

"Which City Council candidates will be the first to come out with a solid plan to extricate Santa Cruz from the current Sleeping Ban mess? How about a ceasefire and a moratorium on these useless and costly arrests so that reasonable people can sit down and discuss the situation and emerge with some proposals?"

# STREET 309 SHEET

#31

Tuesday Afternoon

--Robespierre Robert

September 20,  
1988

## SLEEP-IN FEVER GROWS AS THERMOMETER DROPS

### TOWN CLOCK MAY BECOME REGULAR HOMELESS SNOOZING GROUND

An impromptu Saturday night sleep-in that broke up early resulted in no tickets for the first time since such organized protests began at the town clock. SCPD cars occasionally drove by the area, but no officer appeared on the scene until Sunday dawn, and then only to provide wake-up calls for the two remaining sleepers (Wild Willie and Jungle Jim). Earlier 8-10 sleepers were arrayed around the fountain including Linda the Lark, Decumbent Doug, Bubbah Bryan, Robespierre Robert, Bashful Jon, Looneytunes Lee, AwShucks Sherman, and Tall John. Mirthful Melissa strolled about in her blanket commenting on occasional disruptions: "he's jumping naked into the fountain!!!"

Judicious Ken stayed with the sleepers as the clock tolled midnight his first-ever sleep-in, though he's been a vehicle dweller for many years in Santa Cruz. Roaring up on his bike was ~~burly~~ Jungle Jim, who noted that as legislative aide to Congressman Tom Lantos, he'd noted that 61 of 63 Bay Area cities had instituted "emergency" laws prohibiting folks from using their own cars as shelters. ~~Joseph~~ witness to the mini-sleep-in at the SCPD police station the previous Saturday (2 tickets, no arrests), called KZSC and went on the air, issuing a call to concerned citizens to join the sleepers.

Charles Grey, ticketed at the first Town Clock sleep-in, arrived on bike to read his (as yet unpublished) letter to the Sentinel (see below). Feastgivers Jackie and Tim were part of the small hardy band, though they left early to prepare yet another meal for the street hungry (they'd thrown one earlier that day and gave one Sunday evening). "Earthbeat" radio show hosts Tom and Dan braved the windy night with tape recorder and microphone, gathering material for a comprehensive second show on the Sleeping Ban (their first was in July right after the tumultuous Gang of 7 (City Council) meeting that voted down any change in the current No-Sleeping law).

As temperatures dropped and folks settled in for the night, Jon proposed a big city brazier with coals to keep homeless folks warm in traditional hobo style, but no 10-gallon drums were immediately available. Robert was heard to mutter about the need for sleeping pads. The absence of ~~public~~ public interest, the cold weather, and the stoney terrain combined to ~~drive~~ drive sleepers off to more comfortable sites, and by around 5, only Jim and Willie slumbered on.

The following night (Sunday) Bubbah Bryan, Bashful Jon, and Kim the Sparrow made a virtue of necessity and spent much of the night at the clock, again without police incident. Many were beginning to wonder whether local authorities had suddenly had an attack of sanity and begun to recast their priorities. Still, the word on the street was that further formal sleep-ins were definitely on the agenda: possibly Saturday night at the River St. Shelter and next Tuesday at the upcoming Gang of 7 conclave.

CONSERVATORSHIPS: TRAP FOR THE HOMELESS (Part 4) by John Telfair

(Mad John T. concludes his attack on the mental health factory's conservatorship machine. He reminds us that his vigil against forced drugging and forced incarceration is held 4-6 p.m. every Friday at the town clock and invites those who oppose the existing psychiatric system to join him. Next Thursday Sept. 22, he and others will lead a picket in front of Dominican Hospital to protest those practices there.)

"I had thought until recently that "warehousing" of victims of the "system" was a thing of the past. I was naive. For now during the past few months, I have seen with my own eyes, how the poor and homeless, many of them as yet not vegetative, and many of them, almost miraculously, as yet still rational despite years of psychiatric abuse, are being sent to private "hospitals" from the local county "psych" ward, Dominican Hospital Mental Health Unit, there to be kept in bondage, in many cases until death mercifully frees them from their living hell.

Many of our poor brothers and sisters have given up hope. They are being destroyed in many instances by huge doses of anti-psychotic medications and generally become demoralized and dehumanized. The oppressive environment which surrounds them is similar in many respects to a prison or concentration camp rather than that of a hospital.

So, please, remember the captives. Please join us, in the psychiatric liberation and rights movement in the struggle against oppression. Just remember--we the poor and the homeless are considered expendable--even enemies of the state. Any of us could become captives of state psychiatry!

For further information about our movement please call: Mental Health Captives Liberation Front- (408) 426-3201 or Psychiatric Inmates Rights Coalition - (408) 475-7904."

JUDGES THROW OUT SLEEPING ARRESTS

"NOT GUILTY" PLEAS MAY BE HAVING IMPACT

As of Tuesday morning, a look back at last week's camping violations that reached the local Muni courts revealed every case that reached court trial was either dismissed or resulted in "not guilty" (of 3 cases). 2 other cases were dismissed at arraignment. Equally important, folks were demanding court trials as they pled "not guilty"--and these folks were not connected with the sleep-ins at city hall and at the town clock. We hope to have a more extensive study of the "camping" ticket situation in the courts in a future Street Sheet (researchers may volunteer at 429-9801.). Until then, we can only tip our hat to the most recent freed sleep-criminal--Bird--who announced his "not guilty" verdict on the street a few hours before presstime. Congrats to to Pasatiempo camper Scott whose largely unrecognized community service in cleaning up the property up there satisfied the court at his Monday appearance.

Meanwhile attorney Ray G. successfully moved for a discovery hearing September 30 (10:00 a.m., Atack's Muni Court) to get the City to cough up details on its "permit process" He hopes to get the Gang of 7 or its bureuacratic reps to reveal by what standards they present visiting Soviets with permits to sleep and deny the same to native homeless. Be on hand or keep your eye on upcoming Street Sheets.

ON THE ROAD WITH D.R. GRAVES

(Recently received. a report from Donald R. Graves of Tempe, Arizona on the homeless situation one state over:)

"PHOENIX, ARIZONA. THIS MAY NOT MAKE YOU FEEL BETTER. BUT YOU ARE NOT ALONE.

They burn in the hot desert sun just like everyone else. They get up in the morning to commute and seek money for the day just like everyone else. They eat and sleep at night just like everyone else in the city does. But they are not quite the same.

They are seen out on Van Buren Street in the morning, pushing their shopping carts full of personal belongings and sacks of soda pop and beer cans to take to a recycling center later on to earn a couple dollars. The carts are far from the original grocery stores, being moved slowly on the sidewalks or hard desert earth near the speeding automobiles. They ride old bicycles, with baskets or plastic bags of cans and other belongings on south Central Avenue, Seventh Avenue, within sight of the downtown office towers, the mirrored glass and polished granite facades glittering in the searing desert sun. Days are spent in the office canyons downtown seeking spare change or in the few public parks with a little shade from the heat. The evening's bed is a camp down on the dry Salt River, under one of the concrete bridges built for the rare times water flows.

It is a fact of life that people follow jobs and follow other people. The lure of growth and ready work is persuasive, especially to those from areas where factories close and populations dwindle. The population growth in the Sunbelt is explosive, and there are too many people for too few jobs. And too few places to sleep. For those without any money, the riverbed offers a place. In the Sonoran desert of Phoenix, one can live outside any time of the year and not freeze." (to be cont.)

#### CORRECTIONS...ADDITIONS...CLARIFICATIONS...NEWSBITS

....No formal endorsement--lots of informal support: Street Sheet #28 mistakenly wrote that VFW Post #5888 (the Bill Metto Post) had formally endorsed an end to the City's Sleeping Ban. Such was, in fact, the honest impression of the belabored editor, who was invited to address their meeting. In fact, numerous vets individually expressed sympathy with the homeless on this issue. A letter is being circulated that urges the Gang of 7 (our terminology, not theirs) to legalize sleeping. But the Post itself has taken no official stand on the issue. We know they have taken a traditional position of strong support for the homeless vet and hope they will make their influence felt.

....News from Mendicino: Jesse and Peary, in town from the North tell us that there are no-sleeping arrests up there 'cept on the beaches, nor are county authorities harassing makeshift shelter makers. Berkeley, on the other hand, subjected them to a midnight dragnet when they passed through there 5-6 weeks ago. Each van was spotlighted and hassled.

....Pajaronian jumps the gun: Sept 15's issue (see below) jumps the gun in quoting your erstwhile editor as saying "the homeless will organize a boycott of Pacific Garden Mall merchants." Rather--the issue has been raised as a possible tactic in the event that the Downtown Association follows the lead of the Downtown Commission in endorsing a full-scale city-wide sleeping ban. Ultimately sleep is a right not a privilege and non-negotiable.

....Anyone interested in Street Sheet subscriptions? Little cards you could buy for \$5 that would enable you to pick up the latest (ever late) Sheet without digging around in your purse for change? If so, inform folks at the table and demand they issue you your subscription card.

....News from Handsnet, the "homeless computer that ate Hands Across America," is that Ventura County has cut back on its county campsgrounds and limited stays there to 30 days in its own "solution" to the problem of unsightly homeless. Cur thanks to Susan D. for this info.

....Not Nancy but Allegra was the author of last issue's p.6 address to the Gang of 7 last Tuesday. Well-spoken, Allegra.

Gray to the Sun

# Noren says police sending too many people to jail

By GUY LASNIER  
STAFF WRITER

The arrest of nine people for camping at Santa Cruz City Hall has stirred up some disension between the county sheriff and city police.

Sheriff Al Noren is a bit perturbed that the nine were brought to jail for violating a municipal code, Santa Cruz's camping ban, a charge that is an infraction.

"You can't arrest people for infractions and put them in jail just because it feels good," Noren said today. "The law is quite clear."

Make no mistake, Noren favors rousting illegal campers — his deputies regularly cite outdoor sleepers in his jurisdiction — but he says he has to deal with a jail that is already seriously overcrowded.

Noren told a group of city officials yesterday his office is close to "going to war" with the city police department.

And Noren's beef is not just with Santa Cruz police. He cited examples of Watsonville and Capitola police bringing suspects to jail for offenses that did not warrant booking.

Noren said his jail duty sergeants must be "ever vigilant" to guard against unnecessary bookings.

Yesterday morning, the main jail population stood at 361. Though lower than record levels when it soared to more than 400 inmates, that's still well above the 230 inmates the jail is rated for.

Noren said he is authorized by law to charge cities \$45 a day for persons unnecessarily brought to jail. And he just might start charging, he said.

Four of the nine persons arrested at 12:30 a.m. at Santa Cruz City Hall were booked in jail and later released on their own recognizance within a few hours. Five others were issued citations at jail and released on their promise to appear in court.

The nine took part in a "sleep-in" protest over the city's law forbidding sleeping in public places or in vehicles.

One of those booked, Robert Norse, 41, said police did not follow a procedure used in earlier protests where people are cited at the scene. Instead, everyone was handcuffed, put into a van and taken to jail.

Police said, however, that the

protesters indicated they would not take citations and wanted to be taken to jail.

Norse, a homeless activist and sometimes spokesman for the homeless, said the first man arrested, Kaboch Saygo, is a "homeless activist from the east." Police treated him more roughly than the others, Norse speculated, because of his participation in previous protests around the country.

Norse, who said he is homeless, despite a Canfield Avenue address he gave booking officers, said the homeless will organize a boycott of Pacific Garden Mall merchants.

The address Norse gave officers is the home of Jane Imler, another homeless advocate, who is running for City Council. Imler was also arrested yesterday morning, but not booked in jail, Norse said he "has been staying" at the Canfield Avenue house, but does not live there.

Santa Cruz police arrested and brought to jail yesterday a 49-year-old woman who called herself "Johovah God. She was arrested on 5:15 on the mall and booked on city code violations and a misdemeanor charge of blocking a public thoroughfare.

To the Editor of the Sun

The camping ban is a moral outrage. It violates a human right so self-evident that the framers of The Bill of Rights didn't think it necessary to specify it — namely the right to sleep. Whatever the City Council does people are going to sleep. They have to. Today in Santa Cruz, if you cannot or will not pay the exorbitant rents and you cannot socially or physically fit into the inadequate shelters, you must violate the camping ban in order to fulfill your biological need to sleep.

On September 3 I was ticketed with six others for joining a sleep-in protest at the town clock. I gave the following letter to Sergeant Beedy who ticketed me:

"Dear Officer, I realize that in giving me a ticket or arresting me that you are enforcing a Santa Cruz ordinance prohibiting camping in the city parks and on city streets. I understand that you are simply doing your duty as you see it.

"I suppose it must be hard for you to enforce a law that so clearly violates the basic human right to sleep. I imagine you agree that all people need sleep.

"Santa Cruz has not yet provided sufficient shelter for the homeless, nor are the homeless allowed to shelter themselves. Consequently, to satisfy their biological need for sleep they must violate the law. They presently have no choice. Going elsewhere offers no better conditions, and people also have a right to live in the community of their choice.

"I have shelter, but I have chosen to sleep on the street in solidarity with those who have no choice.

"I hope that in your off-duty hours you will use your influence as a citizen toward lifting the camping ban and providing protection and shelter for the homeless. I think that you would agree that our laws should protect human rights, not violate them.

Sincerely,  
Charles Gray  
133 Baldwin St.  
Santa Cruz, CA93060

PS. Let's come up with something more creative than continued repression and harassment, and let's be sure the homeless are represented in the decision process.

(9/6/88)

# Homeless activists object

To the editor:

Writer Kathy Salamon fell far from her usually creditable level of journalism with your Aug. 23 story "Arson suspected in fire that hits SC restaurant." Usually on-the-scene and detailed in her coverage of folks struggling against the cruel and unworkable Santa Cruz City Sleeping Ban, her last story descends to sensational innuendo and unsubstantiated slander in linking a candlelight vigil to the mayor's house with a fire at the Saturn Cafe that began three hours later.

Salamon has had the confidence and trust of homeless and their advocates in the past, but the cheap character assassination produced by interweaving a legitimate protest and an unrelated fire in such detail and length shows both irrespon-

sible journalism and a fundamental indifference to the nightly intimidation, harassment, and brutality that "criminal sleepers" face in Santa Cruz. Your two rival dailies were considerably more sensitive to the rights and reputations of the most powerless segment of the community. We hope future coverage of homeless struggles will return to the higher and more responsible level you've held to in the past.

ROBERT NORSE  
P.O. Box 1735  
Santa Cruz

The story in question, in the second paragraph, stated there was no evidence "to link the fire to the demonstrators." Norse, author of the letter above, was also quoted in the same story denying his group had anything to do with the fire — editor.



Jackie Broox hands a meal to a woman at the Town Clock Saturday.

## Citizens organize meal for homeless

SANTA CRUZ — The ringing of some bells at the Town Clock became the dinner bell for more than 200 of Santa Cruz's homeless and hungry people. A group of friends convened with the plates of the hungry served a donated meal under the clock in all corners, leaving no one empty-handed and none a stranger.

"We are doing this to show that we do care, and that somebody loves them."

— Jackie Broox, meal organizer

I am one of God's children." Broox said the effort was the result of a month's planning between concerned friends. Donation of food and drinks came from several local businesses.

S.C. Sentinel 9/18/88

Gang of 7, take note!



## L.A. to pay 41 homeless

R-S News Services  
LOS ANGELES — The city has agreed to a \$20,000 settlement to be divided among 41 homeless people whose possessions were destroyed during police sweeps of illegal street encampments in June.

Homeless people and their advocates hailed the settlement but police said there would be no change in enforcement of laws against sleeping on sidewalks.

City officials confirmed the agreement Thursday with no comment.

The agreement does not admit wrongdoing and doesn't guarantee that such sweeps won't be conducted again, but lawyers representing the homeless said it is an important victory that should discourage officials from similar seizures.

News Service 9/17/88

9/10/88 Register - Pajaronian

Saturday's feed ↑

Redding Record-spotlight

City Council Sleep-In 2

-5-

Register-Pajaronian Thursday, September 15, 1988

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(9/16/88)



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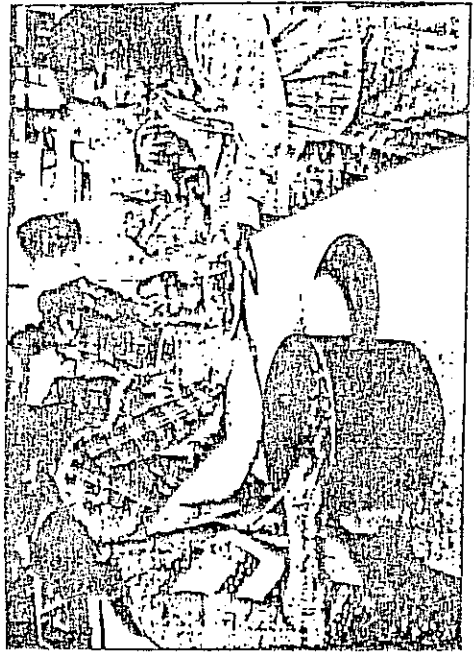
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9/10/83 Register - Pajaronian

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Jackie Brass hands a meal to a woman at the Town Clock Saturday.

### Citizens organize meal for homeless

SANTA CRUZ — The Justice of Peace Club is planning to hold a monthly meal for homeless and hungry people. A group of friends concerned with the plight of the hungry are holding a monthly candlelight vigil in front of the Town Clock Saturday night.

"We have had enough of seeing the homeless mistreated. We are holding this to show that we do care," said Jerry Fisher, a member of the club. "I feel this is still a Monday's duty." (See this in detail, page 17)

"We are doing this to show that we do care, and that somebody loves them."

— Jackie Brass, meal organizer

Witness Christian who will be in Mulling's day. "I feel this is still, Vietnam veteran."

S.C. Sentinel 9/13/83

Saturday's Feed ↑

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Charles Gray  
100 Daldwin St.  
Santa Cruz, CA 95063

(9/6/83)

Gang of 7,  
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Redding Record-Spotlight 9/17/83

### POLICE PRANKS ON PARADE

....Kim the Sparrow, after her recent oratory before the Gang of 7 and appearance on tv news, got ticketed for having a blanket on the street last Wednesday, and yesterday got the full handcuffs-n-paddy-wagon treatment after she rebuked a citizen who didn't like her selection of dinner items from a dumpster. Charged with "threatening a witness," and "obstructing an officer," as Bubbah Bryan tells it, Kim stirred up enough supporters to maintain a vigil outside the jail last night until she was ORed around 10 p.m. More recent info has it that a disgruntled merchant found Kim's language too salty for her/his taste. We hope to have more definite facts next issue.

.....Same day Kim got cited for criminal activities with her blanket, another woman was hauled off to jail for sitting on the sidewalk taking orders for flag sales, enraging many people at the time, as we hear it. The cops we've talked to support Bush--if such assaults on flag-loving free enterprise continue, we may be forced to tattle on these boys to their favorite candidate.

....On the flip side: some idiot broke the pet store window and dog-napped (or was it "liberated"?) a wee puppy last weekend. That a police force and a city council choose to steal our sleep is no reason for some loony to endanger pets, and trash a window. Curbside anarchist may call this "freedom;" I call it "dumbdumb."

....In jail for 60 days for assaulting a Denny's cash register: John M., sometime homeless advocate and sometime ghettoblaster lover. John offered to compensate Denny's, but Judge Kelsey was in a hangin' mood and read John the riot act. "Can I appeal this?" was astonished John's response--along with a refusal to sign the court's "come along" papers.

....Michelle too ran afoul of dee judges when pulled in for selling her jewelry on the mall (and thus offering a major competitive threat to local businesses). "I thought I was entitled to a public defender," was Michelle's complaint. "Contempt of court," was the judge's reply and several hours confinement.

### MORE SHORT TAKES

....Videomaster Mark, still working on his Pasatiempo Clean-Up video, may be on the mall doing some filming for a forthcoming homeless benefit at the Cafe Chameleon (as yet unscheduled). Mark's also working on a job project for folks seeing wage work and wants people to sign up at the Homeless Table for areas they're interested in: Painting, Clean-Up, Sewing, Care for Elderly, Pet Care, Shopping, etc. More detail in a future sheet.

....Attorney Ray G. announces his willingness to take on the court cases of any folks involved in past sleep-ins at City Hall or the town clock. Call him at 425-4606.

....Democratic Party hacks and hackees offered free snacks and impassioned nonsense to the homeless at their party HQ opening last Saturday night. Gang of 7 hopeful Jane Yokayama, one of 3 machine candidates dutifully endorsed by the gathering, noted she did not favor ending the Sleeping Ban because she did not want to "institutionalize camping" as a way of life but hoped for other modes of shelter. That same evening Gang-favorite Rotkin was heard to defend makeshift shelters for the folks in El Salvador (from which he's recently returned), but suggested that closer to home, sleeping was "not suitable for an urban environment." His solution, reportedly heard on KZSC, "go camp in the County." Shades of Weed's "hide out or get out!!"

UPCOMING EVENTS

....Thursday September 22: 3:30-5:30 p.m. Protest against forced hospitalization in front of Dominican Hospital. Bring signs, instruments, and bodies.

7:00--and on Jane Imler speaks at the League of Women Voters at Presbyterian Church behind Safeway and the Staff of Life. Calamity Jane meets the Middle Class Women. Who will win?

.....Friday September 23 4-6pm Downtown vigil against psychiatric abuse: Telfair versus passing cars and passersby. Come out and give him a hand.

.....Saturday, September 24 Possible noon feed. Check the Homeless Table for more details.

10 p.m. and after: possible sleep-in at the River St. Shelter; check for details at the Homeless Table.

.....Sunday, September 25 Possible feed at the clock.

THANKS

...to Cafezinho and its unsung workers for the hot water for tea on a cold evening last week

...to No Guns for opening her heart and wallet to the homeless women of santa cruz and offering to face Gangmatron Wormhault single-handedly in attempt to ease tension and lift the sleeping ban. She continues to urge women to make their needs known to her through the Homeless Table.

...to Rita for rounding up bandages, condoms, and AIDS info for street folks who need the help.

...to Baker Paul for passing on his computer software to Mark's computer for that distant day when the Street Sheet may go professional

...to Sentinel reporter Tom Long for keeping one eye on the street and his phone line open to calls in hopes that somehow the truth about the Sleeping Ban and life on the streets may emerge

...to each and every sleeper, singly or in concert, who takes the chance and pleads "not guilty," shows up for court, and fights the Sleepbusting Machine. (Xerox those tickets and leave us copies at the table; then call fearless Foytik at 426-0826.)

...to the bookstore santa cruz for its long summer patronage-- allowing us to store the Homeless Table in its basement. Alas, sexual paranoia may have met political paranoia for we have been evicted. Robespierre Robert was accused of unauthorized hugging in the process of setting up the table this morning. That and "other incidents" persuaded the owner--a supporter of the Sleeping Ban--to introduce the Homeless Table to Homelessness. We thank Neal C. for his under-the-stairs storage space all summer in spite of his differences with us.

IN FUTURE ISSUES: City Council Candidates on the Sleeping Ban; the "campground" situation in and around Santa Cruz; Fight Your Ticket--the Court Trial and the Appeal; Bubbah Bryan's Babblings; Reports from the Courts...and much more. Plus the artwork of Vigyano...and the Santa Barbara Sleeping Ban debate...let history speak.

NEW BABY ON THE MALL: Can you guess the parents? SFanti and Jim are the proud grandparents. A free issue of Street Sheet #32 for the first 3 correct replies. A free hug if you can also name the child.



SUPPER TONITE

6 PM

SLEEP-IN

11 PM

COUNCIL MEETS

7:30 PM



Bring voice,  
vote, and  
bathrobe!

ADP  
support  
fee  
required

# STREET SHEET

# 32

September 27, 1988

Tuesday Afternoon

## CREATION OF DEW-DROP INN FOLLOWS SATURDAY NITE SHELTER SLEEP-IN CITY SLEEPBUSTING POLICY TAKES UNOFFICIAL SHIFT

An impromptu Sleep-In at the Town Clock last Thursday night marked the first time that dead-of-night threats to arrest sleepers did not scatter demonstrators. Huddled together for warmth against cold autumn winds, Linda the Lark, Kaboch Greybear, Robespierre Robert, Bashful Jon, and an unknown fifth awaited the dread arrival of Lt. Belcher's crack troops as threatened earlier by one of the four ticketing officers. At 6:45 a.m., 9 sleepers (the five above including ~~Members D., John B., Dennis W., and Cookie~~ Monster John, Bubbah Bryan) <sup>and</sup> ~~had~~ been presented with their own personal "illegal sleeping" citations and told they were "not allowed to sleep anywhere except a home or a motel." The fearless five (anxious but not frantic) decided to stay on, but when the magic 8:30 moment rolled around, they were still at liberty. Whether it was police unwillingness to again lock horns with Archaic Al Noren and his jailers or a lack of desire to wade through a trial-by-jury for the five sleep-defenders, SCPD policy regarding felonious sleeping may have reached a turning point.

Elsewhere, on the other hand, toe-the-line sleepbusting policies were apparently still in force. Bubbah Bryan reported that the following evening he was awakened, sleeping on a bench outside Peter Garoča's and escorted out. Later in the evening he slept without incident on the grounds of Calvary Episcopal but was shooed away by caretaker Steve, who informed him that sleepers were no longer welcome there. (The Calvary summer program officially ended Sept. 3, and the "satellite program" is not due to kick in until November.)

But Saturday night at the River St. Shelter, sleep-seeking campers found a respectful neutral if not a sometime friend in shelter manager Fred Gray who reportedly requested that police not molest the homeless on the grounds. Encouraged by the apparent sanctuary, homeless and their advocates slept-in Saturday, Sunday, and Monday nights, and announced plans to continue occupancy at the 'Dew-Drop Inn'--in an informal array of sleeping bags, ground clothes, and jumbo cardboard boxes. "Home was never like this," read the inscription on one of the recently-erected no-income dwellings.

While Dew-Drop Inn residents awaited more definitive action from the Gang of 7 (City Council) on ending the Sleeping Ban and establishing a more permanent campground, the hounds of Bassett's SCPD seemed to be doing more baying than biting, at least regarding frivolous arrests for slumbercrime.

## SUPPER, SPEECHES, AND SLUMBERPARTY ON LINE FOR TONITE'S GANG OF 7 MEET

Though the unrepentant chairwarmers down at Sleepslayer Central, the Gang of 7, still refuse to schedule public hearings on the 4-month old Petition for Homeless Rights or even discuss modification of the Sleeping Ban, numerous segments of the citizenry have suggested they may be on hand tonight at 7:30 to communicate their thoughts toward a solution of the present impasse. Numerous City Council aspirants including John Mahaney, Steve Hartman, and Don Lane may be on hand to present their

views. Several officeseekers including Ed Porter expressed their interest in a "campground" at a candidate's night at the League of Women Voters last week--though such proposals were almost invariably linked with a demand that the mall be "cleaned up." (Thinly disguised code for uprooting human beings whom some merchants consider a menace to profits and an eyesore to visiting yuppies.)

If the Gang of 7 again attempt to impose a "gag order" on its own "public meeting", folks wishing to exercise their constitutional rights to assemble and petition for a redress of grievances may remind Gangboss Laird and his glib companions that the constitution still applies in Santa Cruz whether the Sleeplords will or no. Last time, Laird contracted debate on the homeless issue to 20 minutes in a flagrant act of contempt and disregard for the dozen speakers waiting to address the Gang and the public. Faced with the Gang's stoney indifference to public opinion and its tacit eagerness to continue the anti-sleeping pogrom, activists and homeless slept in, and were arrested and hauled off to jail. (as described in Street Sheet #2 )

Interested folks are invited to bring their wits, ears, and tongues, as well as blankets, bedding, and pads, to express their democratic views and concerns in the most palatable way possible--by offering the City Council good counsel and then refusing to countenance continuing tyranny, regardless of the "progressive" label under which it is peddled. An unjust ordinance that attacks the poor and homeless must be resisted by the entire community. Come prepared to speak up and sleep out.

### SHORT TAKES

...Cowell College USCS today at 2 p.m. will be the scene of Democratic Party festivities with politicians Laird, Sam Farr, and Henry Mello attending in search of votes. We suggest homeless friends might also share some of the eats and present some of their needs to inject an element of reality into the election-eve ballyhoo. It's free.

...Activist Kaboch reports increased police interest in his sleeping and walking habits. Within 24 hours after he received his Thursday nite "camping" citation, he was hit with two other tickets: one for being in the crosswalk at Water and Front Sts. when the "Don't Walk" sign came on (amidst furious traffic at 1 a.m.), another for trying to catch some daytime winks on a grassy area of the mall--apparently SCPD is trying to extend rather than contract the Sleeping Ban in some cases.

...Homeless table still in search of lodging: Mall merchants are invited to offer nighttime shelter to the Petition for Homeless Rights Table (which includes two fold-up chairs, two boxes, and several cardboard signs). We are sure merchants from the Downtown Association would like to put substance into their recent words of concern and provide a little (very little) storage area for the weary table. "Besides," adds Kaboch, "it don't eat much."

...Mixed reviews to Bob Levy of the S.J. Mercury News, who came out with a story of sorts on the Gang of 7 vs. the Homeless in the Monday Sept. 26 issue. We have yet to see any local daily or weekly do an in-depth (more than 10 words) study of the infamous City ordinance 6.36 which encourages official trollbusting and speeds city budgetbusting.

...No final word on doings in Muni Court, but Laura and Patrick got ticketed on Friday (a week ago) and their case dismissed the next week. Hey, Gang of 7, if your own judges won't support sleepstealing stupidity, how about a San Francisco-style moratorium on ticketing--a cease-fire with some brainstorming instead of stormtrooping? Could make a difference come election day November.

Next issue: all the stuff we had ready for this issue, but couldn't cram in --Bubba Bryan's brave babblings, a look back at Santa Barbara, City Council candidates speak, and more...

6.32.060 VIOLATION. It is unlawful for any person not authorized as provided in Section 6.32.030 to collect bundled newspaper from street curbsides in the city. Any person engaging in such unlawful activity is guilty of an infraction. (Ord. 74-14 § 1 (part), 1974).

Chapter 6.36

CAMPING

Sections:

- 6.36.010 Camping prohibited.
- 6.36.020 Camping permitted.
- 6.36.030 Camping—Special events.
- 6.36.040 Penalty - single offense.
- 6.36.050 Penalty - subsequent offense within 48 hours.

6.36.010 CAMPING PROHIBITED. No person shall camp anywhere in the city of Santa Cruz, whether on public or private property, except as hereinafter expressly permitted. "To camp" means to do any of the following:

(a) Sleeping - eleven P.M. to eight thirty A.M. To sleep at any time between the hours of eleven P.M. and eight thirty A.M. in any of the following places:

- (1) Outdoors with or without bedding, tent, hammock or other similar protection or equipment;
- (2) In, on or under any structure not intended for human occupancy, whether with or without bedding, tent, hammock or other similar protection or equipment;

SC Sentinel 9/22/88

## Transients get \$500 payback for belongings lost in sweep

LOS ANGELES (AP) — Thirty-eight homeless people, some of whom said they hadn't seen that much money in years, got \$500 each Wednesday in compensation for belongings that were swept off downtown streets and destroyed by city sanitation crews.

City Attorney James Hahn presented the checks in a ceremony at the Union Rescue Mission on Skid Row, where many of the transients were standing in a bread line when their scant possessions were taken from a sidewalk near City Hall on June 21.

"There's a little message of hope in this for all of them," said James Davis, the attorney who filed claims with the city on behalf of the homeless people.

Many of the transients lost identification documents, medicine and other important personal items along with bedrolls and other gear they kept in shopping baskets, Davis said. The belongings were scooped up by a skip loader and buried at a city dump.

"It's never going to replace what I lost, but they made a mistake and they're paying for it so that's OK," Jerry Musley, one of the homeless, said of the settlement.

Musley said it had been a year since he had \$200, and Mattie Briggs, another of those receiving checks, said she hadn't seen that much money in five years. A representative of The Welfare Bank of Los

Angeles cashed the checks on the spot. Hahn said the circumstances dictated a quick settlement of the claims, which typically are filed as a prelude to a lengthy lawsuit.

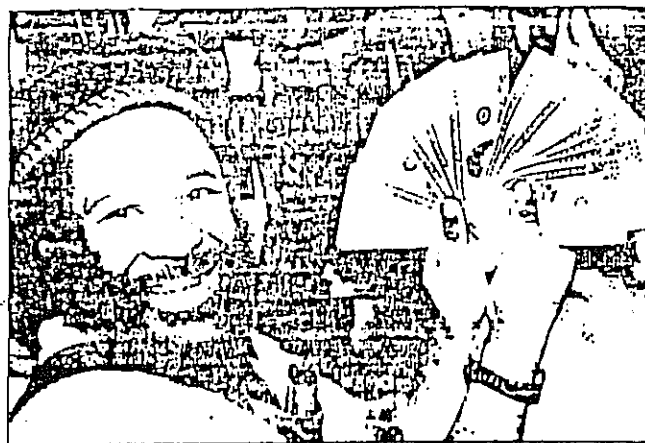
"We think we should have some compassion and some sensitivity," Hahn said. "Every human being is entitled to be treated with some dignity and some respect."

Legally, the city didn't admit guilt in making the payments.

Hahn said the sanitation crew that took the belongings deviated from an established city policy of notifying homeless people before clearing out sidewalk encampments. That policy was restated by Mayor Tom Bradley after the June sweep.

Davis predicted similar problems would recur as long as the homeless problem remains. But the settlement served a purpose, both for those who got money and for society, he said.

"I think it will be a help in making us more sensitive to the problem," Davis said. "After all a person who is homeless still has his Fourth Amendment rights against an unreasonable seizure, and that is a very important right, be they rich or poor."



James Campbell shows off \$500 he received after winning claim against city.

or under any parked vehicle, including an bus, truck, camper, trailer or recreational

up bedding - eleven P.M. to eight thirty A.M. or maintain outdoors or in, on or under any intended for human occupancy, at any time ours of eleven P.M. and eight thirty A.M., a permanent place for sleeping, by setting up sleeping bag, blanket, mattress, tent, hammock or other sleeping equipment in such a manner as to be suitable for sleeping purposes;

up campsite - anytime. To establish or outdoors or in, on, or under any structure not human occupancy, at any time during the day temporary or permanent place for cooking or setting up any bedding, sleeping bag, blanket, hammock or other sleeping equipment or by cooking equipment, with the intent to remain overnight. (Ord. 78-29, §2, 1978).

CAMPING PERMITTED. Camping is permitted only in the following

3 in public areas specifically set aside and for public camping purposes;

3 events sponsored and conducted by and under the direction and control of the Santa Cruz City Parks Department;

3 events authorized by the city council under Ordinance 6.36.030;

3 in the yard of a residence with the consent of the owner or occupant of the residence, where the

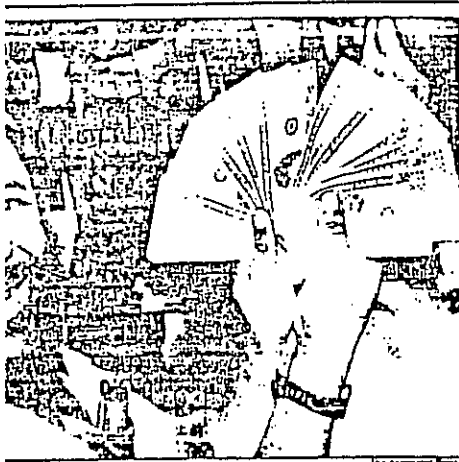
camping is in the rear yard of the residence or where the camping is in an area of a side yard of the residence that is separated from view from the street by a fence or hedge or other obstruction; except that camping shall not be permitted under this subsection where it is conducted in such a manner as to constitute a nuisance because of noise, inadequate sanitation, or other matters offensive to persons of ordinary sensibility; nor shall camping be permitted under this subsection where the camping in any yard is of such frequency, intensity or duration as to constitute a use of land prohibited by any provision of title 24 of this code; nor shall camping be permitted under this subsection where prohibited under chapter 24.30 of this code concerning use of mobile homes; nor shall camping be permitted under this subsection where any fee, charge or other monetary consideration is collected for the privilege of camping or for any services or the use of any facilities related thereto. (Ord. 78-29, §2, 1978).

6.36.030 CAMPING—SPECIAL EVENTS. The city council may, by resolution, authorize overnight camping on city-owned property as a special event sponsored by non-profit community service organizations. Any organization seeking such authority from the city council shall file with the parks and recreation director a written request setting forth detailed information concerning the proposed event. The parks and recreation director may require certain additional information in writing, as he or she may deem necessary or appropriate for evaluation of the request. When complete information has been submitted, the director of parks and recreation shall confer with the city manager and they shall jointly prepare and submit to the city council a report with their recommendation for approval, conditional approval or denial of the request. (Ord. 78-29, §2, 1978).

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314-9

(Santa Cruz 12-11-79)



1500 he received after winning claim against city.

#### 6.36.040—3.36.050 HEALTH AND SANITATION.

6.36.040 PENALTY - SINGLE OFFENSE: Any person who violates any section in this chapter is guilty of an infraction and shall be subject to a fine of not less than fifty dollars. (Ord 79-41 † 1, 1979)

6.36.050 PENALTY - SUBSEQUENT OFFENSE WITHIN 48 HOURS. Any person who violates any section in this chapter and is cited for such violation, and who within forty-eight hours after receiving such citation again violates the same section, is guilty of a misdemeanor. (Ord 79-41 † 1, 1979)

6.32.030 VIOLATION: It is unlawful for any person not authorized as provided in Section 6.32.030 to collect bundled newspaper from street curbsides in the city. Any person engaging in such unlawful activity is guilty of an infraction. (Ord. 74-14 § 1 (part), 1974).

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  - (1) Outdoors with or without bedding; tent, hammock or other similar protection or equipment;
  - (2) In, on or under any structure not intended for human occupancy, whether with or without bedding, tent, hammock or other similar protection or equipment;

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SC Sprintline 9/22/82

State Code 13-1270

# Transients get \$500 payback for belongings lost in sweep

LOS ANGELES (AP) - Thirty-eight transient people, some of whom had their belongings lost during a city sweep, were awarded a \$500 payback for their belongings lost during a city sweep. The city of Los Angeles has agreed to pay back the transient people who lost their belongings during a city sweep. The city of Los Angeles has agreed to pay back the transient people who lost their belongings during a city sweep.

(3) In, on or under any parked vehicle, including an automobile, bus, truck, camper, trailer or recreational vehicle.

(b) Setting up bedding - eleven P.M. to eight thirty A.M. To establish or maintain outdoors or in, on or under any structure not intended for human occupancy, at any time between the hours of eleven P.M. and eight thirty A.M., a temporary or permanent place for sleeping, by setting up any bedding, sleeping bag, blanket, mattress, tent, hammock or other sleeping equipment in such a manner as to be immediately usable for sleeping purposes;

(c) Setting up campsite - anytime. To establish or maintain outdoors or in, on, or under any structure not intended for human occupancy, at any time during the day or night, a temporary or permanent place for cooking or sleeping, by setting up any bedding, sleeping bag, blanket, mattress, tent, hammock or other sleeping equipment or by setting up any cooking equipment, with the intent to remain in that location overnight. (Ord. 78-29, §2, 1978).

6.36.020 CAMPING PERMITTED. Camping is permitted in the city of Santa Cruz only in the following circumstances:

- (a) Camping in public areas specifically set aside and clearly marked for public camping purposes;
- (b) Camping events sponsored and conducted by and under the direction and control of the Santa Cruz City Parks and Recreation Department;
- (c) Camping events authorized by the city council pursuant to section 6.36.030;
- (d) Camping in the yard of a residence with the consent of the owner or occupant of the residence, where the

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State Code 13-1270

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camping is in the rear yard of the residence or where the camping is in an area of a side yard of the residence that is separated from view from the street by a fence or hedge or other obstruction; except that camping shall not be permitted under this subsection where it is conducted in such a manner as to constitute a nuisance because of noise, inadequate sanitation, or other matters offensive to persons of ordinary sensibility; nor shall camping be permitted under this subsection where the camping in any yard is of such frequency, intensity or duration as to constitute a use of land prohibited by any provision of title 24 of this code; nor shall camping be permitted under this subsection where prohibited under chapter 24.30 of this code concerning use of mobile homes; nor shall camping be permitted under this subsection where any fee, charge or other monetary consideration is collected for the privilege of camping or for any services or the use of any facilities related thereto. (Ord. 78-29, §2, 1978).

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Personnel inspect site after violation of city ordinance.

# Homeless turn the tables



Bob Paredes, 38, tries to supplement his income by singing and playing guitar on the Pacific Garden Mall

## Santa Cruz's left-leaning officials see 'sleep-ins' as ironic, unfair

That little dash of irony is part of what gives the homeless issue in Santa Cruz a special flavor in Santa Cruz: It has taken on the city's intensely political nature.

To the activists among the city's progressive population, estimated at 400 to 1,000, good government is not enough.

These homeless men, who said they would not give up their homes because they fear retaliation, called the council "hypocrite and coward" and "what just don't care about poor people."

And when asked about Santa Cruz's reputation for having widely liberal leadership, the man scoffed. "Their liberalism is pretty shallow and not very well thought out," Niting Runkin, a socialist.



HAPPING ON MALL — Brian, 39, sleeps on the Pacific Garden Mall, where camping is illegal after 11 p.m.

## Homeless enclave destroyed

FRESNO (AP) — Salvage crews, armed with cutting torches and hydraulic shears, dismantled an abandoned steel factory on Wednesday and left dozens of homeless men and women asking where they would find a place to sleep.

Two residents of "the shed," as the building is known on South E Street, rushed back and forth to find office chairs and watched men pull down corrugated metal siding from a small building within the former Hyle Steel Co. warehouse.

Activists had used the shed as an outdoor sleeping area and a place to store clothing, including coats and hats. They had also stored a few blankets and other necessities.

Councilman Les Kimler has declared the unsanitary conditions, lack of water and occasional outbreaks of water and sewage in the shed as a health hazard. The city ordered the building last summer because of the unsanitary conditions.

Some workers were sent to earth that summer in an attempt to place better insulation in better frame conditions, said Mike McFarland, a contractor of the Puente Hills, a center for homeless people.

Four black men and one Hispanic man had a barren residence inside the warehouse and occupied their future. Three identified themselves as Greg Auer, T. F. and Richard; two others refused to give their names.

"If they would have said I'm out of here, it would have been cleared up," said an unidentified black man in his 30s, wearing a worn baseball cap.

The man, a former construction worker, politely asked the men to leave. He was told to move a man and woman on a small mattress, which he had to move from his own room and to leave the television.

## Free food program to continue

### Mayor allows group to serve homeless despite complaints by neighborhood

By Dexter Wright  
The Associated Press

A group distributing food at the entrance to Golden Gate Park, despite weekly arrests, will be able to provide food in our regular way, said Herb McHenry, local head of the national Food Not Bombs organization.

Mayor said police enforced the law because the group did not have a permit. But, he said, "I don't want a situation in our city where we see the potential for violence far outweigh the benefit."

He said he had informed residents of the City Valley of the new arrangement, but stressed, "This is my decision as mayor of the city, and I'm not asking anybody's acceptance."

Mayor added, "We need to find a creative solution. I think the homeless are part of all the people and, therefore, have rights, too. Their needs have to be considered."

McHenry said the "creative element" was running in and taking advantage of the highly publicized Monday program.

"We don't need additional people coming in here with hidden agendas," Jordan said.

Jim Rhoads, head of the Habitat Ashbury Preservation Society, said the group's presence at the park was a detriment to the city. He said he was more concerned about the police run-ins than about the food program.

During the month-long interim period, the group will be allowed to continue its program on Mondays.

At the new location at Page and Stanton while pursuing a permit, possibly for another site.

McHenry said Recreation and Park staff would make a "good-faith effort" to help the group find a permanent location, perhaps within park boundaries. Department policy now is to disallow food distribution in the park.

Mayor said he had asked the police to "restrain any activities there" for the next four Mondays. The group will resume distribution this Monday.

"We are extremely excited that we'll be able to provide food in our regular way," said Herb McHenry, local head of the national Food Not Bombs organization.

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The madness spreads

In S.F. a glimmer of sanity

# Homeless activists rattle Santa Cruz's liberal leaders

Homeless members' espousal of left ideas in Central America — and an occasional trip there — he said, "I wish they would shut the hell up about Nicaragua. Instead of going to Nicaragua, they should go to Beach Flats (the city's poor neighborhood)."

The anger exhibited in such comments does not help Mayor John Laird.

There is a fragile coalition on behalf of the homeless," he said. "Fanning the flames... without being pragmatic or realistic... is endangering that effort."

The issue has become tangled with the general public's distaste for the street people who hang out on the Pacific Garden Mall, the city's showplace commercial center.

Although the public tends to lump the homeless and the street people into one category, in fact many mall hangers-on are chronic drunkards or mentally ill people who have homes, however humble. Many of them are, as Runkin puts it, the "children of Santa Cruz," products of middle-class homes who still are looking for the means of life.

All of these people according to Harna Khalsa, Santa Cruz County mental health director, "use the mall as their living room" because it's considerably more unobtrusive than their homes.

Most longtime observers in the city acknowledge there have been street people on the mall virtually since the day it opened two decades ago.

Still, the city finds itself caught in a vise. While some officials accuse city officials of not doing enough to help homeless people, others condemn the council for not doing enough to get rid of them.

"We have to reclaim our mall," lounge store owner Susan Grief insists. She says she is tired of having people relieve themselves in front of her store and of customers asking her whether there is a back door they can use to avoid the unkempt crowds on the mall.

City officials say they're trying



Mir Runkin  
Socialist councilman

Several years ago, Limler staged a well-publicized Christmas-season hunger strike after concluding the bureaucracy was moving too slowly in providing a homeless shelter.

Her efforts appeared to pay off when officials opened an emergency shelter in downtown Santa Cruz. But the hunger strike infuriated people like Runkin and Laird, who accused her of sabotaging her attempts to help the homeless.

Nearly three years later, Limler, who is not homeless, has little use for the liberal's efforts. She says she is unimpressed by the spending last year of a permanent shelter on River Street, just north of downtown, and therefore has helped organize the new round of protest.

"That shelter has allowed us to be co-opted," said Limler, who recently moved from the San Lorenzo Valley to Santa Cruz. "Whenever we point out that the homeless need a new place, they say, 'But we did the River Street shelter.'"

Limler said her supporters have been camping the same this winter. The city has an ordinance banning most outdoor camping, and the homeless and their advocates want that law lifted.

to go both ways. For the homeless, they say, they're working on finding shelter and on finding money to provide services. For the city, they say, they're trying to minimize the impact of the street people by arranging housing elsewhere, such as manufacturers, and by redesigning the mall to make it more of a shopping center and less of a park.

Nevertheless, Grief is running for the city council, one of 11 candidates seeking four seats in November. Current efforts on behalf of businesses are not enough, she says.

Also running is Jane Limler, perhaps the community's best known homeless advocate, who also is not satisfied.

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One of the people cited on Santa Cruz's streets

All I want is a place to sleep where I won't be hassled. I think it's bull that the cops come around and give you a bad time just because you're trying to sleep."

— Jim, homeless man in Santa Cruz

GENERAL PRINCIPLES

PART THREE  
Nuisance

13412.1. Preserving Agricultural Use Not a Nuisance.

(a) No agricultural activity, operation, or facility, or apparatuses thereon, conducted or maintained for commercial purposes, and in a manner consistent with proper and accepted, reasonable standards, as established and followed by similar agricultural operations in the same locality, shall be a nuisance, whether private or public, due to any changed condition in or about the locality, after the same has been in operation for more than three years if it was not a nuisance at the time it began.

(b) Subdivision (a) shall not apply if the agricultural activity, operation, or facility, or apparatuses thereon obstructs the free passage or use, in the customary manner, of any navigable lake, river, bay, stream, canal, or basin, or any public park, open space, or highway.

(c) This section shall not invalidate any provision contained in the Health and Safety Code, Fish and Game Code, Food and Agricultural Code, or Division 7 (concerning water quality) of the Water Code if the agricultural activity, operation, or facility, or apparatuses thereon are specifically defined or described in any such provision.

(d) This section shall prevail over any contrary provision of any ordinance or regulation of any political subdivision of the state.

(e) For purposes of this section, the term "agricultural activity, operation, or facility, or apparatuses thereon" shall include, but not be limited to, the maintenance and tillage of the soil, dairying, crop production, and use of pesticides and insecticides, or any agricultural commodity, including, but not limited to, the raising of livestock, fur-bearing animals, fish, or poultry, and any practices performed by a farmer or on a farm or incident to or in conjunction with such farming operations, including preparation for market, delivery to storage or to market, or to a dealer, processor, or preparator in market. En. H. 1981 ch. 243.

13412.2. Public Nuisance.

A public nuisance is one which affects the public and is injurious to health, or is offensive to the senses, or as an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property, or unlawfully obstructs the free passage or use, in the customary manner, of any navigable lake or river, bay, stream, canal, or basin, or any public park, open space, or highway, in a manner prohibited by Sections 18772, 18774, 18775, and 18776.

13412.3. Private Nuisance.

Every nuisance not included in the definition of "a public nuisance" is a private nuisance. En. H. 1981 ch. 243.

13412.4. Act Authorized by Law.

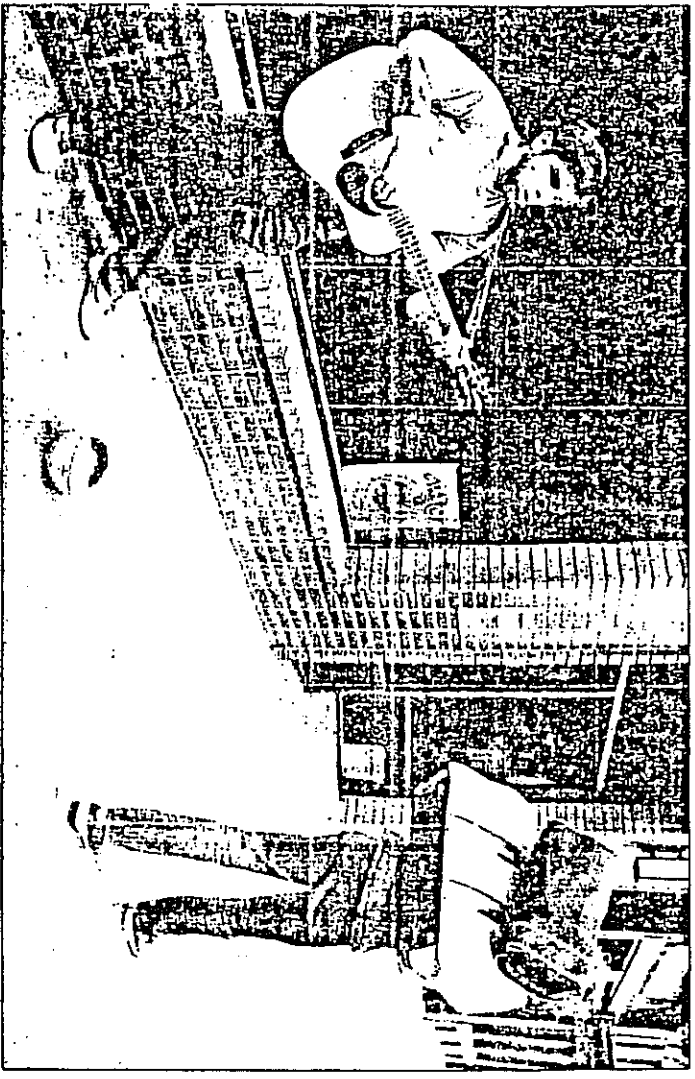
Nothing which is done or maintained under the express authority of a statute can be deemed a nuisance. En. H. 1972.

13412.5. Liability of Successive Owners.

Every successive owner of property who succeeds to a continuing nuisance upon, or in the use of, such property, created by a for-

Instead of the Sleeping Bon

# Homeless turn the tables



Bob Paredes, 38, tries to supplement his income by singing and playing guitar on the Pacific Garden Mall

## Santa Cruz's left-leaning officials see 'sleep-ins' as ironic, unfair

By Bob Levy  
**Mayor Kevin Saut Winter**  
 Santa Cruz City Councilman Mike Robbin has spent much of his adult life involved in demonstrations and protest activities. But now members of the community's homeless population are demonstrating at council meetings, holding pickets, to protest the city's "sleep-in" program. "I've done that clearly and participate in Robbin and his fellow council members who believe they have gone out of their way to help the downtown. "It's pretty ironic that wearing as hard as we have, we're the ones being attacked," said Robbin, a socialist.

Monday, Sept. 26, 1988 ■ San Jose Mercury News

That little dash of irony is part of what gives the homeless issue — a national problem — a special flavor in Santa Cruz. It has taken on the city's intensely political nature. To the activists among the city's homeless population, estimated at 600 to 1,000, good freethinkers are not enough. One local leader, who said he would not give his name because he fears retribution, called the council "tyrannical and fascist." "I've just got to care Santa Cruz's reputation and what our liberal leadership, the men and women, think. Their liberalism is pretty shallow and not very well thought out," Koning said.

See HOMELESS, Page 2B



NAPPING ON MALL — Brian, 29, sleeps on the Pacific Garden Mall, where camping is illegal after 11 p.m.

## Homeless enclave destroyed

**FRISCO (AP)** — Salvage crews, armed with cutting torches and tractors, began dismantling an abandoned steel factory on a homeless farm and left dozens of homeless men and women sleeping where they would find a place to sleep.

The residents of "The shed," 24 1/2 miles north of Frisco, Tex., on South G Street, packed back into the streets and used other centers and waited men pull down corrugated metal siding from a small building within the former Kyle Steel Co. warehouse.

The city had used the steel as an "enclave" for the homeless.

The door and roof of tractors scooping up mounds of garbage, broken shipping crates and shivered glass culminated a lengthy controversy over living conditions in the shed.

Consolidated Gas Kimber has departed the unsanitary conditions, lack of water and occasional violence in the structure. The city soon became the building last summer because of the unsanitary conditions.

Several workers were sent in early this summer in an attempt to place homeless families in better living conditions, said Mike McGarrin, director of the Riverella House, a four-story apartment building.

Four black men, including one who had stood on a factory conveyor belt inside the warehouse and died of his injuries, were arrested and charged their future. Three identified themselves as Gene Aubry, T.C. and Richard, two others remain unidentified.

"If they would have cleaned it up or left, it would have been cleared up," said an unidentified black man in his 30s, wearing a green jacket.

Some 1,000 people, including many women, were taken to a shelter on the outskirts of Frisco, Tex., where they were housed in tents and trailers. The city had decided to move the homeless, including many women, to the shelter and resume television

## Free food program to continue

### Mayor allows group to serve complaints despite complaints by neighborhood

**By Debra Wray**  
 of the Enquirer Staff

A group distributing food to the homeless at the entrance to Golden Gate Park, despite weekly arrests, will be doing it legally for a month or more under an agreement with the mayor's office.

The group, Food Not Bombs, will be given a temporary permit that will allow a block away from the site it has been using at Stanton and Haight streets, near the entrance to Golden Gate Park.

The police cracked down a month ago after neighbors complained, saying that children shouldn't be exposed to the sight of homeless people turning out each Monday for the food giveaway.

Last Monday, 54 people were arrested after skirmishes with the police. Tactical Squad, the third Monday that arrests were made.

"The neighborhoods have been leveled ... and I am troubled by that," Mayor Aaron said Friday night, after several hours of meetings with the group, neighborhood residents supportive of the effort, Police Chief Frank Jordan and Recreation and Parks Department General Manager Mary Burns.

"I've decided to cook things off," Aaron said.

During the month-long interim period, the group will be allowed to continue the giveaway on Monday's

at the new location at Park and Stanton while pursuing a permanent permit, possibly for another site.

It was said Recreation and Parks Dept. would make a "good-faith effort" to help the group find a permanent location, perhaps within park boundaries. Department policy now is to disallow food distribution in the park.

Aaron said he had asked the police to "prevent any activities there" for the next four Mondays. The group will resume distribution.

"We are extremely excited that we'll be able to provide food in our regular way," said Keith McHenry, local head of the national Food Not Bombs organization.

Aaron said police enforced the law because the group did not have a permit. But, he said, if they want a situation in our city where we've the precedent for allowing

outing the parks.

He said he had informed residents of the Tale Valley of the new arrangement, but stressed, "This is my decision as mayor of the city, and I'm not asking anybody's assistance."

Aaron added, "We need to find a civilized solution. I think the homeless are part of all the people and therefore, have to be respected." "I don't think we're 'enclaving' them out of our 'wonderful' environment," he said.

He was confident in and taking advantage of the highly publicized Monday food giveaway.

"We don't need additional people coming in here with hidden agendas," Jordan said.

Jim Rhoads, head of the Haight Ashbury Preservation Society, said most of the 100 neighborhood residents attending a recent meeting were more concerned about the police treatment than about the food program.

The Madness spreads

## Homeless activists rattle Santa Cruz's liberal leaders

*HOMELESS from Page 1B*  
 council members' proposal of letting campers in Central America —

to go both ways. For the homeless, they say, they're working on finding shelter and on finding money to provide services. For

Even better, they say, would be property set aside for the homeless to camp or park their cars on. "Hey, I don't want a handout."

GENERAL MANAGER — MARIANNE  
 PART THREE  
 Nuisance  
 BURNS  
 PRESIDENTIAL APPOINTMENT  
 (a) No agricultural activity, sport  
 or other recreational activity, except

-4-

S.C. Spink 9/22/88

S.F. ENQUIRER 9/12/88

in S.F. a g  
 of sanity

# Homeless activists rattle Santa Cruz's liberal leaders

HOMELESS, from Page 10

Council members' episode of being called in Central America — and on occasional trip there — he will go about his business. Instead of going to Nicaragua, he'll go to Beach Flats the city's poor neighborhood.

The anger exhibited in such comments does not help, Mayor John Linder said.

There is a fragile coalition on behalf of the homeless," he said. "Among the flames... without any pretense of realistic... it ends up being that effort."

The case has become tangled with the city's political structure for the Pacific Garden Mall out of the city's shopping commercial center.



Mike Rorkin, social activist council member.

Although the public tends to lump the homeless and the street people into one category, in fact many mall hunters are chronic drunks or mentally ill people who have homes, however humble. Many of them live at Santa Cruz, products of the city's housing boom who still are looking for the means of life.

All of these people, according to Ramon Klatka Santa Cruz City Council member, "are the cause of it's considerably more interesting than their homes."

Most longtime observers in the city acknowledge there have been street people on the mall virtually

to go both ways. For the homeless, they say, they're working on finding shelter and on finding the mall to provide services. For the city, they're trying to minimize the impact of the street people by attracting business and by redesigning the mall to make it more of a shopping center and less of a park.

Nevertheless, Rorkin is running for the city council, one of 17 candidates seeking four seats in the fall election. Current efforts on behalf of the homeless are not enough, he says.

Also running is Jane Linder, presently the city's best known homeless advocate, who also is not satisfied.

Several years ago, Linder staged a well-publicized Christmas-season hunger strike after concluding the bureaucracy was moving too slowly in providing a homeless shelter.

Her efforts appeared to pay off when officials opened an emergency shelter in downtown Santa Cruz, and she and other activists who accused her of sabotaging their attempt to help the homeless.

**4 All I want is a place to sleep where I won't be hassled. I think it's bull that the cops come around and give you a bad time just because you're trying to sleep."**

— Jim, homeless man in Santa Cruz

Nearly three years later, Linder, who is not homeless, has little use for the liberal's efforts. She says she is unimpressed by the opening last year of a permanent shelter on River Street, just north of the city center, and therefore has helped to get the new road of protest.

"That shelter has allowed us to be co-opted," said Linder, who represents the San Lorenzo Valley district on the council. "If we point out that the homeless still have needs, they say, 'But we did the River Street shelter.'"

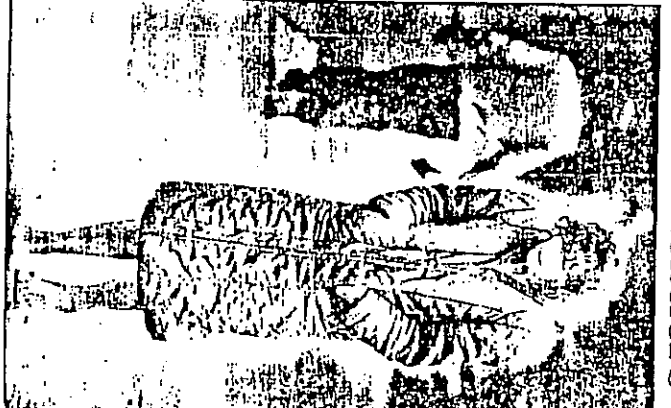
Linder said her supporters have made camping the issue this time. The city has an ordinance banning most outdoor camping, and the homeless and their advocates want that law lifted.

