader, CM Tuohy, CM Moore, CM Murphy, or CP Stonecipher have the power to make the motion.
- Put out a “call to action” to our local religious institutions and non-profit organizations to apply for permits to open more shelter units. (ex. Everett United Church of Christ)
- Create an ordinance that will decrease the cost for permits for shelters and/or decrease the time it takes to authorize permits.

What Can We Do? Cont.

- Perform a needs assessment of the people staying outside in this area
- Accept federal funding for hotel rooms (FEMA is now providing 100% reimbursement for people with medical necessity)
- Put our existing code into one section and utilize what we already have without inviting litigation against the City.

Bluhm v. City of Everett

“For the foregoing reasons, Everett Municipal Code 8.56.010 in its application to the homeless population of the City of Everett is declared unconstitutional.” – January 12, 2016 –
- Judge Timothy Odell

“At issue is the constitutionality of EMC Section 8.56.010, and its use to control the homeless situation surrounding the Everett Gospel Mission.

The Court is well aware of the concerns of the City, residents and businesses in the area, and the impact the situation has on the health and welfare of the area.”

Strike the amendment

Work to provide shelter, hygiene facilities, and services for all the people on Smith Ave and elsewhere in our beautiful City.

Thank you,

Councilmember Vogeli