

From: [Jennifer Smith](#)
To: [City Clerk Group](#); [Paula Perotte](#); [Kyle Richards](#); [Stuart Kasdin](#); [Roger Aceves](#); [James Kyriaco](#); [Charlie Ebeling](#)
Cc: [Winnie Cai](#)
Subject: 3/3/20 Meeting, Item A.4. - Homeless Encampment Clean-up
Date: Thursday, February 27, 2020 12:33:12 PM

Dear Councilmembers,

I am writing in regards to the Consent item on the agenda regarding contracting with a clean-up company to assist with homeless encampment clean-up. It is critical that the city provide due-process to all people experiencing homeless so that their belongings are not destroyed or taken away in violation of their constitutional rights. Multiple jurisdictions have faced lawsuits for failure to provide due process to people experiencing homelessness and engaging in unreasonable searches and seizures of private property (See below).

I would be interested to learn more about how the City fulfills its duty to provide due process within the clean up procedures. I may have missed previous discussions on this issue, so I'm grateful for any information that could be shared. I recognize the importance of providing safe and clean spaces in our community and I appreciate the city's attention to this issue, but it is important that the rights of vulnerable individuals are not violated in the process.

Thank you for continuing to provide real and meaningful solutions for the unsheltered residents of our community.

Sincerely,
Jennifer Smith
7391 Chapmpan Place #B
Goleta, CA 93117
jrsmith98@gmail.com

Los Angeles:
<https://www.scp.org/news/2016/03/14/58542/la-sued-over-homeless-sweeps-law/>

Caltrans:
<https://www.sacbee.com/news/politics-government/the-state-worker/article222344385.html>
<https://www.aclunc.org/news/class-action-lawsuit-against-caltrans-homeless-sweeps-moves-forward>

Seattle
<https://www.seattletimes.com/seattle-news/politics/seattles-cleanups-of-homeless-encampments-violate-rights-new-lawsuit-claims/>

San Diego
<https://www.aclusandiego.org/city-illegally-destroyed-property-of-homeless-people-including-blankets-prescription-medications-and-photos-of-loved-ones-aclu-files-class-action-suit-alleging-policies-intended-to-harass-h/>

Fresno
<https://www.aclunc.org/news/fresno-homeless-residents-win-settlement-over->

[city%E2%80%99s-destruction-personal-property](#)

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jrsmith98@gmail.com