Even better, they say, would be property set aside for the homeless to camp or park their cars on the mall, they say.

"I don't want a handout," Linder said. "All I want is a place to sleep. All I want is lawbreakers, such as grandlarceny, and by redesigning the mall to make it more of a shopping center and less of a park."

He said he had been sleeping in the woods around Santa Cruz, always trying to stay one step ahead of the police since he lost his home and a low-level job in the city about six months ago. While he said he never can gather enough money to get a new place to live.

"What's needed," Linder said, "is a scrapheap where the cops can say, 'You can go here.'"



Homeless people - Santa Cruz

That group generally is referred to as the homeless by the city. Linder said she doesn't want to be tied down by the convention. Mayor Linder said she is the official line when he reflects that "I have sympathy for the homeless and for people incapable of helping themselves," the being told where to sleep," he said.

One of the people often on Santa Cruz's streets during hazy days and the mentally ill for instance. "I don't want to be tied down by the convention. Mayor Linder said she is the official line when he reflects that "I have sympathy for the homeless and for people incapable of helping themselves," the being told where to sleep," he said.

To the homeless man who is often on Santa Cruz's streets during hazy days and the mentally ill for instance, "I don't want to be tied down by the convention. Mayor Linder said she is the official line when he reflects that "I have sympathy for the homeless and for people incapable of helping themselves," the being told where to sleep," he said.

GENERAL PRINCIPLES - PART THREE  
Nuisance  
TITLE I  
GENERAL PRINCIPLES  
1307. Any person who...  
1308. Any person who...  
1309. Any person who...  
1310. Any person who...  
1311. Any person who...  
1312. Any person who...  
1313. Any person who...  
1314. Any person who...  
1315. Any person who...  
1316. Any person who...  
1317. Any person who...  
1318. Any person who...  
1319. Any person who...  
1320. Any person who...

Instead of the Bon Sleeping



"I don't want to talk to you. I'm sick of your misquotes and your bullshit. Good night. (Sound of police station door slamming and locking)" -Sgt. St. Onge to Robespierre Robert on the Night of the Disappearing Ticket

**STREET  
SHEET**

**SHEET**

Tonite: Quiz the City Council candidates on the Sleeping Ban. a forum at the Labor Temple, 2920 Soquel Ave. 7 p.m.!!

#33

Thursday Morning

September 29, 1988

(204) support fee

SCPD DOUBLETALKS DEMONSTRATORS

SLEEP-BEFUDDLED HOMELESS PASSED VANISHING TICKETS BY CON-WISE COPS

Tuesday night's in-chambers City Hall Sleep-In turned into a psy-war victory for the Gang of 7 (City Council)'s armed Sleepbusters after another Laird-imposed gag on debate over the infamous Sleeping Ban. In contravention of the Council's printed agenda, Gangmaster Laird again unilaterally shortened the "oral communications" period from 3 minutes per speaker to a total of 20 minutes for all speakers. The dismay of the dozen or more homeless rights speakers who sought to bring their experiences and ideas before the Gang and the public.

Bubbah Bryan, wrapped in his familiar yellow blanket, led off, chiding the Gang for its costly and pointless arrests of demonstrators outside Council chambers two weeks ago, called for a permit to be granted "Dew Drop Inn"--the on-going protest camp outside the River St. Shelter. Big Time Mac called for a centralized camping ground. "Mad John T." suggested the vacant jail downtown be put to some constructive use housing the homeless. Council candidate Steve Hartman, the only one of 17 running who spoke (though Don Lane was spotted in the audience making a brief appearance and Calamity Jane Imler was heard later in the evening seeking to soothe the troubled Gang with sleepytime songs), urged the City to set up inexpensive modular housing on county land and to open up Neary's Lagoon to immediate homeless use.

White-garbed No Guns thanked the Gang for forcing the homeless to organize, recounted her own history of childrearing on the road, and urged some move toward adequate shelter before the autumn rains. Raucous Rocky's voice broke as he recounted tales of continuing police persecution and asked of the impassive Gang where could he sleep? Robespierre Robert updated the Gang on recent actions in the courts where judges were throwing out Sleeping Ban cases as fast as they came in and insisted that the remaining homeless speakers, some of whom had been refused access to the mike at the previous meeting, be allowed to address the public.

Native American Carlos reminded the Gang that European ancestors came from a history of homelessness and that his forebears set up "one hell of a soup kitchen for you guys," showing the early settlers how to use 100 different types of food and freeing them from the oppressive Sleeping Bans of medieval Europe where 10-year olds could be hung for shooting a rabbit for food. Shufflin' Sherman asked, "does anyone care?" and concluded the Gang, in spite of all its years of chairwarming, was "ignorant." Dr. Ron Brooks, a Watsonville chiropractor, proved himself to be an adequate chiropractor for the Homeless by announcing his Watsonville clinic at 15 Penny Lane (728-1030) would help homeless people with back problems. He and other colleagues present expressed mild sympathy with the homeless' fight to be heard by the Gang when they were asked if they objected to Robespierre Robert's seizure of the mike. One man in the audience (Matt F.) did urge the homeless to go home and accept the Mayor's gag edict.

gangboss Laird denied folks their right to be heard, cut off power to the mike, and twice-recessed the meeting, and continued to threaten arrests would be the next item on the agenda. Homeless activist Kaboch Greybear responded by unrolling his sleeping bag and stretching out in front of the Gang while supporters began a soft intermittent chorus of "Give Sleep a Chance." The Gang concluded its session, and Sgt. Hennig made repeated announcements to sleepers in the aisle that sleep felons would be prosecuted, threatening to issue trespassing tickets. Near-by officers examined a sheaf of tickets handed them by Greabear and announced they were ticketing him. When he got up to leave and receive his ticket, his fellow demonstrators with him, police quickly closed and locked the council doors and refused to give the lawbreaker his ticket (sparing the City the need for a jury trial on the matter).

In search of justice, Greybear, Linda the Lark, and Madonna Maria entered the nearby police station to set up camp and search for the missing citation. Reports received indicate the formidable Sgt. St. Orge backed the weary justice-seekers out of the station, again preferring curbside intimidation to the formal rigors of the law. (The sergeant is invited to present the Street Sheet with a list of misquotations allegedly published in past issues which we will cheerfully rectify, but we suspect such posturing boasts are as empty as the Sleeping Ban he so lustily enforces.)

Demonstrators plan to continue their search for the vanishing tickets in future visits to City Hall and the downtown police station.

TROLLBUSTING OR LEGITIMATE POLICE WORK?

CONTINUED PRESSURE ON FORMER PASATIEMPO CAMPERS

SCPD policeman N. Levy was accused of invading the camp sites of several folks sleeping between the freeway and the graveyard last Thursday, tossing items about and producing anger and concern among campers recently rousted from Mook's Pasatiempo property last month. Jeff and Scott took their story to the Sc C. Sentinel and claimed that Levy had a personal vendetta with them after he failed to secure conviction on a drug bust in times past.

Levy noted that he had been out at the camps on official business at the order of his sergeant in search of stolen property. He confirmed that there was no love lost between him and Scott, expressing his low opinion of the man. He also noted that he had returned an ID card to Scott the following day that was apparently taken from the camp. No mention was made of a search warrant.

Scott and Jeff expressed hearty skepticism over Levy's story, noting the camp had not been searched but disrupted and partially vandalized. Scott wondered what "stolen property" could be found in his wallet, which was also rifled.

Another camper also announced his camp had been "torn up," near Scott and Jeff's and that no indication had been left as to who had done it. We suggest that such searches--if "searches" they are--in the future be conducted in a more formal manner, assuring citizens, even homeless citizens, of their right to privacy. Mutual respect between the street community and the police is best fostered by treating the former as human beings and citizens deserving of elemental legal and human rights.

TIDBITS

....Dew-Drop Inn continues to receive and feed guests just outside the River St. Shelter in spite of nightly rumors of impending busts by police, health inspectors, crazed Gang of 7 members, etc. Donations of food, boxes, sleeping bags, blankets, cooking uten-

spits, and other amenities gratefully accepted either at the site itself (in back of the River St. Shelter) or on the mall at the Homeless Table (floating somewhere between the ID Building at the bookstore samta cruz).

....Reports have reached us of unseemly conduct by nighttime managers of Denny's and Golden West Pancakes regarding homeless customers seeking to exercise their rights as patrons and spend their money. Signs reserving the right of the management to refuse service are--in 1988 in the same category with signs denying access to "niggers, chinks, and dogs." We wish to remind power-crazed head waiters and long-suffering homeless patrons that the Unruh Civil Rights Act provides definite penalties and protections for folks arbitrarily refused service because of their membership in a class (i.e. the homeless class). Report all violations to the Homeless table.

....Officers Pruger and Vogel were observed tearing down posters announcing the Tuesday night Supper and Sleep-In at City Hall Tuesday afternoon. When confronted, they pinned the rap on their Sgt., a certain Haebe, who allegedly instructed them to engage in this selective vandalism under the color of ordinance 5.36.020 forbidding "common advertisements." Since the industrious gumshoes were reportedly destroying every homeless poster they passed (and only those posters), this excuse is another turkey that won't fly. Attorney R. Schantz is sharpening up his legal claws to carve up this latest outrage in court.

....Delayed again: the S.C. Sentinel (oftimes the Urinal)'s Tom Long series on the Sleeping Ban, homeless on the mall, etc.--Editor Peggy T. informs us that the Sunday story may be expanded into a longer series and may be on the streets next week.

.....On the trail of permits for a campground, Big Time Mac. Mac's been holding a flurry of meetings with establishment bigwigs--Fred G., Mardi Wormhault, Arnie Levine--in search of a switchboard, a campground, and a job program for folks on the streets. So far he's gotten lots of ear-and-tongue time, but no permits. We applaud his enthusiasm, but question the company he keeps. Watch out for snakes in the road, Mac.

....Looking for witnesses: anybody witness Clark's arrest of Amy, the Indian maiden, a week or two back? Apparently she was taking orders for a Native American flag on the mall when she was somewhat brutally handcuffed and hauled off in an incident that provoked an enraged crowd to mistake the police involved for certain porcine beasts. Amy and some well-heeled friends are apparently headed for court. If you saw anything, call Arthur Abraham at 429-7676. Didn't we urge Officer Clark some weeks back to give us and himself a lengthy vacation?

S.C. Sentinel  
9/29/88

# Homeless may clean sidewalks

By DONALD BAKER  
Home and wife

SANTA CRUZ -- An idea to get homeless and street people to work cleaning the sidewalks in downtown Santa Cruz has been given a green light, says the city's mayor.

The city staff supports such an idea, because the city owns most of the sidewalks.

The idea, however, is far from concrete. Although Mayor John Laird stressed in starting a council meeting Tuesday, indeed, the idea to get the homeless to work is only one of several related proposals being considered by the city.

And it also brought out into the open a controversy that has excluded him from the important business of the council.

Laird has organized a non-official task force of social workers and law-enforcement agencies and merchants to address social problems downtown. The merchants brought to him the idea of hiring street people, Laird said.

"That was never in Commissioner Arnie Levine, who had been in the middle of presenting his own proposal to clean the downtown sidewalks using a city-owned cleanup crew," Terry Semick, president of the Downtown Association of Homeless, said Wednesday that merchants cannot hire homeless or street people to work on the sidewalks, since the workers would not be covered by the merchants' insurance.

Semick said the idea discussed working out an arrangement with the River Street Shelter, in which temporary residents there might be put to work, and that the idea that the downtown group conceived by Laird is looking for the loss of finding employment for the homeless in the downtown area. The idea is that the city had used it was OK for merchants to hire homeless people to clean the sidewalks.

City Council candidate and homeless advocate Jerry Laird said she has "real problems with people believing that's the only thing the homeless are good for -- cleaning the sidewalks and the parking lots."

Laird has been critical of the River Street Shelter for allegedly providing too little services for the homeless. She said she would like to see the shelter "problems" with any proposal that would funnel jobs through the shelter, since she said, "some street people are not connected to the River Street Shelter."

Laird said any proposal being considered to be a local social workers as "unethical" under which merchants could hire street people using the organization's business for security.

As for the sidewalk-cleaning proposal, Laird said he has been told by city staff that the city could only employ only as many as 100 people, and that most of the people, as long as they are clean-cut and clean-shaven are not used to do the cleaning.

"If there's program being made, I convinced him," said Levine. "The important thing is to get done."

But Levine said he was tried because he had worked the months on his own sidewalk-cleaning proposal only to find it a "big nothing."

Laird responded by saying he himself had been approached by merchants interested in the street cleaning for the sidewalks, and that proposal, he knows nothing about Levine's plan. "It goes both ways," said Laird.

Laird later said Laird "must have been aware" of his own-cleaning proposal since Levine had it in the council program for more than a month.

Laird said he was not sure of any of the homeless sidewalk-cleaning proposal, but that he had heard some rumors about the downtown cleanup group, which has been meeting in the upstairs room at the Main Library on Church Street.

After Laird said that the group has been well-

publicized in at least two downtown newspapers, Levine said, "I should have known, it should have been in the paper, I did not know."

But, Levine, who is running for reelection, also said he is not sure because he feels he is not being taken into the confidence of the council's progressive members on important matters.

"This is another example," said Levine, "some of us on the council are not brought into the whole process. We have to trust in what is being proposed."

Laird said the council majority is operating in "a state of non-communication."

She said Levine is running for reelection and three other councilmembers are leaving the council at the end of the year, many matters have been paraded out in secret meetings attended by councilmembers Marti Wormhault, Jim Cole and himself.

Laird also said she has no objection, "I could have informed council members" about the group having an annual program development, but he didn't because "it was dropped through the process of council sessions, it would be self-defeating."

The downtown group has not been organized by any of governments or services, said Laird, and street cleaning is actually necessary.

### Corrections and clarifications

It is the policy of the Sentinel to correct factual errors. We encourage readers to call our City Desk if they are aware of such errors. Please phone 429-4343.

In a story Wednesday, Robert Morse was portrayed as "not homeless." Morse, the president of a Southern Redwooder, was not homeless and who lived a local address when arrested at a home in two weeks ago, said Wednesday that he is homeless.

Rightist-Palestinian Wednesday, September 28, 1988

# SC council tightens rules to curb illegal housing

By RICHARD EGAN  
Staff writer

After dealing with people who don't have homes, the Santa Cruz City Council got down to what is or isn't a kitchen last night.

The council unanimously agreed to amend the city's zoning ordinance to strengthen the definition of a dwelling unit to that which has but one "domestic food preparation facility," or kitchen.

The revised ordinance is intended to give the city more muscle in its effort to keep single-family homeowners from illegally deriving rental space in their homes.

But it took a while to get to that point in the meeting, as a noisy band of homeless demonstrators raised two major interruptions and had to be chastised with arrest before they quieted down.

The amendment to the zoning ordinance defines a kitchen as any installation of at least two appliances and/or fixtures of a certain size in any particular

area of the home. For those who don't have homes, the amendment provides for a special ordinance to be included in the amendment.

"It's a tidy way to deal with the proliferation of illegal units in the city," said Planning Commissioner Cynthia Matthews, who spoke before the council. "The city needs realistic enforcement tool as a way of getting to illegal conversions."

The early portion of the council's meeting was dominated by those speaking on behalf of the homeless during which Laird early in the meeting described as oral communication.

The major complaint was that the city's camping ordinance was allowing in cars, buses, etc.) was unfair.

Mayor John Laird announced that the city's communication would be limited to 30 minutes per speaker and 30 minutes on any one issue. Well beyond the 30-minute mark, he cut off

the topic of the homeless, because of the ordinance that he was showing derogatory remarks at the council, at which point Laird threatened to have the police intervene as the meeting could continue.

The speaker who refused to give up the microphone to the speaker with the next topic, Laird resumed the meeting for five minutes.

The meeting had been called back to order for about 15 minutes when it was disrupted again by demonstrators, who at one point began pulling the audience to find out if anyone would be taken to their plight.

Laird, showing considerable patience, then called the council into a 15-minute private session that had been scheduled for later in the meeting.

That attempt to disperse the demonstrators, in addition to cutting off the audience microphone, infuriated the audience.

Two unaffiliated politicians in the council chambers also remained. Laird's threat to have protesters arrested.

How about cleaning up the 'camping' ban?

P

Not seen since Street Sheet #4, people's slyster Ray Grueneich was lured from his hideout to report on a 'camping' case involving Linda the Lark last Wednesday. Ray will be defending numerous upcoming "Sleep-In" cases as well as helping isolated sleep criminals. He has recently filed a U.S. Supreme Court brief defending free speech rights in ordinary everyday conversation.

Grueneich's Grumbings:

CONSTITUTION VISITS GREYHOUND ROCK

The Battle of Greyhound Rock started innocently enough with a search for a good night's sleep. Oops! Start again - sleeping is not necessarily innocent behavior in these parts. But according to the 23rd edition of Sleeper's Almanac (already out of print) it is legal to sleep in most unincorporated parts of Santa Cruz County, at least in your vehicle, and quite a bit of effort has been invested into bringing a similar state of enlightenment (or somnambulism) to the City of Santa Cruz. Besides, Linda Edwards tells us that she had been assured that Greyhound Rock was an OK place to indulge in the forbidden physical function of sleeping, at least within the privacy of a van.

With this nefarious intent Linda arrived at Greyhound Rock (along the side of Highway 1 near Davenport) at about 9:45 p.m.. Her hopes were dashed, not on Greyhound Rock, but rather on a sign clearly advising that no overnight camping was allowed there. There was an assemblage of friendly seeming folk at the scene, all huddled in their respective vehicles. Oh yes, and there was also a Sheriff's patrol unit parked there. Oh no - lets be liberal. Cops need their sleep too. Linda decided that given the nature of the audience, this might be an auspicious time to heed the no camping sign and make plans to migrate elsewhere for that forbidden rest.

At 10:00 her plans were interrupted by a not so friendly Sheriff's Deputy who cited her and warned that she had better leave in 5 minutes or there would be more trouble. Linda protested her innocence and insisted that the no camping sign had made her a believer (at least for that time and place) and that she was not camping or setting up camp, but was just getting ready to move on. (Rock of Gibraltar?) Alas, innocence was no defense, for the Sheriff's Deputy had yet another law that was specially designed for people with designs on obtaining a night's sleep.

The other law was a "no parking" ordinance implemented by a "no parking sign." Now this was not one of those universal never-park-here signs. It only banned parking between the hours of 10:00 p.m. and some time the following morning that lucky folks out there in middle class land often get to sleep through. What sign? Well here it is. At the far edge of this popular turnout posted on a gate there is a sign announcing that it is indeed criminal conduct to park between the forbidden times. No particular description of the place intended, whether gate post to gate post or sea to shining sea, but I suppose that is a mere detail. How could our astute Linda have missed it? I mean doesn't sleeplessness increase night vision for obscure signs.

Well sleeplessness does increase irritability, including irritability with law enforcement agencies that use their

resources to hassle people who don't look Republican or politically correct Progressive. When she was informed by a local lawyer of dubious repute that her constitutional rights had been violated, there was no stooping her. Instead of meekly paying the ticket, or dodging warrants for a no-show, she requested a trial. The Battle of Greyhound Rock was on!

It was also over in a split whatever. Judge pro tem Larry Musitelli, delicately advising that she had no duty to disclose her defenses at the time of arraignment, nonetheless invited an explanation in case he should be inclined to save the taxpayers a bunch of money and dismiss the nonsense forthwith. I am quite sure that he did not use those words. Grumbling Grueneich, ever eager for a soapbox and seeking fame through declaring parking tickets unconstitutional, made an impassioned argument that somehow omitted the Pledge of Allegiance. A more rational dialogue ensued as Linda Edwards was able to give her own response to the questions from the bench. The climax came when Mr. Musitelli stated that he had heard such things about Greyhound Rock before and ordered the case dismissed "on due process grounds."

Now for the legal lecture. "Due Process" comes from the Constitutions - both of them (US and California). Part of "Due Process" is fair notice of what acts are criminal. "Ignorance of the law is no excuse" is only sometimes true. Among the more notable exceptions are a bunch of loopholes that allow police officers to make good faith mistakes as to the law. But I stray. Parking, unlike sleeping, is not the sort of conduct that most people associate with hard core crime, particularly on a highway turnout. Thus, if a short stay is going to become a dastardly deed, it is important that folks be given reasonable notice of where and when they cannot park. An obscure unlighted sign at the far edge of a turnout at nighttime is not adequate notice, and a criminal prosecution based on such a sign is a violation of "due process."

Ready for the Catch-22? Now that you know your legal rights, can you repeat Linda Edwards experience with full confidence that you will beat the rap as long as you merely park at Greyhound Rock and don't camp. Sorry, not so. Due process also says that if notwithstanding lack of an adequate sign, you obtained actual notice of the parking ban from this rap, that's enough notice to warrant a little punishment for resting even your vehicle. So my friends, our legal education program is designed to help everyone who does not read it. That's one of the things about the Constitution in America. Now you see it - now you don't.

LA Times 9/88

Where's the Santa Cruz ACLU?

# Law Used to Ticket Homeless Draws Challenge

## ACLU Joins Legal Assault on Illegal-Lodging Statute

By JENIFER WARREN, Times Staff Writer

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But, even in sleep, Griffin found no refuge from his life. Instead, he was abruptly roused by a San Diego police officer and given a ticket. His offense? Illegal lodging.

For Griffin and hundreds of his homeless brethren, such citations have become a virtual staple of life on the streets of America's Finest City. Armed with an old state vagrancy law that forbids a person from "lodging" in any public or private place without permission from its owner, police routinely ticket those found napping in downtown doorways and parks or on benches, beaches and sidewalks.

enforcement authorities say the citations, which require an offender to appear in court and face a fine or other penalty, are a response to the slew of complaints they receive each day from business owners, who gripe that the sleeping souls are an eyesore and a nuisance.

Others, however, contend that the misdemeanor tickets amount to downright harassment of a population that already has enough troubles.

"There is not much to be gained from punishing homeless people for being homeless," said attorney Tom Homann. "Not only is this a foolish waste of police time and public money, it's a ludicrous way to attempt to solve the problem of poor people."

### Claims Law 'Unconstitutionally Vague'

Homann is representing Griffin in a challenge of the state penal code section that provides authority for the issuance of the citations. At a Municipal Court hearing next month, he will argue that the law is "unconstitutionally vague" and that it unlawfully punishes someone for the "status of homelessness."

The local American Civil Liberties Union affiliate, represented by an attorney from San Diego's largest law firm, has filed a third brief in the case, supporting Homann's position and backing the statute on several fronts.

"This is an extremely important case to the ACLU because it involves some significant constitutional issues," said Betty Wheeler, legal director for the

organization in San Diego. "If you interpret this statute the way the San Diego Police Department interprets it, then, if you are a homeless person, you violate that law every day of your life."

Even Mayor Maureen O'Connor broke the law, Wheeler noted, when she slept in Balboa Park during her recent undercover stint as a homeless person.

"There were two police officers on that trip with the Mayor," Wheeler said. "I would think it would have been their obligation to cite her."

Homeless activists, meanwhile, are closely monitoring the court challenge. Frank Landeriville, project director for the Regional Task Force on the Homeless, said he is concerned about "a policy that punishes homeless people for this when they may not have any alternative at their disposal."

Landeriville noted that, after the city's 852 shelter beds are filled each night, there are at least another 1,500 homeless people in San Diego with nowhere but the streets to sleep.

"I understand the feeling of business owners who don't want these people on their doorstep, but tickets aren't going to get the homeless off the street," Landeriville said. "It just doesn't make sense to me to add to their situation one more problem that they have no means to deal with."

According to police statistics, about 90% of the citations are issued in downtown neighborhoods, while the beach areas have the second heaviest concentration. The tickets are rare in other parts of the city.

COMING UP: A closer look at the court situation...a list of court dates for our rogues' gallery of sleep felons (come to court and watch justice at work)...the final segment of E.R. Gravel's Arizona report... a reported sighting of the fabled Flight Four ticket violators...

taking orders for a Native American flag on the  
 somewhat brutally handcuffed and hauled off in  
 an enraged crowd to mistake the police involve  
 beasts. Any and some well-heeled friends are  
 court. If you saw anything, call Arthur Abral  
 we urge Officer Clark some weeks back to give  
 lengthy vacation?

S.C. Sentinel

9/29/72

# Homeless may clean sidewalks

By DONALD MILLER  
 Sentinel staff writer

**SANTA CRUZ** — An idea to pay homeless and street people to work cleaning the sidewalks in downtown Santa Cruz has been given a green light, says the city's mayor.

The city must approve such an idea, because the city owns most of the sidewalks.

The plan, however, is far from concrete, although Mayor John Laird divulged it during a council meeting Tuesday. Indeed, the idea to pay the homeless to work is only one of several related proposals going around the city.

And it also brought out into the open a complaint by a conservative city councilman that other members have excluded him from the important business of the council.

Laird has organized a non-profit group of merchants to address social problems downtown. The merchants brought in that panel the idea of hiring street people, Laird said.

That was news to Councilman Artie Levine, who had been in the midst of presenting his own proposal to clean the downtown sidewalks using a city-owned street cleaner.

Terry Spodick, president of the Downtown Association of businesses, said Wednesday that merchants cannot have homeless or street people to work on the sidewalks, since the workers would not be covered by the merchants' insurance.

Spodick said she has discussed working out an arrangement with the River Street Shelter, in which temporary residents there might be put to work, and she said that the downtown group convened by Laird is looking into the issue of finding employment for street people. But, said Spodick, she was unaware the city had said it was OK for merchants to hire homeless people to clean the sidewalks.

City Council candidates and homeless advocates Javelier said she has "real problems with people believing that's the only thing the homeless are good for — to clean up the sidewalks and the garbage."

Laird has been critical of the River Street Shelter for allegedly providing too little services for the amount of money it costs. She said she would have "problems" with any proposal that would funnel jobs through the shelter, since, she said, most street people are not connected to the River Street facility.

Laird said one proposal being considered is to use a local non-profit organization as an "umbrella" under which merchants could hire street people using the organization's insurance for security.

As for the sidewalk-cleaning proposal, Laird said he has been told by city staff that the city could only benefit from having its sidewalks cleaned by homeless people, as long as hazardous chemicals or cleaners are not used to do the cleaning.

"If there's progress being made, I commend him," said Levine. "The important thing is it gets done."

But Levine said he was irked because he had worked for months on his own sidewalk-cleaning proposal only to find it a "fair accident."

Laird responded by saying he himself had been approached by merchants interested in the steam cleaner for the sidewalks, and that moreover, he had known nothing about Levine's plan. "It goes both ways," said Laird.

Levine later said Laird "must have been aware" of his steam-cleaning proposal since Levine had it in the council hopper for more than a month.

Levine said he not only was unaware of the homeless sidewalk-cleaning proposal, but that he had known nothing about the downtown discussion group, which has been meeting in the upstairs rooms at the Main Library on Church Street.

After Laird said that the group has been well-

publicized in at least two front-page newspaper stories, Levine said, "If I should have known, it slipped by me. I did not know."

But Levine, who is running for re-election, also said he is baffled because he feels he is not being taken into the confidence of the council's progressive majority on important matters.

"This is another example," said Levine. "Some of us on the council are not brought into the whole process. We have to react to what is being proposed."

Levine said the council majority is engaging in "a game of one-upmanship."

When informed of Levine's feelings, Laird said that since Levine is running for re-election and three other councilmembers are leaving the council at the end of the year, many matters have been parceled out to subcommittees staffed by councilmembers Mark Warmbooth, Joe Gibo and himself.

Laird also said that on re-election, "I could have informed council members" about the group working on social problems downtown, but he hadn't because "it was dragged through the process of council meetings. It would be self-defeating."

The downtown group has not been appointed by any city government or agencies, said Laird, and attendance is strictly voluntary.

## Corrections and clarifications

It is the policy of the Sentinel to correct factual errors. We encourage readers to call our City Desk if they are aware of such errors. Please phone 423-3343.

...

In a story Wednesday, Robert Norwa was portrayed as "not homeless." Norwa, who previously told a Sentinel reporter he was not homeless and who listed a local address when arrested at a sleep-in two weeks ago, said Wednesday that he is homeless.

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GIVE US AND HIMSELF A

Register-Pajaronian Wednesday, September 28, 1988

## SC council tightens rules to curb illegal housing

BY RICHARD EGAN  
STAFF WRITER

After dealing with people who don't have homes, the Santa Cruz City Council got down to what is or isn't a kitchen last night.

The council unanimously agreed to amend the city's zoning ordinance to strengthen the definition of a dwelling unit to that which has but one "domestic food preparation facility," or kitchen.

The revised ordinance is intended to give the city more muscle in its effort to keep single-family homeowners from illegally devising rental spaces in their houses.

But it took a while to get to that point in the meeting, as a noisy band of homeless demonstrators caused two major interruptions and had to be threatened with arrest before they quieted down.

The amendment to the zoning ordinance defines a kitchen as any installation of at least two appliances and/or fixtures of a certain size in any particular

area of the home. For those who need "special-purpose" kitchen, such as for cooking or eating, provisions for a special-use permit is included in the amendment.

"It's a tidy way to deal with the proliferation of illegal units in the city," said Planning Commissioner Cynthia Matthews, who spoke before the council. "The city needs a realistic enforcement tool as a way of getting to illegal conversions."

The early portion of the council's evening session was dominated by those speaking on behalf of the homeless during what could only loosely be described as oral communications.

The major complaint was that the city's camping ordinance (no sleeping in cars, bushes, etc.) was unfair.

Mayor John Laird announced that oral communications would be limited to three minutes per speaker and 20 minutes on any one topic. Well beyond the 20-minute mark, he cut off

the topic of the homeless.

Several in the audience then began shouting derogatory remarks at the council, at which point Laird threatened to have the police intervene so the meeting could continue.

After another woman refused to give up the microphone to the speaker with the next topic, Laird recessed the meeting for five minutes.

The meeting had been called back in order for about 15 minutes when it was disrupted again by demonstrators, who at one point began polling the audience to find out if anyone wanted to listen to their plight.

Laird, showing considerable restraint, then called the council into a 45-minute private session that had been scheduled for later in the meeting.

That attempt to disperse the demonstrators, in addition to cutting off the audience microphone, defused the situation.

Two uniformed policemen in the council chambers also removed Laird's threat to have protesters arrested.

-7-

Not seen since Street Sheet #4, people's shyster  
Ray Grueneich was lured from his hideout to report on  
a 'camping' case involving Linda the Lark last  
Wednesday. Ray will be defending numerous upcoming "Sleep-  
In" cases as well as helping isolated sleep criminals. He  
has recently filed a U.S. Supreme Court brief defending free  
speech rights in ordinary everyday conversation.

Grueneich's Grumbings:

#### CONSTITUTION VISITS GREYHOUND ROCK

The Battle of Greyhound Rock started innocently enough with a search for a good night's sleep. Oops! Start again - sleeping is not necessarily innocent behavior in these parts. But according to the 23rd edition of Sleeper's Almanac (already out of print) it is legal to sleep in most unincorporated parts of Santa Cruz County, at least in your vehicle, and quite a bit of effort has been invested into bringing a similar state of enlightenment (or somnambulance) to the City of Santa Cruz. Besides, Linda Edwards tells us that she had been assured that Greyhound Rock was an OK place to indulge in the forbidden physical function of sleeping, at least within the privacy of a van.

With this nefarious intent Linda arrived at Greyhound Rock (along the side of Highway 1 near Davenport) at about 9:45 p.m.. Her hopes were dashed, not on Greyhound Rock, but rather on a sign clearly advising that no overnight camping was allowed there. There was an assemblage of friendly seeming folk at the scene, all huddled in their respective vehicles. Oh yes, and there was also a Sheriff's patrol unit parked there. Ooan - lets be liberal. Cops need their sleep too. Linda decided that given the nature of the audience, this might be an auspicious time to heed the no camping sign and make plans to migrate elsewhere for that forbidden rest.

At 10:04 her plans were interrupted by a not so friendly Sheriff's Deputy who cited her and warned that she had better leave in 5 minutes or there would be more trouble. Linda protested her innocence and insisted that the no camping sign had made her a believer (at least for that time and place) and that she was not camping or setting up camp, but was just getting ready to move on. (Rock of Gibraltar?) Alas, innocence was no defense, for the Sheriff's Deputy had yet another law that was specially designed for people with designs on obtaining a night's sleep.

The other law was a "no parking" ordinance implemented by a "no parking sign." Now this was not one of those universal never-never-park-here signs. It only banned parking between the hours of 10:00 p.m. and some time the following morning that lucky folks out there in middle class land often get to sleep through. What sign? Well here it is. At the far edge of this popular turnout

resources to hassle people who don't look Republican or politically correct Progressive. When she was informed by a local lawyer of dubious repute that her constitutional rights had been violated, there was no stooping her. Instead of meekly paying the ticket, or dodging warrants for a no-show, she requested a trial. The Battle of Greyhound Rock was on!

It was also over in a split whatever. Judge pro tem Larry Mustelli, delicately advising that she had no duty to disclose her defenses at the time of arraignment, nonetheless invited an explanation in case he should be inclined to save the taxpayers a bunch of money and dismiss the nonsense forthwith. I am quite sure that he did not use those words. Grumbling Grueneich, ever eager for a soapbox and seeking fame through declaring parking tickets unconstitutional, made an impassioned argument that somehow omitted the Pledge of Allegiance. A more rational dialogue ensued as Linda Edwards was able to give her own response to the questions from the bench. The climax came when Mr. Mustelli stated that he had heard such things about Greyhound Rock before and ordered the case dismissed "on due process grounds."

Now for the legal lecture. "Due Process" comes from the Constitution - both of them (US and California). Part of "Due Process" is fair notice of what acts are criminal. "Ignorance of the law is no excuse" is only sometimes true. Among the more notable exceptions are a bunch of loopholes that allow police officers to make good faith mistakes as to the law. But I stray. Parking, unlike sleeping, is not the sort of conduct that most people associate with hard core crime, particularly on a highway turnout. Thus, if a short stay is going to become a dastardly deed, it is important that folks be given reasonable notice of where and when they cannot park. An obscure unlighted sign at the far edge of a turnout at nighttime is not adequate notice, and a criminal prosecution based on such a sign is a violation of "due process."

Ready for the Catch-22? Now that you know your legal rights, can you repeat Linda Edwards experience with full confidence that you will beat the rap as long as you merely park at Greyhound Rock

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Well sleeplessness does increase irritability, including irritability with law enforcement agencies that use their

LA Times 9/22

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**CORRECT UP:** A closer look at the court situation... a list of dates for our rogue's gallery of sleep felons (come to court and watch justice at work)... the final segment of D.R. Graves's Arizona report... a reported sighting of the fabled Fight Your Ticket guidelines... and possibly more.



"Now blessings light on her that first invented this same sleep!  
It covers a person all over, thoughts and all, like a cloak; 'tis  
meat for the hungry, drink for the thirsty, heat for the cold, and  
cold for the hot. 'Tis the current coin that purchases all the  
pleasures of the world cheap; and the balance that sets the king  
and the shepard, the fool and the wise man, even."

---adapted from Cervantes' Don Quixote

# STREET SHEET

#34

October 2, 1988

Sunday

## RIVER STREET'S "DEW DROP INN" SLEEP-IN A WEEK OLD

### POLICE MISINFORMATION AND INTIMIDATION TACTICS CONTINUE

Exactly eight nights old as of Sunday morning, the spirited but simple Dew Drop Inn continues to shelter and feed homeless folks and their sympathizers in boxes, bags, and blankets, on donated carpet, and even on a newly-constructed bed. Spearheaded by Greybear, Linda the Lark, Bashful Brad, and other homeless stalwarts, the weekold camp-out near the River St. Shelter has endured nightly visits by restrained but unrepentant Sleepbusting police. Thursday night, they made no less than 4 visits, taking down names and threatening to arrest any so brave as to remain upon their return later in the night. Yet by press time, no tickets had been issued, and no arrests made. We're glad to see police conduct falling into line with elemental human needs and rights as far as sleep goes, but the continuing pressure on sleepers through midnight ID demands and false but frightening threats of future citations is cruel and contemptible.

Though the SCPD's idle threats are wearing thin, street folks wakened in the dark early morning hours<sup>st. 11</sup> do not appreciate being misinformed about the intentions of armed and authorized blueshirts. Nor are phoney guilttrips like "your sleep-in will result in the closure of the River St. Shelter" likely to encourage respect for the Law and those charged with enforcing it.

Organizers and camp residents continued to prepare at least one tasty meal a day, inviting all those with an empty belly and the desire for company, to share provisions. Saturday night's meal: a tasty crisp green salad and steaming hot vegetables and rice--at a price no restaurant in town could beat. Everyone, Gang of 7 members and armed Sleepbusters alike, are invited to future meals--usually happening sometime after 9:30 p.m. There's room for you and your friends if you bring your own bags and warm clothing. A visiting S.F.Chronicle reporter with his eye on the exercise in homeless empowerment apparently expressed his intention to join the Sleep-In sometime next week. Meanwhile City Council candidate and former homelessphobic Steve Hartmann dumped his prejudices and waded into the Dew Drop Inn to spend 3 hours batting around ideas with the sleep-seekers, emerging with a stronger sympathy and understanding of the situation (though a platform still mired in the medievalism of support for the Sleeping Ban).

The Inn remains open for business and public view and continues to solicit tents, blankets, bags, stoves, fuel, food, and folks. No reservations required.

## GANG OF 7 OFFICE-SEEKERS TALK 'CAMPGROUNDS FOR THE HOMELESS'

### BUT CONTINUE TO SUPPORT UNCONSTITUTIONAL SLEEPING BAN

At forums before the League of Women Voters and again at the Labor Temple last Thursday night, the dozen + contenders for City Council deplored the homeless problem, hoped it would go away, and even

suggested that a campground or shelter might be found for the 'unfortunates--preferibly somewhere out in the county (or possibly in the next state). The two meetings effectively gagged the audience by presenting only prearranged questions from the sponsoring organizations and not allowing any debate between candidates on the issues. Reached by phone between the two uninspiring psuedo-debates, the candidates did unloose a few opinions about the Sleeping Ban and homeless needs:

Dave Steeves called for a camping area and an overseer; Don Lane had no solution, reportedly favored the right to sleep in your car, but gosh, maybe not, and not until he's elected anyway, and suggested it was the obligation of the city to provide shelter for the homeless. Mo Reich was heard to remark that it was the county not the city's responsibility; Arnie Levine, as ever, was all set to listen to 'alternatives,' still dangling the carrot of a downtown parking garage as a temporary nighttime parking area (though he has steadfastly refused to formally propose this from his position as a member of the Gang); Sue Groff, the iron luggage maiden, suggested the homeless invest in State parks; Ron Quarterero bemoaned the problems of middle-class folks seeking to buy houses and pointed his finger at the state to help solve the housing crisis; Shillaci, a "lover of the <sup>homeless</sup>, found camping 'unsafe' (jails apparently safer) but felt city-county dialogue would help (they talk while you pay tickets); Yokayama in an earlier statement at Democratic Party HQ argued that "institutionalizing" camping was unsafe and suggested low-cost housing (possibly sometime in 1997?); Ed Porter noted <sup>Plan for a</sup> his centralized (concentration?) camp for the homeless plan was gathering dust; Don Waller denounced dealing with "short-term needs" (perhaps burial grounds for the homeless safely outside city property?); John Mahaney, former mayor of Santa Cruz during the 70s, could not remember passing the original Sleeping Ban back in 1978 when it was set-up to discourage hippies and other riffraff.

All of these office-grabbers expressed fairly unqualified approval of the current "go to sleep; go to jail" policies in refusing to call for an immediate (if limited) change in the Sleeping Ban. Virtually all of them also called for a "camping area" of one sort or another for the homeless. Only candidates Jane Imler and Abdullah Hassan have actually come out for a complete and unqualified end to the practice of criminalizing sleeping. Steve Hartmann supports the ban, though he did appear before the Gang of 7 and urge them to go to the County and get land for a campsite or two, even suggesting that Neary's Lagoon be used immediately. Imler, on the other hand, is calling for an immediate amnesty for all folks ticketed for 'sleeping' offenses, a moratorium on all such tickets, 3-5 campgrounds to be set up within and without the city, a switchboard to be reopened (there was one here during the 70s), and a new policy for the Mall which substitutes consultations for police confrontation and harassment. Jane Larsen-Bear has also called for a "temporary repeal" of the Sleeping Ban, to be linked with a camping area.

We invite all candidates (including the illusive Rob Brezny) to forward us their plans to extend elementary human rights to the homeless of Santa Cruz, but we encourage them to save empty speeches for the captive audiences and answer: "are sleeping people in the city to be cited or arrested if they are not creating a public nuisance?" How many of these middle-class worthies are willing to join a sleep-in to show the same commitment to human rights here that the psuedo-Progressive faction of the current Gang of 7 allegedly has for homeless Central Americans? Speak up or watch your conscience curdle.

CARTOONS 'N CLIPPINGS

Registered Publication 4/21/83

Council approves downtown toilets

By JENNIFER KOSS STAFF WRITER

A debate by the Watsonville City Council last night on the need for toilets in a city park and in the downtown area provided a mixture of humor and concern.

"I've seen guys going to the bathroom against the fence," Councilman Tony Campos said, in arguing for a portable toilet in the 200 block. "If we have a toilet there, there's no excuse."

He also cited the need for a toilet in the Joyce-McKenzie Park and in the Plaza on weekends.

Whereupon Councilman Rex Clark observed, "I know what goes on in the Plaza, and I'm amazed that railroad tree is still growing."

His remark prompted some biters and Clark went on to say, "I understand the need and I know it's probably pressing, if you'll pardon the expression."

However, Clark said he was not willing for the city to take on the liability that goes along with portable toilets on

city property. And Councilwoman Gwen Carroll objected to a toilet in the Plaza on esthetic grounds.

"To me, it's like putting a restroom in the middle of Ford's Department Store," she said.

Campos then specified he was not talking about a toilet in the middle of the Plaza, but in a convenient location nearby.

"There's been a lot of people complaining," he said. "I think this is something we owe our community."

Recreation Director Pat Donohue and City Manager John Radin warned that portable toilets were subject to vandalism and posed a potential for some serious police problems unless constantly supervised.

Nevertheless, the council voted 5-1, with Carroll dissenting, to place a toilet in Joyce-McKenzie Park, and 4-3, with Carroll, Clark and Councilman Dennis Osmer dissenting, to direct staff to investigate locations for a downtown toilet.

LET'S GO TO "HOW"

I support the camping ban. I support the fact that the city has no land for the homeless in the city that could be used by the homeless without impacting business or residential neighborhoods.

However, I would also like to point out \$2.5 million dollars worth of city land that the majority council just "gave" to Community Housing Corporation is the biggest ripoff of the people's trust I have ever seen in Santa Cruz. Let's not forget, also, almost one million dollars in additional cash funding that is probably long gone as well. I'm talking about the Healy Lagoon Property. That is the same property used by travelling Hobos for the past fifty years. It is away from residents. It is away from business. It is large enough to accommodate the homeless. More importantly, it could only be a temporary place due to the "someday" construction that is planned.

OK! Then What? The Council-as a body, go to the Board of Supervisors and demand land for the shelter and rehabilitation of these people. The criteria: It must be away from areas that could be impacted with regards to residents or business. That's it.

Now bring in modular housing (mobile homes)...even quonset huts for the following: emergency shelter, rehab counseling office space, arts and crafts and work rehab buildings, central eating area, volunteer distribution center.

Costs, you ask? Mobile home price quote...3 1/2, 2BA, and could probably sleep 10 people (4 in master 1/2 plus 3 and 3) sells for about \$30,000. 100 people=10 units=\$300,000. Units are double wide 24x32.

Rehab office counseling space (1), central eating area (1), volunteer distribution center ( Salvation Army, Church Organization, etc.) (1) with projected size of 42x40 at a cost of \$40,000 each=\$180,000. Arts and Crafts work rehab building 40x100 ( metal and insulated ... poured foundation, set-up, necessity services @ \$30 per sq. ft.) \$120,000.

So what do we have? \$300,000 plus \$180,000 plus \$120,000 totals to \$600,000. Imagine that! That's effective spending that would probably be paid for in federal funding since the homeless issue is such a hot national topic. All they need is the land for set-up and an area for those travellers who chose to camp on their way to somewhere else, but lacking the finances to use the state park system.

NOTE: The River St. Shelter sleeps 14. It cost \$600,000!

Wake Up, People! We have to get a handle on this problem! If we can gain control of a situation-any situation....we can deal with it. For the homeless by circumstance we offer safe temporary shelter and the little boost needed to get back on track. To the drug addict or alcoholic we offer rehab-away from the temptation to give in to the pusher on the corner or the liquor store down the street. With that, the means to direct abilities by art or craft or work related rehab.

Call me, Steve Hartman 429-8310

NEW HOPE FOR THE HOMELESS FROM DR. TIM

THE AWAKE CENTER is facing Santa Cruz's most popular criminal offense: SLEEPING. THE AWAKE CENTER offers counseling to criminals who feel a need to disrespect the law. Through The Awake Center's Sleepers Anonymous program, you'll learn how to stay up every night and be a respectable citizen.

Yes! Through just one visit to The Awake Center you'll find that your problem is a common one and that there are other people just like you who also feel the urge to sleep. Don't go to jail for a problem that can be solved.

Come to The Awake Center now and do something about your problem.

At The Awake Center, you'll learn hands-on training on how not to sleep. You'll find that it will change your life and make you a better person. Or your money back.

The Awake Center is a non-profit organization (so far). (Inquire for rates and treatment programs at the Dew-Drop Inn. Or call our hot line 429-3550 and get expert pre-admission counseling from our town's greatest--the City Council.)

SNIPS AND SNATCHES FROM THE STREET

.....Coming to Court: Linda the Lark, to be arraigned sometime Monday morning in Muni court for another vicious sleeping incident; Omar the Magnificent, 10 a.m. arraignment in Muni court for battery and trespass (that is, trying to reason with a bathroom owner intent on kidnapping him, by Omar's report). Both are expected to plead Not Guilty.

.....Cowell State Park Throws New Obstacles In Way of Working Poor: a man with a 6 a.m. daily job but without a Mastercharge card reported that the park authorities, in addition to charging a usurous \$10/day for a campsite, refuse to accept payment for a full week without a credit card; additionally they insist on a 9 a.m. check-in daily, effectively sabotaging the normal working schedule of house-less folks struggling to make ends meet. Perhaps Groff the Griffiness could look into this unfortunate situation? Or maybe state parks just dont like the homeless?

.....Researchers and Organizers Wanted: Hey, well-rested returning students! We need folks to research the homeless situation locally over the last 50 years to provide perspective for the myopic authorities here...also--anyone on campus interested in organizing a debate at UCSC and/or Cabrillo on the Sleeping Ban, or in doing a weekly check on the court roster to see how many sleeping cases are going to trial, or in aiding a benefit down here to help the Dew Drop Inn? Give a call at 429-9801. We need you.

.....Thnx to Dr. Tim for taking time out from The Awake Center to nearly singlehandedly prepare last Tuesday's supper at City Council on just an hour's notice. And nightly thanx to the busy chefs over at the Dew-Drop Inn who are making eating a regular occurence among the Santa Cruz hungry.

.....Surfacing after several months of recuperation, Pasatiempo Sleepsweep survivor John Harper spoke to Sentinel reporter Don Miller Friday about the stagparty mentality of the sheriff's deputies who (in company with the ever-vigilant SCPD) busted the Pasatiempo sleepers back in July. Harper confirmed and expanded upon what we reported back in Street Sheet #18--that deputies broke in on him at 5:30 a.m. making love and relentlessly videotaped him and Victoria as they tried to dress. He and the other campers were given a half-hour to leave with all their personal items (an impossible task, given the amount of stuff) and told that second tickets would be issued if he arrived at the sheriff's office to claim any stuff left behind. We're hoping Tom Long's promised series in the Sentinel next week will expand on this slimey business so the public can take corrective action. If you want to get the straight dope from Noren's Ninnies on what their current policies are on sleeping in Santa Cruz County (where it's been legal since 1985), give 'em a call at 4252431 or 425-2083. Then let us know if they're correctly informing you that you can sleep in your car by the side of a county road. (429-9801)

1<sup>st</sup> letter ever arrived at Homeless Table last week from the S.C jail addressed to Kim the Sparrow →

Mrs. Scott Wells Reed  
2274 Weber St.  
Santa Cruz, Ca.



Mrs. Kim  
Homeless Table (Pacific Garden Mall)  
Santa Cruz, Ca.



BUBBAH BRIAN STORMS THE CELLS

ILLEGAL OVERCROWDING AND FETID CONDITIONS

TO BE ARRAYED BEFORE TUESDAY'S BOARD OF STUPIDVIPERS

Loaded with noxious news from the County Jail, omnipresent activist Bubbah Brian has discovered new unconstitutional warehousing activities in the costly (\$80+/day) but spartan sleeping quarters arranged by the Gang of 7 for the restless homeless. Inmates awaiting trial and those already convicted of offenses are being lodged together in violation of Std. Calif Code General 4001. Many cells have guys on the floor provided only with jail-issue jumpsuits, while State of Calif Laws and Guidelines for Local Detention Facilities Chap 22, p. 127 mandates a standard issue of bedding and linen at booking: 1 mattress, 1 clean sheet, 1 blanket or mat, and 1 towel. (River St. Shelter also seems to be experiencing a shortage of blankets, according to informal word from there Saturday night; perhaps county coin counters could direct a little more of the state and federal funding away from comfortable bureaucrat's salaries back to homeless blankets and bedding?)

S.C.C. G. 4015, reports Brian, requires the Board of Stupes to provide the sheriff with food, clothing, and bedding for prisoners to meet the minimum standards prescribed by the Board of Corrections. Perhaps the Board has been oversleeping and should be cited back to sanity by volunteer citizen Sleepbusters; then the Fabulous Five could join other sleepers their deputies have jailed and compare notes.

Brian's letter to the Board mentioning overcrowding has received a reply both from the Board and the City Council, with Sleepervisor Gary Patton's assistant A. Shiffron directing Brian to County Admin official Ken G. Venzke.

Perhaps the Stupes, due to meet Tuesday October 4 at the County Bldg. (5th floor) will be able to shed some light on the situation. Phone 425-2201 to find out when "Oral Communications" comes up. Gary Patton will also be holding his Monday morning background briefing at the cafezinho 8 a.m. for early risers. Maybe some City Council candidates in search of county property or funding to dispose of the homeless will show up to plead their cases? Even if they don't, maybe you should. Brian has promised us he'll be there with facts and figures in hand.

Brian also notes that registered media must be given correct information about the jails (Laws 'n Guidelines for Local Detention Facilities, Chap 6, p. 22.) When Kim the Sparrow was dumped in a holding cell, she reported shit on the floor, and no bedding. Her requests that the place be cleaned up were ignored. Brian reports that under Laws 'N Guidelines the jail is legally required to have a set schedule for cleaning (once a year perhaps?). Brian's call to Public Health and Sanitation in search of a mop netted word that Cynthia Miller was out till next Wednesday; perhaps then she'll find time to enforce the law. Is this Santa Cruz 1988 or the Tower of London 1542?

Anybody recently released from this Bastille should stop by the Homeless Table to update us on conditions there. We cheerfully take depositions from those willing to sit down and write them.

### TALES 'N TIDBITS

.....Could the solid front of the Gang of 7 be cracking? Katy Sears-Williams, usually regarded as the most unlikely and conservative of Sleepbuster Central has expressed an interest in actually putting the issue of homeless rights on the City Council agenda for the 1st time in months (years?). Katy's talked this way before with no results, but just maybe this time, things'll be different. Don't let us down. (And you citizens out there, give Katy a call at 429-0141 and encourage her.)

.....Street agitaters and suspicious bystanders have darkly hinted that Homeless Tablers are lining their own pockets with \$100 bills intended for the homeless. Though we're too disorganized to publish a financial report, we estimate taking in about \$50-60 last week, not counting what was pilfered or borrowed from the donation jug, some of which is in the hands of Sidewalk Shannon, who keeps the funds for upcoming suppers. Cantankerous critics are invited to spent some time at the Table actually contributing rather than just grumbling; then perhaps they can see with their own eyes the vast sums of money we take in daily. Robespierre Robert apologizes for any harsh words he loosed on these street folks, who are simply trying to defend the people's interests as they see them.

.....Thanx to Mademoiselle Michele for her tireless phone work tracking down would-be politicians to get their positions on the Sleeping Ban, to out-of-towner Rick Johnson from Buckley, Washington for dropping \$5 in the Homeless Jug, to artist Vigyano (whose work can be seen in the Cooperhouse's Ice Cream Parlor) for designing our soon-to-be-published Homeless Poster, to Big Time Mac for his ever-successful (if often abrasive) superfundraising, and to one-time Reaganite Arthur A. for his donation of food money to Dew Drop Inn so that it may continue to feed whoever's hungry--whether tie-dyed, heroin-addicted, or asleep-on their feet.

.....Disturbing reports continue to reach us that Peter C's Soup Kitchen has begun to refuse service to folks whom they recognize as workers on the Homeless Table. We hope this rumor is groundless and welcome a reassuring response from Peter and his folks since we know that he strives for "unconditional" service to the needs of the poor.

.....newcomer Jerry F. reports problems with the bureaucracy: kicked out of a shelter for not calling in (when he had a 102<sup>o</sup> fever), then ousted from the Soup Kitchen and then from Soup Kitchen property in spite of his illness ("get out of here now or you can't come back"), then given a torrent of excuses as to why he couldn't stay at Calvary Church (no refuge for sleepers since last summer's police raids and its end-of-the-summer closedown). Guess Mardi W's helpful green cards just aren't working.

### UPCOMING EVENTS

Monday 8 a.m. Cafezinho Gary Patton, Santa Cruz Sleepervisor runs through his agenda for the Tuesday Board meeting. You've gotta be persistent, brave, and loud to get Gary's attention, but he does answer questions once he chooses to pause.

Tuesday 9 a.m. (call the Board for exact time) Talk to the Board itself about why the County should provide space and funds for the homeless to set up a campground, switchboard, showering area, etc. Brief them on problems you've had with the deputies.

Wednesday 11 a.m. Meet at the Homeless Table to attend the debate discussion over at Trinity Presbyterian Church (Melrose and Poplar) over Homeless issues: Fred Gray and Jane Imler will be there. Transportation probably available.

1974 2 24

Register - Annapolis 1/11/73

# Council approves downtown toilets

By JENNIFER KOSS  
STAFF WRITER

A debate by the Watsonville City Council last night on the need for toilets in a city park and in the downtown area provided a mixture of humor and concern.

"I've seen guys going to the bathroom against the fence," Councilman Tony Campos said, in arguing for a portable toilet in the 200 block. "If we have a toilet there, there's no excuse."

He also cited the need for a toilet in the Joyce-McKenzie Park and in the Plaza on weekends.

Whereupon Councilman Rex Clark observed, "I know what goes on in the Plaza, and I'm amazed that redwood tree is still growing."

His remark prompted some wickers and Clark went on to say, "I understand the need and I know it's probably pressing, if you'll pardon the expression."

However, Clark said he was not willing for the city to take on the liability that goes along with portable toilets on

city property. And Councilwoman Gwen Carroll objected to a toilet in the Plaza on esthetic grounds.

"To me, it's like putting a restroom in the middle of Ford's Department Store," she said.

Campos then specified he was not talking about a toilet in the middle of the Plaza, but in a convenient location nearby.

"There's been a lot of people complaining," he said. "I think this is something we owe our community."

Recreation Director Pat Donohue and City Manager John Radin warned that portable toilets were subject to vandalism and posed a potential for some serious police problems unless constantly supervised.

Nevertheless, the council voted 6-1, with Carroll dissenting, to place a toilet in Joyce-McKenzie Park, and 4-3, with Carroll, Clark and Councilman Dennis Osmer dissenting, to direct staff to investigate locations for a downtown toilet.

LET'S GO TO "HOW"  
I support the camping ban. I support the fact that the city has no land for the homeless in the city that could be used by the homeless without impacting business or residential neighborhoods.

However, I would also like to point out \$2.5 million dollars worth of city land that the majority council just "gave" to Community Housing Corporation in the biggest rip-off of the people's trust I have ever seen in Santa Cruz! Let's not forget, also, almost one million dollars in additional cash funding that is probably long gone as well. I'm talking about the Henry Legoon Property. That is the same property used by traveling hobos for the past fifty years. It is away from residents. It is away from business. It is large enough to accommodate the homeless. More importantly, it could only be a temporary place due to the remedial construction that is planned.

OK! Then What? The Council-as a body, go to the Board of Supervisors and demand land for the shelter and rehabilitation of these people. The criteria: It must be away from areas that could be impacted with regards to receipts or business. That's it.

Now bring in modular housing (mobile homes)...even quarters for the following: emergency shelter, rehab counseling office space, arts and crafts and work rehab buildings, central eating area, volunteer distribution center.  
Costs, you ask? Mobile home price quote...3 B/R, 2B/A, and 3) could probably sleep 10 people (4 in master B/R plus 3 and 3) sells for about \$30,000. 100 people=10 units=\$300,000. Units are double wide 24x32.

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So what do we have? \$300,000 plus \$180,000 plus \$120,000 totals to \$600,000. Imagine that! That's effective spending that would probably be paid for in federal funding since the homeless issue is such a hot national topic. All they need is the land for set-up and an area for those travelers who chose to camp on their way to somewhere else, but lacking the finances to use the state park system.

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NEW HOPE FOR THE HOMELESS FROM DR. TIM

Call me, Steve Hartman 429-8310

# Used to Ticket Homeless Draws Challenge

ACLU Joins Legal Assault on Illegal-Lodging Statute  
By JENIFER WARREN, Times Staff Writer

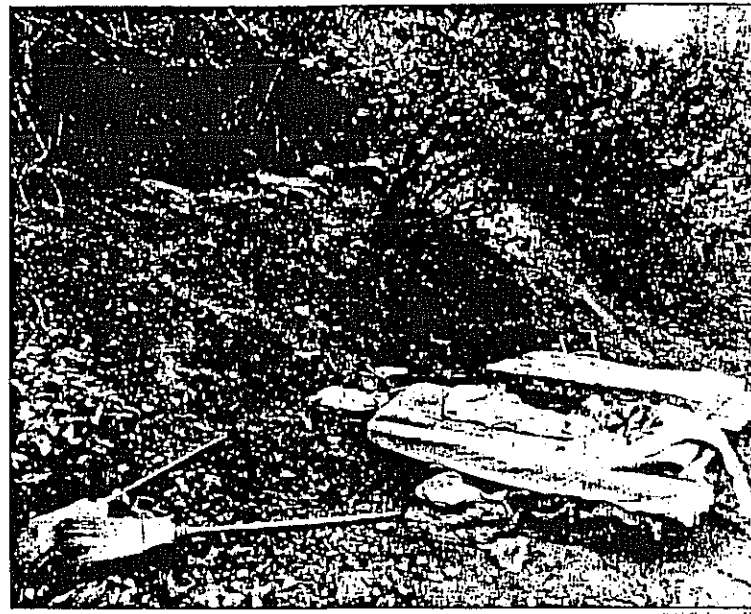


Encampments such as this one near downtown San Diego are illegal under law being challenged.

cont. From Street Sheet #33 →

And, closer to home ↓  
San Jose Mercury News 9/14 or 21/88

## Address: Palo Alto



Keith Galan - AP

One of the sites contains two mattresses complete with bedding, a carpet and brick stove

## Transients' camps irk homeowners in city

By Lisa Lapin  
Mercury News Staff Writer

Palo Alto homeowners who live along San Francisco Creek say that dozens of transients who have settled into newspaper-lined beds behind trees along the creek bed have made their neighborhood unsafe — and that police are taking a "laid-back approach" to the problem.

"There seems to be a consciousness in Palo Alto that it's not right to get hard-nosed with the homeless," said Mark Liljegren, who says he has called the police "dozens of times" after watching people light fires, go to the bathroom, use drugs and brandish knives in the bushes across from his Palo Alto Avenue home.

"The police come, talk to them, and the campers are right back the next day. I'm a liberal person, and I tolerated it for a while. But

enough is enough."

