



## Legislation Text

---

**File #:** Ord. 2019-40, **Version:** 1

---

### **AGENDA CAPTION:**

Receive a Staff presentation and hold the first of two public hearings to receive comments for or against Ordinance 2019-40, reestablishing the juvenile curfew for minors previously established by Ordinance No. 2009-28 and subsequently extended by Ordinance 2012-16; and declaring an effective date; and consider approval of Ordinance 2019-40, on the first of two readings.

**Meeting date:** November 6, 2019

**Department:** Police Department

### **Amount & Source of Funding**

**Funds Required:** NA

**Account Number:** NA

**Funds Available:** NA

**Account Name:** NA

### **Fiscal Note:**

**Prior Council Action:** Council has previously adopted a juvenile curfew ordinance on multiple occasions.

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

N/A

Choose an item.

Choose an item.

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu below]

- ☐ Economic Development - Choose an item.
- ☐ Environment & Resource Protection - Choose an item.
- ☐ Land Use - Choose an item.
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.

☒ Not Applicable

**Master Plan:** *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

**Background Information:**

Section 307.02 of the Texas Local Government Code requires that home rule cities which have established a juvenile curfew conduct periodic reviews of the ordinance to determine whether or not the ordinance should be continued. These reviews are required before every third anniversary of the most recent effective date of the ordinance. This section of the Local Government Code also requires that, as part of this review process, the city hold public hearings on the matter. Staff did not place this item before Council before the deadline expired. As a result the juvenile curfew expired and this ordinance continues to reestablish the curfew. The purpose of this item is to hold these required public hearings, conduct the required review of the ordinance, and allow council to make a determination about whether or not to reestablish the ordinance. More detailed information is included in the attached memo to council.

**Council Committee, Board/Commission Action:**

NA

**Alternatives:**

The alternative is to not pass this ordinance and the juvenile curfew remains unenforceable.

**Recommendation:**

Staff recommendation is to pass the ordinance.