The Palo Alto Police Department, torn between providing safety for residents and allowing the homeless people to have a place to sleep in peace, says it is opting for a humanitarian solution to the dilemma.

"We're trying to handle this in a reasonable and humane way," said Lt. Tom Mason, police watch commander. "We have property-owning taxpayers against people who have no place else to stay. So for the moment, we're trying to get a feel for just what the community wants."

Permanent residents of the neighborhood around Palo Alto Avenue and Poe and Waverly streets want the transients evicted from what they say are illegal encampments on city parkland. They say they are tired of being approached

See HOMELESS, Page 3B

on their front lawns by drunken and angry people wanting everything from money to the clothes off the homeowners' backs.

"Last week, I was gardening in my back yard, and I had a guy come to my back gate and ask me for money," said Kathleen Craig, who gave the man \$3 in the hope he'd go away. "It's getting to the point where I'm afraid to be home alone during the day."

Craig's husband, Roger, brought the issue before the city council Monday. "Basically, there is a wave of fear in the neighborhood," he told the council. "People are afraid to be walking around. It's like a hobo jungle out there."

A quick walk around the banks of the creek Tuesday afternoon revealed at least four "camps" — all recently occupied — across the street from neatly kept cottages.

The camp, where residents say a homeless couple has lived off and on for two years, has paths leading to little "fruit" carved out of the ivy and poison oak. In the "kitchen" are jugs of water, chicken bones and pizza crusts. Another "room" has sleeping bags, crossword puzzle books and clothing.

And human excrement marks an area used as a bathroom.

At another encampment, where fresh newspaper neatly lines the ground, recently washed socks hang from a tree branch.

At the most sophisticated home, hidden in the creek bed just below the city's landmark tree, El Palo Alto, are two sheet-covered mattresses. The accommodation is complete with carpeting, a well-used metal stove of bricks, and salt and pepper shakers.

Merson said the police department would meet with the city human relations commission about the homeless problem today, but didn't expect any immediate solutions.

"Right now, we're handling the areas on a complaint basis," he said. "There is a population that sort of moves into the bushes to live. That's their thing."

He said the department would take stronger action once the Urban Ministry sets up a network of churches that will house homeless people on a rotating basis.

"We want to make sure they have somewhere else to go," Merson said.

Tim Orr, who lives on Palo Alto Avenue, said he understands the

# HOMELESS: The Use of Vagrancy Statute to Face Challenge in Court

The statute simply says that, if you lodge in a place that is not intended for such use, then you are breaking the law. I think common sense would dictate that a doorway or a sidewalk does not have temporary lodging quarters as its intended purpose.

Jill Armour Lewis  
Deputy City Atty.

During a three-month period ending March 30, the department issued 1,933 tickets for illegal lodging. In the same period, another 247 people were booked into the County Jail on charges of illegal lodging and related violations. 87% of those arrested were homeless.

Although critics of the practice suggest that police began stepping up their efforts around the time of enforcement of the illegal-lodging statute has been continuous.

"We always try to make the city look as nice as it can, and having a bunch of drunks sleeping on park benches in the high tourist areas doesn't project a nice image of the city," Seden said. "We are consistently getting complaints from owners or managers of property, who are upset not so much with the fact that they're lodging, but with what they leave behind."

Seden said police officers "feel like referees in this thing. We've got people urging us to crack down one day and other people criticizing us for it the next."

Kenneth S. Kleinf, an attorney with Gray, Cary, Ames & Frye, who is volunteering on the case for the ACLU, said his legal assault on the statute is three-pronged. For starters, Klein argues, the penal code section authorizing illegal-lodging tickets only applies to people sleeping inside a physical structure.

The statute at issue was rewritten in 1961 after its predecessor, drafted in 1872, was held unconstitutional by the state Supreme Court. It declares a person guilty of "disorderly conduct" for

lodging "in any building, structure, vehicle, or place, whether public or private, without the permission of the owner or person entitled to the possession or in control thereof."

Klein says the legislative history of the law makes it clear it only applies to those taking shelter within a building.

"Back in 1872, we were a fairly agrarian society and it would not have been uncommon for a traveler to stop for the night in an open field," Klein said. "What you did not want was someone physically breaking into someone else's place."

If the judge rejects that argument, Klein and Homann will argue that the law is unconstitutional in at least two respects: It is overly vague and punishes someone for an involuntary status; in this case, homelessness.

On the issue of vagueness, Klein argues that the statute fails to define the offense of illegal lodging clearly enough to enable someone to avoid committing a criminal violation.

"If lying down or sleeping somewhere shows that one lodges there, then a sunbather at the beach or a commuter driving at a bus stop could be engaged in criminal activity," Klein wrote. "If an intent to make a place one's permanent residence indicates that one lodges there, then Juan Grifan did not violate the statute, for he did not have . . . the intent to make the sidewalk or parks his permanent residence."

The ACLU further argues that such vagueness and the amorphous term "lodging" give police excessive discretion in enforcing the statute. "The law should be clear enough, not only so people know how to conform their conduct so as not to violate it, but also so the discretion of the officer on the street is not unbridled," Wheeler said.

Klein and Homann also contend the statute violates constitutional protections against cruel and unusual punishment by targeting those in a condition they have no power to avoid. Given the shortage of shelter beds in San Diego, the homeless "will often have no choice but to sleep in public and, if the city has its way, risk condemnation as criminals," Klein wrote.

Deputy City Atty. Jill Armour Lewis points a different picture. She said the statute clearly is intended to apply to those sleeping outdoors and maintains that "it is not in the least bit vague."

"The statute simply says that, if you lodge in a place that is not intended for such use, then you are breaking the law," Lewis said. "Common sense would dictate that a doorway or a sidewalk does not have temporary lodging quarters as its intended purpose."

### Warning Tickets Issued

Lewis also noted that police frequently issue warnings to illegal lodgers before slapping them with a ticket. "I think they often wake them up, tell them not to sleep there, ask them to gather up their cardboard and blankets and move," she said. "Not everyone gets a ticket."

When the offenders receive a citation, they are ordered to appear in court. Most never show up, and then warrants are issued for their arrests.

"These people don't exactly have social secretaries to keep their calendars," Homann said. "It's kind of ridiculous to expect someone who has a hard enough time eating from day to day to make a court date two months after the ticket is issued."

Few of the warrants are ever executed, however, either because officers don't know where to find the offenders or because there is no room in the jail for them. Those who do show up for their hearing frequently receive a suspended

sentence, according to Municipal Judge Robert P. McDonald. Other receive \$50 or \$25 fines, or are required to do volunteer work.

"Let me tell you, it is often heart-rending situation," said McDonald, who estimates that he sees fewer than a dozen illegal lodgers in his court each week. "You can't find someone living on the street. That just makes their situation worse. But the police are obliged to enforce the law. There is no simple answer."

In its brief to the court, the ACLU makes clear its view that aside from the statute's legal problems, it is simply "unconscionable to make homelessness a crime." The judge upholds the law, however, the organization suggests that homeless offenders be offered a bed and transportation to the shelter along with their belongings before they are ticketed.

"We don't think it's too much to ask," Klein said. "And, if someone declines this offer, then you've got a pretty solid argument that they're lodging outside voluntarily."

Landerville of the homeless task force supports that idea. But Lt. Seden, for one, doesn't believe such a system would work.

"We've got enough trouble just responding to the radio calls or serious crimes in progress, so don't see how we could afford to run a taxi service for people found sleeping in Balboa Park," he said.

Moreover, a "certain percentage of the hard-core types aren't interested in the structured environment they have at these shelters. They don't want the sermon, and they want to smoke and drink and get up when they please."

point of view.

"At first we had a compassionate attitude toward these people," Orr said. But then his home was burglarized twice in six months.

"You tend to get less and less tolerant."

Orr said he is tired of watching the young man who camps across from his home relieving himself over the creek bed. And Orr is getting less patient when the homeless people decide to crush aluminum cans at 2 a.m.

"We've got a serious problem," Orr said. "And we need to do something before the neighborhood is overrun."

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Kath Graham - Staff

One of the sites contains two mattresses complete with bedding, a carpet and brick stove

## Transients' camps irk homeowners in city

By Lisa Lipkin  
Los Angeles Times Staff Writer

Palo Alto homeowners who live along San Francisco Creek say that dozens of transients who have pitched tents, set up perches and built fires along the creek bed have made their neighborhood unsafe and that police are taking a "hit-back approach" to the problem.

"There seems to be a conscious plan to get hard-core with the homeless," said Mark Liffegren, who says he has called the police "dozens of times" since watching people set up camp in the bathroom, the bushes and around his Palo Alto Avenue home.

The police come, talk to them and the campers are right back the next day. "I'm a liberal person and I tolerated it for a while. But

enough is enough." The Palo Alto Police Department, torn between providing safety for residents and allowing the homeless people to have a place to sleep in peace, says it is opting for a humanitarian solution to the dilemma.

"We're trying to handle this in a reasonable and humane way," said Lt. Tom Marston, police watch commander. "We have property-owning taxpayers against people who have no place else to stay. So for the moment, we're trying to get a feel for just what the community wants."

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See HOMELESS, Page 3B

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"Right now, we're handling the areas on a complaint basis," he said. "There is a population that sort of moves into the bushes to live. That's their thing."

He said the department would take stronger action once the Urban Ministry sets up a network of churches that will house homeless people on a rotating basis.

"We want to make sure they have somewhere else to go," Merrett said.

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police point of view. "At first we had a compassionate attitude toward these people," Orr said. But then his home was burglarized twice in six months.

"You tend to get less and less tolerant," Orr said he is tired of watching the young man who camps across from his home relieving himself over the creek bed. And Orr is getting less patient when the homeless people decide to crash aluminum cans at 3 a.m.

"We've got a serious problem," Orr said. "And we need to do something before the neighborhood is overrun."

CCM

# Used to Ticket Homeless Draws Challenge



Encampments such as this one near downtown San Diego are illegal under the long-standing ordinance.

cont. From Street Sheet #33

And, closer to home

Son Joac Mercury Wendy 9/19 or 21/88

Address: Palo Alto



LA TIMES  
4: Part II / Wednesday, September 21, 1988 1

## HOMELESS: The Use of Vagrancy Statute to Face Challenge in Court

The statute simply says that, if you lodge in a place that is not intended for such use, then you are breaking the law. I think a common sense would dictate that a doorway or a sidewalk does not have temporary lodging quarters as its intended purpose.

San Antonio Herald-Examiner  
Dorsey City Am.

During a two-month period ending March 30, the department issued 1,593 tickets for illegal lodging. In the same period, another 247 people were booked into the County Jail. A spokesman on that charge said related violations, 81% of those arrested were homeless. Although critics of the practice suggest that police began stepping up their efforts around the time of the San Antonio Herald-Examiner article had been written. "We always try to make the city look as nice as it can, and having a bunch of drunks sleeping on park benches in the high tourist areas doesn't project a nice image of the city," Seden said. "We are constantly getting complaints from owners or managers of property, who are upset not so much with the fact that they're lodging, but with what they leave behind." Seden said police officers "feel like referees in this thing. We've got people urging us to crack down one day and other people criticizing us for it the next." Kenneth S. Kleif, an attorney with Gray, Cary, Ames & Frye, who is volunteering on the case for

lodging "in any building, structure, vehicle, or place, whether public or private, without the permission of the owner or person entitled to the possession or in control thereof." Klein says the legislative history of the law makes it clear it only applies to those taking shelter within a building. "Back in 1872, we were a fairly agrarian society and it would not have been uncommon for a traveler to stop for the night in an open field," Klein said. "What you did not want was someone physically breaking into someone else's place."

On the issue of vagueness, Klein argues that the statute fails to define the offense of illegal lodging clearly enough to enable someone to avoid committing a criminal violation. "If lying down or sleeping somewhere shows that one 'lodges' there, then a sunbather at the beach or a commuter driving at a bus stop could be engaged in criminal activity," Klein wrote. "If an intent to make a place one's permanent residence indicates that one 'lodges' there, then Juan Gil-fun did not violate the statute, for he did not have... the intent to make the sidewalk or park his permanent residence." The ACLU further argues that such "vagueness" and the amorphous term "lodging" give police excessive discretion in enforcing the statute. "The law should be clear enough, not only so people know how to conform their conduct so as not to violate it, but also so the discretion of the officer on the street is not unbridled," Wheeler said.

Klein and Homann also contend the statute violates constitutional protections against cruel and unusual punishment by targeting

Warranting Tickets Issued

Lewis also noted that police frequently issue warrants to illegal lodgers before sleeping them with a ticket. "I think they often wake them up, tell them not to sleep there, ask them to gather up their cardboard and blankets and move," she said. "Not everyone gets a ticket."

When the offenders receive a citation, they are ordered to appear in court. Most never show up, and then warrants are issued for their arrests.

"These people don't exactly have social securities to keep their calendars," Homann said. "It's kind of ridiculous to expect someone who has a hard enough time eating from day to day to make a court date two months after the ticket is issued."

Few of the warrants are ever executed, however, either because officers don't know where to find the offenders or because there is no room in the jail for them. Those who do show up for their hearing frequently receive a suspended sentence, according to Municipal Judge Robert P. McDonald. Others receive \$50 or \$25 fines, or are required to do volunteer work.

"Let me tell you, it is often a heart-rending situation," said McDonald, who estimates that he sees fewer than a dozen illegal lodgers in his court each week. "You can't fine someone living on the street. That just makes their situation worse. But the police are obliged to enforce the law. There is no simple answer."

In its brief to the court, the ACLU makes clear its view that aside from the statute's legal problems, it is simply "unconscionable to make homeless people sleep in the streets." The organization suggests that homeless offenders be offered a bed and transportation to the shelter along with their belongings before they are ticketed.

"We don't think it's too much to ask," Klein said. "And, if someone declines this offer, then you've got

and a little later...

10/11/78 Sun Dec 1978 New

# Palo Alto cracks down on transients encamped along creek's banks

By Janet Wells Mercury News Staff Writer

Complaints from Palo Alto homeowners living along San Francisco Creek have prompted police officers to change their minds and evict transients who call the brush-lined creek bed home.

Police were expected to conduct the second night of patrols along the creek late Friday, arresting those who refused to leave, Palo Alto Police Lt. Jim Coffman said Friday afternoon.



Earlier, police had indicated they would not take strong measures against the creek-bank dwellers until the Urban Ministry of Palo Alto, a coalition of 23 local churches, had set up a network of churches to house the homeless.

"But a resident took his complaints to the city council Monday, sparking quicker action.

"I think the police department understood there's a problem that's bothering the community," Councilman Mike Cobb said, adding that the police department has been "thoughtful" in dealing with the homeless.

Thursday, four police roused three men and one woman living in

make-shift campsites and told the homeless they would have to sleep somewhere else, Coffman said. Most of the 10 to 20 people who live in the creek had probably heard about the sweep and abandoned their sites before police arrived, Coffman added.

Having homeless people living in the creek, which runs through two Palo Alto parks, is not a new situation. Neighbors, concerned about incidents of petty theft, trespassing, drunkenness and urinating in public, have been complaining for months and the police department had been meeting with residents since June to find a solution.

Jim Burklo, director of the Urban Ministry, said he thinks the creek dwellers will move, but only temporarily.

"There are lots of places to camp in Palo Alto. That's one of the reasons it's such a nice place to live, there are so many trees and bushes ... but they'll be back," Burklo said. "The only thing the police will get (from the sweep) is poison oak."

The Urban Ministry is trying to organize a system using local churches for the homeless on a rotating basis. Each church would open its doors for a month each year to single transients. Four churches have already agreed to participate, and it will take another few months to get at least another eight churches into the program, Burklo said.

# The World of the Homeless in the City of Santa Barbara

(Summer 1984)



Crazies take note!

**YOU DON'T HAVE TO BE CRAZY TO WIND UP IN BELLEVUE. PARTICULARLY IF YOU'RE HOMELESS**

- 1) You don't have to be crazy to have no place to live in New York City... especially if you're poor.
- 2) You don't generally get a job in Bellevue and spreading disease.
- 3) You don't have to be crazy to prefer the sidewalks, the streets, to anywhere else.
- 4) You don't have to be crazy to be afraid of the police.
- 5) You don't have to be crazy to be afraid of the police.
- 6) You don't have to be crazy to be afraid of the police.
- 7) You don't have to be crazy to be afraid of the police.
- 8) You don't have to be crazy to be afraid of the police.
- 9) You don't have to be crazy to be afraid of the police.
- 10) You don't have to be crazy to be afraid of the police.

Homelessness is not a state of mind. The current expansion of psychiatrists' power to incarcerate nonviolent, evidently competent persons (such as Joyce Brown) is a perversion of justice and a subversion of the bill of rights. Would you trust your liberty to Mayor Koch and the mental health professionals? The roundup of so-called "gravely disabled" homeless people is a cosmetic sideshow which scapegoats victims of destructive housing and welfare policies. It fails to address the unavailability of low income housing and genuine care for people who want it. If you are or have been homeless, confined in a psychiatric facility, or simply distrust psychiatrists and are concerned about their power, consider joining us in mobilizing against the roundup.

**FOR INFORMATION CALL:  
PROJECT RELEASE/ACTIVISTS FOR  
ALTERNATIVES at (212) 999-5026**

Project Release/Activists for Alternatives, Box 20851, Columbus Circle, New York, New York, 10025, USA

- or resources necessary to start new lives.
- Alcoholics and those in trouble with drugs.
- Traditional tramps, hobos, transients, or wanderers who have taken to the road or street for a variety of reasons but who actually prefer it there and for whom it is a choice more or less freely made.
- All those — and there are quite a few — whose personal and idiosyncratic stories do not fit them into any of these categories, or else fit them into so many that the combination creates a new category all its own.

underground living is a problem that is...  
bothering the community." Councilman Mike Cobb said, adding that the police department has been "thoughtful" in dealing with the homeless.  
Thursday, four police rounded three men and one woman living in

# The World of the Homeless in the City of Santa Barbara

Peter Marin  
(Continued from page 1)  
(1986)

*[Editor's note: This dialogue was held on June 5, 1986. On August 16, the Santa Barbara City Council modified the sleeping ordinance to allow sleeping in certain public areas.]*

**W**hat follows is not meant to be definitive. How could it be? What I have tried to do is illuminate some of the dark corners of homelessness that we do not ordinarily consider. Obviously, that approach leaves what I have to say. There are certain kinds of homelessness which seem to be so obvious in terms of causation, significance, and solution that I do not talk about them here at all. The fact that I do not dwell on the effects of the economy or the failures of our "safety nets" does not mean they are not of paramount importance. It simply means that I think that, by now, they are, or should be, self-evident.

The trouble starts with the word "homeless." It has become such an abstraction and is applied to so many different kinds of people with so many different histories and kinds of problems that it is almost meaningless.

Homelessness, in itself, is nothing more than a condition visited upon men and women as the final stage of a variety of problems about which the word homelessness tells us almost nothing.  
Homelessness is a catch-basin into which pour all of the people disenfranchised or marginalized by processes often beyond their control and which lie at the heart of the social reality all of us inhabit.  
It is essential to realize this for several reasons.

*Fraser Martin is a writer living in Santa Barbara, and a contributing editor to Harper's. This article is adapted from a statement prepared by Mr. Martin for the first of two dialogues exploring homelessness: in Santa Barbara. The second dialogue — on sex, services available to the homeless — will appear in the November/December issue.*

from The Center Magazine  
(SEPTEMBER/OCTOBER 1986)

open its doors for a month each year to single Transients. Four churches have already agreed to participate, and it will take another few months to get at least another eight churches into the program, Burillo said.



Peter Marin

First, it means that most of the homeless, before they were homeless, were of less people more or less like ourselves: members of the working class or middle class. Even when homeless they are not as different from us as we think, although the terrible outcomes of their lives often render them visually alien to us and sometimes create in them such stress, confusion, depression, humiliation, or terror that they become different from us (though this would no doubt happen to many of us were we homeless).

Second, it means that the "solution" to homelessness, save for the most obvious palliative measures, must be sought in a series of solutions, some almost suggesting in complicity.

Third, it means that for many aspects of homelessness there may be no solutions. How, for instance, would one now undo the effects of the war in Vietnam, and the killing done and witnessed there, on men now as profoundly marginalized as are so many of the war veterans on the street? Or how would one undo the madness produced in many persons by life in our ordinary social world or by life on the street? To these, and many of the other problems attendant to homelessness, rehabilitation services for those who can make use of them, and learning to deal in more humane ways with those who cannot.

Finally, there are important moral consequences. For if the problems of the homeless have their roots in various economic processes or political events from which many of us prosper and for which some of us are responsible, then our obligation to the homeless can be understood in new ways and, hence, become more compelling.

• Deinstitutionalized mental patients. In some areas more than a third of the homeless would, a decade or so ago, have been found in mental institutions; and this total does not necessarily include those receiving monthly Social Security Insurance (SSI) payments for disability — people with mental problems who can nonetheless fend for themselves.  
• The physically disabled, who are often without enough public aid to find permanent shelter.  
• Local men and women (often families or single parents with children) who have lost their jobs, housing, or, for one reason or another, the ability to keep up with the upward spiral of rents or the cost of living.  
• Local elderly men and women on fixed incomes whose funds are no longer sufficient to their needs.  
• Runaway children, often from other states.  
• Men, women, or whose families from other parts of the country, uprooted by trouble, who have come here looking for work or who are passing through on their way to other places.  
• Separated single parents (mainly women) whose divorce or separations have left them without the skills or resources necessary to start new lives.

• Alcoholics and those in trouble with drugs.  
• Traditional transients, hobos, transients, or wanderers who have taken to the road or street for a variety of reasons but who actually prefer it there and for whom it is a choice more or less freely made.  
• All those — and there are quite a few — whose personal and idiosyncratic sorrows do not fit them into any of these categories, or else fit them into so many that the combination creates a new category all its own.

**I**n general, the homeless can be divided into two groups:  
• Those who have had homelessness forced upon them and who want to escape it, and  
• Those who have more or less chosen it for themselves or now, for one reason or another, accept it.  
This second group, when might be called "the street people," includes those elements — the drug dealers, the petty crooks, the alcoholics, the men prone to violence — which so disturb the middle-class world and which are used to justify harsh policies towards the homeless.

Nevertheless there are street people who are victims, in a sense claimed, who want something for nothing. But they are not nearly as numerous as we think. The crimes most often committed on the street are crimes without victims — those related to alcohol or drugs or generated by laws pertaining to loitering, open containers, sleeping, etc. — which, after all, impossible to live on the street and not break these laws.  
The fact is that the "dangerous" element, if there is one, constitutes only a small part of the homeless population. Among the street people — those who have chosen or apparently accepted homelessness — one finds a range of motives, or of character traits, or, yes, of insight, quite as wide as one is likely to find elsewhere in town.

**H**owever disorderly and dirty and unmanageable the homeless world may appear to us, it is not a world without its own rituals, its own order, its own significance for those who inhabit it. Each man and woman in that world — even, or perhaps especially, the mentally disturbed — struggles to construct within it a small and manageable order, a manageable world precisely the size and complexity of what they are able to master.  
We have no way of measuring how long it takes on the street, or when people lose their jobs or homes, for

# STREET SHEET



"Do you not know that a multitude of your brethren die or suffer from need of what you have in excess, and that you need the express and unanimous consent of the human race to appropriate for yourself anything from common subsistence that exceeds your own? It is contrary to the law of nature that a handful of men be glutted with superfluities while the starving multitude lacks necessities. Civil society is hardly more than a conspiracy by the rich to guarantee their plunder."

--from Rousseau

10% support fee required

## CITY ATTORNEY, MANAGER, AND POLICE BOSS FORCE SHELTER'S HAND

### BRINDEL CRUMBLES UNDER SLEEPBUSTER PRESSURE, ARRESTS DEMONSTRATORS

Mini-  
St. Shelter Tuesday night, SCPD police, at the instigation of Shelter overlord Paul Brindel, arrested residents and destroyed makeshift structures at the homeless's Do Drop Inn. Brindel twice called police Tuesday afternoon, demanding that demonstrators leave their makeshift homes or face trespass arrests (\$1000 fine, 6 months in jail the maximum penalty for this misdemeanor) in what were thinly-veiled "sleeping" busts.

Greybear and Linda the Lark took the first citations in mid-afternoon. By mid-evening police showed up to haul them and 6 others to jail for returning to the encampment to prepare the nightly free meal. Later, Maid Marion and Sleepytime John R. returned to be arrested again at midnight in their continuing attempt to get a few winks and simultaneously end the Sleeping Ban.

Shelter manager Fred Gray, a long-time proponent of ending the Sleeping Ban but a caustic critic of demonstrations to that end, apparently informed his boss, Brindel, on Friday that the city suddenly regarded the property on which the sleepers were living as Shelter property and thus his responsibility. Rather than challenge this opportunistic interpretation, Brindel, fearing the mini-River St. Shelter would be shut down because of no insurance coverage, chose to roust a site that had provided food and lodging for dozens of people over the last week and a half. The troubled bureaucrat declared himself a supporter of "ending the sleeping" ban as he drove off into the distance, leaving demonstrators in the hands of waiting SCPD. Demonstrators suggested that Brindel had sold his principles and the homeless rather cheaply since the city would be unlikely to "shut down" Gray and Brindel's mini-shelter a move that would provoke a storm of public indignation. By setting Brindel against the homeless, the city could wash its hands and claim the mini-shelter was just trying to "protect itself."

Citizens unappreciative of these slimey tactics may be interested in an upcoming educational debate and sleep-in at city hall scheduled for Tuesday October 11 when the Gang of 7 (City Council) will be called to account for their homeless-busting tactics as the November election draws nearer. Oral communications begin at 7:30 p.m. and students are particularly invited to tune in to what the phoney "progressives" are up to as they continue to promote their beloved Sleeping Ban. Once more, bring those bags, blankets, and plenty of company.

## CORNER OF LOGUST AND PACIFIC

"People in the streets	Nowhere to find sleep
As the rich man walks by	With his guilt-ridden smile
Love will have its return	Surely the wise will also learn
Of hardships of their fallin brothers	
	To band so tightly together
Then may peace again flourish	As love feeds the needs we nourish.
	--Bruce Andrew Black

RUMBLINGS OF MUTINY

....Angry homeless activists expressed anger and dismay at the mini-Shelter's decision to drive off the homeless in a hot-spiced meeting of The Shelter Project chaired by Page Smith Thursday afternoon. Smith himself attacked the city for its threats and under-the-counter dealings turning the Shelter against the homeless and urged better communication, particularly at the upcoming Citizen's Committee for the Homeless, whose meeting is scheduled for the end of the month. Activist Graybear declared that a new homeless camp would shortly be established at some environmentally appropriate place. Robespierre Robert urged the Shelter board to support a reestablishment of the vandalized campsite in back of the shelter to provide solid backing for folks fighting to end the Sleeping Ban. (Virtually everyone at the Shelter Project have urged ending the Sleeping Ban for several years, but none have been willing to attend a sleep-in thus far.) Time for less talk and more action.

....Will the person who made off with blind David's guitar some nights back outside the Poet and the Patriot please return it, either to where it was taken from or to the Homeless Table. David's in a wheelchair and wants to make a little music. (He also slept in at the City Council meeting in early September, but police refused to arrest him, perhaps feeling that there wasn't enough room for both David and his wheelchair in the paddywagon.)

.....We encourage the Mall Brownshirt who casually dumped a man's dufflebag into the trash can to remember his job is to provide security and assistance for all citizens in the area, not to heighten hostility by pointing harassment. We also remind citizens that PSI brownshirts in spite of their cute uniforms have no more authorization to order folks around than anyone else. When these boys decide to play policeman, and tell you to move along, ask them what ordinance they feel you're violating and what exactly their complaint is before rushing off.

.....Clean-up crews still wanted. Interested in cleaning up littered illegal campgrounds? Leave your name at the Homeless Table. County agencies, possibly some private property owners, may be willing to pay folks to do some garbage disposing.

.....Bad news on the county camping law: Looks like it may be illegal to camp beside county roads even outside the city limits--though it is legal for motorists to rest in their vehicles. We await a more definitive ruling from the County Counsel but the preliminary report from Gary Patton's office doesn't look good. More info on this in a coming Street Sheet, but it looks like it's almost as much of a Sleeping Ban in the county as in the city. Time for both city and county to take action.

....Coming October 18: a UCSC City Council candidate debate. At a debate between mini-Shelter boss Gray and Robespierre Robert two days ago, front-running big-bucks-spending candidates Lane (\$11,000) and Yokayama had nothing to say as Gray claimed 2/3 of the local homeless were being served by his 14-bed shelter. Coming sooner: if we can get it together, a debate at San Lorenzo Park or the Cafe Chameleon on the Sleeping Ban.

MATCH THE QUOTES

- A. "Camping is unsuited for an urban environment."
- B. "I don't ever want to see that issue come back into council chambers."
- C. "Leave in 15 minutes or be arrested."
- D. "Down on your knees and say your prayers."

Upcoming: Poetry from the streets...Sleepbusting hits the courts...  
The news media and the Sleeping Ban...anything you've got to say...

A. Gangmember Mike Rotkin; B. Gangleader John Laird; C. DMS River St. Shelter overseer Paul Brindel; D. SCPD Officer Clark.

"When justice is denied, where poverty is enforced, where ignorance prevails, and where any one class is made to feel that society is an organized conspiracy to oppress, rob, and degrade, then neither persons nor property will be safe."

--Frederick Douglass

# STREET SHEET



20¢ support fee

#36

Friday Morning

October 14, 1988

"It was not granted to you to complete the task,  
and yet you may not give it up." --Rabbi Tarfon

## GANG OF 7 STONEWALL LEADS TO FIRST MISDEMEANOR SLEEPING ARRESTS

### STUDENTS AND YOUTH DENIED SPEAKING SPACE AS HOMELESS ISSUES DUCKED

An early twilight and a late homeless supper outside City Hall was followed by a 7:30 p.m. line-up of homeless supporters and speakers addressing the Gang of 7 (City Council) at their bi-weekly "Oral Communications" period, the only chance for airing homeless matters since the Gang has steadfastly refused to put any items on their agenda in months. Following flash trespassing arrests at the River St. Sleep-In Encampment (The "Do Drop Inn") and its destruction by sleepbusting city police Tuesday before last, and extensive weekend coverage in the Santa Cruz Sentinel's "Street People" series, the Gang of 7's chambers were packed with folks Tuesday night eager to press a little common sense and elemental human decency on a morally narcoleptic City Council.

Coming out of retirement, Roserpine Paul spoke of Santa Barbara's experiencing no influx of pleasure-craving homeless after it dumped its sleeping ban in 1986. Writer and recent sleep criminal Marion F. urged the Gang to end its sleeping ban, set aside campsites for the homeless, and expand their shelter program (past its costly 14 beds). Ecologist Charles Gray proposed (1) homeless people should choose their own representatives, (2) current laws should be scrutinized to see if they violate human rights, (3) voluntary homelessness is not and should not be a crime, and (4) involuntary homelessness should be treated as a community emergency like an earthquake or a flood. Sleep deprivation, Charles noted, is a common form of torture whether applied to Argentine political prisoners or Santa Cruz street people.

Bobolink Breean gave a frank apprehensive account of his own life under the sleeping ban. "Mad John" Telfair urged the Gang to find a little empathy for the folks being cited and busted nightly under its ongoing ban; he reminded them that they may themselves be members of a minority persecuted now or in the past (gay, foreign, Jewish, etc.). Gentleman Jeff, JOCS's Caroline, and Big Time Mac added brief statements of support in a sequence of speakers, most of them new to Council chambers. They strove to be brief since Gangmaster Laird again imposed a 20 minute gag rule, barring another dozen people from speaking their piece on the homeless issue.

Students, homeless young people, and numerous Council regulars who had waited to speak were cut off--for the third session running--from speaking for a brief 3 minutes. The occasional Gang of 7 cheerleader was also about: Tom G. described his father's discomfort at finding homeless people on the streets of Santa Cruz. One-time homeless activist "No Guns" (now termed "No Brains" by certain homeless pundits) stood in the Council aisle flashing "cool off and love your City Council" cuecards and threatening to bar from the mike any who might try to discuss homelessness after the Gang-decreed 20-minute period was over. Enraged at, yet new to the Gang's "shut up the homeless" procedures, groups of teenage homeless, and college students discussed direct action to return democracy to council chambers, but their energies were confused and diverted by the conservative cries: "don't annoy the Council; they'll just turn off the mike anyway; brush your teeth and come back in two weeks." Wiser more militant activists uncertain of a consensus and hesitant to take

unilateral action failed to take decisive action and open the mike to the speakers the Gang had cut off. So the Gang moved breezily on to lengthy consideration of several variances and zoning changes that affected fewer but wealthier citizens and left the homeless milling outside to face the cold, the police, and the 11 p.m. curfew.

Frustrated would-be speakers exchanged phone numbers, promised to return for next Gang conclave, and vowed to work on sleep-ins, demonstrations, and other more direct actions until then. Marion F. called for stronger leadership with less concern for the niceties of consensus. Inside Ganggusher Mike Rotkin assured the audience that Santa Cruz has 300 beds for the homeless, **prompting** groans of complaint from weary bedseekers, already footsore and snowblind from their months-long quest for Rotkin's promised benches and toilets (June 1988). He went on to blame the feds, the state, and the county, and sagely observed that "sleeping was not a god-given right." Former Rotkin fans went away muttering in confusion and disbelief, alarmed and disgusted that their mentor and city poobah was mouthing such nonsense before a live audience.

By 11 p.m. the crowd had dwindled to less than a dozen as the Gang continued its proceedings within. Maid Marion, Gladeyes Gloria, Cookiemonster Jon, Robespierre Robert, and two newcomers from UGSC Joanne and Maria huddled in two piles under blankets and sleeping bags while Bashful Brad, Gentleman Jeff, and Proserpine Paul (the last complete with mike and recorder from his own KRAP--the no bullshit radio station) stood watch. Madonna Maria issued forth with gales of laughter as the clock ticked on, but "party time's over," announced SCPD sleepbusters on their arrival shortly after midnight. The 6 were gently cuffed in plastic, escorted to a paddy wagon and taken to the county jail to consider the evil of their ways. The charge: sleeping without the permission of the Gang of 7.

Released O.R., 4 of the group returned to make the first misdemeanor challenge ever to The Sleeping Ban. (All previous citations had been for infractions; the infamous 6.36.850 provides that two offenses within 48 hours constitutes a misdemeanor--punishable by 6 months in jail and \$1000 fine--certainly a punishment to fit the crime for the act of habitual and unregenerate sleeping.) For the first time in memory, demonstrators were being arrested for misdemeanor sleeping; twelve jurors good and true would be spending their time and the county's money to determine just how deeply these sidewalk-hardened weary eyes were slumbering and with what intention. To be sure the felonious four did not return to the scene of their crime outside City Hall for a third time, the sheriffs delayed returning these vagabonds to the streets until 9 a.m.

That means 10 more Sleepytime trials--6 by a judge and 4 by a jury--will be coming soon to your neighborhood courthouse; watch this space for dates and times.

#### SNORES AND MURMURS

....Friday Morning 10 a.m. at the County Courthouse (Muni Court, Dept. B., Water and Ocean Sts.) Linda the Lark braves Judge Atack in his lair: the first court trial for a sleep-in (Sept. 2-3 at the town clock). Linda will be accompanied by tardy-but-tenacious Grinning Ray Grueneich, the people's shyster, who will be challenging the Sleeping Ban before "one of the hardest-line judges in the county" (according to Grueneich). Since it's your money being spent here, the public is invited to peek in on this "sleeper" to find out just whose been nodding off at the wheel--Linda or the D.A.

....Spirited debate has been rippling through the homeless community and its well-bedded sympathizers as to the advisability of a day-time Sleep-In on the Pacific Garden Mall (after all, sleeping is only illegal at nighttime in Santa Cruz). Such an action, particularly if supported physically by students and middle-class folks (in their sleeping bags and nightgowns) would provide colorful coverage in the local and perhaps national news media as well as a nice kick off to the proposed "End Bigotry at Home and Abroad; Boycott South Africa and Santa Cruz!" campaign. Register your opinion on this idea at the Homeless Table and keep your eyes out for the forthcoming Pledge of Resistance (committing you to one or more daylight sleep-outs at the mall, City Hall, etc.).



.....Sentinel's weekend "Street People" spread sparks luncheon date for Kim the Sparrow. Moved by Tom Long's Sunday and Monday Sentinel stories, an unknown businessman has been seen exchanging soft words over coffee with the locally famous Kim. "He was impressed with the spirit and the courage of the street people," explained Kim as she wheeled her child off to keep the date.

.....Organizing at UCSC--Mademoiselle Michele : intent on informing the newly-returned student population of the true position of the "progressive" faction of the Gang of 7 and mobilizing student sentiment for homeless rights on campus. Michele invites students (and others) to volunteer tabling time up at UCSC, provide information on how the homeless are served by the University authorities, and consider non-violent civil disobedience as one way to legalise nighttime sleeping in Santa Cruz for the houseless. Call her at 423-5157.

.....The two faces of Peter C.: Word has reached us that Soup Kitchen Overlord Peter Carofa spent half an hour giving counsel and company to a motorist trapped in a wreck some miles out of town. Good for him. Trouble is we also heard from Brother Robert that Peter's instituted breathalyzer tests for his flock. Robert found shelter, soup, job, and car space all pulled out from under him after the fatal machine had shown him to have downed two beers. Lesson to be learned: if you're poor, don't drink. At all.

.....More democracy, Gang of 7-style: We learn from the pages of the "homeless go home" Santa Cruz Sentinel (editorial October 11) that Ganggabbler Mike Rotkin urged enforcement of the city's "no nositering" law in a bid to help out sometime, gony and Gang-member Arnie Levine. Perhaps Officers Pruger and Levy weren't really assaulting the <sup>1st Amendment</sup> when they were observed tearing down sleep-in posters a week or two back. Maybe they were just ahead of their time.

.....If one thing doesn't work, try another. Again in the limelight Monday, Officer Pruger and a nephew brownshirt collared Bubbah Bryan at the Homeless Table and searched the homeless activist there. After dogged investigation, the dedicated gumshoes had concluded Bryan, seen leaving the scene of a grass puffabout, was the owner of a small quantity of marijuana found abandoned on a table. Asked to speculate on their mode of identification, Bryan proposed "dream analysis?," "phrenology?," "tea leaves?"

.....Still looking for witnesses: Amy and Arthur want anyone who observed the early September arrest of Amy Steinbock to contact her at 479-4019. Officer Clark was the man behind this one; it happened around Lulu Carpenier's out on the sidewalk where Amy was hauled off to a squadcar in cuffs as an angry crowd shouted "pig" and denounced the mistreatment. Or so we're told. If you have any info, call Amy or call Arthur at 429-7676. They are pressing forward with legal action they say.

.....Investigation is still under way to clarify the role of Shelter Manager Fred Gray, City Attorney Rodney Atchison, City Manager Dick Wilson, and Police Boss Jack Bassett in the machinations surrounding the destruction of the homeless encampment at the River St. Shelter property October 2. As reported in Street Sheet #35, the city apparently did a fancy pirouette on the question of whether the property was covered by the Shelter's lease in order to "force" Shelter overseer Paul Brindel to sweep the homeless off property specifically designed for homeless use. Back to you with details next issue.

.....Will the liberals awake and sing? San Diego's ACLU is challenging the Sleeping Bans down South, but the last time we saw the ACLU's man in Santa Cruz, Bob Tarán, outside the jail as homeless sleepers staggered out of the slammer Wednesday morning, he hastened to assure us that public defenders would provide help for the homeless, and gosh, he was awfully busy and had to be moving along. Meanwhile down in Watsonville Eleanor Eisenberg, Executive Director of the Legal Aid Society, charged to help the poor, has taken under advisement our plea to provide a legal challenge to laws outlawing sleep for the needy. Frankly, we don't intend to lose any waiting for her decision here.

# 'he "crime" of vagrancy

These strikes are unconstitutional, and yet this version of that... National economic and social programs are now the primary means of stimulating the idle to employment and vagrancy laws are rarely used now to discourage idleness.

## MAINE REVISED STATUTES ANNOTATED Title 17, Section 3736 (REVISED)

All rogues, vagabonds and idle persons... persons using any public craft, journey or unlawful games or plays, or for the sake of gain pretending to have knowledge a physician, palmistry, to tell fortunes, or to discover lost or stolen goods; common pimps, fidlers, runners, hucksters, nightwalkers, railers, brawlers and pilferers; persons wanton or lascivious in speech or behavior; or neglecting their callings or employments, mispending what they earn and not providing for the support of themselves and their families; and all idle and disorderly persons who neglect all lawful calling or employment and mispend their time by frequenting disorderly houses, houses of ill fame or gaming houses, any, on complaint under oath before the District Court in the division where he is resident, or committing to jail or to the house of correction in the town where the person belongs if it is found, for a term of not more than 90 days.

## THE CRIMES OF VAGRANCY AND HITCHHIKING

The crime of vagrancy originated in 14th century England with the passage of the first Statute of Labourers, which restricted the movement of persons who owned no land and were unemployed, apparently to prevent the collapse of the feudal structure and to secure an adequate supply of cheap labor for the benefit of the Black Plague. It is inconceivable that modern and peculiarly urban problems are dealt with by statutes created centuries ago to meet the utility (utilitarian) problems of a rural England. Such laws are enacted by the elitist and the elderly against the poor and young to punish for being poor and young. They are enacted to keep "objectionable" people invisible... "The poor, in the grass, even starve to death - but just don't let it where we can see you." Since vagrancy defendants have generally been able to secure counsel for appeal, vagrancy statutes have been infrequently challenged as constitutional grounds until recently. Laws which required persons to work have

instead, these laws are used to avoid the restrictions of the fourth amendment on searches and arrests or to control persons whose activity or demeanor is considered distasteful. Any law, such as this, which is subject to abuse is very dangerous as police are able to misuse their discretion in a discriminatory manner. For example, it has been proven that lawless laws are often enforced to create fear and "brothals" but rarely enforced in the health and business districts.

The strongest Constitutional argument against such vagrancy offenses is that they are too vaguely defined to satisfy the requirements of due process of law imposed by the fourteenth amendment. Many vagrancy laws require entirely subjective character judgments, such as statutes prohibiting the leading of an "immoral, profligate, idle, or dissolute" life. It would be virtually impossible for anyone to ascertain what acts would constitute such an offense.

In order for a criminal law to exist, there must be a policy, that is, a function must be served. The function must relate to health, morals, safety or welfare. In the case of hitch-hiking laws, the policy always cited is protecting the safety of all the hitch-hikers; (2) people who pick up hitch-hikers; and/or (3) other people driving on the roads.

There is a great question as to whether it is in our duty to protect a person from himself. If you want to hitch-hike or pick up hitch-hikers, it should be your prerogative. As far as safety for other people driving on the roads, that is a valid point, and special safe stopping places should be provided such as turn-outs for bus-passenger pick-up on the freeways. During World War II, the U.S. government established designated spots along the highways where "the boys" could stand in order to hitch a ride. Certainly a time of national emergency and hostility towards other nations is not designated in order to provide a good internal message such as this.

The real policy, then, seems to be to force people to change their life styles.

portions of the preceding article are excerpted from "Constitutional Attacks on Vagrancy Laws" by Robin Yonans in the Stanford Law Review, April 1968.

## Register - Pajaronian 9/27/82

### Sleeping ban ridiculous

To the editor:  
Thanks to your reporter Guy Lanner for drawing attention to the ridiculous and costly police action against folks arrested for "illegal sleeping" under the Santa Cruz City Sleeping Ban after last Tuesday night's City Council meeting. Note that the Council and sleeping took place only after the council declined to allow almost a dozen speakers to speak who waited for over an hour, unilaterally abridging the customary rules for oral communications which allow three minutes per speaker.

It's interesting that Sheriff Moran mentions his deputies "regularly cite another sleeping case in his jurisdiction," since such sleeping has been legal in incorporated sections of the county since Supervisor Patton modified the ordinance in 1981. Who then is he being, and for what? (At the Table for Homeless Hints, which I have frequently mentioned throughout the summer, we have received reports of Sheriff's deputies routinely taking sleeping in their cars in the middle of the night. But we have never seen a camping ticket for sleeping in a county property outside the county building area where it is specifically prohibited.)

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Re: The Christie Institute

I have had the privilege of viewing some of your videos on the history of the CIA and our government's dirty dealings, and have great respect for the work in which you are engaged and your organizational philosophy. (Interesting that you were thrown out of court in Florida, effectively preventing the case and resultant publicity - until after the presidential election. George WRO77?)

I have some proposals re: the area and issues I would like you to address after you win this case or concurrently with your present work, time and staff permitting.

The constitutionality of many local municipalities' "illegal sleeping" laws, used as a weapon against the homeless - the fastest-growing and (to some) most fearsome constituency in this country. (How can SLEEPING be illegally trespassing, yes - unlawfully. Disturbing the peace, yes. But SLEEPING?? Being awake, in the same location, would NOT be illegal???)

The constitutionality of "vagrancy" laws. (What constitutes a "visible" means of support?) This is another class of laws being used to criminalize poverty (by choice or circumstance) and discriminate against U.S. citizens pursuing alternate lifestyles.

The homeless problem WILL NOT simply GO AWAY, as some frightened and/or angry people seem to be hoping. SOMETHING IS WRONG in a country that does not respect, and, when necessary, provide, for ALL its people! (AND what mechanisms are creating such a large underclass?)

Many towns seem to feel that they are being "targeted" by the homeless, when, in fact, studies show that a good percentage of the homeless in any given area are long-time residents of that area. AN INCREASING PERCENTAGE OF THE HOMELESS ARE CHILDREN, the citizens of tomorrow! (If there IS a tomorrow.)

These are fellow human beings, and until we provide for them, we are advertising national moral bankruptcy. (Visiting Programs, for instance, cannot believe the "official" attitude regarding this problem.)

Here in Santa Cruz, California, a woman named Jane Isler, who is running for City Council, is encouraging the homeless to save and collect citations received for "illegal sleeping," hoping to construct a court case. I suggest you contact her. (With her permission, I offer you her phone number: (408) 429-3201.)

I believe this issue is worthy of your attention, and in line with other of your concerns. PLEASE CONSIDER MY IDEA. For that is what this is. Your organization is so effective at getting people in this country, to see what many are trying so hard to "sweep under the rug."

YES, there are people around the world without sufficient food and shelter, living in quarters in which most of the wealth and power are concentrated in the hands of a small minority. AND, YES, ONE OF THOSE COUNTRIES IS THE UNITED STATES OF AMERICA.

Thank you for your time and consideration.  
Sincerely,  
Mona Fisher  
Karlson Sub-Vice  
1110 Pacific Ave. #274  
Santa Cruz, CA. 95060  
Tel. no. (408) 429-2211 (message only)

In case you are wondering about my interest in the homeless issue, I am living below the poverty line myself, and one step off the streets - or also chronically, by nature, concerned about injustice and arbitrarily enforced economic inequality. Thank you again.

cc: Santa Cruz Christie Institute, San Francisco  
Christie Institute, Washington, D.C.  
Jane Isler  
will the Christie Institute go "beyond liberal"?

Gray on police surveillance of the Homeless Table  
B. Andrew Black

September 23, 1988  
Jack Bassett, Chief of Police  
Santa Cruz Police Department  
809 Center Street  
Santa Cruz, CA 95060

Dear Chief Bassett,  
I want to call your attention to a situation on the Pacific Garden Mall. Homeless persons, and their friends have been staffing a table near the North end of the Mall. The purpose of the table are to distribute information concerning the problems of the homeless and to obtain signatures on a petition that calls for changes in the ordinance governing camping in Santa Cruz.

I'm sure you recognize that the rights to petition and to circulate information are important rights in a democratic society. I have noticed, however, a current practice of Santa Cruz police officers which I believe infringes on the exercise of these rights. Officers have been standing at or very close to the table and also parking their squad cars very close to the table. I believe this has the psychological effect of intimidating some citizens from coming to the table and thus infringes on the exercise of these rights.

I realize that police officers must be able to circulate in the exercise of their duty, but to remain for long periods by a petitioner who is exercising his or her constitutional rights becomes a kind of harassment against the petitioner as well as probably negatively affecting the petition effort. I think you will agree that affecting the outcome of a petition effort is not a proper role for a police officer.

I hope you will seriously consider this complaint and adopt some guideline for police officers that will help preserve democratic rights. If you would like to discuss this matter with me, I would be happy to do so at your office or by telephone. My number is 426-8754.

Sincerely,  
Charles Gray  
133 Baldwin Street  
Santa Cruz, CA 95060



The Unknown Juggler Goes Public!

Editor  
Santa Cruz Sentinel  
Oct. 11, 1986

Re: Homelessness Issue

Dear Sir,  
In response to the Sentinel opinion article that the issue of homelessness is bigger than Santa Cruz, I provide the following facts:

- 1) The camping ban law is unconstitutional inasmuch as it prohibits sleeping. It violates the fourteenth amendment to the U.S. Constitution which states that no law shall be made or enforced that violates the rights and liberties of its citizens. The right to sleep at night is not only a Constitutional right, it is a God-given right.
- 2) The health issue that the camping ban law is hinged upon is a separate issue that existing health and public safety laws already address. Sleeping by itself is by no means unhealthy.
- 3) The public nuisance statutes of the penal code are sufficient to deal with sleepers that create a public safety and trespassing laws are adequate to protect the interests of private property owners.

For the Santa Cruz Sentinel to take a stand and define the homelessness issue as too big for Santa Cruz to handle alone is making the lack of State and Federal remedies a scapegoat for local concerns.

By the continued enforcement of an unconstitutional law prohibiting sleeping at night, the City of Santa Cruz is promoting a sub-culture of nightcrawlers.

Stephen K. Sullivan  
PO Box 1296  
Freedom, Ca. 95019



lo it where we can see you... Since we...  
Some decisions have generally been able...  
to secure counsel for appeal, vagrancy...  
cases have been subsequently challenged...  
in constitutional grounds until recently...  
Law which required persons to work here

Finally, Kaloch says, the old people of the country...  
first man arrested in the Ever...  
don

Yes, there are people around the world without sufficient food  
and shelter, living in countries in which most of the wealth  
and power are concentrated in the hands of a small minority,  
AND, YES, ONE OF THESE COUNTRIES IS THE UNITED STATES OF AMERICA.

Thank you for your time and  
consideration.

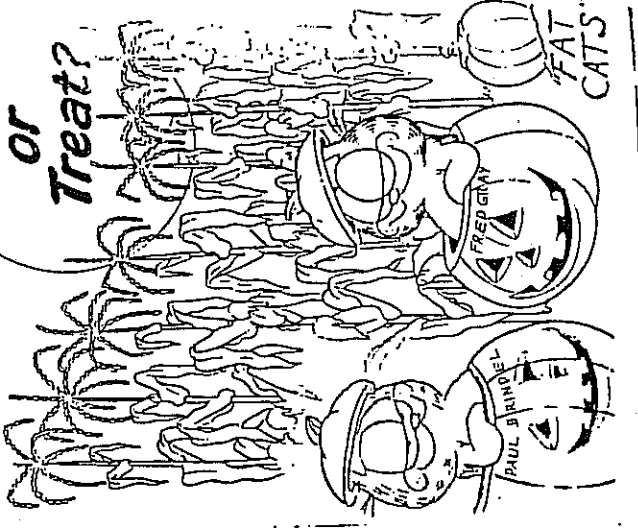
Sincerely,  
*Maxwell*  
Carlton Sub-Subschar  
1120 Pacific Ave. #22  
Santa Cruz, Ca. 95060  
Ph. no. (408) 437-5111 (messages  
only)

In case you are wondering about my interest in the homeless  
I am living below the poverty line myself, and one step off the  
streets. I am also chronically ill by nature, and one step off the  
justice and arbitrarily enforced economic inequality.  
Thank you again.

cc: Santa Cruz Christian Academy, Inc.  
Christian Institute, San Francisco  
Christian Institute, Washington, D.C.  
Jane Isler

beyond liberal?

# THE RIVER STREET SHELTER ... Trick or Treat?



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The  
Unknown Juggler Goes Public!

Gray on  
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September 23, 1988  
Jack Bassett, Chief of Police  
Santa Cruz Police Department  
809 Center Street  
Santa Cruz, CA 95060

Dear Chief Bassett,

I want to call your attention to a situation on the Pacific  
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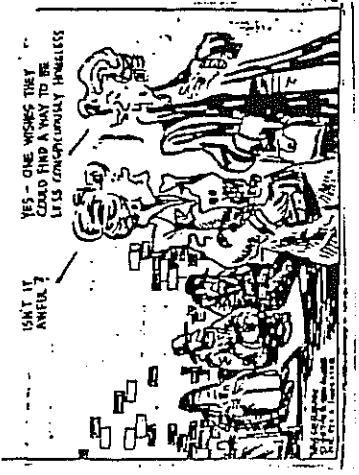
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I hope you will seriously consider this complaint and adopt  
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number is 426-6734.

Sincerely,

Charles Gray  
103 Baldwin Street  
Santa Cruz, CA 95060



Will Hands Help  
Feed the Hungry  
No more to the streets  
We can be assured,  
Content when  
We are in a state  
Of every force  
Be it anything anywhere  
Will Hands Help

Andrew  
Black

the Tribel Messenger 9/17/1

# 'agency' of he "crime" of

NAME REVEALED STATUTES ANNOTATED  
Title 17, Section 7138 (REVISED)

All persons, partnerships and life persons  
found to be in violation of this code...  
The original constitutional provision...  
The original constitutional provision...  
The original constitutional provision...

has shifted as socio-economic...  
The original constitutional provision...

There is great question as to whether...  
The original constitutional provision...

The chief of ceremony...  
The original constitutional provision...

September 23, 1988  
Police on 11 o'clock  
of the Homeless  
Table ↓

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Santa Cruz Police Department  
609 Center Street  
Santa Cruz, CA 95060

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Register -  
9/27/88

## Sleeping Ban Ridiculous

Thank you for reporter Guy...  
The original constitutional provision...

## Yesterdays

Mr. Lawrence...  
The original constitutional provision...

World Needs Hope  
is as the glasses  
the hungered masses  
that keep up vision  
can be assured,  
when  
anytime anywhere  
anyplace  
need hope.

October 5 1988

I have had the privilege of visiting...  
The original constitutional provision...

I have some proposals...  
The original constitutional provision...

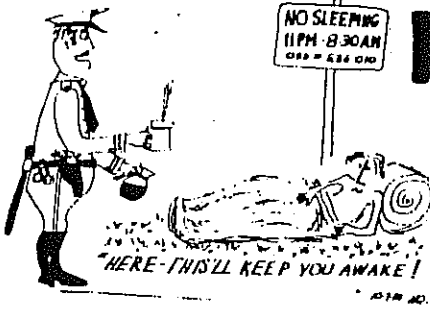
The homeless problem...  
The original constitutional provision...

Thank you for your time and  
consideration.  
Sincerely,  
Marian Suber

Marian Suber  
1150 Foothill Ave. #202  
Santa Cruz, CA 95060  
Tel. no. (408) 423-6131 (office)

In case you are wondering about my...  
I am also...  
The original constitutional provision...

# STREET SHEET



than re Homeless Table

October 16, 1988

-THX to Oct. 6 Sun

## LOCAL COURT HEARS FIRST SLEEP-IN TRIAL DECISION FOR LINDA THE LARK DUE MONDAY

Brandishing distant precedents and clashing court-courtesy in Judge Atack's courtroom Friday, dueling shysters Bowden (the city attorney) and Grinning Ray Grueneich (the people's paper chaser) fought over the right of Linda the Lark to demonstrate her opposition to the city's Sleeping Ban by symbolically "sleeping" at the 1st town clock sleep-in the night of Sept. 2-3. With reporters from the San Jose Mercury News, the City on a Hill, and the Street Sheet taking notes in the audience, Atack refused to "set a precedent," spend county funds, and allow the court reporter to continue to record the proceedings (as she had been doing all morning). Over Grueneich's objections, Atack proceeded to hear Sgt. Reedy and Linda herself describe the criminal bedtime activities of that early September night.

Reedy admitted that Linda and her several dozen companions huddled around the town clock-and-fountain were apparently demonstrating against the city's "camping" (i.e. sleeping) ban with signs, flyers, make-shift structures, etc. Reedy claimed to be respecting the right of the demonstrators to stand and grumble, but not to lie down with bedding and blanket. Reedy admitted she was unsure that Linda was actually sleeping on cross-examination; Linda claimed she was lying on the ground with her head covered waiting to receive a "sleeping citation."

Witness testimony over in the first half-hour, the opposing attorney's rose to present legal arguments. City Sleepslayer Bowden hauled out the infamous Chapter 6.36 of the City Code (the Sleeping Ban), declared the Ban had been ruled constitutional in Judge Kelley's court back in 1985 in the case of Maurice Egan, and insisted the 1st Amendment (free speech) rights of demonstrators had been scrupulously respected.

In Santa Cruz, Grueneich countered, the city was harrasing symbolic sleeping everywhere and thus such a demonstration would be possible nowhere. Sleeping at a legitimate demonstration is a form of speech; if the City of 7 (City Council) allows permits to be issued for some purposes, yet has not made public its guidelines, then the entire procedure is unconstitutional.

Bowden, in defense of enforced insomnia, insisted that laws prohibiting "camping" had been found constitutional locally and by higher courts. In an argument reminiscent of Mayor Laird's alarmist cry that people would sleep in the streets and on the sidewalk if the ban were modified, mini-demonstrations would crop up all over Santa Cruz with refrigerator boxes as shelters on every corner if the Judge didn't hold the line against criminal sleeping.

Grueneich retorted that the decision would only affect real demonstrations on city property and added that if a law was unconstitutional, it was up to the city to act quickly to legislate a constitutional one, not wring its hands about the holocaust of sleepers that would drown the city with snores. (The artful attorney failed to mention that existing ordinances--public nuisance laws, laws against blocking the sidewalk, littering, and urinating in public--would adequately deal with any real problems.)

Judge Atack, caught unawares by the extensive legal argumentation (which lasted 1-2 hours), postponed a decision until Monday when Linda the Lark will face the law and all its awful rigors 8:30 a.m. in Dept. B of the County Building. The probable penalty: \$50-\$136 fine and/or community service. Linda's response: "I will appeal."

RAINDROPS ON YOUR HEAD

.....5 More To Go: Also ticketed with Linda the Lark at the 1st Town Clock Sleep-In: Robespierre Robert, sisters Alice and Jennifer, Jailhouse John M., and Charles Gray. Charles, long-time ecologist and activist, who stubbornly insists on non-profit rental arrangements and spending only his fair share of the earth's resources, will be defending his right to demonstrate sleepily Friday 10 a.m. October 21 in Judge Kelley's court. (Charles' eloquent appeal to the Gang of 7 last Tuesday appears later in this issue.) Watch for future trial dates.

.....Under discussion up at UCSC and around town: a downtown day-time Sleep-In on the mall but students and middle-class sympathizers as well as homeless to dramatize the absurdity of criminalizing sleep from 11 p.m. to 8:30 a.m. Call Michele on campus at 423-5157 to register your interest or support; contact the Homeless Table c/o 429-9801 for additional info. Would you be available to slumber with the sleepless in a daytime sleep-in?

.....Wanted: to expand tabling operations to 41st Ave., and Capitola: more tables and fold-up chairs. The Gang of 7 never ceases its bleating that we hound them, but never bother the Capitola, Scotts Valley, and Watsonville City Councils and communities. Give us the furniture, and we'll spread the word. (Could also be <sup>because</sup> the other three cities are much smaller, and that Watsonville hasn't enforced its "camping" ban in years.)

.....Scouting out campgrounds: Fighting Carl Foytik, irascible activist, has made preliminary skirmishes with UCSC authorities in checking out Inclusionary Area A as a possible campsite, as proposed some time back by Prof. White. Other pieces of university property are also currently undeveloped, some of them lying within the jurisdiction of the city--a legal thicket of contradictory authorities that might be an apt place for the homeless to consider pitching a tent.

.....Yet More Court Cases: Coming October 28--the court trial of the original City Hall sit-in last July: Robespierre Robert, Madonna Maria, and Jailhouse John spend your tax dollars on yet more sleepcrime processing.

Also in the offing: trials of those ticketed at the <sup>and 3rd</sup> 2nd Town Clock Sleep-Ins, the 2nd and 3rd City Hall Sleep-Ins, and at bushes and under bridges all around the city. (Plead not guilty if you are ticketed for "camping"--you deserve your day in court; the only crime is the sleeping conscience of the City Council that authorizes the ongoing persecution.)

.....Radiotime: Coming to the local airwaves, Earthbeat on KZSC (88.9 FM) 6:30-7:30 p.m. tonight (October 16)--Dan Murohy interviews Jane Imler, Bubbah Bryan, and a strumming street musician on life on the streets as the ~~city~~ worsens. Could be there'll be a call-in portion to the show, so stand by your telephones. (We also encourage radio talk-show addicts to call other talk shows (KGO may have a toll-free number; so may KCBS) and spread the word about the fight against the Santa Cruz Sleeping Ban).

.....College Gets Religion: Bethany Bible College's Wes will be setting up a Homeless table on campus up Scotts Valley way, he told us a few nights ago; Wes and fellow students can be found with Bibles and bean stew for hungry folks every Friday night on the mall. Seems Wes feels something should be done the other six nights of the week as well--and he and others will be starting to do it. After talking with Gangmember Motormouth Mike Rotkin at a Mo Reich fundraiser (Mo just sez "yes" to the Sleeping Ban), and hearing his repeated tales of "300 beds" for the homeless, Wes confided, "I don't believe him." Even with the satellite shelter program going into action, "300 beds" may be in realm of creative fiction, positive thinking, or possibly "don't blame us or our hand-picked candidates--election rhetoric".

.....Satellite Shelter Program Resumes!: Perhaps in response to Thursday night's heavy downpour, the program to provide nightly beds in churches that was so successful last year has apparently geared up for action. Ariel at the New Life Center informed us that folks looking for shelter should go to the UPS parking lot at 1122 River St. between 6 p.m. and 6:15 a.m. nightly to get a place to sleep. We'd appreciate hearing from folks just how successful this program is and whether it comes with any hidden strings. We commend the churches involved for their initiative here--calmly stepping forward where the city fears to tread.

#### CAFE CHAMELEON TO HOST SATURDAY AFTERNOON DEBATE

##### CALAMITY JANE IMLER AND OTHER CITY COUNCIL OFFICESEEKERS TO SOUND OFF

Plans were finally nailed down yesterday for a definitive election season debate on the Santa Cruz Sleeping Ban with publicity-hungry candidates staking out their positions pro and con on the issue. Entrance will probably be by donation (homeless are invited, and invited to question the candidates). The Cafe Chameleon is located a cross from the Metro Transit Center on Front St. The festivities begin at 2:00 p.m. Oct. 22 and are expected to run until 6 p.m.

Previous candidate "forums" have been puff-piece showcases during which questions from the audience were largely excluded. The Sleeping Ban debate will hopefully mix a strict debating format with a town-meeting style as well as having a panel of questioners from local media (if we can interest them). Also in the offing: a homeless art show with photos from local sleep-ins of big-time sleep criminals and other gutter trash. Bring your friends and folks.

#### NEW TALES FROM THE TELFAIR: "WOLVES IN SHEEPS' CLOTHING"

(John Telfair, mad anti-psychiatry activist, strikes again!)

One thing that homeless people should be aware of, as my previous writings have implied, is the imminent danger, especially if one is a poor woman, of becoming involved with the government mental health system and thereby standing a good chance of losing her freedom, possibly for life. So I feel it imperative to advise my brothers and sisters to beware of many of the shelters, especially here in Santa Cruz; the River St. Shelter, which is in many ways, an adjunct of the county mental-health system and the St. Francis Shelter, whose administration is quite sympathetic to the policies of the county system. Please, please, be very leery of these "havens of rest" lest you find yourself sucked into the not-so-loving embrace of the brain-altering body-crippling dehumanizing state psychiatry racket.

This opinion may appear quite shocking to some, especially as it applies to a shelter named after one of the great saints of Christendom, but let it be remembered, that much evil has been done and is being done in the name of Jesus Himself. For instance, our local state psychiatry "jail," the Dominican Hospital Mental Health Unit, is where many poor and homeless folk are being forcibly drugged and often enslaved under the pernicious conservatorship system and then railroaded into internment camps, euphemistically called "private hospitals" or into the huge concentration camps, known as "state hospitals," many times for the rest of their tortured lives. Dominican is supposedly a Christian hospital--a place where the love espoused by Jesus, one should think, would be glowing for all the world to see.

One might ask, where would Jesus stand on the issue of state psychiatric authority? What would he think of those institutions, those shelters and "hospitals" that consider themselves part of His Work in this troubled world? Would he like to see innocent and poor and homeless folk, who are not being charged with crimes--whose only "crime" in many cases, is that they are poor and homeless--being deprived of their basic human rights? Would he countenance these victims of an uncompassionate, uncaring, and unloving society being warehoused in private profit-making "hospitals," many times for life?

Yes, unfortunately, the very places dedicated to the prince of peace and love, Jesus of Nazareth, have often become instruments for the oppression of the very people of whom He spoke, when he read from Isaiah at the onset of His Ministry about "setting the captives free" and "to liberate the oppressed." So, my dear brothers and sisters, beware, as the scriptures say, of "wolves in sheeps' clothing." Beware of doublethink; love is not repression and compassion and empathy are not uncaring authority and dehumanization.

One might note also the rather bizzare dichotomy of certain prominent individuals in this community who, in the name of Jesus, are waging a vehement campaign against traffickers in "street drugs," and yet wholeheartedly defend possibly the greatest purveyor of brain-altering and body-crippling drugs, often being forcibly administered to the poor hapless captives of state psychiatry. Maybe, this was what Karl Marx had in mind when he called religion "the opiate of the people."

"A Homeless Last Refrain" by Jerry Jeff Fisher

In a western ocean town one cold October day  
After midnight by the old town clock, a homeless person lay.  
With his old friend beside him, with low and drooping head,  
Wishing he had but one short night in a warm and friendly bed.  
The homeless man began his last refrain; just as the drizzle turned into rain:  
"I'm going to a better land; where there's a place just for me.  
Where it's never too hot, ne'er too cold, where a place to sleep is free.  
Where the mountains are made of cakes; milk and honey fill the lakes  
Where not one piece of food is out behind locks and everytime it rains,

Pepsi-Cola comes trickling down the rocks.  
Yes, I'm going to a better land, where everything is bright  
Where you can have 1 million, 2 million, 10 million friends,  
And never have a fight.  
Where the laws are real and the folks are cool,  
Where nothing is ripped off cause it's all yours to keep  
Where you can't get arrested just for going to sleep.

Yep, I hear her whistling; I'll catch her on the fly--  
I need just one last look at this world 'fore my soul goes drifting by.  
I would n't mind dying if I weren't so damn cold.  
I wouldn't mind dying if my belly were full! "

He opened his eyes and stared out wide, out in the falling rain.  
His throat went tight; his heart felt light; he'd said his last refrain.  
He coughed and felt his camping ticket drifting from his grasp.  
A tear dripped from his blurring eye; he saw it was his last.  
He stood up, shaking and quivering, one last time upon his feet.  
Then gasped and fell, a swirling dark; his head hit the cold concrete.  
His head fell back in endless sleep; his soul now out of reach.  
A nearby friend took his hat and coat, and set out towards the beach.

Sources of help for those in need in Santa Cruz County

Shelter

New Life Center	707 Fair Ave., S.C.	427-1007/458-1668
St. Francis	205 Mora, S.C.	425-9225
River St. Shelter (part of mental health system)		425-3492
Pajaro (Watsonville, women & children)		728-5649
First Step Family Center		475-9872
Pajaro Rescue Mission	111 Railroad Ave., Wats.(men)	724-9576
Emergency Shelter Hotline	310 Locust St., S.C.-referrals	462-1640/462-7133
St. Vincents Referrals (MHCLEP)		462-1640 426-3301

Food (meals served)

St. Francis Catholic Kitchen	205 Mora, S.C.	12:00 p.m. Mon.-Fri.
Elm St. Mission	117 Elm St., S.C.	4:00 p.m. Sat.-Sun.
Salvation Army (sack lunch)	721 Laurel, S.C.	11-12, 1-3 Mon.-Fri.
Seventh-day Adventist Church	1024 Cayuga, S.C.	429-1442
(service - 11:00 a.m. Sat. - meals served after some services -inquire)		

Remarks for City Council, October 11, 1988

My name is Charles Gray. I reside in Santa Cruz. I have some principles to suggest regarding the homeless:  
1. Homeless persons chosen by the community of the homeless should be part of any group making policies affecting the homeless.  
2. Present ordinances should be examined to see if they violate any basic human rights of the homeless. If so, the ordinances should be changed. I believe the Camping Ban is such an ordinance. It violates the basic human right and biological necessity to sleep. The City Council has painted itself into a corner by making it a crime to sleep. You can try to do that, but you cannot rightfully nor practically enforce it. The solution is simple -- designate one or more legal places to camp. Until you do so you will continue to violate this fundamental human right to sleep. Enforcing this law actually deprives people of sleep. Think about what this means! Sleep deprivation is



Food - (Gas vouchers where indicated)

- \*Food bank info.
  - Salvation Army 721 Laurel, S.C. (gv) 426-8365 -call first
  - St. Vincent DePaul 435 Frederick, S.C. (call 1st) 476-4215/662-7762/44
  - Star of Sea Church 515 Frederick, S.C. 429-1018 -call first
  - Seventh-Day Adventist 1024 Cayuga 429-1442 Mon. 10-12
  - Messiah Lutheran 801 High (gv) 423-8330
- First Baptist 411 Roxas 423-1080
- Christian Church Garfield Park 111 Errett Circle 426-0510
- Calvary Episcopal 532 Center 423-8787
- University Baptist 850 High 426-0207
- \*Christian Life Center 1009 Mission 426-7733
- Valley Resource Center Mill Rd. & Hwy 9 Ben Lomond 336-5651 10-1:00 3rd. Fri. of mo.
- Emerg. Food Bank 101 E. Beach Wats. 662-0488
- Emerg. Food Bank 15 Errington Rd. Wats. 722-7110
- St. Vincent 135 E. Lake Wats. 722-3250
- Salvation Army 214 Union Wats. 724-3922
- Catholic Social Service 21 Brennan St., Suite B, Wats. 722-2675 (gv & rent assistance)
- \*Food Bank - 3rd. (by river bank) Beach Flats area S.C. Tues. 11:00 a.m.
- \*Distribution of U.S.D.A. commodities (cheese, butter, etc.) 4th Mon. of month. Call first. (If they don't have powdered milk, can be sometimes obtained at Seventh-day Adventist Church.)
- \*\*\*Ask for info. about food distrib. in Beach Flats area 425-9225
- + highly restrictive - very sympathetic to mental health system
- + must attend 30 min. service Clothing
- Seventh-day Adventist Church 1024 Cayuga 429-1442
- St. Francis Catholic Kitchen 205 Hora (12:00 Mon.-Fri.)
- Salvation Army 721 Laurel 426-8365
- St. Vincents 476-4215
- Harvey West Park (near swim pool) SHOWERS Harvey West Blvd. (Seven-days a week 7a-12) Advocacy & Referrals
- \*Mental Health Captives Liberation Front (MHELF) 426-1201
- Psychiatric Inmates' Rights Collective (PIRC) 475-7904

recognized worldwide as a form of cruel and unusual punishment, indeed, as a form of torture. We are torturing our most vulnerable citizens.

3. Voluntary homelessness is not a crime. Any community has space that can be reclaimed as a Common that can be used by persons wanting to shelter only in tents, vehicles, or other simple coverings.

4. Involuntary homelessness should be treated as a community emergency. This would allow us to take extraordinary measures to assure shelter immediately for all who want it. Anyone who does not think that involuntary homelessness is an emergency should try sleeping on the streets for a few nights. I think they will quickly change their minds. If the community can take emergency action when our homes are destroyed by earthquakes or floods, it can do so whenever people are without shelter.

Once the present emergency is dealt with by designating legal camping places, we can breathe a sigh of relief and turn our attention to our longer range goals of creating a society in which the basic right to shelter is realized for all.

Charles Gray  
133 Baldwin  
Santa Cruz CA 95060  
426-6754

a month ago in China...

4-12 Sunday, September 25, 1988

A review of the San Francisco Bay Area and of CA

China's 'floating' population

Transients strain services, housing

By David R. Schwaberg

BEIJING — In dark alleyways surrounding Beijing's railway station, hundreds of fortune-seekers who left rural villages with nothing but dreams camp out each night on the pavement. Some live on handouts. Others steal to survive.

In southern Canton, a flood of arrivals from poor neighboring regions has spawned a ragtag corps of professional beggars taking advantage of the city's new prosperity. A hard-core few peddle by day, then turn to gambling and prostitution by night.

In other cities across China, armies of erstwhile peasants forge a hand-to-mouth existence as day laborers, maids, peddlers and small-time entrepreneurs. Their numbers strain overwhelmed urban services like housing and transport.

All are members of what China has officially dubbed "the floating population," a catch-all phrase for the swelling ranks of transients, from traveling salesmen to penniless vagrants.

The government estimates that 30 million people — one in every 20 — are now on the move. Nearly two-thirds are peasants, freed from communal subsistence farming by agricultural reforms that allow those remaining to work more land and make more profit.

Booming labor demand At least 10 million have jammed China's 21 biggest urban areas, selling their services as carpenters, domestic servants, dressmakers and construction workers to satisfy a booming labor demand.

But although it has instilled new labor force vitality, the "floating population" has created a new set of social problems among those who fail or find themselves on the fringes of society.



Increasing Westernization is one factor giving rise to floods of transients coming to Beijing and other cities in search of housing and money

China begging at restaurants — hark back to unpleasant memories of pre-communist China.

Living of the train station Many transients live with friends, at construction sites or with employers. But others find work scarce or housing impossible.

Some wind up vagrants, sleeping in parks or railway stations. In Beijing, one young peasant, baffled by city ways, lived in such fear of getting lost or arrested that he dared not leave the train station. Out of money, he ate scraps from nearby

economic zones can earn a well average wage in a single day through begging.

The government detained a suit home 700,000 transient by gars last year. In a recent article Outlook magazine, Zhang Qi Affairs Minister Deputy Deji said three-fourths of China's beggars are professionals, panhandlers for cash, not food.

Along with strikes on servile like housing, buses and sanitation authorities scripted to an (walled degree) control over average citizen's life also are alarmed at their inability to keep tabs everyone.

In Beijing, with a transient population estimated at 1.2 million, authorities launched a citywide survey this summer to try to identify an estimated 400,000 who are without

a week ago in Santa Cruz...

REGISIER - PAJARONIAN

More homeless protesters arrested in SC

uses that have similar anti-provide shelter for those who need it.

At last night's meeting no one tried to speak for the homeless, although at one point a chant of "Homeless, homeless, homeless" went up from a small crowd of about 100 people who had gathered in front of the council chambers.

Several people did speak before the council during the meeting, which had ended about 11:30 p.m. The council has held fast to its refusal to rescind the ban, citing, among other things, that a lift on the ban could create a precedent, calling for the city and county to be held liable for the city and county's actions.

These arrested were Robert GREGG, 40, of Santa Cruz, who was arrested at City Hall and taken to Santa Cruz County Jail. The arrests came at 1:30 a.m. after an hour-long sit-in at City Hall in front of the council chambers, according to Santa Cruz police.

Four people were arrested early this morning for illegal camping in Santa Cruz in the city's illegal campgrounds. The arrests came at 1:30 a.m. after an hour-long sit-in at City Hall in front of the council chambers, according to Santa Cruz police.

Following the meeting, which ended at about 11:30 p.m., the protesters in the past few months have been arrested for camping in Santa Cruz, which is illegal under the city's ordinance.

See PROTEST page 2

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121st Year - No. 190

Santa Cruz County Edition, Wednesday, October 12, 1988

46 Pages - 25 Cents

Barbara L. Chambers  
Felton, Ca. 95018  
10/88

There are a lot of intelligent people in Santa Cruz County. Including many who have, at some time in their lives, taken a course in political science or history.

Undoubtedly, they are disturbed by the situation of the homeless in Santa Cruz.

Again and again in history, it has become apparent that the inherent humanity of a governmental body can be measured, in a very quantitative sense, by its attitude towards the powerless. The powerless are those who have willingly or unwillingly surrendered their economic and political power to the existing power structure.

Such a surrender of power by a group of persons allows us a close look at the motives and concerns of those still holding power. Not being swayed by the fear of reprisal, empowered persons are free to take any action, or no action, that they wish. Their only limitation is their sense of humanity and affinity.

Typically, in such a situation, no action is taken, and the unempowered persons are left on the outskirts of society. However, we do see occasions where action is taken against the unempowered - THIS INVARIABLY IS DUE TO OTHER HIDDEN PRESSURES ON THOSE WIELDING POWER. The power group measures outside pressures against their own sense of ethics and humanity.

Thus, as in a simple equation, we can see that the power group has either a low sense of humanity, or overwhelming pressures from outside sources. Otherwise either no action would be taken, or possibly even a positive, caring action would be taken.

In the case of the Santa Cruz city council, voters of the county will begin to sense that the council is swayed by hidden power influences. In this day of scandals of governmental corruption, this is a suspicion which can undermine the confidence in a governing body. The effect is slow and subtle, and unelected council members may never realize what has occurred in the minds of their constituents. Positive actions taken now can avert this end.

Sincerely,  
Barbara Chambers

October 13, 1988  
P.O. Box 1735  
Santa Cruz, CA 95061

Dear Editor,

It is nice if your reporters did a little leechwork between coffee breaks before taking outshots of the homeless in front-base stories. "Reporter" Brian's Oct 5 coverage of the harassment at-rests/outsides the River St. mini-shelter was critic and shelter boss Fred Gray twice the space given participants and supporters of the action. (In fact, no space was given to any of those whose camp was destroyed by the police.)

The snide superficial tone of the story misrepresents the objectives of the homeless campers and fouls up the facts. Santa Cruz's Sleazing Ban does not allow people to sleep anywhere within city limits after 11 p.m. at night (outside of a house or a hotel), turning 200-1000 homeless in the city area into de facto criminals. A second offense within 18 hours is punishable by \$1000 fine and 6 months in jail - about as absurd, draconian, and ultimately unenforceable as San Francisco's recent attempt to arrest people for trying to feed the homeless in Golden Gate Park - and motivated by the same primitive anti-homeless mentality ("let them go somewhere else").

Again is wrong - illegal encampments were not "started" at Passatiempo as a protest, but had been there for years. They were raided by eagle-beaver camper-hating police without a complaint as their heavy-handed response to the homeless downtown demanding the right to sleep unobscured. Gray did not "repeatedly" make offers for those camped outside to come inside his mini-shelter. When his boss, Paul Brindel, caved in to wares and unlikely threats from the city manager to close down Fred's mini-shelter, Gray - with police on the scene and the media not far behind - "invited" demonstrators into the mini-shelter, fully aware that the campers were struggling for to establish the right to sleep, not merely to seize a little temporary respite for themselves. Gray could have challenged the city's sleazebuster policies and defied Brindel on behalf of the homeless, but he chose to protect his position and his 14 beds and ignore the situation of hundreds of homeless.

Brian's October 12 story on the arrest of homeless demonstrators outside City Hall is much cleaner and more factual, though again he chooses to quote a city bureaucrat (Councilman Mike Potkin) without providing equal time to one of the many speakers denied the chance to be heard at the October 11 City Council meeting under Mayor Laird's gag rule limiting discussion to 20 minutes. It is because the Council refuses to afford 3 minutes per speaker and an opportunity for dialogue and debate on substantive proposals that disruptions, sleep-ins, and civil disobedience become necessary and inevitable.

Reporters with warm dry beds waiting them over at least a hearing to those outside as the autumn rains set in.

Sincerely,  
Robert Morris  
662-0112

CITY COUNCIL

Authority: Section 601, City Charter  
Elected by City at Large

Regular Meetings: Second and fourth Tuesdays of each month -  
4:00 p.m. and 7:30 p.m., Council Chambers

- John Laird, Mayor 429-3540 City Hall November 1990  
1214 King Street 426-5900 Residence
- Hardi Wornhoudt, Vice Mayor 429-3550 City Hall November 1990  
827 California Street 426-0894 Residence  
Santa Cruz, CA 95060
- Joseph J. Ghio 429-3550 City Hall November 1990  
1201 Bay Street 423-3656 Residence  
Santa Cruz, CA 95060

Town Engineer

October 13, 1988

Editor:  
Re: October 11 editorial (Santa Cruz Sentinel)

The only solution to lack of housing is plenty of well paying jobs and housing available at non-inflated rates. Obviously this is a very low-term project, one that addresses the issue on a "small scale."

In the meantime, a campground is an excellent idea. Of course, this is not a permanent solution to the problem of lack of housing. It is, however, the most feasible and the cheapest. In an April 1985 conversation with Gary Patton, he suggested a campground with washers, dryers, lockers, showers, barbecue pits, parking places, and places for tents would cost approximately \$80,000 (note that \$100,000 today). The River St. Shelter, which houses nearly 14 people, cost \$500,000. Of course, nobody should be forced to live there they choose not to; nor should they usually be prevented from living where they choose.

Fortunately for us all, the Good Samaritan did not conclude that the problem of racism, because bigger than one person, need not be addressed by anyone. He did something constructive. So can we.

\* without even a kitchen.  
SC

Shannon Canuso  
1525 Dummer Dr.  
Santa Cruz, CA 95062

October 12, 1988

TO WHOM IT MAY CONCERN:

Santa Cruz City Council member Michael Rotkin defends the city's track record on the homeless problem by citing the fact that the city's social service budget has expanded to nearly \$1 million, up from \$60,000 in 1979. However, an examination of the allocation of those funds indicates mismanagement, AT THE VERY LEAST.

The Council has allowed itself to be "held up" by the University for HALF A MILL - one-half of the total social services budget for a year - for a building intended for use as a shelter FOR FOURTEEN PEOPLE, when estimates of the local homeless population range from 500 to 1,000. FURTHERMORE, this very building is now undergoing MAJOR reconstruction, to the tune of several HUNDRED thousand dollars, in order to minimally function in its intended capacity (we're talking such basic requirements as adequate kitchen facilities.)

Why was this expensive and inappropriate expenditure made by the Council? Who has gained from this boondoggle? Why did the University not make a wiser deal with a town with which it seeks to improve relations and with which it has mutual concerns, INCLUDING the homeless situation?

This transaction by OUR City Council was a betrayal of the public trust and an insult to the groups who are supposed to benefit from social service programs.

The citizens of this city have a right and a NEED to see the homeless problem addressed energetically AND WITH VISION. Incompetence (and that is giving the Council the benefit of the doubt) MUST NOT BE TOLERATED.

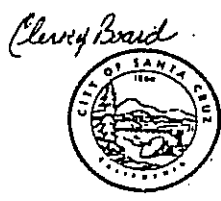
Sincerely,

Marion Sue Fischer  
1520 Pacific Ave. #234  
Santa Cruz, CA. 95060  
(408) 423-8181

- E Arnold Levine 429-3550 City Hall November 1988  
A 42 Ortalon Avenue 425-7212 Answering Service  
Santa Cruz, CA 95060
- M Michael E. Rotkin 429-3550 City Hall November 1988  
G 123 Liberty Street 429-4601 Business  
Santa Cruz, CA 95060 423-4209 Residence
- K Katy Sears-Williams 429-3550 City Hall November 1988  
131 Shelter Lagoon Drive 429-0141 Residence  
Santa Cruz, CA 95060
- J Jane Weed 429-3550 City Hall November 1988  
F 509 Seaside Street 423-9828 Residence  
Santa Cruz, CA 95060 Council Business

Richard C. Wilson, City Manager  
Laura D. Brown, Assistant City Manager

Revised 12-28-87  
Prepared by City Clerk's Department  
13/cmbrrsrt



CITY OF SANTA CRUZ  
809 Center Street  
Santa Cruz, California 95060  
(408) 429-3550

# China's 'floating' population

## Transients strain services, housing

By David R. Schwabinger  
with special reporting

**BELLING** — In stark allegories surrounding Beijing's railway station, hundreds of former-workers who left rural villages with nothing but dreams camp out each night on the pavement. Some live on hand-outs. Others seek to survive.

In southern China, a flood of arrivals from poor neighboring regions has spawned a major corps of professional beggars taking advantage of the city's new prosperity. A hard-core few parade by day, then turn to gambling and prostitution by night.

In other cities across China, armies of transient persons face a hard-to-avoid existence as day-laborers, mules, peddlars and small-time entrepreneurs. Their numbers strain overwhelmed urban services like housing and transportation.

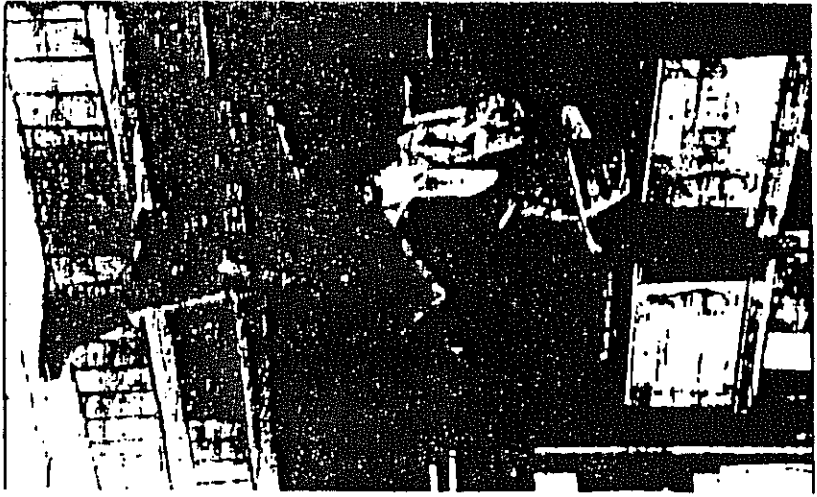
All are members of what China has officially dubbed "the floating population," a catch-all phrase for the swelling ranks of transients, many working seasons to provide income.

The government estimates that 30 million people — and in every 20 — are now on the move. Newly available are peasants, freed from communal subsistence farming by structural reforms that allow those remaining to work more land and make more profit.

**Working labor demanded**  
At least 10 million have journeyed China's 23 biggest urban areas, seeking their services as carpenters, domestic servants, dressmakers and construction workers to satisfy a growing labor demand.

But although it has benefited new labor forces, the "floating population" has created a new set of social problems among those on the fall of food themselves on the street of poverty.

Homeless people in Beijing, China, are seen in a crowded street.



Homeless people in Beijing, China, are seen in a crowded street.

China begging at restaurants — back to unemployment workers of pre-communist China.

"These are not homeless people as in the West," asserted Wei Zhiming, a Beijing public security official. "Most don't wander blindly, but have a purpose: to earn money and return to their families."

"They play a role in invigorating our market. But there are certain problems."  
Many transients live with friends, at construction sites or with employers. But others find work scarce or housing impossible. Without residence permits or a "dangwei," the all-important work unit, they cannot obtain coupons for food.

Some wind up vagrants, sleeping in parks or railway stations. In Beijing, one young peasant, baffled by city ways, lived in such fear of getting lost or arrested that he dared not leave the train station. Out of pity, he ate scraps from nearby

# REGISTER - PAJARONIAN

# REGISTER

46 Pages — 25 Cents

Santa Cruz County Edition, Wednesday, October 12, 1988

121st Y

## More homeless protesters arrested in SC

By RICHARD EGAN  
staff writer

Four people were arrested early this morning for illegal camping in Santa Cruz in the latest "sleep-in" protest designed to bring attention to the plight of the homeless.

The arrests came at 1:30 a.m. at City Hall in front of the Council chambers, according to Santa Cruz police.

The arrests came on the heels of last night's City Council meeting, which was free of disturbance by advocates for

the homeless for the first time in months.

Following the meeting, which ended at about 11 p.m., six people set up camp at City Hall at 12:30 a.m. and were cited under the city's illegal camping ordinance.

Four of those cited returned an hour later and again set up camp. Because they had committed the same offense within 48 hours, they were arrested and taken to Santa Cruz County Jail.

Those arrested were Robert

Norris, often a spokesman for the homeless in Santa Cruz, Maria Alderete, Joanna Borton and John Billa.

There have been numerous protests in the past few months by those seeking an end to the camping ban in Santa Cruz, which makes it illegal to sleep in vehicles and in public places.

The protests have included sleeping at City Hall and at the River Street Shelter, which ended with arrests, and visits to council members' homes at

night.

Those who claim to be homeless and their advocates have also disrupted several council meetings, haranguing at length about the unfairness of the camping ban. They claim the city is denying them one of their basic rights, the right to sleep.

The council has held fast on its refusal to rescind the ban, citing, among other things, that a lift on the ban could create a "Mecca effect," and attract homeless from other communi-

ties that have similar ordinances.

At last night's meeting no one tried to seize the microphone or disturb the meeting, although at one point a chant of "Homeless, homeless, homeless" went up from a small crowd gathered outside, prompting police to head to shut the council chamber doors.

Several people did speak before the council during the time set aside for public comment on issues not on the agenda, calling for the city not only to end the ban, but to

provide shelter need it.

Councilman speaking for h that homelessness problem, but did providing a can answer.

Rotkin blamed homelessness pr on the current A tation, which programs ever years.

See PRO1

"It's not possible without state and federal funds to do any more than we already are," Rotkin said. "But I don't believe that a campground is the answer. I don't believe that we live in the Wild West anymore; you can't just park your car wherever you want and sleep."  
"I find it interesting that this protest comes in a city that spends a considerable amount of money to solve the situation, instead of Washington D.C. or Sacramento."

a week ago in Santa Cruz...

**Food - (Gas vouchers where indicated)**

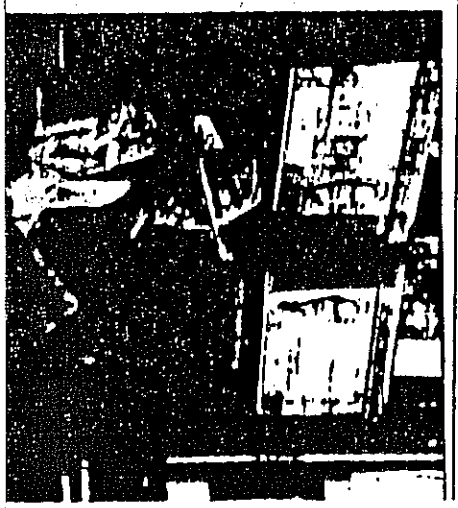
- |   |   |                      |                       |
|---|---|----------------------|-----------------------|
| Food Bank Info  |   |                      |                       |
| Salvation Army  | 721 Laurel, S.C.                            | (gv)                 | 662-0487              |
| St. Vincent DePaul  | 435 Frederick, S.C. (call 1st)              | 476-4212/662-7762    |                       |
| Star of Sea Church  | 515 Frederick, S.C.                         | 429-1018 -call first |                       |
| Seventh-Day Adventist   | 1024 Cayuga                                 | 429-1442 Mon. 10-11  |                       |
| Messiah Lutheran  | 801 High                                    | (gv)                 | 423-8330              |
| First Baptist   | 411 Roxas                                   |                      | 423-1080              |
| Christian Church  | Park 111 Errett Circle                      |                      | 426-0510              |
| Calvary Episcopal   | 532 Center                                  |                      | 423-8787              |
| University Baptist  | 850 High                                    |                      | 426-0207              |
| Christian Life Center   | 1009 Mission                                |                      | 426-7733              |
| Valley Resource Center  | Mill Rd. & Hwy 9 Ben Lomond                 |                      | 336-5651 10-1:00      |
| Zephyr, Food Bank   | 101 E. Beach                                | Wacs.                | 662-0488              |
| Dwight, Food Bank   | 15 Errington Rd.                            | Wacs.                | 722-7110              |
| St. Vincent   | 135 E. Lake                                 | Wacs.                | 722-1250              |
| Salvation Army  | 214 Union                                   | Wacs.                | 722-3673 (gv & tent)  |
| Catholic Social Service   | 21 Brennan St., Suite B.                    | Wacs.                | 722-3673 (gv & tent)  |
| Food Bank - 3rd. (by river bank)  | Beach Plats area S.C. (West)                |                      | 11:00 a.m. assistance |
| Distribution of U.S.D.A. commodities (cheese, butter, etc.)                 | 4th Mon. of month                           |                      |                       |
| Call first. (If they don't have powdered milk, can be sometimes obtained at |   |                      |                       |
| Seventh-day Adventist Church.)  |   |                      |                       |
| Ask for info. about food distrib. in Beach Plats area                       |   |                      | 425-9225              |
| Highly restrictive - Very sympathetic to mental health system               |   |                      |                       |
| with 20 min. service  |   |                      |                       |
| Seventh-day Adventist Church  | 1024 Cayuga                                 |                      | 429-1442              |
| St. Francis Catholic Kitchen  | 205 Mora (12:00 Mon.-Fri.)                  |                      | 426-8365              |
| Salvation Army  | 721 Laurel                                  |                      | 476-4215              |
| St. Vincents  |   |                      | 426-8365              |
| Harvey West Park (under swim pool)  | Harvey West Blvd. (Severn-days & work days) |                      | 476-4215              |
| Advocacy & Referrals  |   |                      |                       |
| Mental Health Captives Liberation Front (MHCIF)                             |   |                      | 426-1201              |
| Psychiatric Inmates' Rights Collective (PIRC)                               |   |                      | 475-7904              |

a month ago in China...

**China's Floating population**

Transients strain services, housing

7 David R. Schwabert  
BEIJING - In dark alleys surrounding Beijing's railway stations, hundreds of transient workers in their rural villages were seeking



**PAJARONIAN**  
121st Year - No. 190  
Apr 12, 1988

**arrested in SC**

...provide shelter for those who need it.

Councilman Mike Rothin, speaking for himself, agreed that homelessness is a serious problem, but did not agree that providing a campsite was the answer.

Rothin blamed the increasing homelessness problem in part on the current federal administration, which has cut social programs over the past eight years.

See PROTEST page 2 >

...to be homeless advocates have several council going at length... they claim the... them see at... the right to... as held fast on... her things, that... could create a... and attract... other communit...

...that have similar ordinances.

At last night's meeting no one tried to seize the microphone or disturb the meeting, although at one point a chant of "Homeless, homeless, homeless" went up from a small crowd gathered outside, prompting police on hand to shut the council chamber doors.

Several people did speak before the council during the time set aside for public comment on issues not on the agenda, calling for the city not only to end the ban, but to

recognized worldwide as a form of cruel and unusual punishment, indeed, as a form of torture. We are torturing our most vulnerable citizens.

3. Voluntary homelessness is not a crime. Any community has space that can be reclaimed as a Common that can be used by persons wanting to shelter only in tents, vehicles, or other simple coverings.

4. Involuntary homelessness should be treated as a community emergency. This would allow us to take extraordinary measures to assure shelter immediately for all who want it. Anyone who does not think that involuntary homelessness is an emergency should try sleeping on the streets for a few nights. I think they will quickly change their minds. If the community can take emergency action when our homes are destroyed by earthquakes or floods, it can do so whenever people are without shelter.

Once the present emergency is dealt with by designating legal camping places, we can breathe a sigh of relief and turn our attention to our longer range goals of creating a society in which the basic right to shelter is realized for all.

Charles Gray  
133 Baldwin  
Santa Cruz CA 95060  
426-6754

FROM THE PEOPLE

Barbara L. Chambers  
Felton, Ca. 95018

10/28

There are a lot of intelligent people in Santa Cruz County. Including many who have, at some time in their lives, taken a course in political science or history.

Undoubtedly, they are disturbed by the situation of the homeless in Santa Cruz.

Again and again in history, it has become apparent that the inherent humanity of a governmental body can be measured, in a very quantitative sense, by its attitude towards the powerless. The powerless are those who have willingly or unwillingly surrendered their economic and political power to the existing power structure.

Such a surrender of power by a group of persons allows us a close look at the motives and concerns of those still holding power. Not being swayed by the fear of reprisal, empowered persons are free to take any action, or no action, that they wish. Their only limitation is their sense of humanity and affinity.

Typically, in such a situation, no action is taken, and the unempowered persons are left on the outskirts of society. However, we do see occasions where action is taken against the unempowered - THIS INVARIABLY IS DUE TO OTHER HIDDEN PRESSURES OR THOSE WIELDING POWER. The power group measures outside pressures against their own sense of ethics and humanity.

Thus, as in a simple equation, we can see that the power group has either a low sense of humanity, or overwhelming pressures from outside sources. Otherwise either no action would be taken, or possibly even a positive, caring action would be taken.

Let's take the case of the Santa Cruz city council, voters of the county will begin to sense that the council is swayed by hidden power influences. In this day of scandals of governmental corruption, this is a suspicion which can undermine the confidence in a governing body. The effect is slow and subtle, and unseated council members may never realize what has occurred in the minds of their constituents. Positive actions taken now can avert this end.

Sincerely,

Barbara Chambers

October 13, 1988

P.O. Box 1735  
Santa Cruz, CA 95061

Dear Editor,

It can be said if your reporters did a little research between coffee breaks before taking coffee, the homeless in front-back streets. "No matter" Ken's Oct 5 coverage of the harassment arrests outside the River St. mini-shelter was critic and shelter boss Fred Gray twice the space given participants and supporters of the action. (In fact, no space was given to any of those whose camp was destroyed by the police.)

The subtle superficial tone of the story misrepresents the objectives of the homeless campers and fails on the facts. Santa Cruz's Sleeping Man does not allow people to sleep anywhere within city limits after 11 p.m. at night (outside of a house or a hotel), turning 200-1000 homeless in the city area into de facto criminals. A second offense within 48 hours is punishable by \$1000 fine and 6 months in jail--about as absurd, draconian, and ultimately unenforceable as San Francisco's recent attempt to arrest people for trying to feed the homeless in Golden Gate Park--and activated by the same primitive anti-homeless mentality ("let them go somewhere else").

October 13, 1988

Editor

Santa Cruz Sentinel

The only solution to lack of housing is plenty of well paying jobs and training available at non-inflated rates. Otherwise this is a very low-cost project, one that addresses the issue on a long-term basis.

In the meantime, a commitment to an excellent idea. Of course, this is not a permanent solution to the problem of lack of housing. It is, however, the most feasible and the cheapest. In an April long conversation with Ray "Aton", he articulated a compromise with landlords, farmers, Indians, shavers, barbers, etc., building of acres, 1000 acres for Santa Cruz most approximately \$50,000 (with that \$100,000 today). The River St. Shelter, which housed nearly 10,000, cost \$700,000. Of course, money should be forced to live where they choose not to, nor should they usually be restricted from living where they choose.

Fortunately for us all, the Good Samaritan did not conclude that the problem of racism, because bigger has been proven, need not be addressed by anyone. He did something comparable. As can be seen.

Shannon Casano  
1525 Decatur Dr.  
Santa Cruz, CA 95062

It's without even a kitchen. SC

October 12, 1988

TO WHOM IT MAY CONCERN:

Santa Cruz City Council member Michael Rotkin defends the city's track record on the homeless problem by citing the fact that the city's social services budget has expanded to nearly \$1 million, up from \$80,000 in 1979. However, an examination of the allocation of those funds indicates mismanagement, AT THE VERY LEAST.

The Council has allowed itself to be "held up" by the University for RAILY A MILL - one-half of the total social services budget for a year - for a building intended for use as a shelter FOR FOURTEEN PEOPLE, when estimates of the local homeless population range from 500 to 1,000. FURTHERMORE, this very building is now undergoing MAJOR reconstruction, to the tune of several MORE thousand dollars, in order to minimally function in its intended capacity (we're talking such basic requirements as adequate kitchen facilities.)

Why was this expensive and inappropriate expenditure made by the Council? Who has gained from this boondoggle? Why did the University not make a wiser deal with a town with which it seeks to improve relations and with which it has mutual concerns, INCLUDING the homeless situation?

This transaction by OUR City Council was a betrayal of the public trust and an insult to the groups who are supposed to benefit from social service programs.

The citizens of this city have a right and a NEED to see the homeless problem addressed energetically AND WITH VISION. Incompetence (and that is giving the Council the benefit of the doubt) MUST NOT BE TOLERATED.

October 11, 1988

P.O. Box 1735  
Santa Cruz, CA 95061

Dear Billor,

Let me raise if your reporters did a little research between coffee breaks before taking photographs of the homeless in front-page articles. "Reporter's" own's Oct 5 coverage of the harassment a street outside the City St. Mini-shelter from cattle and shelter boss Fred Gray twice the space given to the homeless and supporters of the motion. (In fact, no space was given to any of those whose camp was destroyed by the police.)

The side superficial tone of the story misrepresents the objectives of the homeless campers and folds up the facts. Santa Cruz's Shining Sun does not allow people to sleep anywhere within city limits after 11 p.m. at night (outside of a house or a hotel), burning 200-1000 homeless in the city area into de facto criminals. A second offense within 16 hours is punishable by \$1000 fine and 6 months in jail-- about as absurd, draconian, and ultimately unenforceable as San Francisco's recent attempt to arrest people for trying to feed the homeless in Golden Gate Park--and activated by the same primitive anti-homeless mentality ("let them go somewhere else").

Even so wrong--illegal caravans were not "started" at Fullerton as a protest, but had been there for years. They were railed by eager-beaver camp-hating police without a complaint as their heavy-handed response to the homeless downtown demanding the right to sleep unmolested. Gray did not "revelously" make offers for those camped outside to come inside his mini-shelter. When his boss, Paul Brindel, closed in to wage and unholy threats from the city manager to close down Fred's mini-shelter, Gray--with police on the scene and the media not far behind--invited demonstrators into the mini-shelter, fully aware that the campers were struggling for to establish the right to sleep, not merely to seize a little temporary respite for themselves. Gray could have challenged the city's sleep-shelter policies and defied refusal on behalf of the homeless, but he chose to protest his position and his ill deeds and ignore the situation of hundreds of homeless.

Even's October 12 story on the arrest of homeless demonstrators at City Hall is such a mess and more factual, than what he chooses to quote a city bureaucrat (Councilman Mike Polkin) without providing equal time to one of the many speakers denied the chance to be heard at the October 11 City Council meeting under Mayor Laird's rule limiting discussion to 20 minutes. It is because the Council refuses to afford 3 minutes per speaker and an opportunity for dialogue and debate on substantive proposals that disruptions, sleep-ins, and civil disobedience become necessary and inevitable.

Reporters with very dry bedfellowing them over at least a hearing to those outside as the suburn rains set in.

CITY COUNCIL

Authority: Section 601, City Charter  
Elected by City at Large

Regular Meetings: Second and fourth Tuesdays of each month -  
4:00 P.M. and 7:30 P.M., Council Chambers

- John Laird, Mayor 429-3540 City Hall November 1990
- 1214 King Street 426-5900 Residence
- Santa Cruz, CA 95060
- Harold Workhardt, Vice Mayor 429-3550 City Hall November 1990
- 827 California Street 426-0894 Residence
- Santa Cruz, CA 95060
- Joseph J. Gato 429-3350 City Hall November 1990
- 1201 Bay Street 423-3656 Residence
- Santa Cruz, CA 95060

Sincerely,

Robert Korse  
162-0112

7272 Politics

November 1990

November 1990

November 1990

of those funds indicates mismanagement, at the very least.

The Council has allowed itself to be "held up" by the University for FAY A WILL - one-half of the total social service budget for a year - for a building intended for use as a shelter for FOURTEEN PEOPLE, when estimates of the local homeless population range from 500 to 1,000. FURTHERMORE, this very building is now undergoing MAJOR reconstruction, to the tune of several HUNDRED thousand dollars, in order to ultimately function in its intended capacity (we're talking such basic requirements as adequate kitchen facilities.)

Why was this expensive and inappropriate expenditure made by the Council? Who has gained from this boondoggle? Why did the University not make a greater deal with a town which it seeks to improve relations and with which it has mutual concerns, INCLUDING the homeless situation?

This transaction by OUR City Council was a betrayal of the public trust and an insult to the groups who are supposed to benefit from social service programs.

The citizens of this city have a right and a NEED to see the homeless problem addressed EFFECTIVELY AND WITH VISION. Incompetence (and that is giving the Council the benefit of the doubt) MUST NOT BE TOLERATED.

Sincerely,

Merton Sue Fischer  
1520 Pacific Ave, #234  
Santa Cruz, CA. 95060  
(408) 423-8181

- G Arnold Lavine 429-3550 City Hall November 1988
- A 42 Octalon Avenue 425-7313 Answering Service
- Santa Cruz, CA 95060
- N Michael E. Rocklin 429-3550 City Hall November 1988
- 123 Liberty Street 429-4601 Business
- Santa Cruz, CA 95060 423-4209 Residence
- G Katy Sears-Williams 429-3550 City Hall November 1988
- 111 Shelter Lagoon Drive 429-0141 Residence
- Santa Cruz, CA 95060
- O Jane Veed 429-3550 City Hall November 1988
- 509 Seaside Street 423-9828 Residence;
- Santa Cruz, CA 95060 Council Business
- F Richard C. Wilson, City Manager
- Laura D. Brown, Assistant City Manager

Revised 12-28-87  
Prepared by City Clerk's Department  
10/embrrsrz

CITY OF SANTA CRUZ  
809 Center Street  
Santa Cruz, California 95060  
(408) 429-3550

Clayton Bond





# STREET SHEET

I PUT THE WORDS  
WHO THINK THEY'RE  
EXPLICIT BY THE  
HOMELESS BEHIND  
ME.



20% support fee  
reg. card

## CAFE CHAMELEON SLEEPING BAN DEBATE SATURDAY

### TOWN MEETING TO FOLLOW CITY COUNCIL CANDIDATE SOUND OFF

City Council candidates seeking to replace the slumbering stone-wallers currently comprising the downtown Gang of 7 will be addressing the city's preposterous, expensive, and discriminatory Sleeping Ban at 2 p.m. this coming Saturday (October 22) at the Club Chameleon, across from the Metro Center on Front. St. The Club is located between Kinko's and University Copy and makes a mean and inexpensive cup of chai; it is the successor to the Club Culture and a favorite **nightspot** for the young, the rugged, and the raucous as well as host to homeboy musicians and artists.

The debate is expected to begin shortly after 2 with Calamity Jane Imler, Grinning Ray Grueneich, and activist Charles Gray urging an end to the Ban and ~~ready-to-wrangle~~ Rod Quartararo/rockclub socialist Randall Kane, and the Unknown Neanderthal defending the city's institutionalized insanity. After battling the issue back and forth for about an hour, ~~the~~ debaters will be joined by other City Council job-seekers lurking in the audience (Don Lane, Frank Shillaci, Jane Larson Baer, Abdullah Hassan, and Ed Porter ~~have~~ promised to put in an appearance; the only member of the Gang of 7 bold enough to offer to be there--amiable Arnie Levine).

The audience will be encouraged to grill candidates and debaters, and candidates will be set upon each other to ~~follow up and highlight differ~~ ~~ences~~ between them. This may be the first time candidates have been encouraged to depart from endless 3-minute puff-piece presentations and actually cross-examine each other's positions. Candidates and audience will be encouraged to discuss general problems of the homeless population in Santa Cruz. Homeless folk are encouraged to attend (the forum is free; there may even be a few wats available). After the debate and the candidate cock-fight, the audience will be asked who won, what position they want to take, and, most important, what should be done to reach that position.

If the audience concludes that the Sleeping Ban is a medieval monstrosity (as we have long held), it will be asked what it thinks should be done to slay the beast before it gouges any more innocents. Solutions proposed range from silent prayer to armed rebellion and will be considered one after another. Come and apply your wits and patience to the proceedings. There may be a sleep-in or a sleep-walk later on in <sup>the</sup> evening. Be ready to grab bedrolls and best friends and challenge the Sleeping Ban en masse before it picks you off one-by-one.

## DISCOURAGING NEWS FROM COUNTY COUNSEL AND BOARD OF STUPIDVIPERS

### INTERPRETATION BARS SLEEPING NEARLY EVERYWHERE IN COUNTY

Consultations with Sleepervisor Gary Patton's office and Assistant County Counsel Kathleen Akao revealed bad news for homeless sleepers last week. We had previously thought (and been encouraged by Patton in our belief) that camping (and thus sleeping) was only illegal (a) on private property if the owner objected, and (b) in specified no-camping zones (the S. H. Cowell Foundation/Ocean St. Extension Area and the Paradise Park Area--the two comprising a triangular slice of land extending from Ocean St. out to Cowell as diagrammed in Street Sheet #22). The 1985 changes in the law, which we had thought liberalized existing law, actually broadened ~~sleeping prohibitions~~ to include all roads (where previously on public roads had been specified) and all vehicles and all camping (previously just mobilehomes and RVs <sup>were</sup> covered). The only bone thrown to people needing to sleep was a "roadside resting" pro-

vision that allows a "motorist" to "temporarily" sleep by the side of the road. Thus, according to the High Sheriffs, you are guilty if an infraction (it not a trespassing misdemeanor) and fair game for roaming brownshirts if you "establish or maintain at any time (not just from 11 p.m. to 8:30 a.m. --like in the city) a temporary or permanent place for...sleeping." This sweeping measure to criminalize 3000-5000 homeless in the County is as repugnant as the City's Sleeping Ban and actually affects more people. Board of Stupidviper meetings are each Tuesday, starting at 9 a.m. and running on usually at least til noon and frequently until 4 in the afternoon. They are held on the 5th floor of the County Building at Water and Ocean Sts. and open to the public. Oral Communications (the chance for the public to speak) are held at different times--sometimes at 10:30, sometimes at 4:00, sometimes as the last order of business before the meeting ends. Call the Board of Stupidvipers Clerk at 425-2201 on or before the Tuesday meeting to find out when Oral Communications is scheduled. Bring your sleeping bags and packs.

#### ON THE ROAD WITH D.R. GRAVES (concluded)

(Last seen in Street Sheet #31, our man in Arizona began his report on Phoenix homeless conditions and now, finally, is allowed to conclude it.)

"The people are caught on the horns of a Catch-22 dilemma: without a job, they can't afford a place to live; without an address, they can't get a job. There are shelters, but too few, and only available for short periods. So the homeless move from camp to camp, looking for work, being chased out periodically by the police, their children going from school to school and not receiving an education. The seeds of poverty are sown for the next generation. Men and women stand on the major streets with signs, "will work for food."

Society doesn't owe people a living, but does owe them a life. Very few, if any, are living on the street or out of shopping carts because they want to, and society does owe them a chance. A metropolitan area on a binge of growth and construction can surely manage to pour some more footing for some shelters, way stations of life, a chance for a job, a home, an education...

The local governments welcome growth and seek it. They need to also accept the other responsibilities that come with growth. As said by Herbert Spencer, "Society exists for the benefit of its members; not the members for the benefit of society."

The learned men in government should read the history that they profess to honor, love, and glorify.

#### CITY'S ATTEMPT TO PUNISH DEMONSTRATORS FACES CHALLENGES IN LOCAL COURT TRIALS OF CHARLES GRAY AND LINDA THE LARK CONTINUE TOMORROW

Returning to court in defense of Clock Tower Sleep-In demonstrator and homeless-woman-about-town Linda the Lark, Ray Grueneich has promised to present presiding Judge Atack (Dept B., Muni Court) with further arguments supporting Linda's right to demonstrate against the City's Sleeping Ban. At her lengthy trial last Friday, Grueneich argued that the city could not constitutionally prevent Linda from engaging in a theatrical demonstration of sleeping as part of a protest against the City's groggy sleepbusting policies. Atack was so impressed with Grueneich's claims that he postponed a decision scheduled for Monday, and set Friday, October 21 at 4:30 a.m. for further arguments between Grueneich and city attorney Bowden. Show up and hear Ray cross swords with the city's hired legal gun.

Meanwhile, just down the hall in Judge Kelley's court, a second participant in the Sept 2-3 Town Clock Sleep-In (out of a total of 6) will be having his own day at the bar with Grueneich, out of breath from presenting the first 20 pages of a 40 page defense brief in Linda's case, rushing in to defend him in the 2nd of what promises to be dozens of sleeping ticket cases. Gray's court trial begins at 10:00 a.m. (or thereafter--there may be a wait).



Spectateurs are cordially invited. Meanwhile, if you have a sleeping (i.e. camping) ticket, be sure you (a) get an arraignment date, (b) leave a copy of your ticket with the Homeless Table, and (c) plead not guilty at your arraignment. You have the right to subpoena witnesses for your defense; you may be able to get some legal help from us (though we are not lawyers). And we're still talking about issuing some more Fight Your Ticket guidelines to help polish up your defense and lead you through some of the legal thickets. For info, call 429-9801 and leave a message, or drop us a line at the Homeless Table.

#### BITS AND PIECES

.....Bob Taren, the ACLU's man in Santa Cruz, may be signing on as a court-appointed attorney in some of the upcoming misdemeanor sleeping and/or trespass cases if the City is stupid enough to try to prosecute them. Welcome aboard, Bob, and thanks.

.....Defending yourself in a court trial for a Sleep-In? You might tell the judge (a) a demonstration is an act of free speech protected under the 1st Amendment to the U.S. Constitution and in a different category from "simple sleeping", (b) you were exercising the right to petition the government for a redress of grievances (also the 1st Amendment)--that's why you were out there sleeping in a cold, uncomfortable, exposed, noisy, police-ridden spot rather than snuggled away out of the wind in a bush or under a bridge somewhere, (c) so if they admit you were demonstrating and it's illegal to sleep everywhere in Santa Cruz 11 p.m.-8:30 a.m., just where the hell do they expect you to make your statement? Consider using these arguments, and feel free to talk them over with us.

.....In case we didn't mention it before, Anders Carr, active in the Pasatiempo property clean-up and arrested for trespass up at UCSC for sleeping there after he'd told the police beforehand that was his intention, showed up at the UCSC Gang of 7 Candidates' forum Tuesday night and told us his misdemeanor trespassing case had been dropped. Could be they'll do the same with the upcoming 10 trespass cases that they pressed at the Do Drop Inn--the homeless encampment that fed and housed dozens for 10 days back of the River St. mini-Shelter. Maybe they're just looking to scare people away from asserting their constitutional rights? Could be.

.....Coming up tonight: Businessfolk confront the Candidates! At the Holiday Inn at 4 p.m., it's the moguls of Santa Cruz versus the would-be politicians and you can watch them dance and drink (and perhaps hoist a few yourself). Come to the forum on Ocean St. and ask them about Homeless issues. Calamity Jane'll be there.

.....According to Fred Gray, the satellite shelter program is now in full swing with 23 churches participating (2 or 3 each night). Be at the pickup point by 6:30pm (that's the City Construction Yard across from UPS, a block or so beyond the River St. mini-Shelter on River St.) and get a bed, or floor space at least until dawn. They've been taking 15-25 per night and are shooting for 75 as the weather grows fouler.

.....Lots of Homeless-center activities at the mini-Shelter itself this afternoon: the Board of Directors is meeting (perhaps to discuss further action against homeless seeking to sleep on their property, if they do again in any numbers), Gangmaster Laird and local politicians are going to be next door dedicating the Homeless Healthcare Project (you might see if you can get a little care there)...More's happening there as well--starting around 4 p.m. Bring your bag. Maybe they'll give you a place to sleep (but don't hold your breath).

.....In case you haven't read it, pick up a copy of COAH (Oct 13 issue) either around town or at the Homeless Table and read Leslie Thompson's well-written "Enforced Insomnia," the first real "mainstream" story that hits home and shows research as well as conscience.

To all those in locked psychiatric facilities:

Do you want to be free from forced psychiatric treatment?

If you do - be aware, that the State of California, thru its laws, quarters you certain rights - one of which is:

The right to contest your conservatorship in the courts; and, especially, your right once a year, when your annual conservatorship review comes up; and, if you contest it before a judge and lose, to request a hearing before a jury, right then and there in the court room, or within a few days thereafter!

And, in order to do this, you have a right to an attorney, paid for by the state, if you cannot afford one. He or she, usually known as a "public defender," has the obligation

to see that you have the full protection of the law - to see to it, that your rights to hearings, including those which can be held before juries, are protected!

It might also be noted that, you have the right to rehearings, but only before a judge alone, in between your yearly reviews.

But your best chance of obtaining release from conservatorship, and thus, of gaining your freedom from a locked facility, is to be found in the opportunity of your case being presented before a jury of your peers!

So, if you truly want to be free, contact your public defender, and discuss your rights and intentions, under the law, with him or her!

Remember, you have friends who love you - who care and feel for you - on the outside. That's why we are giving you this information - because we care!

# Administration Delays Report On Homeless

By Carl T. Hall  
Chronicle Washington Bureau  
Washington

Reagan administration officials have quietly decided to delay release of a politically sensitive report on homelessness until after the November election.

The Interagency Council on Homelessness, a panel representing 15 government agencies set up to coordinate programs in behalf of the homeless, had planned to issue its second annual report to Congress tomorrow. Instead, the agency concluded that the deadline was not legally binding and decided to give itself until at least late November.

Executive Director Cassandra Moore said yesterday that the council simply needed more time to compile its research into "a usable report."

"It was not delayed for the election," she said. "This council was designed to be an apolitical body."

Barbara Clay of the federal Office of Management and Budget, which oversees government operations and which had taken a keen interest in the report, said that OMB officials had been notified by the council that the report would be

# JANE IMLER FOR CITY COUNCIL

postponed. She emphasized that OMB had not sought a delay.

Homeless advocates and congressional Democrats, already critical of the council's performance, said the administration wanted to avoid making homelessness an issue so close to the November 8 presidential election.

They charged that an honest report would have to acknowledge not only a growing social problem but also an ineffective government response.

Maria Foscarinis, Washington counsel for the National Coalition for the Homeless, said it was "another example of a federal agency blatantly ignoring the law."

"I believe it's certainly possible this is politically motivated," she said.

### Call for Investigation

Representative Cardiss Collins, D-Md., chairwoman of a House subcommittee on government operations, and Representative Tom Lantos, D-Calif., called last week on the General Accounting Office to investigate the council's performance. The move came after Moore did not show up at a Capitol Hill oversight hearing.

CITY COUNCIL CANDIDATES FORUM ON THE HOMELESS ISSUE CAFE CAMELEON SATURDAY OCTOBER 22, 1988 2 P.M.

"It does not surprise me that the council has delayed issuance of its report until after the election. Having done nothing, I can't imagine how the council could report otherwise," Collins said yesterday.

David Sador, speaking for Vice-President George Bush in Washington, said the campaign was "not familiar with this timetable, and certainly that's nothing we would have any control over." He added that Bush's view is that the government already has "a pretty good effort" under way to benefit the homeless.

### COPY OF SPEECH COMPOSED AND DELIVERED BY MARION SUE FISCHER FOR CITY COUNCIL MEETING OCTOBER 17, 1988

My name is Marion Sue Fischer.

I don't like the homeless situation in Santa Cruz. DO YOU???

This problem - these PEOPLE - WILL NOT GO AWAY, despite inhumane and often cruel treatment. It is to our advantage to seek some solutions AND ACT! We have no alternative. Our policies, such as they are, ARE SIMPLY NOT WORKING TO ANYONE'S SATISFACTION!

I have three suggestions:

- 1) Lift the sleeping ban. In this country, with its history of human rights, WE CANNOT ARREST A PERSON FOR SIMPLY CLOSING HIS/HER EYES. Criminalizing the homeless does not solve the problem, AS WE NOW KNOW, and it is costing the city alot of money.
- 2) Set aside two or three campsites for those people that cannot function in the regimented and institutionalized atmosphere inherent in a shelter setting. These campsites could be "policed" and improved by the homeless, answerable to a city agency. This measure has the additional feature of being cost-effective.
- AND FINALLY 3) Expand the shelter program. A city with a homeless population of this magnitude cannot be adequately served by one shelter with fourteen beds that is closed all day.

ONE FINAL WORD: How about COMMUNICATING with cities that, unlike ours, have DONE SOMETHING about this problem. I think you would find many of your fears groundless, such as the much-touted "Mecca Effect." Homelessness is a NATIONAL problem. Our town is not being targeted, as some seem to think, for a homeless hangout.

To paraphrase Police Chief Jack Bassett: "You can't just abuse the homeless because it feels good and you like it."

Thank you.

To: "The Sentinel" "Register-Pajaronian" "The Sun" "Good Times" "City on a Hill" To the editor: 10/19/88

As one who is involved in matters of human rights, especially the psychiatric liberation and rights movement, and also the homeless activist movement, I want to publicly announce my endorsement of Jane Imler for Santa Cruz city council. She is one of those rare individuals in political life, who is truly dedicated, truly compassionate, truly empathetic to the rights and dignity of her depressed brothers and sisters. She has fought for them and even gone to jail for them. She is extremely effective in her defense of the poor. I wish the progress of society is helped by its treatment of those who have the least of its material benefits.

So, on election day, please consider voting for Jane Imler, a true servant of the people!

John L. Fox

SF Chron 10/20/88

# Administration Delays Report On Homeless

By Carl T. Hall  
Chronicle Washington Bureau

Washington  
Reagan administration officials have quietly decided to delay release of a politically sensitive report on homelessness until after the November election.

The Interagency Council on Homelessness, a panel representing 15 government agencies set up to coordinate programs in behalf of the homeless, had planned to issue its second annual report to Congress tomorrow. Instead, the agency concluded that the deadline was not legally binding and decided to give itself until at least late November.

Executive Director Cassandra Moore said yesterday that the council simply needed more time to compile its research into "a usable report."

"It was not delayed for the election," she said. "This council was designed to be an apolitical body."

Barbara Clay of the federal Office of Management and Budget, which oversees government operations and which had taken a keen interest in the report, said that OMB officials had been notified by the council that the report would be

To all those in locked psychiatric facilities:

Do you want to be free from forced psychiatric treatment?

If you do - be aware, that the State of California, thru it's laws, quaranters you certain rights - one of which is:

The right to contest your conservatorship in the courts, and, especially, your right once a year, when your annual conservatorship review comes up, and if you contest it before a judge and lose, to request a hearing before a jury, right then and there in the courtroom, or within a few days thereafter.

And, in order to do this, you have a right to an attorney, paid for by the state, if you cannot afford one. He or she usually known as a public defender, has the obligation

to see that you have the full protection of the law - to see to it, that your rights to hearings, including those which can be held before juries, are protected.

It might also be noted that you have the right to rehearings, but only before a judge alone, in between your yearly reviews.

But your best chance of obtaining release from conservatorship, and thus, of gaining your freedom from a locked facility, is to be found in the opportunity of your case being presented before a jury of your peers.

So if you truly want to be free, contact your public defender and discuss your rights and intentions, under the law, with him or her!

Remember, you have friends who love you - who care and feel for you - on the outside. That's why we are giving you this information - because we care!

# JANE IMLER FOR CITY COUNCIL

## CITY COUNCIL CANDIDATES FORUM

### ON THE HOMELESS ISSUE

#### CAFE CAMELEON SATURDAY OCTOBER 22, 1988 2 P.M.

postponed. She emphasized that OMB had not sought a delay.

Homeless advocates and congressional Democrats already critical of the council's performance, said the administration wanted to avoid making homelessness an issue so close to the November 8 presidential election.

They charged that an honest report would have to acknowledge not only a growing social problem but also an ineffective government response.

Maria Foscarinis, Washington counsel for the National Coalition for the Homeless said it was "another example of a federal agency blatantly ignoring the law."

"I believe it's certainly possible this is politically motivated," she said.

#### Call for Investigation

Representative Cardiss Collins, D-Ill., chairwoman of a House subcommittee on government operations, and Representative Tom Lantos, D-Calif., called last week on the General Accounting Office to investigate the council's performance. The move came after Moore did not show up at a Capitol Hill oversight hearing.

"It does not surprise me that the council has delayed issuance of its report until after the election. Having done nothing, I can't imagine how the council could report otherwise," Collins said yesterday.

David Sandor, speaking for Vice-President George Bush in Washington, said the campaign was not familiar with this timetable, and certainly that's nothing, he would have any control over. He added that Bush's view is that the government already has "a pretty good effort" under way to benefit the homeless.

COPI OF SPEECH COMPOSED AND DELIVERED BY MARION SUE FISCHER FOR CITY COUNCIL MEETING OCTOBER 17, 1988

My name is Marion Sue Fischer.

I don't like the homeless situation in Santa Cruz. DO YOU???

From Sponsorship and this of gaining your freedom from a locked facility is to be found in the opportunity of your case being presented before a jury of your peers.

So if you truly want to be free, contact your public defender and discuss your rights and intentions under the law, with him or her!

Remember, you have friends who love you - who care and feel for you - on the outside. That's why we are giving you this information - because we care!

of "The Socialist" "Ragster" - Prisoner in "of the Sun" "Special Times" "City on a Hill" in the states: 10/18/88

In one who is involved in matters of human rights, especially the psychiatric liberation and rights movement, and also the homeless activist movement, it may be publicly announce my resignation of your duties for Santa Cruz city council. She is one of those pure, dedicated in political life, who is truly dedicated in her commitment to help improve the living conditions of her fellow citizens. She has been a great asset to the city and a true friend and advisor. She has been a great asset to the city and a true friend and advisor. She has been a great asset to the city and a true friend and advisor.

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COPY OF SPEECH COMPOSED AND DELIVERED BY MARION SUE FISCHER FOR CITY COUNCIL MEETING OCTOBER 17, 1988

My name is Marion Sue Fischer.

I don't like the homeless situation in Santa Cruz. DO YOU??? This problem - these PEOPLE - WILL NOT GO AWAY, despite inhumane and often cruel treatment. It is to our advantage to seek some solutions AND ACT! We have no alternative. Our policies, such as they are, ARE SIMPLY NOT WORKING TO ANYONE'S SATISFACTION!

I have three suggestions:

- 1) Lift the sleeping ban. In this country, with its history of human rights, WE CANNOT ARREST A PERSON FOR SIMPLY CLOSING HIS/HER EYES. Criminalizing the homeless does not solve the problem, AS WE NOW KNOW, and it is costing the city alot of money.
- 2) Set aside two or three campsites for those people that cannot function in the regimented and institutionalized atmosphere inherent in a shelter setting. These campsites could be "polluted" and improved by the homeless, answerable to a city agency. This measure has the additional feature of being cost-effective.
- 3) Expand the shelter program. A city with a homeless population of this magnitude cannot be adequately served by one shelter with fourteen beds that is closed all day.

ONE FINAL WORD: How about COMMUNICATING with cities that, unlike ours, have DONE SOMETHING about this problem. I think you would find many of your fears groundless, such as the much-touted Mecca Effect. Homelessness is a NATIONAL problem. Our town is not being targeted, as some seem to think, for a homeless hangout.

To paraphrase Police Chief Bassetti: "You can't just abuse the homeless because it feels good and you like it."

Thank you.

(40¢) support fee required

"The whole history of the progress of human liberty shows that all concession yet made to her august claims have been born of earnest struggle. If there is no struggle, there is no progress. Those who profess to favor freedom, and yet deprecate agitation, are those who want crops without plowing up the ground, they want rain without thunder and lightning. They want the ocean without the awful roar of its many waters." - Frederick Douglass

# STREET SHEET



## SLEEPBUSTERS ARREST HOMELESS SPEAKERS AT CITY COUNCIL MEET

### LAIRD ENFORCES GAG ORDER AS ANGRY CITIZENS REPLY TO ROTKIN'S FABLES

In a successful attempt to circumvent the 1st Amendment and the long-ignored needs of the Santa Cruz homeless, Gangmaster (AKA Mayor) Laird juggled the agenda of his Tuesday night Gang of 7 gettogether (the City Council meeting) and squelched the line of speakers that had gathered to once again appeal to the hard-to-find sane side of the outgoing City Council. Usually content with muffling homeless speakers after 20 minutes, Laird called in cops after only 15 to surround, overpower, and physically remove the diminutive Greybear, who was seeking to claim his speaking time. The burly armed sleepbusters next seized Maid Marion as she sought to continue reading Greybear's speech and then bagged Robespierre Robert as he asked what had happened to the Petition for Homeless Rights, received by the Gang over 4 months ago, and gathering dust ever since. Newcomer Eddie T. was also so outraged by the Gang's "arrest your opponents" tactics that he too rose to speak and was taken to the paddywagon with the other 3. The charges: disrupting an assembly, a misdemeanor punishable by 6 months in jail and \$1000 fine. The four were released OR after midnight when the Council had finished several hours of discussing a 3-unit residential development and a parking lot, weightier and worthier issues than the needs of a mere 200-1500 homeless under threat of arrest for sleeping in the Santa Cruz city area.

Previous speakers who rushed to get a few words in before Laird's speech-smashing gavel came down included Proserpine Paul with his lucid and briefly presented proposal for a homeless campground to be built and staffed with volunteer labor; Debbie the Duchess, a young mother from Scotts Valley who'd prepared an earlier meal for the homeless outside City Hall; Craig, a wanderer who confessed he did live in his van because he couldn't afford to pay rent; City Council candidate Abdul Hassan, who denounced the Sleeping Ban; and several others. Gangmember Rotkin, as the first act in the soft-cop/hard cop Rotkin-Laird show, briefly dismissed the opposition to the Sleeping Ban with creaky falsehoods the audience had come to know and loathe. Playing to the paranoid suburbs, Rotkin complemented himself and his Gang for their \$600,000 14-bed River St. mini-shelter and insisted there was no god-given right to sleep anywhere ("how about 'somewhere?'" a voice from the back asked). Ill, but roused to anger by this and other evasions and mis-statements, Calamity Jane Imler, another City Council candidate, rose to respond, only to be threatened with arrest.

So ended another meeting with not even a semblance of action by the Gang on an issue that has been clogging the courts and convulsing the streets for many months. Some activists hoped for a breath of sanity after the local elections November 7; others declared that more visible and dramatic demonstrations were required like a boycott of the Pacific Garden Mall, a national call to the homeless to come to Santa Cruz and sleep-in, and possibly a daytime sleep about in the parks or downtown to wither the city's dirty-little sleepbusting policy by exposing it to the scrutiny of the national press.

UCSC STUDENTS FORM ON-CAMPUS GROUP, MOBILIZE TO OPPOSE SLEEPING BAN  
CITY COUNCIL JOB-SEEKER'S REFUSE TO END ARRESTS FOR SLEEPING POLICY

Outraged at the nightly harassment and ticketing of homeless folks trying to catch a few winks in the city, UCSC students Julia Feldman and Michelle Lifton (known in these pages as Mademoiselle Michele) have organized the Student Alliance for the Homeless (see below). They've reportedly got a table near the Whole Earth Restaurant, a phone number for interested students (423-5157), and a determination to end the 10-year long blight of the Sleeping Ban. Students who wanted to make it down to last Tuesday's City Council meeting, but didn't, might be interested in giving 'em a call to volunteer tabling time, artwork, creative ideas hearty encouragement, and/or hugs. Anyone wanting more information on the Sleeping Ban (which reportedly affects 43 on-campus students who nightly sleep out) can also give them a ring. Next City Council meeting (and the last before elections) is Nov. 1 when you can register your support or displeasure for the Gang of 7's "no sleeping at night" policy for the homeless.

A week ago Tuesday also saw one of the first forums where City Council hopefuls actually fielded direct questions from the audience and were queried about the Sleeping Ban. The results were generally dismal. Declining to speak about the Ban at all: Mahaney, Groff, Steeves, Webber, Quartararo, and Lane. Steve Hartman supported the Sleeping Ban, but at least suggested that the City go to the County and demand land to establish an immediate campground for the homeless. Mo Reich opposed a campground, but for the first time indicated he might favor a temporary moratorium on ticketing sleepers if they stop bothering his friends at the City Council with their raucous requests. (We suggest you give Mo a call at 426-6633 to clarify exactly where he does stand.) Porter endorsed the call for a campground, but continued to favor arresting folks until the city gets around to setting one up. Schillaci seemed to be urging immediate shelter, but made no clear statement against the Sleeping Ban. Yokoyama wanted to find some solution, possibly opening up the armory once the governor could be persuaded, but until then it was off-to-jail-with-you. Only Imler and Hassan called for an immediate unconditional end to the Sleeping Ban, as well as setting up campgrounds where folks with and without vehicles could spend the night without fear of armed midnight visitors. The candidates' phone numbers follow, and we urge citizens to call these would-be politicians and inquire more fully into their positions. Particularly Porter, Reich, Yokoyama, and Lane; the front runners. The more they hear from you, the more they'll know they must deal with the issue.

"LET US SLEEP."

It's kind of funny how the laws in this society are set up. During the daylight hours you can sleep anywhere you want. But from sundown on, watch out! For the blue and brown shirts are out there--busting heads, destroying property, and carting off to jail people who did nothing wrong but try to get some sleep.

How long can we let this go on? It is about time that we as a homeless coalition do something about the Gestapo-type scare tactics of our local law enforcement machine. Instead of sleep-ins at night, we should have wake-ins.

If the city fathers and mothers don't want us to sleep at night, fine, we won't. Instead we will walk the streets. From 10:00 p.m. on, we should gather en masse and walk the mall. Let's sleep during the day in the parks if that is what they want. Let's show the fair folk of Santa Cruz that just because we are homeless, we're not dumb.

Remember--if you want to change a law, sometimes drastic measures must be taken. So, remember, don't sign the ticket. You are a human being, a child of this Universe. You have a right to sleep. Call for all the homeless to

(tickets or charges) of vagrancy, loitering, public trespass, the Camping Ban, and especially, possession of marijuana and public intoxication (in cases where you were not creating a disturbance). Argue that your possession of marijuana or your sleeping or your blood alcohol content violated no one else's constitutional rights and therefore you have broken no law according to the U.S. Constitution. Also, consider suing the Sheriff's Dept. and/or the SCPD. per night for every night you were forced to sleep on the jail floor without a blanket. Include in your argument the adverse affects of this condition of confinement (such as sore neck, back, or shoulders; a cold, fever, or sore throat; you couldn't sleep; you were in poor health because you couldn't sleep; or it worsened or compounded an already existing condition).

(to be cont. The editors of the Street Sheet take no responsibility for the accuracy of Bryan's suggestions, but consider them provocative, and worthy of consideration. We continue to urge everyone to plead "not guilty" to all Sleeping Ban (and other harassment) tickets, to demand a court trial (or a jury trial for a misdemeanor), and to prepare a defense. Folks at the Homeless Table will try to help you--though you must provide most of the help for yourself.)

"GENTLE WIND (SINGING LEAVES)"

Gentle wind Blowing through the trees  
During the midnight hours I feel the morning breeze.  
Gentle wind Comes peacefully  
Flowing on down by Where the river meets the sea.  
Gentle wind Under the rising sun  
Breaks the night to day Thus my day has begun.  
Gentle wind Will change your soul  
Always towards freedom Let your spirit flow.  
Gentle wind Comes gracefully  
Amid the trees Above the stream & in the valley.  
Sometimes time and again Comes a love that mends  
To each heart thy soft spirit Gentle wind.

- Bruce Andrew  
Black

NOTES FROM NICK

(Nickolas Whitehead gives us a peek at his activist's notebook on a rainy season shelter)

Options are: School and College Gymnasiums (Xmas period)  
Unused Warehouse Space

city or private land.

Unused bus-bodies; railcars

If we operate a 'gymnasium hostel,' this should be restricted to people who respect ordinary standards of health and hygiene. Two infractions means exclusion.

WEATHERPROOF TENTS are obtainable from military bases, also Portable Shelters. Those both come in multi-size and single units. The County's Office of Emergencies knows how to obtain such materials.

ANY LAND NEAR A WINDBREAK OF TREES is safe.

RECOMMENDATION: Tent Clusters (10-15 people) in strategic locations to "soak up" stragglers who can't make it to a regular shelter (during a storm) or newcomers unfamiliar with the area.

Sources of land: Southern Pacific  
Far end of G. Washington Grove (DE LA VEAGA park)  
Sycamore Grove

POLITICAL ARGUMENTS PRO: Keeps vagrants from entering premises, keeps vehicles seeking shelter, reduces chances of influenza.

(to be cont. Nick sent copies of this proposal to the Citizen's Taskforce on the Homeless, the Board of Stupes, and the Gang of 7 (City Council) around the beginning of October). His phone: 475-2012

join together in the fight for sleep.

It is time we unite to send the message loud and clear to all homeless: Come to Santa Cruz. Let it start here at the Saint's Crossing. We have a right. Let us sleep--is all we ask. Remember: there, but for the Grace of God, go you.

10/18/88

--David Soloman (D.S. is the penname for a well-known no-nonsense street musician, whose voice is harsh strong, and true.)

### BUBBAH BRYAN'S LEGAL TIPS AND TRINKETS

(Bubbah Bryan is a long time political activist, people's alarmist, and left-wing lothario. He has a splendid collection of sleeping tickets and was arrested earlier this summer for chalking a peace message on the side of the post office--charges later dropped.)

What does 'fighting your ticket' mean?

When you get your ticket for whatever, it will always bear a number for the specific ordinance with/ letters MC, meaning "Municipal Code." Take your ticket and a dime to the Law Library, conveniently located between the washrooms just down from Courtroom B in the County Building. Look up the specific ordinance by number in the thick book called Municipal Code (or in the case of misdemeanors, the State Penal Code). Make a copy of the law, and take it along with your legal argument to the courtroom. Make a motion for dismissal at your arraignment (which is the first court hearing you have, after getting your court date from the Muni Court clerk, if the date does not already appear on your ticket).

Arguments for dismissal include:

A. The specific law as stated (read the law word-for-word to the judge) does not apply to your actions or situation when you got the ticket.

B. The officer acted unlawfully by  
(1) performing an unwarranted search,  
(2) verbally or physically threatening you,  
(3) destroying any of your personal property,  
and/or (4) acting in violation of any of your constitutional rights.

C. The ordinance as written is unconstitutional because it violates your rights, specifically endowed constitutional rights. The U.S. Constitution and the Bill of Rights is the basis for all laws, and no law may infringe upon anyone's constitutional rights.

Now for specific examples:

A. Vagrancy laws have already been declared unconstitutional. People have the right to not have money, to not carry it with them.

B. Loitering, Public Trespass, or Curfew laws are a violation of your right to Public Assembly, Freedom of Movement, and Access to Public Domain. Argue so.

C. The Camping (i.e. Sleeping) Ban is a violation of your right to Freedom of Movement, Access to Public Domain, and Public Assembly (especially when in a group). You can also argue that sleeping became a medical necessity, and that if you hadn't gone to sleep, you would have been creating a medical emergency.

You can always argue that any violation you were cited for was not an act which infringed upon anyone else's constitutional rights and therefore was not a violation of the U.S. Constitution and its Amendments. And therefore not a violation of the law. Argue this way against citations



## ROARS AND WHISPERS.....

.....Rumors of a war of prejudice between skinheads and street people ("trolls") are mist and mirrors. Brian F., elder statesman of the Santa Cruz skinhead community, was viciously attacked with a pipe some days back by a misguided street dealer who'd had more juice than was good for him. The dealer's attack splintered some bones in Bryan's left hand, closed his left eye, and slashed his head. Further, the attacker was advised by the arresting officer--"next time, take a baseball bat to him," we are informed. Brian sez he's got nothing against homeless street people; in fact, he may be at the next City Council meeting with some skins to join in attacking the Sleeping Ban, which also affects folks who like their hair between their legs. So whatever your life-style, don't believe the whispers of fear that gust about the streets until you've checked them out...

.....Coming up in court November 4--the 1st full-blown misdemeanor trial around "sleeping" crimes. Greybear, Linda the Lark (Edwards), Mac (Paul MacDonald), and others accused of trespass for their 10-day camp-in and "feed the homeless" dinners on the River St. mini-Shelter property in late September and early October. With Grinning Ray Grueneich up to his ears in sleeping tickets, it looks like the City and its public defenders may have to foot the bill for ~~attorneys for the defense~~. Show up in court Friday after next to see if the city will actually spend your money empanelling a jury for a public trial.

.....Important ruling due: Judge Atack in Dept. P of the Muni Court may be giving a ruling tomorrow in the 1st Town Clock Sleep-In case of Linda the Lark Edwards. Can the City bar all demonstrations everywhere in Santa Cruz between 11 p.m. and 8:30 a.m. involving symbolic sleep to protest the baleful Ban? Attny Ray Grueneich may win one for a change and establish that folks, though they may not have the right to sleep, have the right to pretend to sleep at a demonstration for the right to sleep. If all of this seems pretty stupid, remember it's your City Council that has issued the decree: no sleeping in city limits at night. Would they be happier if we slept during the day?

.....Strange police behavior (or is it a familiar story?): Reports reached the Homeless Table yesterday of a man given a "camping" ticket along the San Lorenzo River after he'd been stabbed and filed a report to that effect. When Patrick W., the assaulted man, refused to sign the ticket, the officer reportedly pulled a gun out of the trunk of his car, held it to the head of Pat's dog, and threatened to shoot. Pat signed, but couldn't get the officer to render any medical assistance. Perhaps he'll bring it up with the judge when he appears in court and pleads not guilty?

.....The scheduled debate at the Cafe Chameleon last Saturday on the Sleeping Ban had to be turned into a panel when many of the invited City Council candidates crapped out. Don Webber and Rod Quartararo cancelled; Steve Hartman, usually an angry presence, was nowhere to be seen; Arnie Levine reported that his doctor advised against a public appearance; Jane Imler was sick and out of combat; and Randall Kane was seen boarding a bus across the street and heading out of town. Kane perhaps was showing consideration for an audience already shell-shocked by his City on A Hill proposal that "the figurative dirt...the dingbats...mall trolls...bums" be given the "really fast solution" of Nazi Germany. Here at last is a candidate the Gang of 7 can respect!

.....Dhameleon Banel cont.: Appearing were Jane Larsen-Baer, Ed Porter, activist Charles Grey, and people's mouthpiece Ray Grueneich in a free-for-all moderated by old-time non-violence trainer Ned van Brocklin. True to his word, Don Lane, still not sure whether to stop arresting people for sleeping (and certainly not before he's elected), was present in the audience as well. The discussion lasted nearly three hours and ended with extended debate between opponents of the Sleeping Ban as to what to do next. Robespierre (or Bathrobespierre, as some called him) Robert urged folks to present a united response to the Tuesday City Council meeting (of October 25); Dick Tater and other radical ragamuffins argued for a no-arrest high-nuisance policy. A tape recording was made of the whole proceeding and may be had upon request for duplication if anyone has a dubber. More details of this debate in a succeeding Street Sheet.

.....Hometown Homeless Contest: This being National Homeless Week coming up, what with all the nationally syndicated whitebread cartoonists doing their nod and shimmy towards "the homeless," we invite our readers to present stories, jokes, cartoons, and drawings to celebrate National Stay-Away-From-Our-House Year. To draw attention to the plight of the set-upon suburban Sentinel reader, who must soil his eyes with tales of unemployed downtown homeless threatening house, golf course, and instateller. First prize: an autographed copy of every back issue of the Street Sheet. Valid only if at least 12 entries are received.

.....Groff the Griffiness lures Rocky and Dick to her lair. Sue Groff, downtown luggage merchant and unrelenting opponent of unauthorized sleeping, apparently took a fancy to the two streetsleepers at the Business-Meets-the-Candidates forum last Thursday at the Holiday Inn, cause she reportedly invited them to an election night dinner at her \$400,000 home. Only question is--are they the main course or desert?

.....No word back yet from "only following orders" Fred Gray, River St. mini-shelter boss, who caved in along with his boss Paul Brindel, and initiated the trespass complaints that led to the upcoming Friday trials. Fred was gonna trade us a copy of the lease for the use permit we dredged up from the Planning Office to document the hanky-panky of the city manager's office in strangling the Dew Drop Inn. No word yet, but we did hear that Fred continues to claim that 6 out of 8 of those arrested were "not without shelter." Perhaps Fred should attend the trial and revise his statistics.

TELFAIR'S TIRADES: "State Oppression and the Struggle Against It"

There is something very sick about this society in which we in the developed, industrialized, computerized "free world" happen to live. There is certainly an unjust distribution of wealth. Those in the socio-political power structure live off the labors of those who produce; and these producers, devoid of any real power, are often robbed of a just return from their labors. High interest rates, set by the powers that be, are an integral part of this exploitative situation, as witnessed by the ever-growing numbers of the hungry, the homeless, and the unemployed; and the world debt crises, gravely affecting the so-called "third world". In brief, the poor are getting poorer, and the rich are getting richer. The U.S. ruling power structure is a government of, by, and for the rich!

The capitalistic system of producing and controlling wealth is inherently unjust and is based upon a dog-eat-dog, survival-of-the-fittest social Darwinist power trip. It expresses itself most crassly in the bourgeois concern for acquiring, and in the emphasis on things rather than on persons.

Also omnipresent is the all-pervading desire for respectability, awash "in a sea of mediocrity." Human need is no longer a reason for human labor. The expansion of technology, imperative in the propping up of capitalism, and distortedly seen as "progress," permeates this society.

Workers become trapped in occupations that in no way contribute to the general welfare as more and more jobs are concentrated in productivity and administration for "high-tech" war-related enterprises. They become enmeshed in a consumer society, devouring disposable good at an incredible rate. And as these jobs become more specialized, many people find themselves excluded from meaningful work or become alienated from the products of their labor.

In farming, agribusiness has supplanted agriculture, and a callous disregard for the laws of nature threatens the very existence of life on the planet. Moral restraints, in all aspects of daily existence, have been for the most part disregarded.

Relations between people have become corrupted by distorted images of persons as individuals--as class, sex, race, etc. often act as the determining factors in evaluating one's personal wealth and position in society--a sick practice which leads to oppressive structures. Capitalism is a prime culprit in instigating these distortions as it deliberately divides society, by pitting owners against workers in perpetual conflict over wealth and the control thereof. Those who don't "produce", the "useless eaters", as the German fascists used to call them, are often abandoned and left at best to be "processed" through institutions of the most dehumanizing kinds--prisons, jails, psych wards, state "hospitals," private "hospitals," nursing homes, etc. The end result of all this is manifested in a spiritual destitution, witnessed daily; in the violence, isolation, and "madness" of Western society.

(To be cont. "Mad John" T. is a frequent contributor to these pages, an anti-psychiatry activist, and an active opponent of the Sleeping Ban. He can be reached at 426-3201 and found at the town clock from 4 p.m.-5 p.m. on Fridays opposing forced drugging, forced institutionalization, and forced treatment.)

October 16, 1988

After Watsonville's City Council voted toilets, the debate goes on -- but at least there's less pissing in doorways. 10/21/88 Watsonville Register-Examiner

We, The Student Alliance for The Homeless, are a new University of California, Santa Cruz organization. We would like it to be known to the members of the Santa Cruz City Council that we intend to work on issues regarding the Santa Cruz homeless community until the following demands are met:

- 1) repeal the Sleeping Ban, section 6.36010 of chapter 6.36
- 2) moratorium on all tickets previously issued under section 6.36.010
- 3) designated camp sites with shower and restroom facilities. We suggest the following locations:
  - a) Pogo Nip; Sycamore Grove
  - b) Neary Lagoon
  - c) areas off of Zayante Road

On campus at UCSC

Sincerely,

The Student Alliance for The Homeless Representatives

Julia Feldman  
Julia Feldman

Michelle Lifo  
Michelle Lifo

### Let police handle it

To the editor: Portable toilets for people who break the law is crazy. People using the bushes and alleyways in public are breaking the law. People exposing themselves in public are also breaking the law. I believe it would be a lot cheaper to have the police enforce the law, than to add smell to more smell. Portable toilets smell, too.

A \$50 fine to anyone doing their thing in public will quickly break their dirty habits. If they don't have \$50, they can work it off by cleaning the streets.

I am sure if we had district representation on the council, this toilet program would never come about.

Let's enforce the law in our public parks and streets; that alone will clean the streets.

JOSEPH P. CAMPOS JR.  
P.O. Box 119  
Freedom

To the editor: The City Council has voted unwisely, in my opinion, to place portable toilets on the Watsonville library parking lot on weekends for the convenience of visitors to the plaza. The toilets are expected to be set up in the lot closest to the plaza, which means near the library entrance. The library is open on Saturdays, a very busy day in my experience (with parking at a premium), and this location would undoubtedly be awkward for patrons of both the facilities.

It was originally proposed that the weekend toilets be located on Peck street, as during the Farmer's Market. Mayor Murphy objected for "aesthetic" reasons. Surely the toilets would be no more unaesthetic on weekends than they are on Thursdays?

MRS. N.S. CAPLOW  
Watsonville

# Almost a third of city-dwelling children live in poverty

WASHINGTON (UPI) - More than 29 percent of the 10.5 million children living in the nation's central cities live in poverty, compared with overall children's poverty rate of 15.2 percent, a study by the U.S. Conference of Mayors said today.

The 88-page report, based on a survey of local officials in 52 cities, was released by the U.S. Conference of City Human Services Officials, a sister group to the mayors' conference.

The survey was commissioned as children's issues began to be discussed in the presidential campaign in an effort to highlight the specific problems facing local officials.

Substance abuse, weaknesses in the education system, the lack of affordable child care and teenage pregnancy are the problems most frequently cited as facing children, the report said.

Over the last five years, each of these problems has increased in at least four out of five of the cities citing them, the report added.

In the 1979-1988 period, the report said, urban poverty grew by 13.8 percent from a poverty rate of 18.1 percent to 20.8 percent, but among children the urban poverty rate grew from 25.3 percent to 29.4 per-

cent.

The nation's overall poverty rate is 13.5 percent for children and adults and 20 percent for children.

Problems facing low-income children, the report said, are, in order, substance abuse, the lack of affordable child care, weakness in the education system, the lack of affordable housing, teenage pregnancy and access to mental and health care.

"An estimated 45 percent of the need for licensed child care goes unmet," the report said. The unmet need, the report said, ranges from 81 percent in some cities to 10 percent in others.

It said that overall, there are sufficient day-care slots in the 52 surveyed cities to serve an average of 37 percent of the children under the age of six.

The cities also reported that an average of 38 percent of high school class of dropped out between the ninth grade and graduation with a range across the from 62 percent to 15 percent.

On teenage pregnancy, cities reported that of the 438 births that occurred in 1988, 14.6 percent were to age mothers and nearly fourths the teens who gave were unmarried.

Santa Cruz County Edition, Wednesday, October 26, 1988

Register-Pajaronian 121st Year - No.



Police prepare to bustle one protester away as he continues reading to City Council and audience

## SC council gets tough on homeless protesters

By RICHARD EGAN

The Santa Cruz City Council is displaying an increasingly short fuse when it comes to disruptions of its meetings.

Last night, four people were arrested and charged with disruption of a public meeting when they refused to stop speaking in favor of a repeal of the city's sleeping ordinance.

Santa Cruz Police Sergeant Dave St. Onge said because of the reasonable likelihood that they would disrupt the meeting again, they were arrested and jailed rather than cited and released.

Those arrested were not allowed to be released on their own recognizance, effectively keeping them from disrupting the meeting again that night.

The council has been besieged for the past five months by people who say they

are homeless and those speaking on their behalf. The disruptions come during the segment of the meetings called oral communications, when the public is allowed to speak before the council on any subject not on the agenda.

Faced with a steady stream of speakers and an obligation to get the regular business of the council completed at a reasonable hour, Mayor John Laird has since reduced the time allotted to three minutes per speaker and 20 minutes on any one subject.

When the board attempted to move on to the public-hearing portion of the agenda last night, several people began to read their statements to the audience. Unable to carry on the meeting, Laird announced he had found them to be a disturbance and ordered police to take them away.

As one person was led away,

another would take his or her place, only to be taken outside to a waiting van before being taken to Santa Cruz County Jail.

Some speaking for the homeless carried signs such as "Give Sleep A Chance" or "Sleeping Ban Clogs Courts." Those speaking last night touched on such issues as the need for a common canopy ground and the use of vacant buildings to provide a place to stay for those without shelter.

Several speakers used foul language while railing at the council for not lifting the ban. One couple said they were the victims of young toughs - so-called "trollbusters" - who beat them up.

When homeless advocate Robert Norse was trying to make a statement after several people had already been arrested, a woman in the audience walked up to him and told

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  - Don Lane  
223 Surfside Avenue  
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426-4272
  - Arnold Levine  
42 Ortalon Avenue  
Santa Cruz, CA 95060  
429-5213

for Gang of 7  
City Council  
favor ending sleeping ban  
favor a comp group and/or more lim lifting of the ba  
WPP = pseudo progress part of dog of 7  
b) CI = conservative idiot (maybe worse)  
c) H = head for the hills  
? = who know s/he won't  
originally voted for ban in 1978.

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- Mo Reich  
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- Rod Quartararo  
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After Watsonville's City Council voted to let people use portable toilets, the debate goes on — but at least there's less pissing in doorways.

10/21/88 Watsonville Register-Pajaronian

### Let police handle it, says

To the editor: Portable toilets for people who break the law is crazy. People using the bushes and alleyways in public are breaking the law. People exposing themselves in public are also breaking the law. I believe it would be a lot cheaper to have the police enforce the law than to add toilets smell, too.

A \$50 fine to anyone doing their thing in public will quickly break their dirty habits. If they don't have \$50, they can work it off by cleaning the streets.

I am sure if we had district representation on the council, this toilet program would never come about.

Let's enforce the law in our public parks and streets; that alone will clean the streets.

JOSEPH P. CAMPOS JR.  
P.O. Box 119  
Freedom  
Watsonville, CA 95070

We, The Student Alliance for The Homeless, are a University of California, Santa Cruz organization. We like it to be known to the members of the Santa Cruz C. that we intend to work on issues regarding the Santa C. homeless community until the following demands are met

- 1) repeal the Sleeping Ban, section 6.36010 of c. 6.36
- 2) moratorium on all tickets previously issued w section 6.36.010
- 3) designated camp sites with shower and restroom facilities. We suggest the following locations:
  - a) Pogo Nip; Sycamore Grove
  - b) Neary Lagoon
  - c) areas off of Zayante Road

On  
Comps  
at  
UCSC

Sincerely  
The Student Alliance  
Representati

*Julia Feldman*  
Julia Feldman



# Almost a third of city-dwelling children live in poverty

WASHINGTON (UPI) - A group in the nation's poorest cities, where more than 27 percent of the 16.3 million children living in the nation's central cities live in poverty, compared with overall children's poverty rate of 20 percent, a study by the U.S. Conference of Mayors said today.

The survey report, based on a survey of local officials in 52 cities, was released by the U.S. Conference of City Human Services Officials in a

"An estimated 45 percent of the need for licensed child care goes unmet," the report said. The "greatest need," the report said, ranges from 84 percent in some cities to 10 percent in others.

It said that overall, there are sufficient day-care slots in 52 surveyed cities to serve an average of 37 percent of the children under the age of six. The cities also reported that

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Frank A. Schillaci

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(City Council)

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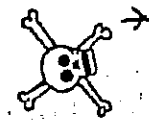
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WPP =  
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progressive  
part of downtown  
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(b) CI =  
conservative  
idiot  
(maybe worse)

(c) CI =  
head for  
the hills  
?

who knows,  
s/he won't say



Chip Sch

# SC council gets tough on homeless protesters

By RICHARD EGAN, Staff Writer

Police prepare to hustle one protester away as he continues reading to City Council and audience.

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# STREET SHEET

# SHEET



#40

October 31, 1988

Monday Afternoon

## SATURDAY MALL-MARCH URGES FREEING OF SLEEP PRISONER

### SLEEPING BAN FIGHTERS PICKET JAIL, GAIN MOTHER ACCESS TO ANDERS

Bubbah Bryan and his merry band of drummers, strummers, and sign toters took to the sidewalks of the Pacific Garden Mall Saturday afternoon in a day-time demo against the 11 p.m.-8:30 a.m. Sleeping Ban, still cursing the city after 4 months of sleep-ins, sleep-walks, and bi-weekly appeals to the Gang of 7 (City Council). Accompanied by Big Time Mac, joyously pounding his newly-acquired conga drum and recently-freed Jitterheart John M. on guitar, the group of 20 or so demonstrators took off from the town clock around 2 p.m. Where they'd been spreading literature to and encouraging honks from passing motorists as they danced and paraded in front of the transplanted Homeless Table.

With "sleepcrime" cases on hold until Monday's 1:30 p.m. decision in Judge Atack's Dept. B. court (at which time, Atack would rule whether Linda the Lark's Sept. 3 sleep-in at the Town Clock was symbolic speech protected by the Constitution), protestors' signs emphasized the absurdity and unnecessary cost of the City's sleepbusting policy. Proserpine Paul's signs read "Sleeping is Healthful," "Sleeping Ban Clogs Courts," and "Sleeping is Innocent." Activist, debater, and ecologist Charles Gray (whose trial will follow Atack's Monday decision) carried a tall placard: "Sleeping illegal? How about an Eating Ban?" Calamity Jane Imler announced that Monday was officially Linda Edwards Day in honor of Linda's on-going struggle to legalize slumber, (though her companion-in-crime Greybear Kaboch boasted 18 sleeping or demonstration-related citations and arrests, all acquired within the last two months).

Radio reporters Christine and Dona from KZSC and KUSP respectively plied celebrants with questions before the marchers took to the mall, urging shoppers and daydreamers to join them. Pausing for a few moments at the **Crapitalist**, Randall Kane's booze-for-bucks emporium for over-the-hill hipsters, marchers paused to urge the outspoken trollbuster to debate the Sleeping Ban. (Kane **crapped out on his promise to defend his outspoken "Nazi solution"** to the "street people question," at last Saturday's Cafe Chameleon panel debate.)

Former Santa Cruz metermaid Ellen told demonstrators that she'd been four years on the street and in a van and was now teaching English and Math at college a county or two over. Another brief stop in front of Groff's Luggage unsuccessfully sought Groff's explanation of her "street folk as scumbags" stereotype (both she and Kane are declared candidates for City Council). Marchers then moved on, their ranks thinned, to the county jail. There, Anders Corr is being held prisoner on charges of "trespass" for sleeping on UCSC property and refusing to conceal the fact (UCSC Police offered to let him stay if he'd move his camp and "hide"; the honorable activist declined and further refused to sign out of the jail on his own recognizance). Anders' mom, Barbara, ~~was~~ first denied access to her son. The sergeant first told her that prisoners were only allowed 2 visits per week, ~~they~~ yielded to softer and saner counsel as well as the witnessing presence of a dozen demonstrators and let the two share some time together.

Sometime around 4 p.m. marchers made their way back from the jail and pledged to meet again Tuesday night at City Council to give a special

going away party to the outgoing Gang of 7 at their last City Council meet. The public is invited for this 7:30 p.m. kickoff where we hope to provide the "use a pillow, go to jail" Gang the reception they so richly deserve. Halloween attire is recommended. The Gang may be offered special cream pies in honor of their long tireless service on behalf of the homeless.

### GRUNEICH'S GRUMBLINGS

(Deadlines at his window and the landlord at his door, people's mouthpiece, Grinning Ray Gruneich, shares motions and emotions on the Linda Edwards' case in the hours before Judge Atack's Monday afternoon decision.)

This article is being written on the eve of a decision being rendered by Judge Atack in the Edwards case. As many readers of this rag already know (since Robespierre Robert refers to all lawyers as "shysters," then all shysters should refer to the Street Sheet as a rag just to obey the "equal dignities" rule), in Edwards we'll have challenged the constitutionality of the Santa Cruz Municipal Code §6.36.010. We argued that §6.36.030 does not contain any standards governing the exercise of City Council discretion and thus opens the door to censorship by that septet as to which "special events" will enjoy the privilege of sleeping and camping on city-owned property and which will not.

I don't want to predict Judge Atack's ruling, or to rehash at this time the legal issues. I want to put the Edwards case in perspective. (Yes, this is the same Linda Edwards that brought the constitution ever so briefly to Greyhound Rock, if there are any of you readers who suffer the fate of remembering what is spewed forth in previous Grumblings (see Street Sheet #33).)

It is important to realize that the Edwards case does not challenge the sleeping ban or the camping ban itself. That important task has been tried before (in the Egan case) and needs to be tried again and again and again until the City Council wakes up so the rest of us can sleep. Rather this case involves the much more limited issue of holding sleep-ins--that is, overnight demonstrations in which people camp at some symbolic site, such as the Town Clock, City Hall, or the Do Drop Inn (next to the River Street Shelter) and either sleep or feign sleep, as part of a dramatic protest against the inanity of the current laws against sleeping outside or in vehicles.

Gerald Bowden, the attorney (sorry, Robespierre, I was too shy-to-stir anything up with that other epitaph) who is quite capably representing the CITY OF Santa Cruz, insisted that the Edwards case is just an effort to "clog the courts." He is wrong for three big reasons.

Judge Atack emphatically rejected the charge and insisted that although he was concerned about judicial efficiency, he recognized that this case does involve significant and complex issues which take time to adequately consider. Although I suspect that when the case first appeared on his calendar, Judge Atack suspected it would take no more than 5 minutes to resolve, he has in fact accepted the proper challenge and has been quite diligent about asking pointed questions of both sides and reading lengthy briefs and various Supreme Court cases. Win, lose, or draw, I am very heartened by the quality of deliberation being expended on Edwards. So, the first reason that the court-clogging charge is wrong is that it overlooks the fact that we are busy up to our ears with the task of litigating the case. Indeed, I confess that so far I have only done a small portion of the research really necessary to develop the issues and would not personally set aside time to indulge in "court-clogging" when there is so much more legitimate and straightforward legal research to do. In fact, now that

the gauntlet has been thrown down by the City, I **am ready, willing, and--** some would say--able to run this particular gauntlet all the way to the U.S. Supreme Court if necessary.

But there is another reason why the charge of court-clogging is inaccurate. The time is not yet ripe and hopefully never will be. Court-clogging is a tactic to be used after the legal battle has been lost and there remains only the device of straining resources. For the present, I urge everyone who is cited for illegal camping under SCMC ¶ 6.36.010 to **FIGHT THAT TICKET**. I say this not to inspire court-clogging, but rather because the ordinance is unconstitutional, and we have a civic duty to defend the constitution and litigate the matter in court as long as it remains an open question.

What about the Egan case? Didn't that settle the question of the constitutionality of the sleeping ban itself? No!!! Egan was thoroughly argued in Judge Kelley's court at trial. We lost and then appealed. However, Guilty Grueneich dropped the ball, and the appeal was never heard. Thus, the Egan issues need to be relitigated and pursued on appeal. If Gauntlet Grueneich doesn't keep his act together this time, there are surely other shysters who are smarter and/or sturdier who will carry on the task. If not, then the folks (with the help of creative students and paralegals) will do the job without the lawyers, using among other materials the huge Egan brief. So, the second reason why the court-clogging charge is wrong is that it assumes we have already lost the legal battle and have to resort to court-clogging. No such luck, City Council. We intend to win this, and it's a long way from being over.

The third reason why I wasn't court-clogging is that I don't mix up my roles of lawyer and outlaw. I **am** willing to be either the straight-laced, deferent, up-tight lawyer doing the formal courtroom dance, or the self-righteous, smart-assed, non-violent civil disobedient. But I don't do both at once. In spite of a bit of theatrical flair, when I'm in the courtroom as a lawyer, I play it straight. If I enter the courtroom as an outlaw, it will be in the role of a defendant. My article on the social virtues of court-clogging **must** be deferred because, hopefully, it will not be necessary on this issue.

Finally, Judge Atack asked me for insurance that if his ruling were delayed a few weeks, there would be a moratorium on further sleep-ins. I could not promise this. I **would** not be inclined to do so. I do not believe that lawyers should put the brakes on a social movement striving to rid us of an unjust law.

#### DRIPS AND DROPS.....

.....Some names missing from Street Sheet #39's "ticket the wounded" incident: Gary McConnell was reportedly the officer who insisted on writing a camping ticket when called to the scene by Patrick Weber, who'd been stabbed in his right arm and side, his wounds being dressed by a friend on the scene. Turbo was the dog, our informant states, who was the threatened target of MacConnell's gunplay. The date: 10/25/88. The place: San Lorenzo River Bank. We invite comments from other witnesses and participants to clarify details. Meanwhile animal rights activists might wish to check out MacConnell's hostility to dogs and poor people.

.....Preparing street theatre pieces whatever the outcome of the upcoming local and national elections, writer and activist Sharon will be presenting a series of homeless plays to be performed by street people acting the part of a Greek chorus in an attempt to fight the universal gloom that will strike the poor on the morning of a Bush (or Dukakis) victory. Sharon can be reached at C/o 429-9801.

.....Student Supplement Slated: Jewel-eyed Julia may be issuing a special UCSC supplement to the Street Sheet. Rumor has it that she and others up there on campus are hawking the paper, the Homeless Petition, and an active involvement in the campaign to dethrone the Sleeping Ban at a table just outside the Whole Earth Restaurant. If anybody's seen it up there, let us know. Also AWOL: the hundreds of UCSC students slated to show up for last Tuesday's City Council meeting and the march-down-the-mall on Saturday. Come on, guys 'n gals, all study and no citizenship makes Jane a dull girl. Call Michele at 423-5157 to volunteer time, talent, and treasure.

.....Letter-writing blitz underway: Joe L. (at 458-2164) and Robin H. (at 423-3439) are directing a letters-to-the-editor effort aimed at getting your views into the mainstream (and sidestream) press. You can write directly to the Santa Cruz Sentinel (also known as the S.C. Urinal) the Register-Pajaronian, the San Jose Mercury News, or the San Francisco Chronicle, or to the Good Times, the Sun, or the City on a Hill with your thoughts and experiences around crazy laws and practices affecting the homeless. If you do, give Joe or Robin a call and send 'em a copy of your writing in case the boys downtown don't want to print you. We will. You can also get some ideas from the two of them on topics if you find yourself willing but wasted.

.....Page Smith's Citizen's Committee on the Homeless met last Wednesday at the library to plot a response to the on-going hubbub around the Sleeping Ban. Under discussion: a co-ordinated response to complaints of police misconduct, legal support for folks being hassled, ticketed, or busted under the "no sleep at midnight" decree, and a statement of support for a campground/sleepin. Dee, Celia, and Mary agreed to meet next week to lay the framework for a homeless legal team. Interested volunteers should leave their names at the Legal Aid Services a few doors down from the St. George Hotel on the Pacific Garden Mall. There seemed to be a consensus for immediate support for a campground for the homeless, though some wished to delay consideration of the issue until mid-November. Looks like the homeless better not wait for its Committee to act.

TELFAIR'S TIRADES: "State Oppression and the Struggle Against It" (cont.)

The "mad" arms race is probably the most evident sign of the direction and spirit of the age, as the threat of imminent total destruction and the fear of the annihilation of all life pervades the culture. And, of course, it cannot be emphasized enough, that there is a direct connection between the arms race and hunger and homelessness. As military budgets grow fatter and fatter, the crumbs for the poor get scarcer and scarcer.

And behind all this corruption and disruption stands the all-powerful patriarchal organism known as the State, whose basic function is to control and regulate life. State power has evolved along with the growth of technology; military, scientific, and corporate interests receive the highest priority when concrete political policies are made. The sheer size of governmental institutions, the rough intricate bureaucracy results in government by nobody--a sublimely impersonal system. Thus arise governments of non-accountability, with "citizens" finding it next to impossible to have political forums, where they can be heard for redressing grievances. The state, therefore, instead of being the people's protector, has become the people's oppressor.

What is clearly evident, is that a new concept of society must soon evolve and replace what has gone before, or the consequences of allowing the present unwholesome and destructive condition to continue will surely result in total disaster.

There is another course, one well worth considering. This direction is variously called "anarchism" or "libertarian socialism" or "communitarianism." Anarchists (et. al.) believe in the freedom and dignity of each person as the focus and goal of morality. They believe in taking control of one's own life and building up alternative socio-economic structures, of a constructive kind outside of the existing destructive power system, while all the time resisting in sundry ways that power system. The basic problem of society's ills lies in power itself and the uses thereof.

No support should ever be given, which might result in the strengthening of state control over one's life, even if that control is in the name of a "benevolent" socialist state. Freedom should always be the foremost consideration. Thus, all states must be held suspect as primary agent that strive to limit and ultimately extinguish freedom.

We must, of course, move away from a self-centered individualism toward the good of others. We must take personal responsibility for changing conditions rather than looking to the state or to other authoritarian institutions to provide impersonal "charity" (i.e. love). All who feel excluded from participation should be welcomed by their fellows with love in a society based upon the free association of cooperating individuals. What should always remain foremost in the minds of its members is a feeling of community and a respect for individual freedom.

Instead of bigness in government, instead of money as the end-all instead of the idea that humans are merely commodities to be disposed of when they are no longer "useful," we call for a decentralized society with family farms, rural and urban land trusts, small factories (worker-owned and worker-managed), homesteading projects, food and housing coops, skill exchanges, etc. These will become alternate structures of, by, and for the people.

This feeling of free association can result in a true "green revolution," in which people will discover the proper meaning of labor and their true bonds with the land. In a distributist communitarian society, there would be self-sufficiency through farming, crafts, etc.--a radically new society where people will rely on the fruits of their own soil and labor. Through these associations of mutual love and respect, a sense of fairness would evolve in which conflicts would be resolved peaceably.

(Telfair, as we periodically note, is a lunatic agitater against the wise psychiatrists who struggle daily to provide harried businessmen with a little peace on their walk to and from work from the ominous omnipresence of unbalanced and <sup>unseen</sup> street scum that sully our very own downtown. He may be reached at 426-3201 and holds up disrespectful signs 4-5 p.m. each Friday at the town clock.) (Part 3 of Telfair's Tirade appears next iss

CORRECTIONS.....

.....Able moderator of the October 22 roundtable on the Sleeping Ban at the Cafe Chameleon was not Ned van Brocklin as mistakenly reported last issue; rather Ned van Valkenburg was the gentle behemoth who kept order and momentum, balancing the audience\*s' desire to speak with the speaker\*s' desires to be heard.

.....re: Bubbah Bryan's Legal Tips in Street Sheet #39--the County law library is down the hall from Courtroom D not Courtroom B as reported. Regarding the final part of Bubbah's article, we are still waiting for word from that legal eagle of the streets himself. Until then, we present rumbings from registered but not yet disbarred barrister Grinning Ray Grueneich and his reaction to Bryan's tips:

"Many of Bryan's suggestions won't fly in court, but should be tried anyway. It would do the judge and the court system good to consider the arguments that Bryan raises. One clarification: states, counties, and municipalities may enact laws and protect interestss other than those secured

under the U.S. Constitution. A policeman may arrest you, a D.A. charge you, and a court convict you for violating a law that is not itself a violation of anyone's rights under the Constitution. Bad searches may and should be challenged (and may disqualify evidence), but are not relevant to the charge of camping (i.e. sleeping). Unwarranted (that is, unreasonable) searches should be challenged in court, but note that searches incident to a camping violation are generally legal since a camping ticket is an "arrest" and cops may search incident to an arrest. Regarding all searches, always object to them, clearly, loudly, politely, and, if at all possible, before witnesses."

--Grueneich's comments as Paraphrased by Robe-  
pierre Robert.

MOPE NOTES FROM NICK - by Nick Whitehead

(More from Nick's activist notebook in a statement sent to city and county bureaucrats and the Citizen's Committee on the Homeless)

HOMELESS -- Emergency

IMMEDIATE ALLEVIATION for downtown by issuing Free Bus Passes to homeless who apply, to help them avoid breaking the Camping Ban within city limits and to find work.

LONGTERM: The ideal is for Homeless to build their own accommodations, under skilled supervision. Any property granted should be used for a three-phase purpose:

1. Temporary workcamp of safe, semi-skilled people needing shelter.
2. Build own approved lodgings to code, combining new Federal funding (anticipate allocations from new Washington administration for INNOVATIVE SOLUTIONS) + local donations of time and materials.
3. Establish HORTICULTURAL and ECOLOGICAL "Earth School" where subsidized (and paying) students learn food cultivation, crafts, basic education, and knowledge of surrounding natural areas.

ALSO PROVIDE AUXILIARY PARK or WILDLAND MAINTENANCE/  
Firefighting team.

Some who helped build the facility will move on, at least having applied their skills/labor, and capable of repeating the model elsewhere. Eventually, anticipated Federal funding for Homeless Education and Settlement, a combined year-round VISITOR'S HOSTEL and Earth School/Lodge should operate for both fee-paying cyclists, hikers, etc. and a combination of tuition and subsidized resident-students.

ENVIRONMENTAL GROUPS should use the main facility, with own accommodations for Retreats and Conferences, helping sustain expenses.

Public officials, please call on SAM FARR to request emergency cooperation, perhaps State Parks and Forests can release land.

(Cont. next Street Sheet: Homeless Assimilation)

RADIO DAZE

KSCO is hosting a series of call-the-candidates shows this coming week, and the more you call in and ask these folks craving membership in the Gang of 7 the right questions the better. Suggested: Do you favor spending hundreds of thousands if not over a million bucks per year on revolving door camping/sleeping offenses? What specific legislation will you sponsor if elected to the City Council to establish a place where Santa Cruz's 200-2000 homeless can sleep without criminal stigma? Would you favor immediate appropriation of a modest sum of money (under \$100,000) to fund a Santa Cruz Switchboard where folks without a permanent address could receive mail, phone calls, and information, leave their packs, and use a jobs/rides/medical/legal poster-board? (See story reprinted for phone number and times)

**RICHARD REEVES**

SF Chron  
10/24/88

**The Poor  
In America**

Washington

**I NEEDED SOME** money last Saturday afternoon, so I walked down to the cash machine at the bank on the corner of Wisconsin Avenue and M Street in Georgetown. There was a man under the machine, crouched under a large piece of cardboard, using it as a turtle uses his shell.

"I'm Hungry" was scrawled on the cardboard. While I was pulling my \$20 bills out of the machine, a young woman came up and tapped on the big sign. She was a student, I think. The man's head popped up and she handed him a hamburger from the Burger King around the corner.

"God bless you," the man said, ducking back into his cardboard shell. He was young, early 30s I'd guess, a white man with a couple of front teeth missing.

Private charity for a public problem. One person doing something good and decent and personal. One of George Bush's "thousand points of light." Or, a drop in the bucket of night.

The vice president also said recently that one of the great things about the riches and the riches of Wall Street was that so much of those gains were recycled through charity. Stockbrokers and investment bankers, he said, would always let Americans eat cake.

Unfortunately, that line turned out not to be true. According to tax returns and corporate records, Wall Streeters are selfish and cheap, channeling much less to good works and public needs than almost any other group of Americans.

Then last week, the Gallup Organization released survey results indicating that poor Americans are more generous than richer Americans. The Gallup survey of 2,775 households showed that families making less than \$10,000 a year contributed 2.8 percent of that meager income to charity. Those with incomes between \$75,000 and \$100,000 gave only 1.7 percent.



"It's the poor and struggling who generally lead the way," said Brian O'Connell, president of the group that sponsored the Gallup survey, Independent Sector, a coalition of 650 corporations, charities and foundations. "Most of the people who have made it financially don't give a damn... There is heart-warming generosity and bone-chilling selfishness."

There are exceptions to that, of course, millions of them. But thousands and thousands of points of light are no substitute for generous and caring public policy. Bush, I think, is articulating what many American conservatives believe: If people are poor, it's their own fault — they deserve it.

**CONVERSELY,** MANY rich people believe they deserve everything they can get and keep. That tenet of Calvinist thought — that wealth is a gift of God to his chosen few — is probably the reason some rich people are determined to keep every penny. They don't like paying taxes — Bush is sending them messages with his attacks on the Internal Revenue Service.

Those attitudes are part of the reason that many advanced countries, particularly in Western Europe, discourage private charity or even make it illegal. The theory there is that basic human sustenance is a right, not a gift or no-bless oblige.

Americans would never accept that idea because such legislation or regulation would obviously curtail the rights and best instincts of those who want to give — and those who want to beg. This is a free country, and Americans, rightly or wrongly, believe it to be fair and generous to everyone as well. To paraphrase Victor Hugo: "All Americans are equal. Rich and poor alike have the right to sleep in the doorways of our banks."

**Forms Stopping  
Many Who Try  
To Get Welfare**

New York Times

Washington

A new study has found that thousands of people who are eligible for welfare or Medicaid benefits do not get help because of problems with their applications.

More than a third of all applicants fail to get on the rolls. Of those whose applications are denied, only 26 percent are rejected because they earn or own too much to qualify for assistance.

The author of the report suggested in an interview that illiteracy and other language barriers, along with transportation problems and the difficulty of providing necessary documents, are keeping many needy people from help they are qualified for.

"A great deal of the problem is paperwork," said Sarah Shuptrine, a former South Carolina human services official who heads the research company that conducted the study.

"It has become a process that is more concerned with verification and keeping ineligible people off welfare than in trying to help people become eligible."

The study, sponsored in part by the Southern Governors' Association and the Southern Legislative Conference, found that 26.7 percent of the 8.7 million welfare applicants in the year studied were denied welfare or Medicaid benefits and 10 percent more withdrew their applications, perhaps because some found work or moved away.

Of the people who were denied welfare or Medicaid benefits, 59.7 percent had problems with their applications. The study did not seek to determine the reasons behind these failures, which included incomplete and flawed applications.

**Long-term shelter planned  
for families in Watsonville**

10/27/88 - SC Journal

Children on Brennan Street, which for the past six years has housed the needs of homeless women and children can't be saved by providing one-night shelter, the Paso Valley Shelter Services announced plans Wednesday to open a transitional house for long-term stay.

The home, at 26 Sudden St. near downtown, will be the first of its kind in Santa Cruz County, according to Jane Barr, president of the shelter services group.

It will have room for a minimum of six families, who will be allowed to stay in the facility for up to 18 months, but they will have to get their lives back on track, she said. One family is back on the waiting list at the home, but it won't be fully operational until April.

The idea was planted in the Paso Valley Shelter for Women and

Authority provided \$200,000 to buy the house, with the understanding that the shelter would seek other funding to repay the loan.

The city is helping by making available Watsonville Housing Improvement Program funds to renovate the house.

The federal Department of Housing and Urban Development has designated the project a "model program," and is providing 50 percent of the operating costs for the next five years.

The county Human Resources Agency is designing a job-training program and counseling.

And many private foundations and individuals are contributing funds, including \$50,000 from the David and Lucile Packard Foundation.

The Santa Cruz County Housing

**Poorer people more  
generous than rich**

The BALTIMORE SUN

**WASHINGTON** — Households with low to moderate incomes gave a considerably higher proportion of their incomes to charities in 1987 than affluent families, according to a national survey issued Tuesday.

The study of 2,775 American households, described as the first of its kind, showed that among those making charitable contributions, households with incomes below \$10,000 gave an average of 2.8 percent of their incomes while those making \$75,000 to \$100,000 gave 1.7 percent.

The survey by the Gallup Organization was conducted in home interviews last March for Independent Sector, a leading philanthropic coalition composed of 650 corporations, foundations, charities, academic groups

and other organizations.

Previous surveys of charitable giving focused on the total amount of contributions nationwide, but this study measured giving as a proportion of varying levels of income.

"Many people thought they were being very generous," Virginia A. Hodgkinson, vice president for research at Independent Sector and author of the report, said in an interview. "But for the first time, this study shows they were not that generous at all."

Brian O'Connell, the organization's president, said at a news conference that the study demonstrates the contrast in this country between "heart-warming generosity and bone-chilling selfishness."

See CHARITY page 14 ▶

**CHARITY**

▶ From page 1

"It is the poor and the struggling who generally lead the way," he said. "Most of the people who have made it financially don't give a damn."

Based on this survey, Independent Sector is opening a national campaign to persuade families to contribute 5 percent of their incomes and five hours a week of volunteer service to charities.

The survey showed that only 9 percent of households gave 5 percent or more of their average incomes to charity in 1987, and those who volunteered their time came mainly from the lower end of the income scale.

The greater affiliation of low-income households with religious groups, along with such households' regular contributions to those organizations, accounted for part of their heavier charitable giving overall.

According to the survey, those who gave only to religious groups contributed 2 percent of their incomes to charity, while those who gave only to non-religious groups contributed 0.9 percent of their incomes.

At the same time, the study found that low-income house-

holds that routinely gave to religious groups were also more generous than the affluent in giving to non-religious groups. Those who contributed to both religious and non-religious groups gave an average of \$300 in 1987 to non-religious groups while those who gave only to non-religious organizations gave an average of \$352. The average contribution to religious organizations of those who gave to both religious and non-religious groups was \$786, or a total of \$1,176.

One reason for the relatively low level of contributions by upper-income households was the growing number of single adults, whom the study counted as households whether they were living alone or with others. Singles tend to give less than couples to charities.

Among the survey's other findings:

—Twenty-nine percent of the households surveyed made no charitable contributions in 1987.

—Of the households that did give to charity, the average contribution was \$790. The average share of income contributed was 1.9 percent.

—Gifts by 19 percent of the households represented 70 percent of total contributions. These households, which con-

tributed 2 percent or more of their incomes, had an average household income of \$34,220. Households that contributed less than 2 percent of their incomes had an average income of \$39,060.

As household income rose, the proportion of givers with low-level contributions increased. Fifty-two percent of contributors with incomes of \$40,000 or more gave less than 1 percent of their incomes to charity.

But the proportion of low-level givers fell to 47 percent as incomes reached a range of \$20,000 to \$40,000. Only 37 percent of households with incomes under \$20,000 gave less than 1 percent of their incomes.

Independent Sector plans to conduct a similar survey every two years to measure changing patterns in contributions.

**Now you know**

By UNITED PRESS INTERNATIONAL

In the early 16th century, the word tomboy meant a rude, boisterous or forward boy, according to the Oxford English Dictionary, but by the century's end, the word also came to mean a young woman who violates female decorum.

# Camping-ban rally draws small crowd

By BARBARA MCKENNA  
Special staff writer

**SANTA CRUZ** — More people with bedrolls were lounging on the benches and planters on Pacific Avenue Saturday than were at a nearby rally protesting the plight of the homeless in Santa Cruz. The noon rally at the Town Clock attracted a small but vocal crowd. Less than 20 people carried signs protesting a ban on camping in the city.

A few blocks away on the upper Pacific Garden Mall, twice that many people carrying backpacks and bedrolls hung out with friends, watching the foot traffic go by. "Anything more than one is good for us," said Jane Imler, a Santa Cruz City Council candidate and an advocate for the homeless. Paul Kelly, a rally organizer and

a member of the homeless community, says the low attendance is normal.

"People here are sleep-deprived and undernourished. They have to work hard just to survive," he said. Under those conditions it's difficult for the homeless to be politically active, he said.

Kelly said that people who have been driven from homes by high rents in Santa Cruz and those who have chosen to live an alternative lifestyle are equally discriminated against by the city's camping ban.

"We're not asking for something from the system," Kelly said, "we're just not acknowledging its right to tell us what to do. We're not asking for money or food or anything the system has, we're asking for land. That's Mother Nature's, and the system does not own Mother Nature."

## S.C. Urinal gives jailed sleepers

SCANT notice

# Judge will rule on camping-ban case

By TOM LONG  
Special staff writer

**SANTA CRUZ** — The fate of about 25 trials pending in Municipal Court involving the city's camping ban may depend on a ruling by Municipal Court Judge Robert Atack expected Monday.

Atack heard final arguments Friday in the case of Linda Edwards, 41, who was cited for defying the camping ban during a sleep-in at the Town Clock Sept. 2. Edwards, a resident of Santa Cruz for 11 years who says she is currently sleeping in "the woods" at night, is testing the constitutionality of the city's ordinance. She maintains it violates her First Amendment right to free speech.

About 25 other trials involving the ordinance are scheduled for Municipal Court. Atack's ruling on Edwards' case is expected to set the tone for rulings in the other cases.

Most of those fighting the camping ban are being represented by attorney Ray Grueneich,

they want as a form of political expression.

"You have to reach pretty far to call camping a form of expression," said attorney Gerald Bowden, representing the city.

"What's really going on here is an attempt to clog the courts," he said. "They're not being prosecuted for not having a permit. They're being prosecuted for camping."

"You cannot have a sleep-in without violating this ordinance," said Grueneich. "And a sleep-in is a recognized form of expression."

Grueneich pointed out that the term is in the dictionary.

Atack listened for almost an hour. It was the third time in three weeks he had heard arguments on the subject. He finally said, "We can't go on forever on a case like this," and told the attorneys he would rule on the matter at 1:30 p.m. Monday.

In the meantime, all camping-ban trials pending in Municipal Court have been put on hold.

# Business Groups Make Late Bid to Oppose Prop. 95

By FREDERICK M. MUIR, Times Staff Writer

Business groups opposed to Proposition 95 have launched a last-minute fund-raising campaign that has taken in \$700,000 in cash and commitments, allowing them to mount a full-scale advertising effort that seemed impossible just two weeks ago.

"The industry began to realize what the impact of this will be," said Roger Hughes, chairman of the 43-store chain of Hughes Markets. "The impact will be substantial."

Citizens Against Proposition 95 is piecing together a campaign of television, radio and print ads as well as direct mail.

But the biggest effect may come from "bag stuffers" and banners in thousands of California supermarkets and restaurants, reaching millions of potential voters daily.

Among the themes the campaign hopes to hammer home is that the initiative will "feed the bureaucrats and not the homeless."

Proposition 95, the hunger and homelessness funding initiative, would raise \$50 million to \$90 million annually by imposing new fines on health, safety and building code violations. The money would be funneled into various housing, food and job training programs designed to help the homeless.

John Jervis, co-manager of the anti-Proposition 95 campaign, said grocery, restaurant and apartment operators have also recently been encouraged by editorial support from several newspapers. And since they now see some chance of defeating the proposition that has proved popular in recent polls, businessmen are choosing to financially support the campaign to defeat it, he said.

In particular, the state's large grocery chains, such as Hughes and Vons, have stepped into the fray and they have the concentrated financial might that is lacking in the restaurant field.

"We think the cause is right, but the way it is being administered is all wrong," William Davila, president of the Vons chain of supermarkets, said of Proposition 95. He said it is not fair to single out a few industries to pay for a problem that affects all of society.

Davila said that Vons has about 360 stores in California, serving more than 5 million shoppers per week and each of them will be bombarded with

Continued from Page 3  
banners and leaflets in opposition to the ballot measure.

An effort to reach that many potential voters is significantly more expensive than the type of campaign envisioned even two weeks ago, when consultants planned on getting their word out primarily through radio talk shows.

As of Sept. 30, Citizens Against Proposition 95 had raised just \$16,000 in cash and \$53,000 in non-monetary contributions. Officials were hoping to raise \$100,000 and doubted they would exceed \$200,000.

But now, Don Beaver, president of the California Grocers Assn., said he is confident that the campaign can raise \$800,000 and could raise as much as \$1 million by Election Day.

Still, Proposition 95 proponent Conway Collis said, "That's not enough to beat us. It would take a massive expenditure to mislead California's voters... a lot more than \$1 million."

The Proposition 95 forces, Californians Working Together to End Hunger and Homelessness, are essentially broke until a series of scheduled fund-raisers bring in some additional money.

The committee has raised \$747,601—including \$273,803 in loans—and spent \$815,847 as of Sept. 30. About \$650,000 was spent just to get the measure onto the ballot.

But Collis, who is also a member of the State Board of Equalization,

said, "We will have the resources to run a serious campaign."

He estimated that the Proposition 95 campaign will raise an additional \$250,000 by Nov. 8, largely through a series of celebrity cocktail parties and dinners and an organized labor fund-raiser sponsored by Los Angeles Labor Council leader Bill Robertson.

The late emergence of the anti-Proposition 95 effort raises a few problems for the campaign.

While the budget allows for some television advertising, a campaign consultant said he doubts that much air time will be available at this late date in the election season. "It's all been bought," by other campaigns, Jervis said.

And "stars cards," which are mailed to voters in support of numerous issues, are filling up fast.

The essential message of the ads that are being pulled together is that the Proposition 95 program is too expensive to administer, said Frank Noto, another consultant to the campaign. Up to one-third of all money raised under Proposition 95 could be spent on administration.

Another theme is that there are hidden costs to taxpayers, such as the need for new judges. Ads will also warn shoppers that higher food and rent prices would be passed along to consumers.

But even within the food industry, there are some doubts about fighting the proposition.

Stanley Kyker, executive vice president of the California Restaurant Assn., which opposes the proposition, said many of his organization's members are reluctant to join the fight.

"Most people in the industry see themselves as running clean, sanitary operations," said Kyker. He said they see the purpose of the initiative—to aid the homeless—as "strong and sound... the goal [as] not arguable," though the method is questioned.

And, Kyker said, many also fear that there could be a backlash against restaurant and market operators if they are seen fighting what is perceived as a good cause.

## Where to write

- County supervisor  
701 Ocean St., Santa Cruz, CA 95060, Phone: 425-2201.
- Santa Cruz County Grand Jury  
P.O. Box 542, Santa Cruz, CA 95060, Phone: 425-2629.
- Assemblyman Sam Farr  
Room 3120, State Capitol, Sacramento, CA 95814, Phone: 425-1503.
- State Sen. Henry Mello  
California State Senate, Sacramento, CA 95814, Phone: 425-0401.
- Gov. George Deukmejian  
State Capitol, Sacramento CA 95814.
- U.S. Rep. Leon Panetta  
Room 333, Cannon House Office Building, Washington, D.C. 20515, Phone: 429-1976.
- U.S. Rep. Ernest Conaway  
Room 511, Cannon House Office Building, Washington, D.C. 20515, Phone: 1-257-7051.
- U.S. Sen. Pete Wilson  
U.S. Sen. Alan Cranston  
Senate Office Building, Washington, D.C. 20515.

For your information

If you've a tv

## Commentaries

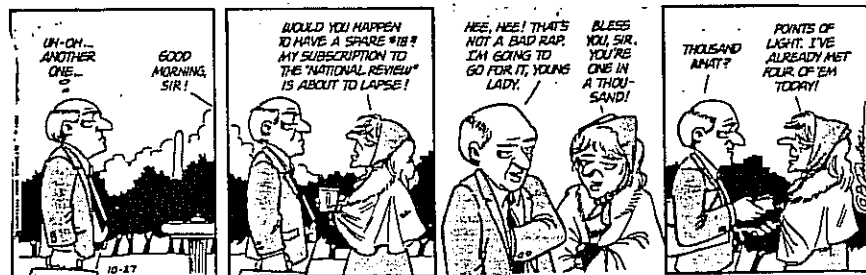
The Sentinel welcomes Santa Cruz County residents to submit articles on current issues for publication on our Commentary page that appears every Sunday. The articles should be about 750 words, and topics affecting this county are preferred. Commentaries, with a brief description of the writer and a black and white photograph (which we will take), must be in the Sentinel newsroom by Wednesday noon preceding the desired Sunday publication.

## A WEEK-LONG SERIES OF LIVE TELEPHONE TALK SHOWS

with local candidates is planned Tuesday through Nov. 7 on KSCC 1060 AM. Candidates will be heard as follows:

Santa Cruz City Council candidates Steve Hartman, Jane Yokoyama, Jane Baer and Rod Quatramari will speak from 6:06 to 8 p.m. Tuesday; Santa Cruz City Council candidates Mo Reich, Dave Steeves, Sue Groff and Randall Kane will be on the air from 6:06 to 8 p.m. Wednesday; Santa Cruz City Council candidates Don Lane, Don Webber, Jane Imler and Arnold Levine may be heard from 6:06 to 8 p.m. Thursday; Santa Cruz City Council candidates Rob Bressny, Ed Porter, Frank Schillaci, John Mahaney and Hakin-Abdullah Hassan will be on the air from 6:06 to 8 p.m. Friday; Santa Cruz County supervisorial candidates Dan Forbus, Jan Beautz and Dave Tunno will speak from noon to 2 p.m. Saturday; The mobile-home rent-control repeal and the UC Santa Cruz growth-control measures are the topic from noon to 2 p.m. Nov. 6; and state insurance propositions and the AIDS propositions will be discussed from 6:06 to 8 p.m. Nov. 7.

For more information, call 479-1080.



CALL IN



"And given a choice between blaming the rich for their problems or blaming the poor, the mass of the population will blame the ~~poor~~ every time."

poor

--Philip Slater, Wealth Addiction  
(from Sidewalk Shannon's Sheath of Smartass Sayings)

EXTRA

HARD-ASS HARTMAN BAILS OUT RAUCOUS ROCKY STONE  
RIGHT-WING GANG OF 7 BRITIC WAITS OUTSIDE JAIL FOR ACTIVIST  
(Details next issue)

#41

November 7, 1988

Monday Afternoon

# STREET SHEET

## HARASSMENT CHARGES AGAINST STREET SHEET EDITOR DROPPED COUNCIL EVE ARREST ANGERS SUPPORTERS, PROMPTS MEDIA SKEPTICISM

As he was about to select a sign to display to the Christic Institute's Jackson Browne concert, Robespierre Robert was handcuffed and led past amazed homeless and their supporters preparing to picket and speak before the outgoing Gang of 7 (City Council) at their last meeting Tuesday evening November 1st. Seized on an arrest warrant, gathered after weeks of "investigation," the frequent Council gadfly was accused of providing "false information" to the police because his long-established pen name differed from that on his driver's license. The arresting Sgt St. Onge also refused to elaborate on the charges unless the harried demonstrator agreed to make statements in the absence of an attorney, and publically chided him for being dishonest with homeless supporters. His fellow officer, who identified himself only as "the Chief," spoke darkly of Robert's "FBI record," and "incidents in New Jersey and Canada." As a grand finale, the police seized protest signs, disregarding the pleas of the remaining demonstrators that they did not belong to Robert but to others there.

Its police having brought anger and consternation to a depleted opposition, the Gang then began its Oral Communications period--but not before Gangmaster (or Mayor) Laird and Sleepbuster Boss (Police Chief) Bassett were seen clapping each other on the back by the sharp-eyed Malu, who'd arrived in Council chambers early to assure herself a chance to speak. Homeless speakers, shocked by the shameless political repression that had just come down, attacked the Gang fiercely. Maid Marion denounced the "gestapo tactics" outside. Raucous Rocky referred to the Mayor as "lard" and a "jerk." Mad John Telfair suggested the City cannot go on this way and not bring itself to harm. And Malu urged, "Until you open your hearts to the houseless, you yourselves are the homeless."

Meanwhile Robespierre Robert was whisked off to jail, booked 5 hours later, and given a cot, two blankets, two sheets, a cup, a spoon, and a set of orange overalls. For the next 20 hours, friends were unsuccessful on three separate occasions in securing the prisoner's car keys (with the result that he got two parking tickets); Robert's five requests to use the law library were ignored; and the activist's arraignment was not scheduled until the 8:30 a.m. calendar on Thursday Nov. 3 (Actually happening around 10:30).

In court, when it was pointed out privately to the D.A.s that it was not uncommon for folks to go by two names and certainly not illegal unless some kind of fraud was involved, the prosecution quickly withdrew the charges, allowing the bearded jailbird to be released six hours later. Collaborating to kill the cops' cooked-up charges were Grinning Ray Grueneich and Lanky Reid Schantz, both unashamed people's shysters unwilling to let Robespierre Robert disappear into the jail jungle without a fight. To discourage the arrest-happy gumshoes downtown, both attorneys pledged to pursue claims against the city and a false arrest suit.

Media response was muffled (see stories following) but critical of the rogue actions taken by the previously restrained SCPD. The major question remaining: who gave the order to jail the organizer?

### TELFAIR'S TIRADES

(Part 3 of "Mad John" T.'s most recent opus "State Oppression and the Struggle Against It." John recently rocked the airwaves with a Sunday night session of reasoned fury on KZSC's "Earthbeat" show. He can be reached for feedback, questions, or assistance at 426-3201.)

Through associations of mutual love and respect, a sense of fairness would evolve in which conflicts would be resolved peaceably. Until these hopes are realized, we, the people, must remain vigilant, and work diligently to bring about these changes swiftly. One thing should especially be kept in mind--we should never trust the State to carry out our demands. We should not rely on reform politics to bring about this new age of enlightenment; the system is beyond reform. Reform, in fact, will only delay its much-needed demise. What, in fact, is needed is a whole new stateless system.

We should always work together with all elements who are oppressed, and always remind ourselves that it is the entire domination-submission system that is the basic problem to be confronted. The only real power for us is in our own love and being, in respecting these qualities in others, and in resisting all that tries to take these things away from us. And in this spirit of love, let us work together with our brothers and sisters, so that none will go without their basic needs. Let us freely and lovingly share with each other. It is in sharing that a camaraderie, an empathy, a love will emerge. In that way a true and free community of producers and consumers, respecting one another's individual personhood, will come to fruition.

Anything beyond what we immediately need belongs to those of our brothers and sisters who go without. For those able to work, let the concept of manual labor, sometimes thought of as undignified and somehow inferior, be revalued. By using our hands as well as our minds in cooperation with our comrades, barriers of all kinds will be overcome. The spirit of love in an environment of prideful endeavors for the common good will bless such a society. Destructive and nihilistic work-objectives such as producing for the military-industrial complex will be gone.

In order to bring about these radical changes in society, various non-violent means of resistance might be employed such as: refusal to pay taxes for war, non-cooperation with conscription laws, participation in non-violent strikes and boycotts, protests or vigils of various kinds, withdrawal of support from dominant systems involved with corporate financing or usurious practices which hurt the poor and oppressed throughout the world (e.g. banks). Being active in consciousness-raising groups, which can work together with other like bodies in loosely connected networks, allows for large-scale resistance actions to take place, when needed for the furtherance of the struggle to build the new society and vanquish the old one.

Non-violent resistance should almost always be the basic method employed to bring down the oppressive State. The use of violent means to achieve a loving end is an anomaly, in the first place. Violence can be hurtful to the end result itself--the seeds of violence can infect and abort the new non-coercive free society. Finally, from a purely pragmatic standpoint, the use of armed resistance to achieve the downfall of the all-powerful State seems at present to be impractical. A largely unarmed mass of people would be no match for an armed-to-the-teeth modern authoritarian nation-State.'

.....BITS AND PIECES.....

.....Still Sandbagging Sleepers: Citizen Maria (not the homeless advocate whose sleep-in case is coming up for trial) reports she and her girlfriend both got "sleeping" tickets a month or two back for \$150 each. Apparently they were catching a few winks at 6 a.m. on Soquel Ave. when the sleepbusters in blue arrived. There was in this case a complaint by an old man, but couldn't the cops have encouraged the women to move on, or --better still--reassured the old man that the two Hispanics had the same rights he did and should be left in peace?...

.....Mama Michelle, whose tart tongue and made-in-Santa-Cruz jewelry have brightened the mall for many months, took her "displaying merchandise" tickets to MacAdams court in late October. Acting as her own lawyer, she reports cross-examining "jail for jewelry"-minded Officer Levy and got her two \$120 tickets reduced to \$44 and \$34. Maybe pleading "Not Guilty" helps when you've got simple justice on your side. (No promises.)...

.....Bikepedaling Mark gives high marks to the city's satellite shelter program, which he's used numerous times for nighttime lodging. As of early last week, he sez, about 40 folks a night were using it, and being sent off to two or three churches, locally or up in Scotts Valley. Thursday night only, because of less church participation, 8 were turned away, but usually if you show up around 6:15pm across from the UPS yard just past the River St. mini-shelter, you'll leave with the van around 7. Now if they'll only move the pick-up point back to that costly homeless heaven when it rains (as Calamity Jane Imler has long urged), then homeless heads will stay drier on wet nights and the mini-shelter's reputation crisper....

.....Weekend Lodging Blues: Arizona Richard tells us 5 soldiers illegally slept near him a few Saturdays ago after driving around for hours unsuccessfully in search of a motel. Though initially hassled by deputies up Davenport way and told to move on, they ended up laying down their bags and blankets there. In his 3 days here, Richard claims to have run across 250 hungry people. Maybe they can make a meal of Rotkin's 300+ beds.

.....Homeless Moms (and interested Mom-helpers) take note: Malu at 335-5875 is organizing a Homeless Mother's Support Group and newsletter. If you wanna give or get help, panhandle a quarter and give her a call... or leave a note at the Homeless Table. Meantime, for clothes bargains, check out that new thrift store that's on Front St. one block beach-side of Long's. Malu reports getting two pair of baby shoes there for 83¢...

.....Cribner statue to be uprooted? Calamity Jane reports that she was told by the new Garage restaurant owners that they intend to tear up the statue of that street fiddler and labor activist (who lived and died on the mall in the early 80s) from Scope park where he now surveys the lone bench available to the homeless and hotel folks. (Benches by the bookstore Santa Cruz and across from the Cooperhouse corner promised by faithful Mike Rotkin continue to be as hard to find as the all-night restrooms he told us tales of in July.) Seems they intend to replace the whole park with a chintzy landscaped area so that their customers won't have their digestion disturbed by the sight of hungry or sleepless vagabonds on the other side of the glass. Letters to the City Council and the local newsrags might be useful to propose alternate solutions: Perhaps a public bathroom would save the peace and sanity of the undercover cafezinho/bookstore Santa Cruz shithouse guardian who continues his lightening anti-homeless sweeps to the amusement and annoyance of morally intact watchers.

.....Grinning Ray undaunted by Judge Atack's Monday afternoon gavel blow. Even though "enforced insomnia" at demonstrations has been ratified by Atack's court, it's not binding precedent for MacAdams and Kelley--the two other black robes that dole out time and fines to evil sleepseekers. Ray hasn't given up and intends to bring out the fact that the Gang of 7 doesn't send out its armed sleepbusters to sleep-ins that are politically correct (such as the one supporting disinvestment from South Africa by the UCSC regents). Case of selective enforcement of the law? Weeelll. Could be.

YET MORE NOTES FROM NICK

(Here's the conclusion of Nickolas Whitehead's activist notebook-- pearls before swine, which he sent to the Gang of 7 and the Board of Stupid-vipers, with no known response. We and he invite your comments at 475-2012.)

human restoration

LIFE-GUIDES ( Counsellors ) are needed to help homeless individuals formulate Life Plans or Goals.

Both religious and humanist type counsellors are needed.

They should have training and be able to identify the patterns and symptoms of both MENTAL INCAPACITY and SUBSTANCE ABUSE. They need familiarity with both local and state programs designed to "re-balance" the person, or provide a protected growth environment.

.....

The Guides could assess each person's needs: spiritual / psychological ; physical ; educational.

Each person would be helped to the right stream :

1. Urban Skills School
  2. Rural Earth School
  3. Local employment.
  4. Treatment, or re-habilitation
- (Guides need considerable time to do this with patience and accuracy. They ought to be available at shelters, Food Stamp Office, Churches, Soup Kitchen and congregation points)

JOB BAIT

We need a couple of Recruiters who can size up an employer's needs and locate suitable workers among homeless. They need a Phone, transportation and an advertising budget, combined with announcements on free radio stations.

Homeless Assimilation  
.....

Every community has the basic right to maintain its structural integrity, upholding minimal standards of behavior and endeavor.

Whereas in the sixties and seventies it was possible to indulge ourselves in a vast national experiment called "Dropping Out" and Alternative Lifestyles .....

..... the negative impact of such 'free-living' has POLARISED EVEN FORMERLY TOLERANT citizens against any continuation of a totally-permissive society. Particularly non-acceptable are increases in the Welfare Load, and public investment in NON-PRODUCTIVE shelters for transients.

The public will only support constructive purposeful works that engage the homeless in ACTIVE FULFILLMENT OF A USEFUL LIFE, i.e. taking full advantage of the resources and goodwill that America can muster.

Accordingly, it is the responsibility of the City and County - under terms of its Charter section on Public Welfare, Human Need, etc., even the Health provisions - to arrange SAFE BENEFICIAL PERMANENT means of advancing the lives of the "capable segment" of homeless Americans. Strategizing for overall education, skilled skills and restoration of esteem, we ought to establish two basic RESIDENTIAL LIFE-SCHOOLS ( one urban, one rural ).

They would incorporate about one-third of the shelter-needs; another third require counselling into SHARED-HOUSING-style settings so they can re-harmonise any FREE HOUSING-dependence. We must assume there is also a definite proportion of 'wanderers' who have no determination to settle here. A couple of legal camp-sites / vehicle parks is better than "wildman survival" with attendant fire-risk and potential property damage.

\* These need not be highly qualified people.  
Personal experience of 'survival' is MORE IMPORTANT  
(EMPATHY FACTOR)

SLEEP PRISONER ANDERS STILL IN STIR, COURT FIGHT LOOMS

In jail for more than two weeks for refusing to move his camp in the Pogonip to a more concealed location and then refusing <sup>(own recognition)</sup> O.R., 18-year-old activist and homeless advocate Anders Corr continues to teach inmates how to make paper "peace cranes, to draw their portraits, and to trounce them at chess as the hours drag on in cellblock E. Briefly joined by Robespierre Robert last week, Anders then reported he planned to change his "Not Guilty" plea to "No Contest" because he didn't want to coerce the judge and the County into providing him with a costly jury trial for his "trespass" charges. Reassured by public and legal support and impressed with the argument that the courtroom is indeed an appropriate forum to challenge his arrest, Anders at last report yesterday was now planning to press the D.A. to fish or cut bait.

Anders opposes both the sleeping ban and the current private property laws and was previously arrested for "trespass" for camping up at UCSC, again because he was completely honest about his situation and refused to "hide out" as was suggested by those who arrested him then. These first charges were dropped. A week ago Saturday demonstrators marched to the jail with "Free Anders Corr" banners (see pictures below), but thus far the Cowell Foundation has refused to drop charges. We urge citizens to call them and make their views known, particularly as disturbing rumors have been circulating that Anders has already been sexually attacked once on the bloc and may be in some danger.

.....UPDATES.....

.....Apparently tired of getting phone calls he never chooses to return, mini-Shelter boss Fred Gray has tossed our request for a copy of the lease there to his boss Paul Brindel. Paul was the homeless helper who called the cops on the Do! Drop Inn in early October and has yet to drop the charges. He is employed by Democratic Management Services and protests, suggestions, etc. should be addressed to him there. If Gray and Brindel loose the lease to us, we hope to share with readers who pulled the strings when on the busts. Meanwhile we can only speculate and comment on the obvious.

....No clear date yet for the next meeting of the Citizen's Committee on the Homeless though a legal subcommittee is due to brainstorm today. Many within the Committee wanted faster action than its leadership was interested in, but the situation may be considerably clarified after the upcoming election Tuesday.

.....Bubbah Bryan reports that he's received word back from the County that apparently over-crowded jails are ok. Maybe some intrepid attorney or fighting reporter might be interested in filing suit or story to throw a little public glare on this private dirt. The jail's stuffed with victims' of dopey drug busts, and if anyone's gonna start turning the tide against the asinine national drug hysteria, it should start in Santa Cruz. (Did you know that as of last month, possession of small amounts of grass is adequate grounds for a \$10,000 fine? You do now. Middle-class "users"--wake up and get off your butts, before they sell your house out from under you.)

COMING UP: In time for the election follies Tuesday, we hope to dash off a special Street Sheet extra. If not, please consider the positions of the would-be politicians running for City Council--as the City Council has the direct power to end the Sleeping Ban in Santa Cruz. Our endorsements, all other considerations aside, are for Jane Imler, Hakim Hassan, and either Jane Larson Baer, Rob Brezsnay, or Ed Porter--as the candidates most likely to end or significantly modify the ban. Also heard from: Mo Reich, Don Lane, and Steve Hartman. But we fear the first two only made a move on the issue after it became fashionable to do so (and we wonder if it will remain so after the election) and worry that Hartman's dyed-in-the-wool reactionary views toward "unproductive" street people may drag down his recently-found and commendable interest in and dialogue with the homeless. Anyway--vote on the local issues and candidates.



At the jail Oct 29 seeking the release of jailed sleep prisoner Anders Corn. Anders' mom, Barbara (above talking to officer) was granted a visit.

Halt to Arrests of "Food Not Bombs" Activists

Judge upholds camping ban

By Bob Levy Mercury News Staff Writer
Rejecting arguments that "symbolic sleep" is constitutionally protected under the First Amendment, a Santa Cruz Municipal Court judge on Monday upheld the city's camping ban.
Judge Robert Atack ruled that Linda Edwards, 41, is guilty of violating the camping ban, even though she was doing so as part of an organized protest against the ban.
Such protests have been a prime tactic used by activists for the homeless cause in Santa Cruz. They object to the city's prohibition of most overnight camping, arguing "it is not a crime to sleep."
Some two dozen similar cases have been stalled in several courtrooms, awaiting the Edwards decision. Those cases can now move forward, although it is unclear whether all of them will be contested. Camping citations are like traffic tickets: Normally, they never reach the courtroom.
However, as part of their protest action, the activists have said they will fight the citations whenever they can.
"Although camping is expressive conduct as it relates to the facts in (the case)," Atack said in a ruling issued from the bench, "it is not conduct that has been historically so intertwined with speech as to give (it) a special First Amendment protection."
Activities that typically have received such protection, Atack said, are distribution of leaflets and pamphlets, picketing and civil rights demonstrations, among others.
The city's ordinance against overnight camping "is reasonable and the First Amendment impingement is merely incidental," Atack said.
Edwards' attorney, Ray Gruenich, See HOMELESS, Page 6B



Cherry Nuss - Mercury News

John Raner, left, visited Jon Bradley McClendon, Pamela Marie Leandro at table recently

After 92 unlawful arrests and several days of marathon meetings, Mayor Art Agnos agreed to try a new approach rather than arresting members of "Food Not Bombs" who are giving free food to the homeless in Golden Gate Park.
After nine Food Not Bombs arrests on August 15 and 29 and August 24, John Crew, Director of the ACLU-NC Police Practices Project, wrote a letter to the Mayor on September 1 charging that the arrests were unlawful and calling for a new policy respectful of the constitutional rights of the homeless and those who distribute food with a political message.
The six-page letter stated, "When the police are asked to battle a complicated social problem, such as homelessness, that is not fundamentally criminal in nature, previous constitutional freedoms are usually among the first casualties."
Crew explained that though some residents of the Haught claim that the Food Not Bombs program allegedly attracts people who will engage in criminal conduct, only

those who commit a crime should be arrested, not those who participate in an entirely lawful program. "That would be analogous to halting Giants games when certain fans are unruly," Crew charged.
The letter also noted that these arrests have a ripple effect on police actions against the homeless which result in harassment of innocent people, numerous false arrests and mounting and unnecessary costs to the City.
"The immediate response to our letter was 54 more arrests on September 5," said Crew, "so we decided to reissue the letter to the press to underscore our concerns."
The following day, Crew was called to City Hall for a meeting with the Mayor.
Over the next three days, the ACLU met for seven hours with the Mayor, along with the City Attorney, Food Not Bombs representatives, residents of the area, and the police.
On the evening of September 9, the Mayor called a press conference to announce a new interim policy. The police were ordered to stop arresting participants in the Food Not Bombs program, and the Food Not Bombs group was issued a six-week temporary permit to distribute food and leaflets to the homeless at the Park a short distance away from their original site (they had previously been denied a permit).
"In this atmosphere of de-escalation and respect for constitutional rights, we are hopeful that a more permanent solution is being sought," said Crew of the new agreement.
The ACLU-NC has sued the City three times in the last 10 years over police "street sweep" tactics. "We hope that the city administration does not repeat the mistakes of illegally using police against law-abiding homeless people," Crew said.

'Symbolic sleep' is not a right, Santa Cruz judge says

HOMELESS, from Page 1B
said he would appeal the decision.
Edwards said she wanted to appeal, and said she was ready to continue protesting the law and receiving citations for doing so.
"We're just trying to get rid of the sleeping ban and people getting tickets," said Edwards, who had a rainbow painted on her face and was carrying a bouquet of flowers in Halloween wrapping.
Gruenich had argued that Edwards' "sleeping" was symbolic when she crawled into a sleeping bag at the Town Clock during the early morning hours of Sept. 4. In fact, Edwards had testified she never

actually fell asleep, but just nodded off a few times.
In response, Deputy City Attorney Gerald Bowden had expressed fear that if Atack bought Gruenich's argument, anyone could violate the camping ban simply by sleeping near a protest sign.
Gruenich also had suggested that the camping ban was legally flawed because it contained a provision for exemptions that provided no standards for those exemptions.
Atack, while saying Gruenich may have a valid point, said he could not consider the lack-of-standards point because it was not a legitimate part of the case.

Gruenich said he would appeal the decision on both issues — symbolic sleep and the lack of standards for exemptions.
"Sleep-ins have a niche in the American tradition of civil disobedience," Gruenich said.
John Barisone, the deputy city attorney at Monday's court session, said he was pleased with Atack's decision.
"This is a health and safety matter," Barisone said. "Fortunately, the judge upheld the ordinance."
Almost lost in the legal issues was the fact that Edwards had violated the law. Atack fined her \$50, but said she didn't have to pay it.

Sleep-Ins Struck Down

Santa Cruz City's camping ban does not violate First Amendment rights, Santa Cruz Municipal Judge Robert Atack ruled last Monday. The case ends a three-week-long trial in which attorney Ray Gruenich argued that sleep-ins do not violate the city's camping ban because they are "recognized forms of expression." Gruenich was defending 41-year-old Linda Edwards who was cited for allegedly defying the camping ban at a September 2 sleep-in at the Town Clock. Gruenich maintained in court that protesters should be able to perform sleep-ins as a form of political expression whenever they want. Judge Atack is reported to have said in his final decision that although "this is not an easy decision... I find the ordinance is content-neutral and reasonable."

The Sun

Despite a ban on sleeping outdoors, the homeless still set up camp in Santa Cruz

In Santa Cruz, Homeless Are Topic A

BY RAY TESSLER Chronicle South Bay Bureau
Santa Cruz
Seventeen candidates are running for four City Council seats in a race overshadowed by the protest of the homeless in this seaside resort and university town.
To the council's dismay, independent candidate Jane Imler has gotten considerable attention by helping a group of homeless people fight the city's ban on sleeping outdoors.
Since June, the homeless have crowded into council meetings, held a sleep-in at City Hall and even gone to council members' homes at night in their quest for designated camping areas.
The protest reached a peak in

early October when police broke up an illegal campground and arrested 10 homeless people who have vowed to continue protests until the city's ban is revoked.
Council members, saying that they have been generous by providing a \$600,000 shelter for the homeless, generally resent such brazen tactics.
"The last thing they wanted to come up in the election is the homeless issue," said Imler.
Vice Mayor Mardi Wormhoudt lamented in response that "people who can grab a lot of press have been able to define the dialogue" in the council race, although despite the homeless matter, "this is a spectacularly issueless election." For the most part, the election is another test of whether the four-person lib-

eral-progressive majority is preserved against the council's three conservatives.
That balance has been maintained through the last three elections," said Wormhoudt.
Three of the four seats are open because of the departure of council members Jane Weed, Mike Rotkin and Katy Sears-Williams. Weed is a conservative and both Rotkin and Sears-Williams are considered progressives.
Conservative Councilman Arnold Levine is seeking a second term, and another conservative, former Mayor John Mahaney, is campaigning to return to the council. Levine is the only incumbent running. Three liberal-progressives aiming for the council are Jane Yokoyama, Don Lane and Mo Reich.

The other candidates, who include either moderates or single-issue independents, are Imler, Jane Larson Baer, Rob Bresny, Susan Groff, Steve Hartman, Hakim Abdullah Hassan, Randall Kane, Ed Porter, Rod Quartararo, Frank Schillaci, David Steeves and Donald Webber.
Groff is something of a counterpoint to Imler. She owns a luggage store in the tree-studded downtown mall, which is suffering economically because competition from outlying shopping centers and loitering by transients and the homeless are keeping customers away.
Groff said she is running because the council is not doing enough to control street people and revitalize the downtown economy.



SF Chronicle 11/2/88

# Camping-ban foe claims harassment

By TOM LONG  
Sentinel staff writer

SANTA CRUZ — One of the most vocal opponents of the city's camping ban ordinance is charging that he was arrested on trumped-up charges just as he was about to lead a protest at last week's City Council meeting.

Robert Norse Kahn, publisher of the Street Sheet newsletter and one of the key figures in the disruptive protests that have plagued the City Council since June, was arrested Tuesday night for using a false name.

Norse, who says he has dropped the last name of Kahn, was held in jail for almost 48 hours.

When he was brought before Municipal Court Judge Richard McAdams Thursday, the district attorney's office dismissed the charges against him for lack of evidence.

Norse says he is considering a lawsuit against the city for violating his right to free speech.

"It was an attempt to smear me in front of supporters and seemed like a pre-emptive strike to stop the protest," said Norse.

"Why are they going after homeless activists? Why aren't they looking for legitimate crimes?" Norse asked after being released from County Jail.

"I'm deeply suspicious that various city officials wanted Robert Norse out of commission the week before the election," said Norse's attorney, Ray Greuneich.

Norse's drivers' license identifies him as Robert Norse Kahn, yet in four recent arrests as a result of protesting the camping ban, Norse listed his name as Robert Norse on paperwork.

"His drivers' license shows a different name and in the booking (sheet) it's illegal to give an incorrect name," Police Chief Jack Bassett said.

So the Police Department asked the District Attorney's Office for a warrant for Norse's arrest and received that warrant on Monday. Police waited until Tuesday night's council meeting to serve the warrant because, according to Bassett, they knew he would attend the meeting.

When police arrested Norse, they also confiscated a number of signs that protesters had planned to exhibit during the meeting, claiming they were Norse's property.

"When we approached him he had those signs in his possession, so we took them for safekeeping," Bassett said.

Norse was not arraigned until 10:30 a.m. Thursday. At that time Assistant District Attorney Lem Wguyen found there was not enough evidence to prosecute Norse since he had intended no criminal fraud and was commonly being referred to in the press as Robert Norse.

Norse was released from jail at about 4:30 p.m. Thursday.

He claims that police have known his legal name is Kahn for at least three weeks and possibly as long as three months. He says that he has shown police his drivers' license on numerous occasions.

"The timing of the arrest, the lack of substance of any of the charges and the seizure of the picket signs leads me to believe this arrest was not founded on any legitimate basis," Norse said.

# Protester released on DA's request

A Santa Cruz homeless activist was released from jail yesterday after charges of giving false information to an officer were dropped.

The Santa Cruz County District Attorney's office asked that the misdemeanor charge filed against Robert Norse be dropped for lack of evidence.

Santa Cruz police arrested Norse Tuesday night outside the Santa Cruz City Council Chambers at 7:25 p.m., five minutes before the regular City Council meeting was about to begin. Norse, 41, was held in jail for about 40 hours before being released yesterday.

Police charged Norse failed to give his full true name of Robert Norris Kahn when he was arrested during a homeless

protest Sept. 14. Norse is active in organizing homeless protests in Santa Cruz and is editor and publisher of the "Street Sheet" which chronicles the activities of the homeless movement.

He charged police with harassing him and taking him to jail to avoid further protest at the City Council meeting. Norse has regularly led protests at earlier council meetings, haranguing the council over the homeless issue.

Norse said today he plans to file a suit alleging false arrest.

Police said a routine check of Norse's fingerprints with the FBI and state Department of Justice indicated his real name was Kahn.

Assistant District Attorney Gary Fry and Superior Court Judge Bill Kelsey signed the arrest warrant late Tuesday afternoon after it was presented by police detective Sgt. Bill Aluffi. Bail was set at \$2,000.

The charge was dropped when Norse's attorney, Reid Schantz, showed the DA's office that Norse regularly used Norse as his name. A Santa Cruz Sentinel article showing a picture of Norse and quoting him with the name Norse was submitted as evidence.

The particular code section states that a person can be charged if he intends to evade the court or evade the proper identification of him by an officer.

# Proposition 95 — boon or colossal bummer?

Vote no on Proposition 95. It would establish a new Gestapo-like state agency to define a new set of violations called "infractions," for which people would be fined.

This agency's enforcement inspectors would roam around issuing "infraction citations" to home and small business owners. Each infraction can entail a \$250 fine, with no grace period allowed to clear them without penalty!

Each day an infraction exists is a separate offense, involving a separate fine up to \$250! Proposition 95 would set a quota of about \$90 million to be derived from such "fines" each year.

The stated purpose of this new, costly "big brother bureaucracy" is to help the homeless. It's a noble cause, but a sinister way to raise funds. Thousands of people would have to be cited and fined daily to raise the \$90 million.

Suppose someone steals your porch light bulb; the empty socket could bring you a \$250 fine, which you'd either have to pay or fight in court! It sounds more like Russia, but it's proposed for California, as you'll see if you read the fine print of the measure in the voter's pamphlet.

Vote no on 95!  
— M.K. Miller  
Sunnyvale

Proposition 95, the Hunger and Homelessness Initiative, offers California voters a golden opportunity to



Geoffrey Moss

kill two bad birds with just one stone.

By allowing local governments to issue parking ticket-type citations to enforce existing health and safety codes, Proposition 95 provides a new weapon to fight persistent health-threatening violations. And by directing the funds raised by these small fines toward providing food, housing and job training to the homeless, the initiative will vigorously attack one of our state's most significant problems — without raising taxes.

In a recent Mercury News article about Proposition 95, various landlords and restaurant owners complained that the new parking ticket feature is not needed to enforce health and safety codes. They say the existing system works fine. But under the

existing system, serious health and even life-threatening violations go unchallenged or, as the article points out, are often given two to three months to be corrected, and that's simply too long for a poor family to wait when they are living in a rat-infested fire trap that their landlord won't fix unless the government steps in.

Proposition 95 does not change our existing health and safety codes, but it does provide a quicker, more effective way of encouraging compliance. Since it only penalizes those who break the law and threaten our health and safety, it's clear that the opponents of Proposition 95 are simply afraid that it might force them to follow the law and stop getting away with unsafe, unsanitary and shoddy practices.

It's not surprising that the district attorneys of both San Francisco and Los Angeles have stated that they would support Proposition 95 even if the funds raised through the parking ticket-type fines didn't go to the worthy cause of attacking the homelessness problem.

Fortunately, Proposition 95 will raise the funds needed to fight hunger and homelessness (without any new taxes) at the same time that it improves the enforcement of our health and safety codes — thereby giving every California voter two good reasons to support it on election day.

— Eric N. Lindblom  
Fair View

S. J. Mercury News 10/31/88 →

City on A Hill 11/3/88 ↓

# Judge Rules Against Homeless Sleep-In

Opponents of the city's camping ordinance did not get much of a treat this Halloween. Municipal Court Judge Robert Atack ruled Monday that "symbolic sleep" is not protected by the First Amendment, saying that sleep-in protests fall under ordinance 6.26.010, which prohibits sleeping outdoors in Santa Cruz between 11pm and 8am.

Judge Atack found Linda Edwards in violation of the ordinance last September when she and six others staged a sleep-in at the Town Clock on Mission St. to protest the ban. Edwards received a \$50 fine which she then suspended.

Edwards' attorney, Ray Greuneich, argued that "sleep-ins have a niche in the American tradition of civil disobedience," and that they are satirical, communicative, and would be protected by the First Amendment.

Atack, however, said in his ruling that while sleep-ins are "expressive" political statements, they are not "conduct that has been historically so intertwined with speech as to give [it] a special First Amendment protection."

The ruling comes in the midst of a heated dispute between homeless people and local government over the sleeping ordinance. Presently, more than two dozen cases similar to Edwards' are in the local courts.

— Nancy Caron

# A Timely Arrest?

Local homeless activist and author of the street community newsletter Street Sheet, Robert Norse was arrested Tuesday just minutes before the current city council's final meeting. Norse, along with other activists, gathered in front of the council chambers carrying signs, planning to protest the city council's support of the camping ban. He was the only person arrested. Police charged Norse with providing false information to a peace officer.

"It's unfortunate he's so well-known and visible in the homeless movement," said District Attorney Gary Fry, who believes Norse's arrest will "attract some attention." Norse, a well-known community advocate, told City on a Hill his arrest was strategically planned. "They just want to get me off the streets," he said. "It was the last city council meeting and they reacted by taking picket signs and stopping the demonstration and incarcerating organizers." Norse is being held on \$2000 bail. His arraignment was set for Thursday.

Arresting officer Sergeant David St. Onge said Norse was taken to jail because of a recently issued warrant not yet in the police computer. St. Onge did not recall how he found out about the warrant.

Norse claims the police department is attempting to "truncate the First Amendment" by keeping him from publishing Street Sheet this Friday.

Linda Edwards outside the jail 10/29/88



Dump these

Consider these →

### Jane Yokoyama

■ **Homeless:** Thinks that if more shoppers and working people frequent the Pacific Garden Mall some of the unsavory activities that are prevalent there will disappear. Does not favor repealing the camping ban ordinance. Advocates counseling services as a way to help people back into the workaday world.

■ **Central Issue:** Wants to solve crisis in affordable housing.

### Don Webber

■ **Homeless:** Says city has to define its responsibility toward people whose lives are in "near-total disintegration," then define groups that need help and target programs for groups.

■ **Housing:** Supports increasing densities of neighborhoods if city can generate enough revenue to offer services. Critic of putting low-income housing in crime-ridden Beach Flats area. Says focus should be on income rather than housing. "We can't legislate that Santa Cruz be a cheap place to live."

### Mo Reich

■ **Homeless:** Says he wants to help the homeless but has no sympathy for criminal element downtown.

### Frank Schillaci

■ **Homeless:** Says facility should be built in the county for the "truly homeless" that would provide health care and counseling.

### Randall Kane

■ **Homeless:** Says he feels sorry for street people, not threatened by them. Against campground for the homeless, would like to turn abandoned military installations into shelters. Thinks the problem of homelessness is the state and federal governments' responsibility.

### Susan Groff

Occupation: Luggage store owner.  
Age: 56.  
Background: Thirty-year resident, member of Santa Cruz Surfing Club, wife of early '70s councilman Denver Groff.



On the issues:  
■ **Economic development:** Says that street people on the mall are driving small business away and small business is needed to provide revenue for basic services to residents.  
■ **UCSC:** Does not think UCSC students should be allowed to vote in local elections, blames progressive council on student vote.  
■ **Homeless:** Wants county to help city in dealing with street people and the homeless. Wants food stamps dispensed away from downtown area, where they are presently dispensed at Post Office. Wants detox center outside downtown area. Wants street people who are not from area discouraged from staying in Santa Cruz.  
■ **Central Issue:** Wants Pacific Garden Mall cleaned up.

### Arnie Levine

### John Mahaney

### Rod Quartararo

### Dave Steeves

(no comments on homeless quoted)

### Jane Imler

Occupation: Homeless advocate.  
Age: 51.  
Background: Ran unsuccessfully for sheriff in 1986.  
On the issues:



■ **Economic development:** Wants to see the mall managed better and redesigned with European-style open air cafes and markets. Wants to see the city attract medium-sized businesses that pay "decent wages."  
■ **UCSC:** Says Slow University Growth Measure is a sham by progressives to help them retain power on council.  
■ **Homeless:** Her central issue. Says more than \$1 million a year is being wasted on arresting homeless and street people. Wants designated areas for homeless to camp or park vehicles.  
■ **Housing:** Wants to see more granny units allowed alongside conventional housing and wants to cut back on city grants to the Santa Cruz Community Housing Corporation, which she says has failed to deliver on promises of low-income housing.

### Hakin Abdullah Hassan

■ **Central Issue:** Racism. Accuses current City Council of racist attitudes, accuses the Police Department of being racist and concentrating on arresting black drug dealers in recent Loudon Nelson Center arrests. Wants all racism eliminated from city.  
■ **Homeless:** Wants city to provide more food and shelter to homeless people.

### Ed Porter

■ **Homeless:** Has four-point program which would include campground away from downtown area featuring portable modules for homeless to rent cheaply every night and a vehicle park for those who sleep in cars.

### Don Lane

■ **Homeless:** Advocates a mediation process between street people, police and merchants as means of stopping problems on the mall.

### Steve Hartman

■ **Homeless:** Wants county to come up with rural land where homeless could find temporary shelter, counseling and receive social and health services.

### Rob Breznsy

■ **Homeless:** Favors city-operated campground away from downtown area. Wants to see do-it-yourself housing program where would-be homeowners would share in labor.

### Jane Larson Baer

(no quotes)



From ACLU News

### YOU DON'T HAVE TO BE CRAZY TO WIND UP IN BELLEVUE PARTICULARLY IF YOU'RE HOMELESS

- 1) You don't have to be crazy to have no place to live in New York City -- especially if you're poor.
- 2) Shelters generally are dangerous and "draping places." You don't have to be crazy to prefer the sidewalks, the subways, or anywhere else you can find.
- 3) You don't have to be crazy to be diagnosed "mentally ill." If you're too angry, upset, unloft, unemploy, unestrained, different, or--above all--different, it's not a simple case adult usage acter. Especially if you're homeless.
- 4) You don't have to be crazy not to want to go to an institution like Bellevue or Creedmore. Psychiatric wards are rigid, dehumanizing and harmful environments which serve to suppress troubled or troublesome people. They foster dependency, undermine competence, and turn human beings into "the chronic mentally ill."
- 5) You don't have to be crazy not to want psychiatric "treatment." Psychotropic drugs like thioridazine and haloperidol disable and harm body and mind. Effects include blurred vision, liver damage--and, sometimes, permanent brain damage or sudden death.

Homelessness is not a state of mind. The current expansion of psychiatrists' power to incarcerate nonviolent evidently competent persons (such as Joyce Brown) is a perversion of justice and a subversion of the bill of rights. Would you trust your liberty to Mayor Koch and the mental health professionals? The roundup of so-called "gravely disabled" homeless people is a cosmetic sideshow which scapegoats victims of destructive housing and welfare policies. It fails to address the unavailability of low income housing and genuine care for people who want it. If you are or have been homeless, confined in a psychiatric facility, or simply distrust psychiatrists and are concerned about their power, consider joining us in mobilizing against the roundup.

FOR INFORMATION CALL:  
PROJECT RELEASE/ACTIVISTS FOR ALTERNATIVES at: (212)799-9026

B-8 Sunday, September 25, 1988 \*\* SF Chronicle

## More mothers to get health care from state

### Bill provides higher fees to doctors

LEGISLATIVE NEWS SERVICE

SACRAMENTO -- Legislation increasing the number of low-income pregnant women eligible for state-paid maternity health care has become law.

Gov. Deukmejian signed the measure, by Sen. Marian Bergeson, R-Newport Beach. It calls for higher fees paid to obstetricians who provide maternity -- or "perinatal" -- care for women on Medi-Cal.

The doctor fees will rise 18 percent and cost \$26 million a year, half of which will come from federal sources.

The law also requires counties to speed the review of pregnant women's applications for Medi-Cal coverage.

Bergeson said, "By expanding the number of working women who are eligible for perinatal services and by increasing obstetric rates, which should attract more doctors to the system, I believe we have taken a very significant step ... toward ensuring a healthy start for California's babies."

Ruth Holton, a legislative advo-

cate for the California Children's Lobby, said the bill and a second covering pregnant women who are undocumented aliens means care for about 25,000 more women each year.

More women will get maternity care by increasing the state's income limit for those patients. The maximum income for a single person now getting Medi-Cal benefits is 110 percent of the federal poverty level. That's about \$8,470 a year.

Bergeson's bill would raise the limit to 185 percent of the poverty level -- about \$14,250 a year for a single, pregnant woman.

The cost reportedly will be covered by savings in several other Medi-Cal services.

The bill grew out of long negotiations between Bergeson and other supporters, the state Department of Health Services and the state Department of Finance.

Health-care advocates have argued that because of the costs, poor women who have no private health care routinely delay or altogether refuse maternity care until they give birth.

A report earlier this year said California has dropped to 36th in the nation in the percentage of women getting late or no maternity care.



Distributing food and leaflets to the homeless at Golden Gate Park ... led to 91 arrests of Food Not Bombs participants.



# STREET SHEET

20¢ support fee  
required

## LANE PROPOSES HOMELESS SANCTUARY, SUGGESTS LIAISON COMMITTEE WITH COUNCIL SLEEPING BAN FOES CALL FOR MONTH'S CEASEFIRE, PARTIAL LIFTING OF BAN

Newly-elected City Council members replaced die-hard oldtimers Tuesday evening as a majority of the "no sleep for the homeless" Gang of 7 (the old City Council) paraded home to their warm snug beds. The Gang congratulated itself for its charitable social service funding, but failed to mention why it continued to bankroll yearly arrest and incarceration charges of more than \$1,000,000 for "sleepcrime," maintaining the silence on the issue it has kept for six months.

Homeless demonstrators at the Coronation had special considerations for newcomers Don Lane, Jane Yokayama, Mo Reich, and John Mahaney. Fashioned by Calamity Jane Imler and offered by Raucous Rocky Stone, "hobopacks" were cheerfully awarded to the 3 winning S.C. Action Network candidates (dubbed "SCAM clones" by certain n'er-do well homeless-loving malcontents) and to former mayor Mahaney (leader of an even more Sleephating Gang of 7 back in the late 70s). Perhaps unsettled by the sight of demonstrators carrying "Wake Sleeping Legal" signs within the Sacred Council Chambers, Yokayama swiftly signaled burly sergeant St. Onge to bar entrance to the homeless giftgivers, but ever-resilient Rocky recruited Arnie Levine to deliver the hobopacks. While outgoing Gang of 7 timeservers received congratulatory plaques, the new Council members got direct aid from the streets: special survival kits which included copies of the state and federal constitutions (to be read in the event of emergency or lawsuit), a roll of toilet paper (for relief or reflection), and a plastic bag (low-cost politically-acceptable shelter). Celebrants and well-wishers in the filled Council chambers tolerated the dozen or so homeless as best they could, but grew restive and surly when some ill-trained ragamuffins questioned the justice of a "Progressive" Prom indoors while hundreds outside would face ticketing or arrest for sleeping later that night. Omar the Implacable was removed from the building for suggesting there were more pressing issues than backslapping athletics at a crony jubilee.

Afterwards, Lane proposed a Homeless Committee convene for discussions with no preconditions. He noted that he favored establishing a specific "sanctuary" for folks with and without vehicles to use, but was not optimistic about getting the necessary majority to pass such a law. Calamity Jane, veteran of months of fruitless "Homeless Committee" meetings some years back, declared she had no interest in filibustering or futile talk unless the Council moved immediately to instruct its Sleepbusters to ticket only and strictly upon complaint. Robespierre Robert said he'd talk, but put forward a stripped-down "ceasefire" proposal. During the election campaign, officeseeker Mo Reich had pledged himself to a moratorium on sleeping tickets in return for an end to "disruptive" demonstrations. Would Councilmember Mo Reich now honor that pledge?

Robert's plan called for: (1) a suspension of the sleeping ban in a designated area of the city (such as Harvey West Industrial Park) for one month, (2) the Council's "Homeless Committee" to determine and establish an emergency camping area by the end of that month, (3) a policy of "ticketing on complaint only" in those areas of the city still under the Sleeping Ban with warnings to be given first and directions offered to sleepers as to the location of <sup>the</sup> demilitarized zone, (4) ticketing in the No Sleeping zone to be the lowest police priority with a record to be kept of all complaints actually filed--to be open to the City Council and a neutral mediator., (5) a Thanksgiving amnesty to be declared for all past sleeping tickets unaggravated by other offenses (other than "failure to appear") so folks previously victimized by the Sleeping Ban can reemerge without fear of arrest, (6) city-facilitating, though not funding, of a Switchboard to provide legal, medical, and housing referrals, a phone

number for job callbacks, etc., (6) a one-month suspension of sleep-ins on city-owned or privately-owned property within the city, (7) a one-month suspension of demonstrations at City Council meetings that might be termed "disruptive" (such as attempts to exercise free-speech rights during Oral Communications), and (8) a one-month suspension of all suits and claims against the city stemming from false arrests and police misconduct during prior demonstrations on this issue. In reply to critics who suggested Robert's plan was a sentimental sellout of the right to sleep for a temporary easing of the situation, the huffy activist replied, "It's nearly winter; the new Council should be given a chance to demonstrate its sincerity with immediate if limited action; a Thanksgiving armistice would be good for us all." To those who would call for round-the-clock downtown sleep-ins on the mall and "the Santa Barbara solution" of issuing a nation-wide call to the homeless to help their brethren in Santa Cruz, cooler voices counsel patience, dialogue, and determination.

SHORT TAKES.....

.....Losing City Council candidate Steve Hartmann did indeed respond to the late-night call of cutting-edge activist Rocky Stone from the Sunday night before elections. Rocky was seized in what seemed a politically-flavoured response (an arrest) to a modest vehicular problem (insurance and driver's license) after being followed a long ways by a police vehicle and stopped on a "registration" charge. The gruff-voiced stalwart seemed shaken for a day afterwards, but within two or three was back up to snuff, denouncing Robespierre Robert for various errors of leadership. Rocky and Linda the Lark have been faithfully holding down the Homeless and Earth First Tables while other less-dedicated spirits have migrated to the Big Sur Rainbow Gathering.

.....Sheriff's sleepstranglers strike twice: Pubbah Bryan filed a report yesterday that the Davenport mill towed away a colony of campers from their parking lot up north where 12-20 campers had been residing hassle-free for years. And--worse follows--David Lowry and Frank Puccola, Santa Cruz oldtimers on the road angrily presented tickets from a Greyhound Rock bust last night at 11:40 p.m. after the folks there had spent the day cleaning up the area with at least 7 vehicles ticketed. As a Thanksgiving kicker, the ten or more people without mobile shelter were all arrested and hauled off. Reportedly this "search and humiliate" action took place on the heels of an argument and a signed grievance at the welfare office the same day--David's complaint apparently given an iron response. Greyhound Rock had been a quiet sanctuary for the previous two weeks.

.....The Rainbow Family and Bill Motto Post #5888 are throwing an Xmas dinner for the Homeless December 25 at the Vet's Hall noon through 4 p.m. Wanted: blankets, toys, and places to store the same, plus food, clothes, and (of course) money. Call the Vets at 429-8345. Come if you're hungry, chilly, or lonely.

.....Crapitola police imitate Big Brothers to the North: Luckless Hale A. found himself in Judge MacAdam's court yesterday for pulling off the highway to sleep in a Capitola parking lot at 2 a.m. some weeks back. Not knowing the bizarre attitude our neighbor to the South shares with Santa Cruz towards sleeping, Hale sought a safe place to park and catch a few hours of rest before continuing, saw some other vehicles parked there, and seeing no signs indicating his action would be illegal, parked and slept. He now faces fines of hundreds of dollars (for failure to appear) and jail time--we thought this kind of hospitality was reserved for visitors to small Southern communities in the early 60s. Crapitola and its bigger brother are helping to keep the past alive!

..... Another crack in the creaky machine: Eusted in the city for "camping" in your car? Don't let the godd-time boys in blue point to bedding and sleeping bags as "proof" of your criminal intent. The infamous 6.36.010 requires them to find you sleeping in your vehicle--or such was the most

recent defense we heard (also in MacAdam's court on Friday). We'll let you know next issue how John Golder fared, but his reading of the law looks to be correct (see Street Sheets #1, 17, 22, and/ or 32 or your local law library for a copy of the infamous Sleeping Ban).

BRINDEL FLGATS DEAL PROPOSAL IN "DO DROP INN" 'TRESPASS' CASES  
PROSECUTORS MOVE TO STRIP LAWYERS, JURY TRIALS FROM PROTESTORS

Democratic Management Services Overlord Paul Brindel, whose early October trespass complaints brought in the SCPD and resulted in the destruction of the Do Drop Inn encampment behind the River St. mini-Shelter, offered last week to drop the pending misdemeanor trespass charges against Linda the Lark, Maid Marion, No Guns, and 6 other homeless activists currently under threat of six months in jail and/or \$1000 fine. Their crime: feeding and lodging up to forty homeless people per night on property purchased by the city for a "homeless shelter," (i.e. on the unused 1/2 acre area back of Brindel's River St. mini-shelter). Their real crime: embarrassing a \$600,000+ mini-Shelter that itself provided for only 14 people per night and hadn't the political guts or moral vision to align itself with its true constituents--the homeless--rather than its paymasters and landlords--the Gang of 7 downtown.

Brindel, self-proclaimed foe of the Sleeping Ban, nonetheless quickly steeled himself to Police boss Bassett's sleepcrushing dirty work when the pressure came down to oust the poor camped there or face threats to his lease. He now may be having second thoughts about his decision to submit to the bullying of city manager R. Wilson and has suggested that charges be dropped in return for an agreement by the protestors not to return to the property for subsequent sleep-ins. Since one major purpose of the encampment was to expose the ludicrous and cruel impact of the city's Sleeping Ban and the shallow hypocrisy of the city's claims to provide homeless services, all demonstrators contacted by presstime had vigorously rejected Brindel's offer. Some suggested Brindel reclaim his credentials as homeless advocate and join with them in pressing the new council for a more viable campground that would obviate the need for any encampment back of the River St. mini-Shelter. Others suggested he drop the complaints as an admission of earlier error in succumbing to downtown pressure and work with the homeless in deciding what their next step would be to win minimal sleeping rights in the city.

Meanwhile, in Kelley's court Wednesday, prosecutors confronted a fistful of court-appointed attorneys ready to argue vigorously for their clients and empanel juries on the "trespass" charges (can homeless trespass on land purchased for them?). In another backstage switchover, reminiscent of the earlier eleventh-hour use permit change that enabled the city to lever Brindel and Fred Gray to loose-Bassett's Blueshirts, the D.'s sought to reduce all the trespass charges to "infractions," which would leave the defendants without public defenders or jury trials. Attorneys for the homeless urged Judge Kelley to drop all charges rather than gut the defendants' case, and the magistrate promised an answer by November 30.

.....END NOTES.....

....Gerald, ever-watchful Mayor of the Mall, reminded us of the cafezinho's new exclusionary policy re: restrooms. The long-threatened locks have finally been made operational for the last few weeks and the toilets locked with secret combinations before 10 a.m. and after 6 p.m. Onewtime caretaker James informs us that had street folks been more considerate and less concentrated and thus avoided long lines, the lockdown might not have occurred. Mayor Gerald calculates that with the Bagelry, Loudon Nelson also off-limits to the un-moneyed, there's only the library, a bathroom up Soquel way, and possibly the transit center for inconvenient people who don't want to dirty-up the streets.

Maybe time to summon up Magic Mike Rotkin for news of his vanishing bathrooms. Or perhaps the new City Council can turn some progressive energy towards imitating backwards Watsonville down the road and put in a few, like that city did last month....

....News tips: KZSC-FM (at the far left of your radio dial) has been doing occasional news stories on homeless issues during their 7 p.m. broadcast; also their 12 noon talk show has call-ins that allow go-arounds with speakers. Check 'em out. Possibly appearing next week in the Sun: yet another interview with Tobespierre Robert.

....Coming up next issue: Rumbings from the Citizen's Committee on the Homeless, the final chapter of Telfair's "State Oppression," and the slowdown on new charges filed against your struggling editor. Also coming--the 1st business meeting of the new City Council and their response to the call for compromise action on the Sleeping crisis...They meet November 22--oral communications start at 7:30. Make a note in your appointment book.

### Soft-Corr Sleepcrime

As the new city council considers how to approach the problem of arresting wintertime sleepers under the camping ban, the county jail is still home to 18-year-old Anders Corr. His crime: sleeping on Pogonip property, currently owned by the Cowell Foundation.

Two months ago Anders was arrested for the same crime on UCSC property. Those "trespassing" charges were dropped, but this time he refused to be released on his own recognizance. Bail has been set at \$2000. Anders, who has been behind bars for the last two weeks, faces 4-6 months in jail if convicted. He plans to refuse probation because of strong moral objections to the camping ban and to private property laws in general.

Supporters have formed a Free Anders Corr committee and urge folks interested in letters or demonstrations to contact Jacquelyn at 423-6268. They feel the Cowell Foundation should be pressured to drop charges. Then Anders may be able to sleep more easily and more cheaply in the nights ahead since jail costs the taxpayers a hefty \$87 and up per night.

-Robert Norse

### Violence vs. Love

I am in jail. It makes me feel like an animal. An animal with a TV. There are strip searches, shackles for the ankles and the hands, locks on all the doors. I can only have two visits from friends a week. Is this the way to deal with people with violent and dishonest tendencies? Is this the way to make drunk drivers not drink anymore? Will putting them in jail change them? It seems to me that putting them in here will only aggravate their tendencies. This is not a place of love, this is a place of fear and hate. The reason that these people drink, steal and fight, in my opinion, is because they

have not received enough love. What the people in jail need is love. They do not need to be treated as animals. Some people say that we need jails as a deterrent to those who would otherwise use violence, steal, drink or use drugs. In other words, this is changing people's actions by the threat of jail. This causes people to guide their actions by the fear of violence and jail and not by their inherent knowledge of what is good and what is evil. If the prominent guide of people's behavior is fear, it would be very easy for us to do things that are evil, only because we are scared that if we don't do it, some sort of violent action

will be taken against us. This means that whichever person or group of persons has the greatest access to violent power will shape the behavior of the community. This seems to be an extremely arbitrary way of determining good and evil. I believe that we should start on the path of reducing our dependence on violence as a way of changing people's actions, and begin to explore the use of persuasion to direct each other away from evil and towards good. Thank you.

Anders Corr  
Santa Cruz

THE • SUN November 17, 1988

Anders fights on! He goes on trial Nov. 29 10 a.m. in Judge Atack's court (Ocean and Water St.). Come with friends.

10 November 1988 CITY ON A HILL

# We All Know Them When They're Down and Out

"They're worse in Chicago," said my friend Don.

"No," I insisted, "New York's are the worst -- the major leagues."

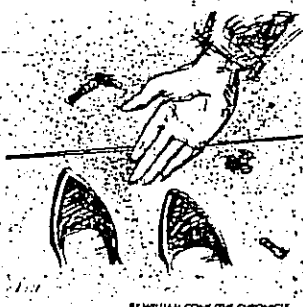
"Well, I think they're even worse in L.A. because there's no one else on the streets," said Don.

"Suddenly I had to stop and remind myself: We're talking about people. We were having an argument over which city has the most depressing homeless population. It's not a new problem, but one that seems to be gaining a force of its own, an unstoppable catastrophe.

Another friend, who constantly tours the country with a national theater company, tells me that every single town he visits now has a homeless population. Parks that were once community gathering places have become campgrounds for people just passing through. My friend describes the sidewalk sleeping scene in his own Manhattan neighborhood as "a Prada photo op."

## THE ALICE KAHN COLUMN

*In Grand Central Station, every tunnel and cranny is a place that a homeless person calls home.*



BY WILLIAM CONE/THE CHRONICLE

moms, dads let go from closed industrial plants, working poor who cannot afford expensive housing. There are the alcoholics and addicts. And finally, there are those who choose to be homeless -- run-aways, bohemians, hoboes -- people who find an odd kind of romance in the streets.

How did I become this hardhearted. Is it the sheer magnitude of the problem? I stopped giving money when I became aware that the same people were asking year after year. Most of the people who took up permanent residency in the streets appeared to be alcoholic or crazy. One of them once tried to kick one of my children.

areas where I know I'll have to run through a gauntlet of panhandlers. One day a couple of guys were sitting in front of my favorite cheese shop, spitting sunflower seed shells at people while asking them for spare change.

Merchants in some areas have begun to campaign against "aggressive panhandling," asking patrons to give not money but cards listing the location of social-services agencies. Perhaps there's no better sign of our time than the symbol of this campaign: an outstretched hand with a big red slash mark across it.

Horrible though this is, I thought I had burned out on guilt a long time ago. That was until I went to New York and saw people lying in gutters as other people stepped out of limousines practically on top of them. It seemed as if every doorway of every gilded stone and marble architectural wonder held a huddled, dirty body. I walked through Grand Central Station, where every tunnel and cranny is a place that a homeless person calls home.

And yet I still didn't feel like giving any of these people the money they frequently demand because I would like to believe that we, as a people, are capable of solving this problem. Solving -- not just momentarily absolving ourselves of blame. But even in this crucial election year, neither of the presidential candidates proposed anything like a solution.

Nobody offered a compromise between the crackdown spirit of the right and the giveaway tendency of the left.

We are the private sector, and we are not solving anything with a thousand scattered points of light. We need a beacon.

On my last day in New York, I took a ride to the Upper West Side, the first place I ever lived on my own. I had occupied a tiny room then, with a bed, a dresser and a sink, and felt lucky to find something for \$55 a month. I was mildly depressed the whole time I lived there. The high point of my day used to be walking out on Broadway and hearing the street musicians play hook-shop horn and washboard bass. I'd always save a quarter to thank them for turning 110th Street into Birdland.

Now, 20 years later and a lot better off than I was even four years ago, I walked around the streets where I was once down if not out. And there he stood -- a street-corner Charlie Parker playing a melancholy version of "My Funny Valentine."

I don't know if he was homeless or even impoverished. But in the name of all the people whose bodies I bypassed at Grand Central, I gave him a five and thanked him for his song.

I felt better and he felt better. But the streets keep getting more crowded all the time.

# STREET SHEET



## STREET COOKS ABANDON AFTERNOON "SIPPIN' SOUP" AT TOWN CLOCK AT CITY'S INSISTENCE "EMPTY POTS" VIGIL TO CONTINUE DAILY TO ALERT CITIZENRY TO HOMELESS ISSUES

Calamity Jane Imler's low-key soup-n-vigil, planned to run from the Saturday after Thanksgiving to Christmas at the Town Clock, each afternoon at 4, turned into a high-profile media event after Mayor Mardi Wormhoudt apparently ordered a massive police presence there on the first day of the vigil, then abruptly shifted gears and adopted a "hands off" policy while organizing the City's own alternative food program at the River Street mini-Shelter under the leadership of church and community leader Stephen Stiles. Calamity Jane, Linda the Lark, Sharp-eyed Malu, "Damn the Torpedoes" Dorothy, and a host of other chefs prepared and ladled the makeshift meals each afternoon, frequently under threat of misdemeanor arrest (max penalty: 6 months in jail and \$1000 fine). Mayor Mardi was so impressed with anguished cries from the merchants that a nightly soupline and homeless gathering at the Clock would scatter shoppers to other cities that she personally intervened to stay the Health Department officials she had initially sicced on the homeless suppermakers. She also rustled up a hearty nightly meal over at the mini-Shelter that began Thursday with meatloaf, corn bread, vegetables, mashed potatoes, and gravy. Though readyed for 175, only 8 (including your ever-eager-to-eat editor) were served that night, while back at the Clock, Imler's chefs found their pots were empty after more than 100 had passed through.

The Town Clock meal was initially announced by Imler in a flyer distributed during the "Baz Ladies Revolt" interlude of the Children's Parade down the Pacific Garden Mall last Friday. The pamphlet activated protests to Wormhoudt's office and steeled her determination "not to let the meal go on," as she reportedly told Channel 7 reporter Tony Russiomanio Friday night. Accordingly, acting city manager Jim Lang warned Imler she needed health and use permits, and by foodtime Saturday at least 6 police cars, several police cycles, and Lang himself were at the Clock along with a contingent of a dozen or more officers to stop the food from reaching the lips of the homeless. The only moment of levity: Street Sheet celebrity Officer Levy asking when he'd next be mentioned in these pages (as other roaming packs of blueclad gunmen began moving people about the Clock fountain, muttering about "blocking the sidewalk," "signs leaning against the side of the building," etc.

There were no arrests that afternoon, however, nor citations. The police presence Sunday and Monday shrunk as media interest and Mayor Mardi's "2nd track" approach swung into gear. Officer D. Townsend did enrage newsmedia folks and homeless alike when he cited activist Bubbah Bryan for dropping a cigarette butt and crushing it under heel. (The Crepe Place lent a broom and trashbags to begin an extensive cigarette butte extermination campaign, which gusty winds made quite a challenge). Even community mediator and big-time bubble showman Tom Noddy was roused to denounce Townsend's thoughtless rigidity. On Tuesday, Wednesday, and Thursday--perhaps in response to complaints to the Mayor's office about this incident--no police presence whatsoever (other than the brief but inevitable return visits of Officer Townsend "having a look") disturbed the food distribution, and media frolics.

Mediator Noddy himself went in to apply for a Health permit on behalf of the homeless chefs at the urging of Wormhoudt. The chefs themselves said they'd welcome a permit, but had no interest in seeking one, since the Clock had been a traditional vigiline place where meals had been served the hungry in years past around Decembertime. They dismissed Wormhoudt's "hide the homeless" campaign, but praised her interest in starting an official meals program. Though it would have produced much favorable media coverage,

the street cooks declined to insist upon their right to feed the homeless the simple meal of bread and soup they were preparing nightly. The sudden onslaught of "public health" concerns seemed to them nothing more than a pretext for appeasing the unnecessary apprehensions of certain downtown merchants; cynics suggested that the hastily-prepared city-sponsored nightly meal was similarly motivated by more of a desire to hustle human "eye-sores" out of the area, but others were glad that, for whatever reason, the city was indeed expanding its services to previously unreachd street people.

Happy homeless held up "Xmas Greetings From the Homeless," "Legalize Sleeping," and other more familiar signs to greet passing motorists. Robert clacked away on his typewriter, inviting passersby to eat and write. Intermittent journalists ranging from student apprentices to live Channel 7 personalities stalked the clock, demanding to know why the chefs were "provoking a confrontation." (To which, one chef replied, "nah, we just wanted to be left alone.")

Chefs agreed to forego cooking and distributing food to satisfy the Mayor's allowed health and safety concerns--their last feeding to be Friday December 2. The Mayor for her part continued to direct the police to avoid the area and was actually seen in a brief embrace with Calamity Jane at the occasion of the Town Tree's Xmas lites lighting Thursday night in front of the bookshop santa cruz. Old-timers blinked their eyes in wonder as word reached the homeless that frequent antagonists in the press and on the pavement--Calamity Jane and Fighting Fred Gray had actually been seen lurking in the bushes near the River St. mini-Shelter in what appeared to be amicable and extended conversation.

At presstime Friday, Calamity Jane was apparently prepared to announce a continuation of the Town Clock vigil, with empty instead of brimming pots. In a bid to clarify to the street community and the public generally that she and her chefs were indeed prepared to feed people at the centrally-located and easily-accessible Town Clock, Inler was reportedly readying a press statement. The original purpose of the Town Clock vigil was to urge city officials and citizens to speak out against recent trollbusting incidents, weather descends, and to reassure the street community that she and her fellow activists were not abandoning things to the city bureaucracy.

#### SIPS AND NIPS.....

.....Pace Smith's Citizen's Committee for the Homeless met Wednesday at the library and urged Paul Brindel and the Shelter Project to drop its charges against demonstrators and campers at the River St. mini-Shelter from early October. At last report, the misdemeanor trespass charges lodged against the folks who ran a 10-day encampment on Shelter property and fed dozens of folks each night, were dropped in favor of little-used "city trespass" infraction charges. The authorities need not provide lawyers and jury trials with these reduced charges, but may have outsmarted themselves. Defense friends are arguing that state law preempts the field on trespass and thus the eager-beaver D.A.'s office may be left with nothing at all. For his part, Brindel suggested the Board to which he is responsible might well be interested in urging all charges be dropped. Defendants at press time were still uninterested in "copping pleas," and felt that the issue should be aired in court or possibly once again at the Shelter itself if the City persisted in its refusal to legalize sleeping. Next meeting of the Citizen's Committee: December 13, 4 p.m., Cavalry Episcopal Church--all interested folks, with or without homes invited.

.....The Citizen's Committee also reaffirmed its opposition to the Sleeping Ban. In an eloquent statement issued by Pace Smith, the Committee went on record as urging the City to alter its ineffectual and cruel policy of harassing sleepers. A sub-committee of the Citizen's Committee is currently recruiting interested lawyers in aid of folks charged with sleeping offenses. A video may be in the offing--showing folks how to defend themselves in court trials even without an attorney's presence.

.....New City Council meets again. December 6 at City Hall 4 p.m. and 7:30 p.m. with the usual questions hanging over the meeting: will the council members agree to the compromise "partial sleeping ban suspension" proposed some weeks ago by the Coalition to End the Camping Ban? Don Lane has been reportedly conferring with various homeless advocates in search of some kind of interim solution of his own. Be on hand to have a bite to eat and perhaps to catch a few winks....

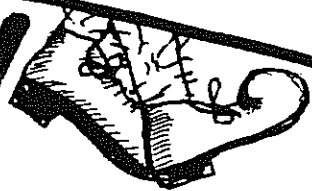
THERE MUST BE A LEGAL PLACE TO SLEEP TONIGHT!

TELL THE MEDIA AND THE CITY THAT SLEEPING AIN'T A CRIME!

ASSEMBLE

~ and ~

STROLL



To the new River St. Mini-Shelter meet:

TOWN CLOCK

4 P.M.

SATURDAY DEC 3

UNTEER YOUR HELP AT 429-9801

- We walk from the clock to the shelter!
- Bring: SIGNS ★ SONGS ★ SLEEPING BAGS •
- Bring: EMPTY BELLIES AND FULL SPIRITS

TO THE CLOCK TO MARCH TO THE SHELTER

TEST OUT THE NEW MINI-SHELTER FOOD! SHOW YOUR SUPPORT FOR THE CLOCK COOKS FIGHTING TO END THE SLEEPING BAN!

12/3/88





# STREET SHEET

Sheet



#44

Dec. 8, 1988

Thursday

"No physical effort is more fatiguing than an unsuccessful effort to sleep."  
--Raymond Paul (The Tragedy of Tiverton)

## ARMED FOODNAPPERS LEVY NEW THREATS SPECTRE OF CITY-INITIATED FOOD SEIZURES RISES AGAIN

Just a week to the day after the City's nightly hot meal program for the homeless began outside the River St. mini-Shelter, city police stepped up harassment of the Homeless Table outside the bookshop santa cruz by threatening to cite and/or arrest folks there for allowing some folks to leave loaves of bread there and others to pick them up and eat them. In an effort to calm the exaggerated fears of some merchants and city officials and to encourage the city to mount and continue a "feed the homeless" program, homeless advocates Malu, Jane Imler, and others agreed to suspend their week-long "sippin' suppers" at the Town Clock last Friday after having weathered repeated police threats to cite and arrest them for "criminal feeding." Demanding use and health permits where none had been required before, the City provoked outrage in the community, hubbub in the media, and solidarity among the harried activists.

Thursday afternigh, Officer Escalante and a police companion informed activist Bryan Koeke that several loaves of hard French bread sitting on the table were in violation of Calif. Health and Safety Code 275.51 in not being wrapped and labeled. (Police had reportedly not yet arrested Safeway checkers, but were preparing dawn raids.) A half-opened box of Chinese food also provoked the ire of the two and Bubbah Bryan was informed that eating the left-overs, or worse-sharing them would be a criminal act. When Imler set the bread aside, the officers insisted she was "drawing rats" by her conduct (to which the impertinent activist replied, "the only rats I see here are two-legged ones with uniforms). Finally, to defuse the situation, Raucous Rocky took the criminal food over to the Vets Hall for sanctuary.

Perhaps emboldened by the success of their daring sting operation, the officers warned Imler and the others that they would not fail to cite and/or arrest if food were to appear on the table in the days ahead. Activists were surprised at this latest police escalation since sharing food at the Homeless Table has been a frequent and regular occurrence throughout the summer and fall. Indeed, various businesses were in the habit of leaving sandwiches there towards dusk so as to turn what would be wasted food into useful sustenance for hungry folks. Moreover, the homeless advocates had scrupulously kept to their end of the agreement not to resume their nightly soup-at-lt giveaway at the Town Clock, in spite of reservations about the meal back of the River St. mini-Shelter.

The meal there, overseen by New Life Center leader Steve Stiles, and prepared by Street Kitchen operator Friendly Felix, has been ready to serve 175 people a night with tasty full-blown meals that have included roast chicken, hot turkey, hamburgers, meat loaf, and other yummys backed by rice, vegies, blueberry muffins, and a drink. Business was slow initially (only 8 on their first night), but reportedly climbed to over 120 by Tuesday as the word spread.

Some activists had continuing concerns about the City-sponsored feed. Bubbah Bryan noted his disgust at the fence that was nightly rolled out to contain the homeless in a small concrete-covered area with no where to sit. He also found the spectacle of the homeless penned between that fence and another that prohibited them from entering the backlot, formerly the site of a 10-day homeless encampment, the "Do Drop Inn", depressing in symbol and substance. Calamity Jane Imler was doubtful that folks would go all the way to the mini-Shelter to get dinner and questioned the estimates of people fed. Robespierre Robert, however, helped himself to seconds and encouraged those who want to help Felix prepare and/or serve the food to call him at

With the program going forward full-steam, it seemed unfortunate that the SCPD would choose this time to begin treating homeless advocates and people as peasants in 1785 France. Aside from casting doubt on the Mayor's good-faith and/or the question of who-controls-who in the City Hall, the renewed harassment threatens to rekindle support for massive demonstrations by those who feel that the subject of feeding people is not one to be settled by threats and arrests. At presstime, rumors were circulating that 30-40 people were due down in Santa Cruz from San Francisco to show their solidarity with homeless eaters at the next City Council Supper (4 p.m. December 13 in front of City Hall). Simultaneously, various homeless advocates and less partisan intermediaries were sounding out City Council members on the prospects of a compromise "sanctuary" area or partial lifting of the Sleeping Ban in the City for a month.

#### FLURRY OF NEGOTIATIONS BEFORE LAST CITY COUNCIL MEETING IN DECEMBER

##### NEW MEDIATORS STEP FORWARD AS ACTIVISTS DISCUSS WIDENED DEMOS, BOYCOTT

With only one more City Council meeting (Tuesday, December 13) scheduled for this month, folks committed to ending or suspending the Sleeping Ban for the winter and hopeful of a compromise solution burned the midnight oil and kept the phone lines crackling as they sought to bring people of different views together. A hastily-called meeting of merchants and homeless advocates at the Bubble Cafe Tuesday morning was the scene of the release of much pent-up frustration and anger on both sides. Merchant Terry Snodick complained bitterly of unkept appointments, lack of communications, and surprise demonstrations without consultations. Bubbah Bryan pointed out that supporting a campground away from downtown would ease the merchants "street people problem" and that police harassment of folks at San Lorenzo and Scribner Park had pushed folks back onto the mall in the first place. Rick Kuhn pointed out, re: the Bag Ladies Revolt controversy (where Imler and others had complained that food was being donated to the River St. mini-Shelter but not directly to the homeless), that the merchants had taken a step forward by donating food to the mini-Shelter instead of to the Salvation Army, as had previously been done. Snodick noted that it was merchant energy that had contributed to Santa Cruz's mentally ill getting \$250,000/year for the next three years. The meeting, called to encourage merchant support of Robespierre Robert's "Sleeping Ban Suspension" compromise, ended with Snodick agreeing to get together with homeless advocates and City Council members for further discussions, but declining to support the compromise as such. At presstime, Council-member Lane was reportedly trying to arrange the three-sided meeting.

Calamity Jane Imler meanwhile continued her own campaign against the S.C. Sentinel's homeless-hating editorial of Wednesday before last with a picket in front of the paper (the most impressive acronym: "Sentinel Hitpiece Incites Trollbusting") Monday noon. At presstime, she was reportedly readying a picketing of the downtown mall with signs and flyers urging an end to violence against street people, an end to the Sleeping Ban, and a call for more merchant influence on the powers-that-be.

Citizen's Committee for the Homeless Chairperson Paul Lee revealed that the state was shortly to reopen the Armory as winter shelter to aid the uncertain satellite shelter program. (By the end of last month, the program was turning away 10% of its applicants nightly, but had been taking everyone for the last week or two with the smaller crowds that the beginning of each month brings.) Lee disputed Shelter Project manager Paul Brindel's alarm that the satellite shelter program was within a week or two of running out of funds and folding completely.

Meanwhile no word was yet forthcoming from other Councilmembers (such as Mo Reich and Jane Yokayama) who had made campaign promises regarding homeless shelter (Reich: a moratorium on tickets, a designated parking area; Yokayama: adequate shelter for all who need it, (previously) support for an end to ticketing of folks who sleep in their vehicles (except on complaint)).

Impatient activists were said to be considering stronger measures to focus public attention on the Sleeping Ban-scarred city by expanding Imler's day-time downtown picketing of the mall, calling for larger and more visible sleep-ins, and perhaps urging a boycott of downtown merchants by those concerned with the plight of the homeless and unhappy with merchant pressure to keep the Ban.

### COURTROOM CAPERS

.....Many court trials coming up Friday December 9 (no jury, Ray Grueneich defending most if not all of them). 10 a.m. MaAdams court: Linda (the Lark) Edwards and others face accusations of sleeping or resting at a demonstration at the Town Clock; 10 a.m. Atack's court: Robespierre Robert and Jukebox John Macedo come to justice for their impudence in laying out sleeping bags outside City Hall in July with 4 other folks to protest the Ban. Robert gets plastered again with a second trial for a Town Clock sleep-in--same court, same time. Finally at 1:30 p.m. Commissioner Watts will hear final arguments in the Town Clock Sleep-in of Alice Burkner in a trial that began last Friday. Show up and watch the wheels of justice grinding up these defiant sleepers!

.....!"Do Drop Inn" cases (where folks were given misdemeanor citations and then arrested for "trespass" on land intended for homeless use out back of the River St. mini-Shelter)-- were set ahead to December 30 and charges reconcocted under an obscure city trespassing ordinance that makes the crimes infractions thus denying defendants access to court-appointed attorneys and jury trials. As many as 25 people may be variously involved in these trials (some of whom may not appear in court, have arrest warrants issued for them, and further drain the public coffers in the latest chapter of this "arrest the sleeping poor" charade).

.....Robespierre Robert, a ka Robert Norse, aka Robert Norris Kahn, aka Bathrobespierre Robert trudged into court wheezing and coughing to answer for "false information" charges (in consistently using his name Norse to all tickets and arrests). Judge Kelley refused to drop the charges and set preliminary hearing for Jan 5, jury trial for February 27. Danky Reid Schantz, Robespierre's volunteer mouthpiece, pointed out that an identical charge had been dropped on Nov 3 after Robespierre had cooled his heels in jail for two days for insufficient evidence, and that the three subsequent charges were all based on the same police report (though different tickets), and the same issue: that Robespierre's use of "Norse" was fraudulent or intended to obstruct justice. To the unenlightened in the courtroom, it seemed that the D.A. himself was doing a good job of obstructing justice without Robespierre's help.

.....At the bench for exercising free speech last Tuesday: Maid Marion Fischer, reprobate Robespierre, and a third liberty-lover, charged with talking on a forbidden topic at the last October City Council gangmeet. Up for \$1000 fine and/or 6 months in jail each, these three or their lawyer, Grinning Ray Grueneich, would reappear December 30 at 10 a.m. in Kelley's court for Chapter 2: a discovery hearing when then-mayor John Laird would be called to explain his unusual sleight-of-hand with agenda and 1st Amendment.

.....Going up for Appeal: the 1st ~~Time~~ Clock Sleep-In case of Linda Edwards, with Grinning Ray juggling rent problems, sleeping cases, and appeal deadlines to put Linda's case before the Higher Judges in dim but demanding hopes for justice later on. Reprinted below, a page of Ray G's arguments.

.....Seminar for Sleepers! Citizen's Committee worker Dee Hansch has arranged for public defender Ben Rice to lead a discussion of how to defend yourself in court at a trial for "violating" the Sleeping Ban. Come 4:30 p.m. 2nd floor of S.C. Public Library (main branch) and hear Ben (and possibly Grinning Ray) give you tips on how to subpoena witnesses, present your arguments, and avoid falling asleep waiting for your case to be called. Meantime, plead "Not Guilty." Sponsored by the Ad-hoc Lawyer's Committee for the Homeless. For more info call 429-9801.

### COMING NEXT ISSUE

Overtaken by deadlines and downtown police eager to ticket foodgivers, your tireless (and tired) editor promises: the conclusion of Telfair's attack on the State, C.M. Berger's profile of Grinning Ray G., crippling changes in the County Sleeping Ban, In Re Cox Lives! or "Don't Let That Merchant/Landlord Throw You Out Without A Reason", January benefit for the homeless up at UCSC...and more...

# Hunger grows in San Mateo

## Study finds 15,000 in need of food aid in well-off county

By Stanton Samelson  
OF THE EXAMINER

For 22-year-old Karen Sebolt and Margaret Grouenthal, 63, the noontime visits to St. Anthony's Dining Room in Menlo Park assure them of at least one hot, balanced meal a day.

They are typical of the 15,000 people receiving emergency food every month at 66 food pantries and soup kitchens in San Mateo County, according to the first in-depth look at the county's hunger problem.

"It's wonderful," Sebolt, a welfare mother of four small children, said of St. Anthony's. She and her family have been coming to the dining room for two years.

"The food is good, and since we're on food stamps, it's a big help," she said.

Grouenthal, who also has been dropping into St. Anthony's for two years, said: "I'll buy my own (food) when I can afford it. But there's not much left out of my Social Security check after paying \$340 a month for rent. This place is very important to me."

"We're serving 400 people a day, which is about a 30 percent increase in the two years I've been here," according to Dan Fillin, St. Anthony's administrator.

**Meeting hunger problems**  
The two-year study, by the University of California, Cooperative Extension and the San Mateo Public Health Nutrition Department, was prepared for the county Food Bank to describe the problem of

hunger and how it's being met. "The report also is intended to help educate those who doubt there's a hunger problem in San Mateo," said Dan Schurman, director of the nonprofit Food Bank, which was founded in 1984 and last month merged with the Santa Clara County Food Bank.

Among the findings:  
→ 74 percent of those seeking food at emergency centers were families with children.

→ 18 percent of the recipients were receiving food stamps, which in most cases did not last through the month.

→ 63 percent of parents said they went hungry so their children could eat.

→ 39 percent of families with youngsters said their children often went to bed hungry because of a food shortage.

"While we have nothing to measure the 15,000 figure against, most of the providers feel they are serving more than they did three or four years ago," said Schurman.

He termed the problem under-recognized in San Mateo County, the second wealthiest in California in per-capita income.

"Since it exists only in pockets, it's easy to ignore," he said. "It's not surprising when some people say, 'It couldn't be that bad.'"

**Numbers have tripled**  
Madeline Beck, director of Christian Action Lifeline, an information and referral service and food pantry in Burlingame, said a recent caller, expressing interest in making a donation, prefaced her remarks by saying, "I wondered if there were any poor people in our area."

Beck told the county's Board of Supervisors last week that the number of her clients seeking food had tripled in recent months.

Authors and participants in the survey agree that the problem of hunger is linked to the county's high cost of living.

Schurman said people on fixed incomes and those with low-paying jobs were spending more of their income on rent and less on food.

"Combine that with funding cuts in child nutrition and food stamp programs, and you see why so many people need help in being fed," he said.

County supervisors, who recently approved \$21,000 for the food bank, were urged to use their influence to encourage public support of hunger-prevention programs.

According to Food Bank nutritionist Karen Jeffrey, findings match those in similar surveys in San Francisco and Contra Costa counties.



Margaret Grouenthal, 63, eats at St. Anthony's when her Social Security money runs out; she has needed this supplement for two years

Part of Linda the Lark's  
Appeal Brief

RAYMOND C. GRUENEICH  
1320 Mission Street  
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Santa Cruz CA 95060  
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MUNICIPAL COURT  
SANTA CRUZ CO.  
JUDICIAL DISTRICT  
-5 DEC 04 9 5 32

Attorney for Appellant  
LINDA EDWARDS  
1901 North Ave. # 1400

NO. 2 88 5644  
STATEMENT OF GROUNDS  
FOR APPEAL

MUNICIPAL COURT OF THE STATE OF CALIFORNIA  
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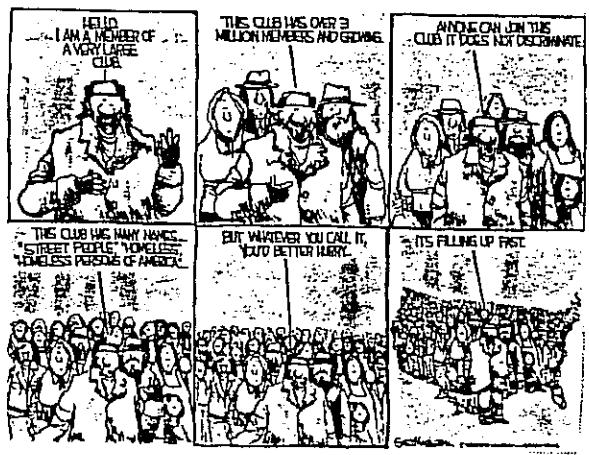
PEOPLE OF THE CITY OF SANTA CRUZ,  
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LINDA EDWARDS,  
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3. Under the totality of circumstances of this case, the setting up of bedding by Appellant was "symbolic speech" protected by the First and Fourteenth Amendments to the United States Constitution, and also protected by Article I, section 1, of the California Constitution.
4. Under the totality of circumstances of this case, any sleeping by Appellant which may have been shown by the evidence was "symbolic speech" protected by the First and Fourteenth Amendments to the United States Constitution, and also protected by Article I, section 1, of the California Constitution.

Dated: December 4, 1988

*Raymond C. Grueneich*  
Raymond C. Grueneich  
Attorney for Appellant  
Linda Edwards



Laugh Now, Cry Later

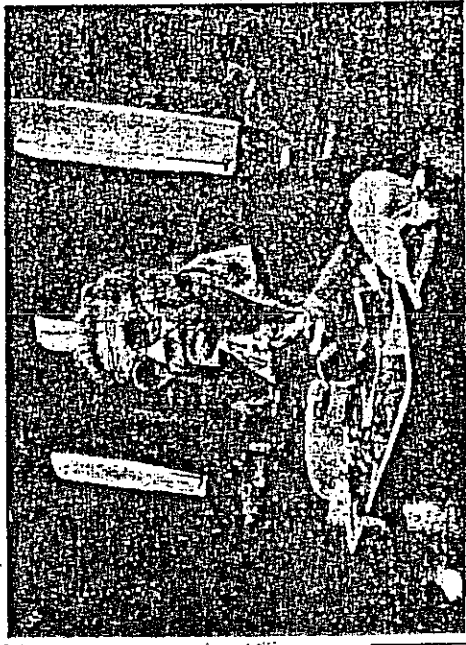
Maid Maricn

Come home, Comic News!

He termed the program "unethical" and urged to use such money to help, she said.

Gronenthal, who also has been dropping into St. Anthony's for two years, said: "I'll buy my own (food) when I can afford it. But there's not much left out of my Social Security check after paying \$340 a month for rent. This place is very important to me."

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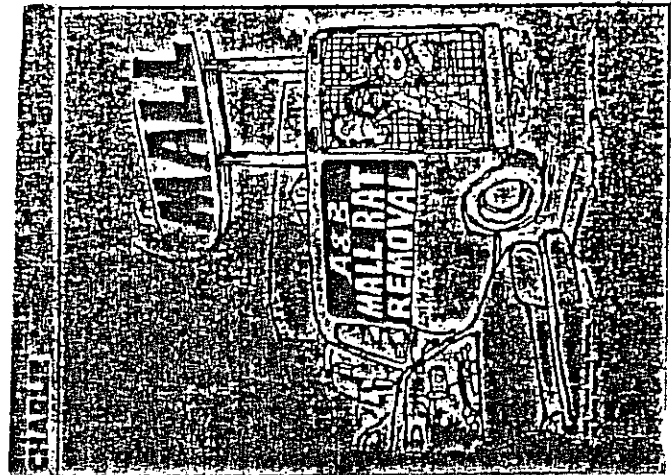
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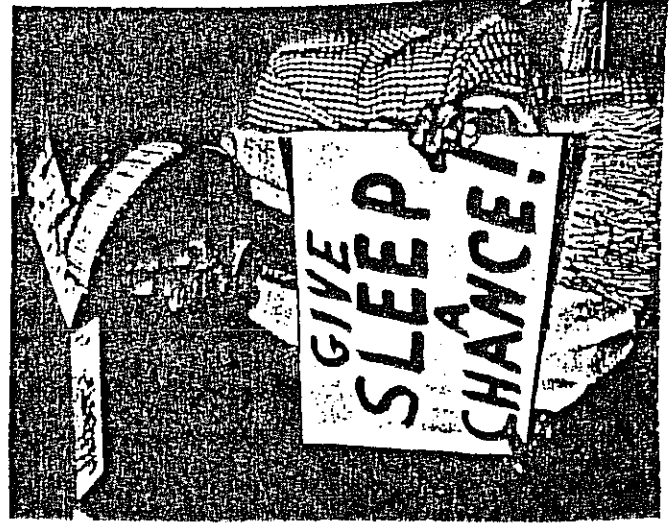
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*Raymond J. Grunewald*  
 Raymond J. Grunewald  
 Attorney for Appellant  
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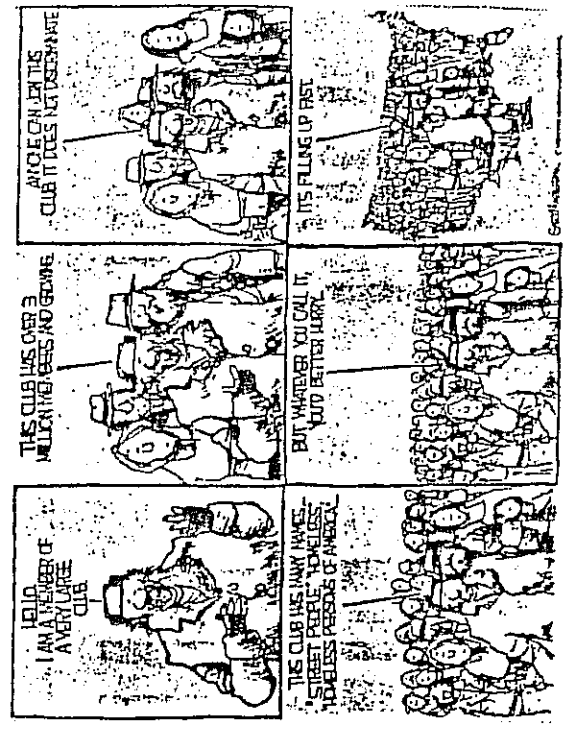
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Laugh Now, Cry Later



Maid Marion



Come home, Comic News!

A month ago

From → F. B. ... 11/8/88

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By Stanton Samuelson  
OF THE EXAMINER

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Part of Linda the Lark's Appeal Brief

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LINDA EDWARDS  
Last Seen Oct 1, 1988

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NO. Z 88 5644  
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Dated: December 4, 1988

*Raymond Gruenert*  
Raymond C. Gruenert  
Attorney for Appellant  
Linda Edwards

# STREET SHEET

#45

STREET



Welcome to Santa Cruz



How Good Sleep Means

December 12, 1988

Monday Morning

Rumor of the Week: Look for a special urgency item on Tuesday's City Council agenda. As the latest act in its proud tradition of international support for oppressed people abroad, the new Council will adopt the earthquake-devastated city of Leninakan as another sister city. Speeding to help beleaguered city authorities cope with the massive homeless population generated by the disaster, the first item of comradely aid will be 10,000 copies of the Santa Cruz anti-camping ordinance personally autographed by police chief Jack Bassett and mayor Mardi Wormhoudt.

## NEW CITY COUNCIL DECLINES TO CONSIDER SLEEPING BAN/CAMPGROUND COMPROMISE HOMELESS ADVOCATES PLAN RENEWED SERIES OF DEMONSTRATIONS STARTING TUESDAY

Weeks of phone calls to "progressives" in the City Council (and some contacts with the two "conservatives" as well) have produced so little interest that no item relevant to the homeless appears on the agenda of Tuesday's meeting, the only Council meeting in December. Average folks--such as those who have contributed 4-5000 signatures on the months-old Petition for Homeless Rights--have little trouble in quickly recognizing the injustice, stupidity, and costliness of a Sleeping Ban throughout the City. The old Gang of 7 (City Council before the November elections) and the revamped edition (post-election) are unwilling to let public nuisance, illegal parking, obstructing the sidewalk, and littering laws take their natural course in dealing with the "sleeping problem," and insist on maintaining the archaic, cruel, and selectively enforced "camping ban" which criminalizes all outdoors and vehicular sleepers after 11 p.m. within the city.

In spite of wordy well-worn campaign promises (reprinted below) by incoming "progressives" Yokovama, Reich, and Lane, these new Gang recruits have maintained a deafening silence publically regarding the nightly harassment, citation, and arrest of homeless sleepers and apparently intend to do nothing throughout the rest of this month. (In fairness, it must be added that Lane has met extensively with homeless advocates and expressed a strong interest in setting up a sanctuary somewhere to which police could "transport" felonious sleepers; Reich has returned few calls, though a significant part of the compromise plan presented to the Gang--a moratorium on demonstrating coupled with a moratorium/amnesty on ticketing--was his suggestion; and he reportedly is sympathetic to Lane's ideas.) But no action is in the offing.

Homeless advocates, for their part, have maintained a low profile in hopes of encouraging the new Gang majority to act upon its commitments without feeling unduly pressured or criticized. Unfortunately winter weather does not wait for their convenience, and police and city officialdom pressure on the homeless has continued and stepped up in line with perceived merchant priorities of "holiday shopping needs." The well-publicized brouhaha at the Town Clock over a bit of soup and daily bread to the hungry was initiated by Mayor Wormhoudt, wielding police and permit demands to crush and coopt Calamity Jane Imler's attempt to publicize homeless needs and meet a few of them at the same time. In response to Wormhoudt's River St. mini-Shelter daily meal program (provided back of the mini-Shelter by Felix's tasty Street Kitchen), Imler and the other street chefs called off their nightly soupsip as an act of good will. But by Wednesday of the next week (December 7), police were threatening to cite and arrest folks at the Homeless Table for "giving away bread" from the few loaves that had been left there by samaritan businesses and individuals. The threats turned out to be idle or premature, and there have thus far been no arrests, but no apologies or assurances were forthcoming, and the city apparently reserves the right to renew its intimidation at the whim of an officer.

... and the need for serious consideration to changing

Responding to these threats and Gang of 7 indifference to the continuing Sleeping Ban obscenity, homeless advocates have scheduled their next protest vigil to follow the "Last Supper" at Tuesday's City Council meeting--to be held on the lawn outside City Hall across from the public library at 6 p.m., December 13. "Food not Bombs," an organization which has been distributing food in San Francisco and other Bay Area cities, will reportedly be on hand to observe this supper and possibly to non-violently participate should authorities here repeat the mistakes of their San Francisco neighbors and begin mass arrests for "serving food." Dozens of folks were arrested by San Francisco police in September and October for feeding folks in Golden Gate Park; the more folks that were arrested, the merrier the outcry against the police. Eventually all charges were dropped, and Food not Bombs continues to feed folks nearly every day at different places in the Bay Area--without permits <sup>from the</sup> city or complaints from hungry fans.

Hungry locals and those interested in addressing the new Gang of 7 are invited to the 6 p.m. meal and the 7:30 Oral Communications session, during which Wormhoudt is expected to decree shortened discussion time on the forbidden topic of the Sleeping Ban. 4 activists are currently facing misdemeanor charges of "disrupting a legal assembly" for speaking on the issue at a Council meeting in late October; Robespierre Robert and Maid Marion were arraigned December 6 with trial to be set. Participants are encouraged to bring sleeping bags, blankets, cameras, warm coats, friends, and a passion for freedom to the meal and Gang meeting. This will be the Gang's last get-together until after the New Year unless some unforeseen emergency (like a homeless crisis?) draws them together again. For information or assistance, call 429-9801.

TELFAIR'S TIRADES CONCLUDED

(The fourth and final part of "Mad John T."s long-delayed work "State Oppression and the Struggle Against It." Previous segments of "Mad John's diatribe can be found in Street Sheet #30, 40, and 41. John himself can be reached for advice, counseling, or information at 426-3201. He demonstrates each week against forced treatment, drugging, and institutionalization, and invites you to join him.)

Of course, if all else fails, and the oppression begins to approach a form of genocide directed against the people (who are considered by the oppressors to be expendable enemies of the State), and if there is a possibility of success by the use of such means, <sup>then</sup> armed resistance, sadly and reluctantly employed, could come into use. Let us always remember that violence is condoned, when used by those in positions of power, to manipulate and oppress for the furtherance of power and profit. The oppressors have become so skillful in their deception that their methods are usually not referred to as 'violence' except in their most overt forms. Such terms as "law," "work," "keeping the peace," and "institutionalization" are often used to mask state violence against its hapless victims.

And, we can be sure, if the victims resist even in a non-violent way to their victimization, they are usually condemned as violent hooligans. Even theological arguments are used by the oppressors (e.g. "love your enemies") so that their captives and slaves will not fight back. "Love me, even though I am destroying you, because the Bible tells you to," says the master to the serf. The all-powerful State has every means at its command to justify its violence against the poor. Even profits gained from exploitation of various kinds can be considered to be a form of violence.

So we, "the wretched of the earth," must unite in struggle, peaceable if it can be, against all states, all hierarchies, and all oppressors everywhere. The people should be encouraged to engage in direct non-violent action, of, by, and for themselves, never relying on the promises of those in authority to change things. Those in authority have a vested interest in preserving that authority and are certainly unlikely to be sympathetic to those seeking to abolish it. We should always assert our freedom and do all that we can to empower ourselves by doing things ourselves without the "help" of those holding the reins of power.

Governments cannot and will not give us our freedom. It rightfully belongs to us, and we must take it back! Power to the people!



(Much of this material is based upon two articles: "Aims and Means of the Catholic Worker Movement," from the May 1988 Catholic Worker; and "Against Power: Anarchism and Feminism," from the May 1988 Matrix by Lisel Blash.)

ADDITIONS....CORRECTIONS....

.....Bubblemaster and one-time vandweller Tom Noddy did indeed apply for a Health permit for Calamity Jane and her Caustic Cooks at the Town Clock during the week after Thanksgiving when they were serving up Liberty Soup. (Jane and the cooks regarded the City's demand for a permit as simple harassment which they chose not to respond to; however they had no objection to someone else trying to cut through the red tape.) Noddy did not do so at the request of Mayor Wormhoudt, as in street sheet #13 we wrote, rather at his own initiative, though he did confer with all parties in an attempt to find a "compromise" that would stop any threatened arrests yet assure that people got fed.

.....The Homeless Legal Defense Workshop featuring tips on How to Fight Camping Infractions will indeed be held 4:30 p.m. at the Upstairs of the S.C. Library--the date: Monday, December 12. Come along and get some tips from street-wise shysters Ben Rice and Ray Grueneich.

WEEKLY LOCAL CONTINUES SUPPRESSING FACTS, DISTORTING CONTEXT OF TOWN CLOCK CONTROVERSY

Lizard Lips Forgetsy of the local newsweekly The Scum (known to innocents as Kadetsky of The Sun) continued spinning Council-pleasing fantasy in her broad but shallow coverage of the city's attempt to shut down the Homeless Sipin' Soup Supper at the Town Clock the week after Thanksgiving. The December 1 Scum featured a melodramatic hitpiece styled "High Noon at Town Clock" which painted a lurid false picture of "malcontent agitators" spoiling for a fight with conciliatory public officials who were just trying to be reasonable and protect the public health and safety. A corrected annotated copy of her story follows below. The reader is given no indication that Wormhoudt's call for Health and Use permits and her massive show of intimidating police force were a response to merchant outrage at a minor "Bag Ladies Revolt" parade during the Children's parade the Friday after Thanksgiving.

Annoyed activists sought to counter Forgetsy's omissions with their own corrections and letters, even presenting her with a point-by-point analysis of where her article bent, blasted, or buried the truth. Liz promised to print a letter of Robespierre Robert's rather than admit any error, but the letter never reached the Scum's pages. (Printed below) Transferring its Councilfawning from the "news" columns to the editorials in its Dec 8 edition, The Scum bemoan "confrontational tactics," label homelessactivists "self-appointed leaders," and praise Mayor Mardi's "serious good-faith effort" (as contrasted with the homeless advocate's interest in "causing a scene!").

The Gang of 7 has shown zero public interest in any kind of immediate action to alleviate the nightly spectacle of tickets for sleeping and only seems interested in making a move when the pocketbooks of its merchant allies are allegedly threatened. Wormhoudt tried force and when that failed, she put on her best PR face and set up her own temporary meals program to "feed the homeless in the bushes" far away from passing cars and interested media. To credit her with good faith in this business is to miss the basic plotline and distort what happened. Her "good faith" was to the merchants; she had no choice to arrest homeless food servers--that would have precipitated a public outcry loud enough to awaken even her deaf retinue of fellow Gangmembers that plan to spend their holiday nights in warm beds while others make their illegal ones in places the police will hopefully overlook. That Forgetsy would overlook and ignore these political monkeyshines two weeks running shows she's either blind to the big picture or has chosen her place on one side of it.

3am 12-4-88

jailed activist

Dear Robert, Thanks for the letter. How are you? I know that story about the Reagan family is pretty long. Please don't feel obligated to type it up. Save it for me though, or give it to my Mom.

Wow. You folks are sure creating a ruckus out there. I saw Jane at my trial. Were you there too? 11-29-88 trial that is. I didn't get much of a chance to look at you folks. I felt as though the bailiff was staring me down 99% of the time. Thanks for putting the Sun letter in your the Street Sheet.

It is great to read all the articles about you and Jane and the homeless movement shelter and food movement.

I have mixed feelings about you trial coming up. In a sense, I want you in jail with me, but I don't want to have to

go through this crazy oppressive atmosphere. Being here I feel some help. I hear how government works. Threats, intimidation, violence. I hear they have a "rubber room" here for people who "misbehave". It is a padded cell with a hole, in-house only flushable from the outside. They put you in with only underwear on. Some say there is a camera watching you. Well, much love you and the folks outside. Say hello to Jane for me. Tell her I love her too. (Referring to the sign she held up in court. Much love,

Anders

↑ Trial Date 12/13/88 ↑

P.O. Box 1735 Santa Cruz, CA 95061

December 6, 1988

Nurse to Sun on its "High Noon at Town Clock"

Editor, The Sun

Dear Editor,

"High Noon at Town Clock," your coverage of the Mayor's successful attempt to end the voluntary "sippin' soup" supper at the Town Clock sacrifices accuracy and depth for melodrama. Readers were not informed that the basic struggle there was the Mayor's determination to stop a small group of volunteers from feeding hungry street people and homeless folks because of complaints from some downtown merchants, unduly worried about their image. The Mayor expressed a determination to crush the food distribution there to several schools at different times--on Friday night to Tony Rasmussen, KGO-TV reporter, on Sunday night to me in the context of a long phone call.

It was the Mayor that dragged the Health Dept. to the scene after deciding that a massive show of force (12-15 cops and six squad cars on Saturday afternoon) would not make good Christmas publicity and create a pro-homeless backlash. (She showed the force, but dared not use it, remembering the experience of San Francisco and Food, not Bombs 60 the North where mass arrests of folks giving away food merely increased the support for the homeless feeding.) If not force, then measure and persuasion, was the way to quash the food-givers.

Carole's 1983-4 food distribution out of the back of his truck was not blessed with use and health permits, yet his operation was not savaged. Previous suppers for the homeless at city hall and at the Town Clock earlier in the fall had similarly been left alone. But once the merchants barked, the Mayor heard the Master's voice and began leveling ultimatums at the homeless advocates and setting up her own food distribution operation.

No complaints about the City offering food. But the Mayor would never have done so except to pacify the paranoid passions of small merchants reminds us that it is she and her regime that has refused to bring the City out of the Middle Ages and modernize sleeping for the poor. Thousands of signatures on petitions have not moved her to reconsider the issue; the recommendation of her own Human Relations Task force left her unmoved; the prospects of a near Janitor have her re-stating tired objections about "not turning the city into a campground." The official policy of ignoring the homeless and treating sleeping as a police problem is of a piece with her latest move to end homeless food distribution at a central, safe, and harmless location, blame the homeless for a confrontation she provoked, and then take credit for feeding the hungry.

That's politics, of course. But the Sun owes its readers a clearer view of the situation. Rather than describing city officials as "most conciliatory" and homeless activists as "retaliating," Ledetsky should clarify just who bawled who in this latest chapter of the Downtown's on-going "Homeless: Hide Out or Get Out" holiday pageant.

- Robert Nersis

A letter they didn't print! 420 Lago Lane Santa Cruz 95062

To the editor of the Santa Cruz Sentinel.

I think it's really important to have more campgrounds which are available for homeless people to sleep in at all times of the day and night. I think outdoor spaces in Santa Cruz should be localized, and I strongly support the shelter on Riverside and encourage more similar programs. I am a student, and I work. I oppose ticketing of people in cars and harassment of homeless people on the street.

John Stone

Phone: 452-4641

Don Lane

Don Lane

4. Believes there should be an ordinance restricting people from camping in public places and in neighborhood. I do believe the city should find a place for homeless people to sleep -- designate one or two sites on structures from the camping ordinance. The city should continue to look for shelter opportunities.

Don Lane (S.C. Sentinel)

It is essential to address a medication given between street people, police and merchants as means of solving problems on the street.

4. In favor of camping ban. I would like to see if it can be rewritten to allow for sleeping in accommodations in selected areas of the city. For the homeless, I would continue to fund the Community Housing Corp. I would maintain the city's commitment to affordable units in new construction by the private sector. Work with county for those who need mental or social services. I would make it unlawful for those social workers, the criminal element, to continue harassing people.

NAME YOURSELF: Rainbow Coalition candidate, progressive, former USCS Senator, Beach Park organizer and affordable housing advocate. Yaboyans is currently the director of Immigration Services, for the Santa Cruz County Immigration Project.

4. Yes, I favor the camping ban. There are several emergency measures that can ease the homeless problem: using the National Guard Armory to house the homeless; participating in a revolving loan program which provides a letter of credit to those individuals who are facing eviction. I would form a county task force on the homeless including members of the homeless community.

GOOD TIMES, NOVEMBER 3, 1988 : 7

THE HON. HAKIN ABDULLAH HASSAN, CARE (CALL TO ERD RUAUD NUMBER)



Hakin Abdullah Hassan

Central Issue: Racism. Accuses current City Council of racist attitudes, accuses the Police Department of being racist and concentrating on arresting black drug dealers in recent Loudon Nelson Cesar arrests. Wants all racism eliminated from city. Homeless: Wants city to provide more food and shelter to homeless people.

City Council candidate, held in jail 5 days on "unrecorded drug charges" and "expired drug license"

November 30, 1988

Editor,

Dear Editor,

The Santa Cruz Sentinel's sensationalist editorial of November 29 ("Street people only making matters worse") was written to polarize the community. Its antagonistic tone encouraged the reader to buy all the stereotypes about "trails." It fed into the current mood of violent headlines involving various types of street people and their depredations of local "business" and "family" owned establishments. The editorial also implied that the homeless are a burden on the city, and that they are on the way down. You can see where the editorial came from. And if they are on the way down, you can see where the editorial came from. The editorial system is in a state of denial. Don't bother trying to read George Bush's lips on the deficit problem--just fall in line with Pacific Sentinel's own street people neighbors, right there at Church St. and Pacific Ave.

Fortunately for some of the unfortunate, there was the editorial disclaimer "a small number of hard-core transients" have been providing a few hot meals recently, with no reports of food poisoning or their credit-card writing incalculable middle-class, working class, lower-class, and unclassifiable people haven't been asking for proof of "truly needy" status from those they serve. Maybe deciding who's "deserving" isn't in their self-written job description. This urge to give without investigation or caution seems overly generous in the Calvinist tradition among us. Why does the Sentinel (and Mayor David Montalvo) assume that the sight of hungry poor people eating a free hot meal will cause Christmas shoppers to feel uncomfortable? I'm not a Christian; but areas where they are eating are being ignored, perhaps they're even facing the degrading, demeaning, or angry to the cause--or is that what bothers the merchants? The homeless and hungry are economic competition for small businesses. And it's not only with the social service cuts paid out regularly by the League and Bush administrations. The Sentinel's insidious way of blaming the unsightly masses and those who would feed them, is currently homeless. The editorial is a very superficial assessment of the big picture.

The editorial claims "the presence of many area residents...is wearing thin" that the city's part in displaying some compassion is done. Try standing in the bare feet of a down-and-out person (man, woman, or child) when summer is gone. What about their compassion and understanding towards people who are unwilling to accept them as fellow human beings and is currently homeless. Try understanding their circumstances? Thin people with this clothing, thin wallets, thin children, thin-soled shoes and thin prospects of finding decent work or shelter are also faced with thinning patience.

People are afraid that if they allow themselves to feel anything besides anger or pity towards someone unconvicted, or someone who's suffering, they might discover "human" feelings. They might find themselves unceremoniously doing time and energy toward understanding a complex social issue. They might even get dragged into politics!

Under duress of cold weather and no place to sleep legally, the great majority of people living on the streets in Santa Cruz have actually been practicing a very sympathetic attitude toward the masses of the community. For the most part, they're obedient, compliant, intimidated, and unorganized.

The fact is, the Santa Cruz municipal bureaucracies are scared to death that this contained impotence might explode into anarchy under the leadership and organization of what the Sentinel calls that "small number of hard-core transients." That's why they are echoing the lead taken by Jane Lalor and friends at the TownClock by offering meals at the River St. Shelter. If this bureaucratic contribution is a "backlash," up with backlashes then!

Next time a Sentinel writer scours their editorial horse, why not first talk to some of the activists and find out what scores that 75% of them are middle-class with homes and kids? Just about 1% of the U.S. is currently homeless. With a recession (or depression) in the wings, count on more soon. And with California the most populous state, start coughing on more food giveaways and tent cities. Meanwhile, self-righteous attacks on the poor are not the way to go.

Printed in S.C. Sentinel 12/9/88

with box above left out. C.M. Berger (426-3773)

PROFILE: INTERVIEW WITH RAYMOND C. GRUENEICH, LAWYER AND ANARCHIST by C. M. Berger

(Cynthia Berger, traveller, journalist, and homeless activist has been cornering local politicians and activists lately in a series of interviews relating to Santa Cruz's Sleeping Ban. In future issues, Berger may reveal her files on Robespierre Robert, imprisoned activist Anders Corr, retired Gang member Mike Rotkin, and environmental activist Charles Grey.)

Looking like a latter-day Pied Piper, lanky, red-headed attorney Raymond C. Grueneich shepherds a small crowd of people out the doors of Santa Cruz Municipal Court's Department "B" into the glassed-in courtroom corridor. Rounding up the group of reporters and rattle-tattle homeless-rights activists, he proceeds to run down the implications of the decision upholding the legality of section 6.36.010 of the Santa Cruz Municipal Code just handed down by Judge Robert Atack.

The ordinance in question makes it a crime to sleep outside or in a vehicle in the city of Santa Cruz, on public (and in some circumstances, private) land, between the hours of 11:00 P.M. and 8:30 A.M. In the past six months of active enforcement of the 10-year-old ban, numerous homeless people have been ticketed while trying to sleep, in a concerted effort on the part of the Santa Cruz City Council to rid the town of some of the increasing numbers of poor, out-of-work people accumulating on its streets.

Bearded and bespectacled, Attorney Grueneich sports a lank pony tail which reaches to the center back of his threadbare, continental-cut suit. Not exactly the epitome of yuppie lawyerdom, the newly-evicted, non-money oriented maverick counselor enjoys the sound of his own voice.

"We will take this case to the appellate court," he vows to the agitated homeless representatives and local press corps, smiling in the characteristically genial manner which has earned him the affectionate epithet of "Grinning Ray Grueneich" among some of his fans and supporters.

"Hey, Ray, are you being paid for this case?" shouts one of the videototing, microphone-brandishing reporters.

"Yes, I am," grins the attorney good-naturedly. "I have received one dozen chocolate-chip cookies from the defendant, so far!"

For 13 years now, Grueneich has been going to the legal barricades on behalf of people who, for the most part, cannot afford to pay lawyers' fees. In fact, for the majority of the cases he agrees to handle, he receives less than the \$100-per-hour he quotes as his standard charge which is, by current norms, a middle-range fee for a reputable attorney.

"Even a partial fee is beyond the resources of most poor people," says Grueneich. "I may charge \$50 or \$75 an hour according to the person's ability to pay, although often I only receive a part of that in actual cash. My overhead is about \$52 an hour. Billable hours include time spent doing research, waiting in court, travelling from city to city. Actually billable hours only account for half of my regular work time. Currently I don't have a secretary--I can't afford to pay one, so I do that work myself. My financial situation has been marginal and some times worse for more than 13 years of my law practice."

A poverty-stricken lawyer? Skepticism is allayed by the sight of his office. Truly a bare-bones affair, located in an unassuming one-story brick building which houses 10 small offices. The building sits on Mission St., a main West Santa Cruz thoroughfare, sandwiched into a short block which begins with a recording studio that used to be an Indian restaurant and ends with a chain pizza parlor.

Grueneich's domain resembles a storage vault filled with six-foot high legal briefs. The office is completely bereft of furniture except for the monumental wooden desk and several unmatching chairs. The sterile two-room suite remains undecorated; fluorescent lights impart a spartan, unflattering aspect to the cold whitewashed brick walls.

Enconced behind his massive desk, Grueneich speaks at length on a number of subjects. Munching on chocolate chip cookies with milk, he muses aloud in a cordial, professional tone. Few hand gestures punctuate his commentary; this is a true eyebrow

person. Behind black, horn-rimmed glasses, his large brown and round eyes glaze slightly, responding to his expansive mood. (to be cont.)

(Grinning Ray Grueneich is currently appearing in Santa Cruz Muni Court, often daily and definitely every Friday, on behalf of the dozens of homeless folks and sympathetic activists who have chosen to fight the city's still-unrevealed Sleeping Ban. He is about to become homeless himself, having been evicted from his office, and in January will be a man without a storefront. Donations, best wishes, and queries should be left with his answering service at 425-4606. Homeless friends are considering throwing a benefit for the penniless chyster and would welcome offers of assistance at 429-9801.)

#### FOOTSTEPS ON THE SIDEWALK

.....Trudging from court to court, wheezing Ray Grueneich alternated between defending Flower and Linda the Lark for their criminal slumbers at the 2nd City Council Sleep-In in mid-September in the court of visiting Judge Manuel Rose and concluding arguments for Alice Burkner, fearless UCSC trailblazer (who, with her sister, was one of the first non-homeless cited in the 1st Town Clock Sleep-In in early September) in Commissioner Watts' court. Truculent Rose growled down the ailing attorney on several occasions as he sought to introduce new evidence showing that the Coalition to End the Sleeping Ban was a charitable non-profit organization and so entitled to "special permit" consideration in their City Council demonstration. He grudgingly admitted the evidence, mercifully allowed the court reporter to make the 1st record of any of the Sleepcrime Trials, and disappeared to the North, threatening to return in January with his decision. Meanwhile in Watts'

.....Meanwhile in Watts' court, Grueneich made 4 arguments on behalf of Alice Burkner, who dramatically demonstrated her opposition to the Sleeping Ban by lying in a sleeping bag in the wee cold hours of early September along with a dozen others (though only 6 were eventually cited). 1. The intent of the City Council in making the Sleeping Ban was not to prohibit theatrical productions involving bedding or demonstrations asserting symbolic speech after 11 p.m. 2. When approaching constitutional boundaries (such as happens when arresting folks in such a demonstration), explicit statutory provision is required by governor, legislature, or city council--and such provision ain't there in the Sleeping Ban. 3. Sleeping is symbolic speech and has been held to be constitutionally protected (CCNV v. Watt). 4. The exemption provisions that allow for "special demonstrations" lack definite standards are thus unconstitutional. (Come to court in the Fridays ahead and hear the arguments in more detail.)

.....Wednesday's growls and howls and threats of ticketing and arrest (SCPD threatening to jack up folks at the Homeless Table for distributing loaves of bread) became Friday's love feast as one officer shared forbidden cookies with the tablers. Chained the tablewatchers, "Mis& Demeanor Cookies--a charge with every bite!" but the cops had thought better of their earlier scare tactics and, for the moment, had backed off.

.....Darrell Darling of the Citizen's Committee for the Homeless continued his mediatory work, calling Gang of 7 worthies in search of reactions to the Homeless Advocates' compromise plan and seeking common grounds of agreement. Darling proposed 5 ground rules: 1) no idle threats, 2) no short-range threats, 3) no idle promises, 4) no undercutting of any progress made, and 5) no surprises. The Citizen's Committee is due to meet again at Calvary Episcopal Church next Wednesday afternoon. The public is invited. Tentative time: 4-6 p.m.

COMING UP: More of Cynthia B. on Grinning Ray G....the delayed-again details of the new (more restrictive) County Camping Ban...update on the Shelter, the satellite Shelter, and the back-of-the-shelter meal program...official calls for demos and boycotts (if no action taken at Tuesday's City Council meeting)...n more...n more...n more.



Distributing food and books to the homeless at Golden Gate Park  
... led to 11 arrests of Food Not Bombs participants.

# Halt to Arrests of "Food Not Bombs" Activists

After 92 successful arrests and several days of saturation coverage, Mayor Art Agnos agreed to try a new approach rather than arresting activists of "Food Not Bombs" who are giving free food to the homeless at Golden Gate Park.

After the Food Not Bombs arrests on August 15 and 29 and August 29, John Crow, Director of the ACLU-NC Police Practices Project, wrote a letter to the Mayor on September 1 charging that the arrests were unlawful and calling for a new policy respectful of the constitutional rights of the homeless and those who distribute food with a political message.

The six-page letter stated, "When the police are asked to enforce a non-political special provision, such as that in the present ordinance, they should not be asked to enforce a political message."

Crow explained that though some residents of the Haight claim that the Food Not Bombs program illegally attracts people who will engage in criminal conduct, only

those who commit a crime should be arrested, not those who participate in an entirely lawful program. "That would be analogous to helping Gays, whom some courts find to be worthy," Crow charged.

The letter also noted that these arrests have a ripple effect on public actions against the harassment which result in harassment of innocent people, numerous false arrests and increasing and unnecessary costs to the City.

"The immediate response to our letter was 54 more arrests on September 3," said Crow. "We've decided to address the letter to the press to vindicate our concerns."

The following day, Crow was called to City Hall for a meeting with the Mayor. Over the next three days, the ACLU met five more times with the Mayor, along with the City Attorney, Food Not Bombs repre-

sentatives, residents of the area, and the police.

On the evening of September 9, the Mayor called a press conference to announce a new interim policy. The police were ordered to stop arresting participants in the Food Not Bombs program, and the Food Not Bombs group was asked to request temporary permits to distribute food and books to the homeless at the Park a short distance away from their original site they had previously been denied a permit. "In the atmosphere of de-escalation and respect for constitutional rights, we are hopeful that a more permanent solution is being sought," said Crow of the new agreement.

The ACLU-NC has sued the City three times in the last 18 years over police "over-sweep" tactics. "We hope that this city administration stops and repents the mistakes of illegally using police against law-abiding homeless people," Crow said.

POLICY OF THE POLICE COMMISSION OF THE SAN FRANCISCO POLICE DEPARTMENT ON THE RIGHTS OF THE HOMELESS

Members of the Department are obligated to treat all persons equally regardless of their economic or living conditions. The homeless enjoy the same legal and individual rights afforded to others. Members shall at all times respect these rights. Homeless individuals shall also, upon request, receive the same level of prompt, courteous police service provided to other residents, workers, and visitors in San Francisco.

Accordingly, all members are reminded of the following:

1. SFPD General Order D-4 states: "All persons have the right to use the public streets and places so long as they are not engaged in specific criminal activity."

Presence of a homeless person on a public street or sidewalk or in a public park is not a crime and does not justify intervention or an order to "move along" from a member. Laws making mere "loitering" or "vagrancy" criminal have been declared unconstitutional and members shall not arrest or threaten to arrest individuals for these "crimes."

2. SFPD General Order D-4 further states: "Factors such as race, sex, sexual preference, age, dress, unusual or disheveled or impoverished appearance do not alone justify even a brief detention or a request for identification . . . . Nor can generalized complaints by residents or merchants or others, justify detention of any person."

Members shall not even briefly detain or request any homeless individual to produce identification unless the specific conditions detailed in General Order D-4 are present. (Reasonable suspicion, based on "specific and articulable facts," of criminal activity, on the part of the person being detained or asked to produce identification. A "hunch" does not justify a detention.)

3. Members may not search the body or belongings of homeless individuals except pursuant to lawful arrests or detentions. Searches incident to a lawful arrest must take place contemporaneously with the arrest. Lawful detentions under General Order D-4 justify only limited "weapons frisks" for officer safety reasons. Members may not conduct broader and more intrusive searches of belongings pursuant to a lawful detention.

DISCUSSING NEGOTIATING POINTS (11/27/82)

Beginning Dec. 15 and continue to Jan 15 at 8:30 a.m.:

1. The Sleeping Ban shall be suspended in a designated area of the City (suggested areas: Meany's Lagoon, Harvey West Industrial Park, Seft and Fair Sts.). In the area chosen by the City Council, stops, tickets, and arrests for sleeping shall not be enforced. Violations involving public nuisance laws, sanitation, littering, disturbing the peace, etc. shall naturally remain in force and shall be the basis for any legitimate police action. Problems in this experimental zone will be closely monitored and the basis of a report at the end of the month. The Citizen's Committee for the Homeless and/or the Coalition to End the Curfew Ban shall also determine any substantial rise or drop in the homeless population using the area to see if there is in fact any "magnet" effect because of the relaxation of the ordinance.

2. The City shall instruct the SFPD to make stops, citations and arrests their lowest priority in the rest of the city (still covered by the Sleeping Ban). Such stops shall be done only upon specific complaint (allegedly the current policy anyway). Before any tickets are issued, violators will be directed with small informational cards to the "designated area" of the city where the ban has been suspended, and given a chance to go there. Finally, a record of all complaints for each "alarming" ticket shall be kept by the SFPD and made available to a neutral observer appointed by the City Council and the Citizen's Committee for the Homeless to reassure street-kid homeless and their advocates that the SFPD is in fact "ticketing on complaint."

3. The City shall immediately begin consideration of the feasibility of a low-cost volunteer-run campground either in or near the city to accommodate at least 100 people and vehicles. The campground shall include restrooms and shower facilities (with possible laundry, locker, and daycare capability) to supplement the existing satellite shelter program. The Council subcommittee considering the campground shall meet weekly at least, report on its progress at each Council meeting, be open to the public, and include representatives from the homeless community and other relevant groups. The Committee shall additionally consider reestablishing the Santa Cruz Switchboard to facilitate job-search, medical, and legal services and other homeless needs. The Switchboard shall be a walk-in facility, located in Santa Cruz, but not necessarily on the Pacific Garden Hill. It will be funded by private donors with the City merely seeking to facilitate the establishment of the Switchboard.

4. There shall be a Thanksgiving/Christmas amnesty for all past "sleeping" offenses. (Failures to appear and warrants for the same shall also be amended.) This act of clemency will by the city will both clear the courts, encourage folks to reevaluate their past "sleeping" warrants to reevaluate into the public arena so they can seek social services and engage in ordinary human cooperation without fear.

In response, the Coalition to End the Curfew Ban shall:

1. Assist and cooperate with the City Council, the Citizen's Committee on the Homeless, and other interested parties in providing information, offering volunteer labor, rolling homeless people off the street, and otherwise extending their aid to the ongoing effort to set-up a campground and monitor the feasibility of the Sleeping Ban suspension.

2. Declare a moratorium on any speak-in demonstrations at City Council meetings that have previously been held to protest the Council's adamant refusal to consider any changes in the Sleeping Ban or homeless policy generally as well as its unconstitutional abrogation of free-speech rights during Oral Communications (denying homeless speakers 3 minutes/speaker as provided for by the printed Council rules).

3. Declare a moratorium on any sleep-ins or demonstrations on any city-owned property (or privately owned property within city limits) such as had been held at the park, plaza, and the River St. shelter to dramatize the criminality of the ban after 11 p.m. each night until 8:30 a.m. the following morning. Sleep-in cases currently in the courts shall continue to be fought and appealed until and unless amended.

4. Suspend, following the implementation of the rest of this proposal, any financial claims on the city for damages incurred through police misconduct and false arrest during the preceding month. This suspension shall likewise be dependent upon the City's dropping harassment charges against any activists currently so situated and apologizing publicly for those charges.

Guidelines above accepted by SFPD, but cops continue to sweep Haight St as of 3pm Sunday Dec. 4 indiscriminately checking ID.

Devin south →

## Housing crisis quietly surfaces in Los Angeles

Washington Post  
LOS ANGELES — Quietly and almost invisibly, a severe housing crisis has become apparent in Los Angeles, with 40,000 families living in garages and 25 percent of renters paying more than half of their income for housing, a city panel has reported.

committee reported. With an estimated \$59,297 in annual income required to support that purchase, and assuming a \$38,000 cash down payment, the California Association of Realtors estimates that only 17 percent of area households would qualify to purchase the average home," the report said.

Citing a housing shortage "so wide that it threatens to change the character of the city," the panel recommended immediate, practical measures. These include a delay on earthquake-proofing programs, a 300 percent increase in spending on housing and a low priority on permitting projects that would demolish low-rent apartments.

Average rents increased 110 percent in the past eight years to \$325 a month in 1981, or about 70 percent of the monthly salary of minimum-wage workers here. The report said average rent for a new apartment has climbed to \$908.

Mayor Tom Bradley, who appointed the blue-ribbon committee for affordable housing and endorsed its recommendations, complained about a sharp cut in federal housing support but said "we cannot and must not wait just because the usual source, the federal government, has cut our money."

"Over 28 percent of Los Angeles residents are severely rent-burdened and could be forced to leave their homes if faced with job loss or major medical expense," the report said.

The median home price in this area this year was \$191,166, the

The area's booming economy and the patience of poverty-level residents grateful to have jobs apparently have kept the housing crisis out of the public eye, except for large numbers of homeless appearing on downtown streets.

# Homeless give City Council an 'ultimatum'

By RICHARD EGAN  
STAFF WRITER

Homeless protesters say they are willing to stop disrupting Santa Cruz City Council meetings and holding sleep-ins around town if the council will declare a one-month moratorium on the city's camping ban.

Robert Norse, a spokesman for the protesters, said he will try to present the plan to the council at tomorrow night's meeting. It will be the first official meeting for four newly elected council members.

It may be a new day for the council, but it could be the same old story when it comes to the question of lifting the ordinance. No dice.

Santa Cruz Mayor Mardi Wormhoudt said the whole idea smacks of threats and intimidation.

The ordinance prohibits people from camping on public property or sleeping in cars between 11 p.m. and 7 a.m.

Norse said the demonstrations at council meetings, which have occurred for the past six months and led to arrests on more than one occasion, will stop if the city agrees to, among other things, designate a certain portion of the city as a "sleeping area" and stop giving tickets except for violations such as "loitering, disturbing the peace, etc."

Norse also called for a "Thanksgiving amnesty" for past camping offenses and urged consideration of a low-cost, volunteer-run campsite that could accommodate at least 100 people and include showers and bathrooms, and possibly laundromat and day-care facilities.

In return, Norse said, the protesters, who call themselves the Coalition to End the Camping Ban, will, among other things, declare a one-month moratorium on demonstrations at council meetings ("Although continued debate and expression of opinion shall not be interrupted"), as well as a moratorium on sleep-ins on public and private property. He also said no financial claims against the city will be pressed during that month.

Norse said that if there is no action within a month, there will be more demonstrations at council meetings, daytime sleep-ins on the Pacific Garden Mall, and a call will go out to homeless advocates across the county to come to Santa Cruz to lend support.

That sort of talk didn't impress Mayor Wormhoudt.

"My own sense is that the council doesn't make decisions because of threats and intimidation, and that's what's going on here," she said.

"This is a city that is very densely populated, and I don't know of any area that's suitable for a campground. If they can make arrangements with private-land owners, fine, but it's not within our control."

"I'm very committed to finding solutions by working with groups that have a proven track record for getting things done to shelter the homeless, such as the Citizens Committee for the Homeless, and church groups who helped develop the overflow program."

Norse said he is going to file a claim this week for \$500,000 or \$1 million dollars against the city because he is being harassed by police.

Norse currently faces three misdemeanor counts of giving false information to police. Police say that his name is actually Robert Norris Kahn, but that he gave them the phony name four times while being arrested for illegal camping and disruptions at council meetings. One of the four charges has already been dropped.

"The whole idea is to get the problem solved, rather than make money," Norse said.

Norse said the progressive majority on the council, which increased from 4-3 to 5-2 after the recent election, hasn't been sympathetic to the plight of the homeless because "they are progressives in Nicaragua, but not here, when it comes to the homeless."

Norse said that if no action is taken by the council, anger will mount and demonstrations, including "middle-class people and UCSC students" will increase.

"People took it last winter," he said. "But some aren't going to take it anymore. We don't want to frighten little old ladies, or little old council members, or pseudo-progressives on the West Side and Santa Cruz. We want to show what will happen when you have camping ban rescinded — nothing."

There will be no action on the issue at tomorrow night's meeting, because the council is prohibited by law against acting on any item that is not on the agenda.

The homeless coalition will most likely present its plan during the oral communications segment at the beginning of the meeting when the public is invited to speak on any issue not on the agenda.

Wormhoudt said she will continue former Mayor John Laird's practice of limiting oral communications to three minutes per person, and a total of 20 minutes on any one subject.

"Obviously, they'd like to take up the whole meeting," Wormhoudt said, "but there are people who would like to take care of agenda items, and we have a very full agenda tomorrow night. I think 20 minutes gives anyone adequate time to present their point."

# In SC, no ultimatums

To the editor:

Your "Homeless give City Council an ultimatum" story of Nov. 21 is abusive of the truth in both spirit and letter. To the new City Council the homeless and their advocates were not presenting "threats and ultimatums" but rather a compromise plan to begin working towards a mutually agreeable solution. The sleeping ban (criminalizing sleeping outdoors or in a vehicle between 11 p.m. and 8:30 a.m.) has long been a stupid, ineffective, costly, and unjust response. It is eminently sensible and humane to demand its immediate abolition and allow public nuisance laws to cover any camping-related problems that may arise thereafter. Because the City Council has been so adamant and apprehensive on the issue, repeal proponents suggested a partial suspension in a designated area of the city for one month as a trial situation (and to give folks somewhere to go without threat of harassment, ticketing, or arrest).

During that month, the council would set up a committee (to include homeless) which would find a site for an emergency campground to allow the homeless to shelter themselves. There would be an amnesty for past "sleeping" tickets and related "failure to appear" warrants so that folks seeking to claim needed social services would not be apprehensive of arrests for years-old tickets. In areas of the city still covered by the ban, police would be instructed to ticket only upon complaint and first direct "criminal sleepers" to the "free zone" and/or to shelter facilities before ticketing.

In recognition that the problem was being addressed and not ignored (as it has been for the last five months by the City

Council), the Coalition to End the Camping Ban would indeed suspend sleep-ins on city-owned and private property within Santa Cruz as well as hold off on any sleep-ins at City Hall itself (since the council was now allowing the homeless input and access through the appointed Homeless Committee). Finally claims for false arrest would be stayed during the month to facilitate negotiations.

Reporter Egan chooses instead to paint a lurid picture of ultimatum and confrontation, pitting me against Mayor Wormhoudt. He falsely reports that I and others are threatening the council with demonstrations, should they not accede to demands. Rather, demonstrations are likely to continue and escalate as the weather grows colder and wetter, and the conscience of the city erupts with middle-class and student support for the basic survival and civil rights issue involved. Such an emphasis does real disservice to people who are struggling to find common ground for a solution to the sleeping ban and its outrages.

The City Council and police actions to maintain the sleeping ban against growing pressure from demonstrators who we seek to expose it for what it is — an assault upon the poor and unconventional — corrupt their authors. Recent police action against me on "false information" charges is such transparent harassment that it will rebound in the courts and become the basis for a false arrest suit. In the meantime it sullies the reputation of the prosecution and police and shows the corrupting effects of striving to enforce an unjust and morally repugnant law.

ROBERT NORSE  
P.O. Box 1735  
Santa Cruz

# SC food giveaway runs into trouble

By RICHARD EGAN  
STAFF WRITER

There's more than soup brewing at the base of the Santa Cruz town clock these days.

A series of food giveaways at that site have led to a confrontation with county health officials that could lead to the confiscation of food and possible issuance of citations.

The problem is that the individuals distributing the food have not obtained permits either for using the giveaway site or for the preparation of the food.

Mayor Mardi Wormhoudt, involved because the town clock property is owned by the city, said the city is willing to issue a location permit, but that the site should be the River Street Shelter for the homeless.

Jane Imler, a local advocate for homeless causes, said that would be like hiding the poor folks out in back.

"I have some difficulty with that," Imler said. "It's like saying, 'If you take them into the bushes, you can do it.' We have a serious class struggle here."

Imler, who likens the struggle of the homeless to the black movement for rights, said that in addition to feeding those who need it, she would like to draw attention to what she calls the continuing practice of "troll busting," or beating up people sleeping on the streets.

Imler said in the past year she has worked to set up free food giveaways on a "sporadic" basis, feeding anywhere from 75 to 100 people at a time.

Wormhoudt said the city's posture on the issue is that it is all for feeding people who need it, just not downtown during the height of the Christmas-shopping season.

"There is the danger from traffic, a problem with litter, and a lack of sanitation facilities," Wormhoudt said. "And it's just one more activity at a busy downtown area."

Wormhoudt said she met with members of the police department, parks and recreation department, zoning administration, and city manager's and city attorney's offices yesterday, and they have offered the River Street Shelter as a food giveaway site. The distribution hours would be from 3 until 5 p.m.

"That would put them at the right place if they needed shelter," she said.

She also said she has the homeless people to the satellite shelter sites close nearby on Highway 101.

"It's centrally located enough," Wormhoudt said. "If we can get to the town clock, we can get to the shelter."

Ray Teshtaus, supervisor of the county health department's consumer protection unit, said the problems with a giveaway range from where a food was prepared to a lack of attention to what she calls the continuing practice of "troll busting," or beating up people sleeping on the streets.

Teshtaus said the state reg-

ulations require that preparation be done in this case, people's homes, she insisted. "We also had the sponsored facilities and have learned a lesson at the town clock was an invitation to infection from viruses and bacteria."

"We're all sympathetic to the situation," Teshtaus said, "but it doesn't do anybody any good if they get food poisoning or get sick."

Imler said the giveaway is a lot healthier for people than scavenging for a meal. "It keeps people from having to go to the dumpsters," she said.

Imler said the giveaways will continue at the town clock, even if it leads to an arrest (for two citations for the same offense within 48 hours).

"It would be an unfortunate situation," Imler said, "but, yeah, I guess I am willing to go that far."

Wormhoudt said the application for permits to run a food giveaway at the shelter would be expedited.

"The city staff is anxious to pursue it," Wormhoudt said. "There would be a very quick response to the needs of the homeless."

Wormhoudt said the application for permits to run a food giveaway at the shelter would be expedited.

"I'm gonna down to a question of do they want to feed people, or do they want a confrontation? I've had my differences with some of these people over the camping ban, but I welcome the opportunity to work on something constructive with them. I hope they want to feed people."

# Santa Cruz works a deal to serve meals to needy

By RICHARD EGAN  
STAFF WRITER

The City of Santa Cruz has worked out a deal to provide meals for needy people at a site it feels is more suitable than the town clock.

The meals will be provided, beginning tomorrow, from 4 until 6 p.m. at the River Street Shelter for the homeless. Running the program will be Steve Siles, director of the New Life Center on Fair Avenue.

Homeless advocate Jane Imler had led a group that was distributing food from the town clock site since last Saturday. County health officials said they would be forced to close down that operation because those cooking and giving away the food lacked the proper health permits.

Mayor Mardi Wormhoudt said the city would not grant a permit to dispense food at the town clock because of traffic, sanitation and littering problems. Merchants had also complained that the giveaway was

not the type of activity they envisioned for one of the most visible spots in the city, at the north entrance of the Pacific Garden Mall, during one of the busiest times of the year.

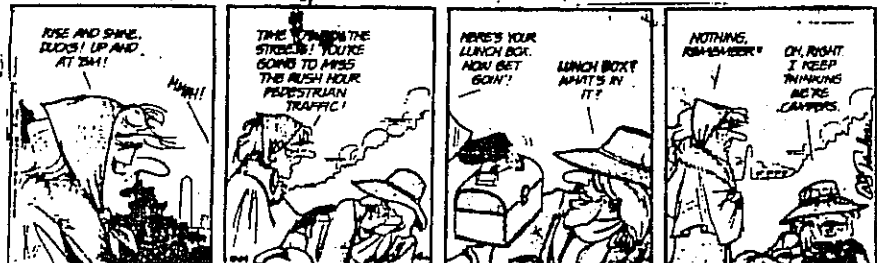
But, Wormhoudt said, the city was more than willing to help set up a more organized program at the River Street Shelter.

Wormhoudt said she talked with Robert Norse, a homeless advocate, Monday and told him the city would do its best to

hurry through a land-use permit for the shelter site if the organizers would get a health permit (at no cost) from the county.

"I told them that if we didn't hear from them, we would do it on our own," Wormhoudt said. "They never even bothered to get back to us."

When no reply was forthcoming, city staff contacted Siles, who had already received a Federal Emergency Management Agency grant to provide mobile food service during the winter months, and was already in the process of obtaining a health permit.





Distributing food and leaflets to the homeless at Golden Gate Park ... led to 91 arrests of Food Not Bombs participants.

# Halt to Arrests of "Food Not Bombs" Activists

After one Food Not Bombs arrests on August 13 and 14 on August 21, John Crew, Director of the ACLU-NC Police Practices Project, wrote a letter to the Mayor on September 1 charging that the arrests were unconstitutional and calling for a new policy respectful of the constitutional rights of the homeless and those who distribute food with a political message.

those who commit a crime should be arrested, not those who participate in an entirely lawful program. That would be analogous to halting Grand games when certain fans are unruly." Crew charged.

1. The Steering San shall be supervised in a designated area of the City (suggested areas: Harry's Lagoon, Harry West Industrial Park, Sacht and Fair Sts.). In the area chosen by the City Council, signs, stickers, and arrests for sleeping shall not be enforced. Violations involving visible nuisance laws, sanitation, littering, disturbing the peace, etc. shall naturally remain in force and the be the basis for any legitimate police action. Problems in this experimental zone will be closely monitored and the basis of a report at the end of the month. The Citizen's Committee for the Homeless and/or the Coalition to End the Counting San shall also determine any substantial rise or drop in the homeless population using the area to test if there is in fact any "negative" effect because of the relaxation of the ordinance.
2. The City shall instruct the SFPD to make stops, citations and arrests their lowest priority in the rest of the city (still governed by the Homeless Law).

## POLICE COMMISSION RESOLUTION # \_\_\_\_\_ - 88 POLICY OF THE POLICE COMMISSION OF THE SAN FRANCISCO POLICE DEPARTMENT ON THE RIGHTS OF THE HOMELESS

Members of the Department are obligated to treat all persons equally regardless of their economic or living conditions. The homeless enjoy the same legal and individual rights afforded to others. Members shall at all times respect these rights. Homeless individuals shall also, upon request, receive the same level of prompt, courteous police service provided to other residents, workers, and visitors in San Francisco.

1. SFPD General Order D-6 states: "All persons have the right to use the public streets and places so long as they are not engaged in specific criminal activity."

Presence of a homeless person on a public street or sidewalk or in a public park is not a crime and does not justify intervention or an order to "move along" or "vagrancy" criminal have been declared unconstitutional and members shall not arrest or threaten to arrest individuals for these "crimes."

2. SFPD General Order D-6 further states: "Factors such as race, sex, sexual preference, age, dress, unusual or disfavored or impoverished appearance do not alone justify even a brief detention or a request for identification."

Members shall not even briefly detain or request any homeless individual to produce identification unless the specific conditions detailed in General Order D-6 are present. (Reasonable suspicion, based on "specific and articulable facts," of criminal activity, on the part of the person being detained or asked to produce identification. A "hunch" does not justify a detention.)

Guidelines above accepted.

by SFPD, but cops confine to sweep Hoight St at of 304 Sunday Dec. 4 indiscriminately checking ID.

homeless individuals except pursuant to a lawful arrest or detentions. Searches incident to a lawful arrest must place contemporaneously with the arrest. Lawful detentions under General Order D-6 justify only limited "weapons frisks" for officer safety reasons. Members may not conduct broader and more intrusive searches of belongings pursuant to a lawful detention.

Guidelines above accepted by SFPD, but cops continue to sweep Haight St at of 3014 Sunday Dec. 4 indiscriminately checking ID.

Down south →  
 Mrs. Mary Phipps 12/7/83

# Housing Crisis quietly surfaces in Los Angeles

Washington Post  
 LOS ANGELES — Quietly and almost invisibly, a severe housing crisis has become apparent in Los Angeles, with 40,000 families living in garages and 25 percent of renters paying more than half of their income for housing, a city panel has reported.

Citing a housing shortage "so wide that it threatens to change the character of the city," the panel recommended immediate, drastic measures. These include a delay on earthquake-proofing programs, a 300 percent increase in spending on housing and a low priority on permitting projects that would demolish low-rent apartments.

Average rents increased 110 percent in the past eight years to \$235 a month in 1983, or about 70 percent of the monthly salary of minimum-wage workers here. The report said average rent for a new apartment has climbed to \$900.

"Over 20 percent of Los Angeles residents are severely rent-burdened and could be forced to leave their homes if faced with job loss or major medical expense," the report said.

The area's booming economy and the patience of poverty-level residents grateful to have jobs apparently have kept the housing crisis out of the public eye, except for large numbers of homeless appearing on downtown streets.

The ACLU-NC has sued the City three times in the last 10 years over police "search sweep" tactics. We hope that this city administration does not repeat the mistakes of illegally using police against law-abiding homeless people," Crew said.

CONGRESSIONAL HEARING POINTS (11/22/83)

Beginning Dec. 15 and continuing to Jan 15 at 8:30 a.m.

1. The Sleeping Ban shall be suspended in a designated area of the City (suggested areas: Neary's Lagoon, Harvey West Industrial Park, Swift and Fair Sts.). In the areas chosen by the City Council, steps, tickets, and arrests for sleeping shall not be enforced. Violations involving public nuisance laws, sanitation, littering, disturbing the peace, etc. shall naturally remain in force and be the basis for any legitimate police action. Problems in this experimental zone will be closely monitored and the basis of a report at the end of the month. The Citizen's Coalition for the Homeless and/or the Coalition to End the Camping Ban shall also determine any substantial rise or drop in the homeless population using the area to see if there is in fact any "magnet" effect because of the relaxation of the ordinance.

2. The City shall instruct the SFPD to make stops, citations and arrests their lowest priority in the rest of the city (still covered by the Sleeping Ban). Such stops shall be done only upon specific complaint (allegedly by the current policy anyway). Before any tickets are issued, motorists will be directed with small informational cards to the "designated area" of the city where the ban has been suspended, and given a chance to go there. Finally, a record of all complaints for such "sleeping" tickets shall be kept by the XPD and made available to a neutral observer appointed by the City Council and the Citizen's Committee for the Homeless to measure street-level homelessness and their advocates that the SFPD is in fact "ticketing on complaint."

3. The City shall immediately have in consideration of the feasibility of a low-cost volunteer-run campground either in or near the city to accommodate at least 100 people and vehicles. The campground shall include restroom and shower facilities (with possible laundry, locker, and daycare capability) to supplement the existing rest weekly at least, report on its progress at each Council meeting, be open to the public, and include representatives from the homeless community and other relevant groups. The Committee shall additionally consider reestablishing the Santa Cruz Subtentorium to facilitate job-search, medical, and legal services and other homeless needs. The Subtentorium shall be a walk-in facility, located in Santa Cruz, but not necessarily on the Pacific Garden Rd. It will be funded by private donors with the City merely seeking to facilitate the establishment of the Subtentorium.

4. There shall be a Thanksgiving/Christmas amnesty for all "sleeping" offenses. (Failure to appear and warrants for the same shall also be annulled.) This act of clemency will be by the city and the courts, encourage folks to come forward with such "sleeping" warrants to remove them into the public arena so they can seek social services and engage in ordinary human existence without fear.

In response, the Coalition to End the Camping Ban shall:

a. Assist and cooperate with the City Council, the Citizen's Committee on the Homeless, and other relevant bodies in providing information, offering volunteer labor, calling homeless people on the street, and otherwise expanding their aid to the ongoing effort to set-up a campground and monitor the feasibility of the Sleeping Ban suspension.

2. Declares a moratorium in any speak-in demonstrations at City Council meetings that have previously been held to protest the Council's adamant refusal to consider any changes in the Sleeping Ban or homeless policy generally as well as its unconstitutional abridgement of free-speech rights during Oral Communications (denying homeless speakers 3 minutes/speaker as provided for by the printed Council rules).

3. Declares a moratorium on any sleep-ins or demonstrations in any city-owned property (or privately owned property within city limits) such as had been held at the Civic Plaza and the Silver St. mini-shelter to dramatize the criminality of the moratorium on night until 5:30 a.m. the following morning. Sleep-in cases currently in the courts shall continue to be fought and appealed until and unless annulled.

4. Suspend, following the implementation of the rest of this proposal, any financial claims on the city for damages incurred through police misconduct and false arrest during the preceding month. This suspension shall likewise be dependent upon the D.A.'s dropping harassment charges against any activists currently so situated and appealing. (Motions for dismissal.)

City Council rejected by Commission



Sam 12-4-88

← jailed activist ↓

spirit. Thanks for the letter. How are you? I know that story about the Ferguson family is pretty long. Please don't feel obligated to type it up. Sent it for me through, or give it to my Mom.

When the folks are sure creating a record out there. I saw Dave at my trial. Were you there too? 11-29-88 trial that is. I didn't did not get much of a chance to look at you folks. I felt as though the ball was staying in down 9990 of the time. Thanks for putting the Sun letter in upon the Street Sheet.

It is great to read all the articles about you and Sandra and the lawyers' movement. Still and feel movement.

I had wind falling almost from behind coming in. In a sense, I could have in back with me, and I could have in back with me, and I could have in back with me.

Editor, The Sun  
Norse to SUN  
on its "High Noon of Town Clock"

P.O. Box 1735  
Santa Cruz, CA 95061  
December 6, 1988

"High Noon at Town Clock," your coverage of the Mayor's successful attempt to end the voluntary "adoption" soup supper at the Town Clock sacrifices accuracy and dignity for melodrama. Readers were not informed that the basic struggle was the Mayor's determination to stop a small group of volunteers from feeding hungry street people and homeless folks because of complaints from some downtown merchants, notably worried about their image. The Mayor expressed a determination to crush the food distribution there to several people at different times--on Friday night to Tony Busanmano, KOO-TV reporter, on Sunday night to me in the context of a long phone call.

It was the Mayor that dragged the Health Dept. to the scene after deciding that a massive show of force (12-15 cops and six squad cars on Saturday afternoon) would not make good Christmas publicity and create a no-homeless backlash. (She showed the force, but dared not use it, remembering the experience of San Francisco and Food, not bombs for the North where said to folks trying away food secretly increased the support for the homeless feeding.) If not force, then pressure and persuasion, was the way to quash the food-givers. Caroda's 1983-h food distribution at the back of his truck was not assessed with use and health penalties, yet his operation was not savaged. Previous papers for the homeless at city hall and at the Town Clock earlier in the fall had similarly been left alone. But once the merchants barked, the Mayor heard the Master's

go through this crazy oppressive atmosphere.

Being here I feel some help. We have low government workers. Friends, intimidation, violence. I know they want a "rubber room" here for people who "miss the beat". It is a packed cell with a hole; in-between only flushable from the outside, they put you in with only underwear on. Some say there is a camera watching you. Well, what for you and what folks outside. Say hello to Jane for me. Tell her I love her too. (Referring to the sign she held up in court. Much love,

Andreas

↑ Trial Date 12/13/88 ↓

Don Lane

4. Believe there should be an ordinance restricting people from camping in public places and in neighborhoods. I do believe the city should find a place for homeless people to legally sleep -- designate one or two sites as sanctuaries from the camping ordinance. The city should continue to look for shelter opportunities.

Don Lane (S.C. Smith, Jr.)

Homeless: Advocates a mediation process between street people, police and merchants as means of stopping problems on the mall.

Mo Rack

4. In favor of camping ban. I would like to see if it can be rewritten to allow for sleeping in automobiles in selected areas of the city. For the homeless, I would continue to fund the Community Housing Corp. I would maintain the city's commitment to affordable units in new construction by the private sector. Work with county for those who need mental or social services. I would make it unappealing for those social parasites, the criminal element, to continue harassing people.

JANE YOKOVAMA, Rainbow Coalition candidate, progressive, former UCSJ Spanish teacher, Beach Flats organizer and affordable housing advocate. Yokovama is currently the director of Immigration Services for the Santa Cruz County Immigration Project.

4. Yes, I favor the camping ban. There are several emergency measures that can ease the homeless problem: using the National Guard Army to house the homeless; participating in a revolving loan program which provides a letter of credit to those individuals who are facing eviction. I would form a county task force on the homeless including members of the homeless community.

GOOD TIMES, NOVEMBER 1, 1988



←

Hakin Abdullah Hassan  
Central Issue: Racism. Accuses current City Council of racist attitudes, accuses the Police Department of being racist and concentrating on arresting black drug dealers in recent Loudon Nelson Center arrests. Wants all racism eliminated from city.  
Homeless: Wants city to provide more food and shelter to homeless people

city Council held  
candidate, held  
in jail 5 days  
on "unrecorded"  
drug charges and  
(believe it or not)  
expired dog license!

November 30, 1988

Editor,

Dear Editor,

The Santa Cruz Sentinel's sanctimonious editorial of November 29 ("Street people only eating matters worse") was written to polarize the community. Its antagonistic tone encouraged the reader to buy all the stereotypes about "travlers". It fed into the current upsurge of violent incidents involving various types of street people and police. Please have for me the food and drink. The folks are already sick and tired of being told they are on the way down. You can be everyone's neighbor when the pay scale isn't taken on the way down. As an ex-city councilman once said, "The capitalist system is in shambles." Don't let the folks who read George Bush's lips on the deficit problems, fight there at Church St. and Pacific Gardens' own street people neighborhood, fight there at Church St. and Pacific Gardens.

Fortunately for some of the unfortunate, those who the editorial denounced a small number of hard-core criminals have been providing a few hot meals recently, with no reports of food poisoning to their credit. Thus, this small group of able and not-so-able bodied, displaced, unpaid,

ON THE 11th NOVEMBER 1988  
Dear Editor,  
"High Noon at Town Clock," your coverage of the Mayor's successful attempt to end the voluntary "sloppin' soup" supper at the Town Clock sacrifices accuracy and depth for melodrama. Readers were not informed that the basic struggle there was the Mayor's determination to stop a small group of volunteers from feeding hungry street people and homeless folks because of complaints from some downtown merchants, unduly worried about their image. The Mayor expressed a determination to crush the food distribution there to several people at different times--on Friday night to Tony Russomanno, KGO-TV reporter, on Sunday night to me in the context of a long phone call.

It was the Mayor that dragged the Health Dept. to the scene after deciding that a massive show of force (12-15 cops and six squad cars on Saturday afternoon) would not make good Christmas publicity and create a pro-homeless backlash. (She showed the force, but dared not use it, remembering the experience of San Francisco and Food, not Bombs to the North where mass arrests of folks giving away food merely increased the support for the homeless feedings.) If not force, then pressure and preemption, was the way to quash the food-givers.

Caroda's 1983-4 food distribution out of the back of his truck was not blessed with use and health permits, yet his operation was not savaged. Previous supervisors for the homeless at city hall and at the Town Clock earlier in the fall had similarly been left alone. But once the merchants barked, the Mayor heard the Master's Voice and began leveling ultimatums at the homeless advocates and setting up her own food distribution operation.

No complaints about the City offering food. But the Mayor would never have done so except to pacify the transient passions of small merchants reminds us that it is she and her regime that refused to bring the City out of the Middle Ages and decriminalize sleeping for the poor. Thousands of signatures on petitions have not swayed her to reconsider the issue; the recommendation of her own Human Relations Task Force left her unmoved; the prospects of a mean January gave her re-creating tired disportations about "not turning the city into a campground." The official policy of ignoring the homeless and treating sleeping as a police problem is of a piece with her latest move to end homeless food distribution at a central, safe, and harmless location, blame the homeless for a confrontation she provoked, and then take credit for feeding the hungry.

That's politics, of course. But the Sun owes its readers a clearer view of the situation. Rather than ascribing city officials as "most conciliatory" and homeless activists as "retaliating," Kadetsky should clarify just who basaled who in this latest chapter of the Downtown's on-going "Homeless! Hide Out or Get Out" holiday pageant.

A letter they didn't print! 420 Lago Lane Santa Cruz 95062

To the editor of the Santa Cruz Sentinel,

I think it's really important to have more campgrounds which are available for homeless people to sleep in at all times of the day and night. I think outdoor spaces in Santa Cruz should be legalized, and I strongly support the shelter on Riverfront and encourage more similar programs. I am a student, and I work. I oppose ticketing of people in cars and harassment of homeless people on the street.

Robert Ners

Central Issue: Racism. Accuses current City Council of racist attitudes, accuses the Police Department of being racist and concentrating on arresting black drug dealers in recent Loudon Nelson Center arrests. Wants all racism eliminated from city.  
Homeless: Wants city to provide more food and shelter to homeless people

November 30, 1988

Dear Editor,  
The Santa Cruz Sentinel's sanctimonious editorial of November 29 ("Street People Only Making Matters Worse") was written to polarize the community. Its antagonistic tone encouraged the reader to buy all the stereotypes about "trails." It fed into the current spurring of violent incidents involving various types of street people and politicians. News of homeless people and their families for the last 10 years has been toward the lower end of those guys already bankrupt, along with their dependents, the families, employed, their small businesses, trade unions, etc. And if they are on the way down, you can bet everyone beneath them is on the way down, too. As an arc-city councilman once said, "George Bush's lips on the deficit are shobles." Don't let Mayor Neri's own street people neighbors, fight there at Church St. and Pacific Ave.

Fortunately for some of the unfortunate, those who the editorial sponsored a small number of hard-core transients have been providing a few hot meals recently, with no reports of food poisoning to their credit. Thus, this small group of able and not-so-able bodied, dedicated, unpaid, hard-working, inarticulate middle-class, working class, lower-class, and unclassifiable people haven't been asking for proof of "truly needy" status from those they serve. Maybe deciding who "deserving" isn't in their self-written job description.

This urge to give without liquidation or catechism seems overly generous to the Calvinist contingent among us. Why does the Sentinel (and Mayor Neri) withhold assume that the sight of hungry poor people waiting for a hot meal will cause Christmas shoppers to feel uncomfortable? I am a Christian, but aren't they supposed to be big on love? Why, perhaps they'll even feel like donating some time, money, or energy to the cause--or is that what bothers the merchants?

And, it's going to get worse, and hungry are economic competition for small businesses. And, it's going to get worse, and hungry are economic competition for small businesses. And, it's going to get worse, and hungry are economic competition for small businesses.

The editorial claims "the patience of many area residents... is wearing thin," that the city's part in displaying some compassion is done. They stand in the bare feet of a down-and-out person (and, woman, of child) when summer is gone. What about their compassion and understanding towards people who are unwilling to accept them as fallow human beings and too mean-spirited to reach out and try to understand their circumstances? Thin people with thin clothing, thin wallets, thin children, thin-soled shoes and thin prospects of finding decent work or shelter are being faced with thinning patience.

People are afraid that if they allow themselves to feel anything besides anger or pity towards someone unconventional, or someone who's suffering, they might discover unknown feelings. They might find themselves unwittingly donating time and energy toward understanding a complex social issue. They might even get dragged into politics! Under duress of cold weather and no place to sleep legally, the great majority of people living on the streets in Santa Cruz have actually been practicing a very sympathetic attitude toward the lives of the community. For the most part, they're obedient, complacent, intimidated, and unorganized.

The fact is, the Santa Cruz municipal bureaucracies are scared to death that this contained impatience might explode into all-out mutiny under the leadership and organization of what the Sentinel calls that small number of hard-core transients. That's why they are echoing the lead taken by Jane Falar and friends at the Town Clock by offering meals at the River St. Shelter. If this bureaucratic contribution is a "backlash," up with backlashes then!

Next time a Sentinel writer mounts their editorial horse, why not first talk to some of the activists and find out what's been going on. Some of them are middle-class with homes and kids, but about 1/4 of the population is currently homeless. With a recession (or depression) in the wings, count on more soon. And with California the most populous state, start counseling on more food giveaways and tent cities. Meanwhile, self-righteous attacks on the poor are not the way to go.

Printed in S.C. Sentinel 12/9/88  
with box above left out. C.M. Berger (426-8375)

View

# Homeless give City Council an ultimatum

By RICHARD EGAN  
STAFF WRITER

Homeless protesters say they are willing to stop disrupting Santa Cruz City Council meetings and holding sleep-ins around town if the council will declare a one-month moratorium on the city's camping ban.

Robert Nurse, a spokesman for the protesters, said he will try to present the plan to the council at tomorrow night's meeting. It will be the first official meeting for four newly elected council members.

It may be a new day for the council, but it could be the same old story when it comes to the question of fixing the ordinance, Nurse said.

Santa Cruz Mayor Mardi Wormhoudt said the whole idea smacks of threats and intimidation.

The ordinance prohibits people from camping on public property or sleeping in cars between 11 p.m. and 7 a.m.

Nurse said the demonstrations at council meetings, which have occurred for the past six months and led to arrests on more than one occasion, will stop if the city agrees to amend other things, designate a certain portion of the city as a sleeping area, and stop giving tickets except for violations such as littering, disturbing the peace, etc.

Nurse also called for a "Thanksgiving amnesty" for past camping offenders and urged consideration of a low-cost, volunteer-run campsite that could accommodate at least 100 people and include showers and bathrooms, and possibly laundromat and day-care facilities.

In return, Nurse said, the protesters, who call themselves the Coalition to End the Camp-

## In SC, no ultimatums

To the editor:

Your "Homeless give City Council an ultimatum" story of Nov. 21 is abusive of the truth in both spirit and letter. To the new City Council the homeless and their advocates were not presenting "threats and ultimatums" but rather a compromise plan to begin working towards a mutually agreeable solution. The sleeping ban (criminalizing sleeping outdoors or in a vehicle between 11 p.m. and 6:30 a.m.) has long been a stupid, ineffective, costly, and unjust response. It is eminently sensible and humane to demand its immediate abolition and allow public nuisance laws to cover any camping-related problems that may arise thereafter. But because the City Council has been so adamant and apprehensive on the issue, repeat proposals suggested a partial suspension in a designated area of the city for one month as a trial situation (and to give folks somewhere to go without threat of harassment, ticketing, or arrest).

During that month, the council would set up a committee (to include homeless) which would find a site for an emergency campground to allow the homeless to shelter themselves. There would be an amnesty for past "sleeping" tickets and related "failure to appear" warrants so that folks seeking to claim needed social services would not be apprehensive of arrests for years-old tickets. In areas of the city still covered by the ban, police would be instructed to ticket only upon complaint and first direct "criminal sleepers" to the "free zone" and/or to shelter facilities before ticketing.

In recognition that the problem was being addressed and not ignored (as it has been for the last five months by the City Council), the Coalition to End the Camping Ban would indeed suspend sleeping on city-owned and private property within Santa Cruz as well as hold off on any speak-ins at City Hall itself (since the council was now allowing the homeless input and access through the appointed Homeless Committee). Finally claims for false arrest would be stayed during the month to facilitate negotiations.

Reporter Egan chooses instead to paint a lurid picture of ultimatum and confrontation, pitting me against Mayor Wormhoudt. He falsely reports that I and others are threatening the council with demonstrations, should they not accede to demands. Rather, demonstrators are likely to continue and escalate as the weather grows colder and wetter, and the conscience of the city erupts with middle-class and student support for the basic survival and civil rights issue involved. Such an emphasis does real disservice to people who are struggling to find common ground for a solution to the sleeping ban and its outrages.

The City Council and police actions to maintain the sleeping ban against growing pressure from demonstrators who seek to expose it for what it is -- an assault upon the poor and unconventional -- corrupt their authority. Recent police action against me on "false information" charges is such transparent harassment that it will rebound in the courts and become the basis for a false arrest suit. In the meantime it sullies the reputation of the prosecution and police and shows the corrupting effects of striving to enforce an unjust and morally repugnant law.

## SC food giveaway runs into trouble

By RICHARD EGAN  
STAFF WRITER

There's more than soup brewing at the base of the Santa Cruz town clock these days.

A series of food giveaways at that site have led to a confrontation with county health officials that could lead to the confiscation of food and possible issuance of citations.

The problem is that the individuals distributing the food have not obtained permits either for using the giveaway site or for the preparation of the food.

Mayor Mardi Wormhoudt, involved because the town River Street Shelter as a food clock property is owned by the giveaway site. The distribution issue, a location permit, but 2 p.m. that the site should be the River Street Shelter for the homeless.

Jane Imler, a local advocate for homeless causes, said that would be like hiding the poor folks out in back.

"I have some difficulty with that," Imler said. "It's like saying, 'If you take them into the bushes, you can do it.' We have a serious class struggle here."

Imler, who likens the struggle of the homeless to the black movement for rights, said that in addition to feeding those who need it, she would like to draw attention to what she calls the continuing practice of "roll busting" or beating up people sleeping on the streets.

Imler said in the past year she has worked to set up free food giveaways on a "spontaneous" basis, feeding anywhere from 75 to 100 people at a time.

Wormhoudt said the city's posture on the issue is that it is all for feeding people who need it, just not downtown during the height of the Christmas-shopping season.

"There is the danger from traffic, a problem with litter, and a lack of sanitation facilities that could lead to the use," Wormhoudt said. "And it's just one more activity at a busy downtown area."

Wormhoudt said the city members of the police department, parks and recreation department, zoning administration, and city manager's and city attorney's offices yesterday, and they have offered the River Street Shelter as a food clock property. The distribution issue, a location permit, but 2 p.m. that the site should be the River Street Shelter for the homeless.

Ray Tothlaune, supervisor for the county health department's consumer protection division, said the problems with the giveaways range from where the food was prepared to a lack of protection for the food at the roll town clock site.

Tothlaune said the state requires that projects in this area, people's health, is jeopardized. The city's approval, kitchen and equipment was an invitation to attract from viruses and bacteria.

"We're all sympathetic to the situation," Tothlaune said, "but it doesn't do anybody any good if they get food poisoning or get sick."

Imler said the giveaway is a lot healthier for people than scavenging for a meal. "It keeps people from having to go

By RICHARD EGAN  
STAFF WRITER

11/28/82

11/28/82

## Santa Cruz works a deal to serve meals to needy

By RICHARD EGAN  
STAFF WRITER

People took it last winter. "But some aren't going to take it anymore. We don't want to frighten little old ladies, or little old council members, or pseudo-professors on the west side of Santa Cruz. We want to show what camping ban rescinded -- nothing."

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Norse said the demonstrations at council meetings, which have occurred for the past six months and led to arrests on more than one occasion, will stop if the city agrees to, among other things, designate a certain portion of the city as a "sleeping area" and stop giving tickets except for violations such as littering, disturbing the peace, etc.

Norse also called for a "thanksgiving amnesty" for past camping offenses and urged consideration of a low-cost, volunteer-run campsite that could accommodate at least 100 people and include showers and bathrooms, and possibly laundromat and day-care facilities.

In return, Norse said, the protesters, who call themselves the Coalition to End the Camping Ban, will, among other things, declare a one-month moratorium on demonstrations at council meetings ("Although continued debate and expression of opinion shall not be interrupted"), as well as a moratorium on sleep-ins on public and private property. He also said no financial claims against the city will be pressed during that month.

Norse said that if there is no action within a month, there will be more demonstrations at council meetings, daytime sleep-ins on the Pacific Garden Mall, and a call will go out to homeless advocates across the city to come to Santa Cruz to lend support.

That sort of talk didn't impress Mayor Wormhoudt.

"My own sense is that the council doesn't make decisions because of threats and intimidation, and that's what's going on here," she said.

"This is a city that is very densely populated, and I don't know of any area that's suitable for a campground. If they can make arrangements with private-land owners, fine, but it's not within our control.

majority on the council, which increased from 4-3 to 3-2 after the recent election, hasn't been sympathetic to the plight of the homeless because they are progressives in Nicaragua, but not here, when it comes to the homeless.

Norse said that if no action is taken by the council, anger will mount and demonstrations, including "middle-class people and UCSC students" will increase.

"People took it last winter," he said. "But some aren't going to take it anymore. We don't want to frighten little old ladies, or little old council members, or pseudo-progressive on the West Side of Santa Cruz. We want to show what will happen when you have a camping ban rescinded — nothing."

There will be no action on the issue at tomorrow night's meeting, because the council is prohibited by law against acting on any item that is not on the agenda.

The homeless coalition will most likely present its plan during the oral communications segment at the beginning of the meeting, when the public is invited to speak on any issue not on the agenda.

Wormhoudt said she will continue former Mayor John Laird's practice of limiting oral communications to three minutes per person, and a total of 30 minutes on any one subject.

"Obviously, they'd like to take up the whole meeting," Wormhoudt said, "but there are people who would like to take care of agenda items, and we have a very full agenda tomorrow night. I think 20 minutes gives anyone adequate time to present their point."

WRITERS AND THAT WITH REGARDING TO claim needed social services would not be apprehensive of arrests for years-old tickets. In areas of the city still covered by the ban, police would be instructed to ticket only upon complaint and first direct "criminal sleepers" to the "free zone" and/or to shelter facilities before ticketing.

In recognition that the problem was being addressed and not ignored (as it has been for the last five months by the City

authors. Recent police action against me on "false information" charges is such transparent harassment that it will rebound in the courts and become the basis for a false arrest suit. In the meantime it sullies the reputation of the prosecution and police and shows the corrupting effects of striving to enforce an unjust and morally repugnant law.

ROBERT NORSE, P.O. Box 1735 Santa Cruz

of the homeless to the black movement for rights, said that in addition to feeding those who need it, she would like to draw attention to what she calls the continuing practice of "troil busting" or beating up people sleeping on the streets.

Imler said in the past year she has worked to set up free food giveaways on a "spot-radio" basis, feeding anywhere from 75 to 100 people at a time.

for the county health department's consumer protection, said the giveaway range from a food was prepared to a town clock site.

Toothlune said the state requires that any food giveaway be inspected. She said she observed a food giveaway that was an invitation to infection from viruses and bacteria.

"We're all sympathetic to the situation," Toothlune said, "but it doesn't do anybody good if they get food poison or get sick."

Imler said the giveaways lot healthier for people scavenging for a meal, keeps people from having to go to the dumpsters," she said.

Imler said the giveaways continue at the town clock even if it leads to an arrest or two citations for the offense within 48 hours.

"It would be an unfortunate situation," Imler said, "yeah, I guess I am willing to let it go."

Wormhoudt said the application for permits to run a giveaway at the shelter will be expedited.

"The city staff is anxious to pursue it," Wormhoudt said. "There would be a very interesting meeting on the application. But they can't get a permit until at the town clock."

Wormhoudt said the application for permits to run a giveaway at the shelter will be expedited.

# Santa Cruz works a deal to serve meals to needy

By RICHARD EGAN STAFF WRITER

The City of Santa Cruz has worked out a deal to provide meals for needy people at a site that is more suitable than the town clock.

The meals will be provided, beginning tomorrow, from 4 until 6 p.m. at the River Street Shelter for the homeless. Running the program will be Steve Stiles, director of the New Life Center on Fair Avenue.

Homeless advocate Jane Imler had led a group that was distributing food from the town clock site since last Saturday. County health officials said they would be forced to close down that operation because those cooking and giving away the food lacked the proper health permits.

Mayor Mark Wormhoudt said the city would not grant a permit to dispense food at the town clock because of traffic, sanitation and littering problems. Merchants had also complained that the giveaway was in the process of obtaining a health permit.

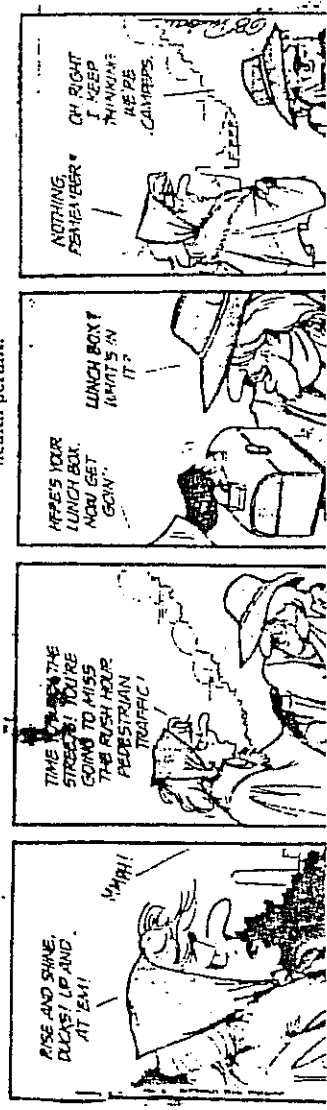
When no reply was forthcoming, city staff contacted Stiles, who had already received a Federal Emergency Management Agency grant to provide mobile food service during the winter months, and was already in the process of obtaining a health permit.

"The city is moving heaven and earth to get a portable toilet and lighting out there," Wormhoudt said. "Not only is it a better location, but there will be better service provided."

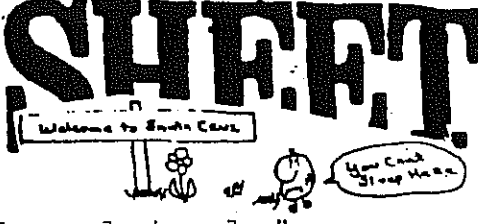
Organizers of the food giveaway at the town clock said forcing them to dispense from the River Street Shelter, located at River Street and Highway 1, is insulting. Imler had complained that the city is saying it's OK to feed people, just as long as you do it "in the bushes."

That stance prompted city officials to wonder whether the giveaway organizers were looking to feed hungry people, or intent on seeking a confrontation with the city over what they feel has been a poor response to the needs of the homeless.

Wormhoudt said the application for permits to run a giveaway at the shelter will be expedited.



# STREET SHIRT



"Oh sleep! It is a gentle thing, / Beloved from pole to pole."

--Samuel Taylor Coleridge, The Rime of the Ancient Mariner (1798)

## ARRESTS FOR SOUP-SERVING OUTSIDE CITY COUNCIL SPARK ANGRY OPPOSITION ACTIVISTS CALL FOR VOLUNTEERS TO RESIST SLEEPING AND EATING BANS

Soup ladlers and some passionately committed bystanders were hauled off by SCPD police Tuesday night when authorities turned another City Council Supper (such as Sleeping Ban opponents had organized biweekly for the past five months) into a major confrontation. Intent on providing hungry folk with a bit of hot soup before their final effort of the year to talk sense to the sleepbusting Gang of 7, Linda the Lark, Robespierre Robert, Sham-eyed Maluu, and Food not Bombs' Keith McHenry set up table and cups outside City Hall across from the public library around 4:15. Inside, unbeknownst to them, the Gang of 7 had placed a new item on the agenda, amending and stiffening the Sleeping Ban to prevent demonstrators from successfully challenging the Ban in court. (Attorney Grinning Ray Grueneich had just the week before filed an appeal in the case of Linda (the Lark) Edwards, seeking reversal of Judge Atack's late October ruling that unrolled bedding at demonstrations against the Ban was a no-no.)

Health official Diane Evans, plainclothes Lt. Lawson, and the ever-present Sgt. St. Onge conveyed the city's latest edict--that hot miso soup was a potential health hazard and that serving it would be cause for citation and/or arrest. The soup was discretely removed while folks discussed this latest provocation and awaited the arrival of Calamity Jane Imler and other servers. Bubbah Bryan attempted to explain to the posse of officials that the code section they claimed was being violated (Section 27551 of the State Health and Safety Code) did not apply to the offending soup because there were no permanent food facilities involved. Keith added that an identical ordinance in San Francisco, initially used to arrest first 9, then 25, then 54 food criminals had been shown to be inapplicable up there.

But police were intent on arrests. When the pot of steaming miso reappeared on the Homeless Table and Linda dared to ladle out a bowl to sample herself, she was pounced upon by St. Onge and fellow officers, who physically subdued her when she declined to sign the citation and tried to discuss the matter with them. KZSC reporter Dan Murphy wedged his tape recorder between the disputants and later did a vivid on-the-scene news broadcast. The volatile "No Guns," who'd sponsored a smashingly successful benefit at the Vet's Hall involving long-hairs, skinheads, Rainbow Family folks, and street people, stormed singing her "songs against fascism" and directly confronted the arresting officers, insisting they not make a travesty of charity work by arresting the workers. She was quickly seized in a tight hold by the burly Sgt. St. Onge, and her son, Star, took alarm, demanding that the sergeant not strangle his mother. He too was taken away for "obstructing justice," (though some were heard to comment that the youth had done his best to obstruct injustice).

On the heels of this scuffle, a mass of police officers appeared on the run from the police station adjacent to city hall like a line of blue-clad well-armed football players intent on securing the captives their fellow officers had taken. Photographers snapped pictures as the wall of cops kept citizens at bay. Jane Imler then announced to an officer that she'd used a ladle with criminal intent and wished to be cited with the other prisoners. The officers obliged and when she declined to sign her citation, she was arrested with her fellow food felons.

Police seemed disturbed that their forceful interference with the feeding provoked such anger and expressed regret that folks didn't surrender their rights more quietly. They also kept an eye for more contraband soup and nabbed Raucous Rocky Stone, allegedly with a styrofoam cup of miso in hand, and wrote him a citation. Upset at the

violent seizure of Linda the Lark, his eyes streaming with tears, Rocky made plans to wait for her release at the jail, spoke heatedly and eloquently to the City Council during Oral Communications (though some were hoping he'd abbreviate his remarks) insisting that folks would fight on against harassment food arrests and the increasing police intimidation on the mall (Rocky was ticketed several days before for allegedly dropping one (1) cigarette butt on the sidewalk in a repeat performance by former air force MP cop Dave Townsend.)

Robesnoierre Robert warned the city had set in motion a dangerous snowball by its arrements that evening. He also denounced the no-notice emergency item that had been passed with virtually no debate in earlier session that removed the "Special Events" provision of the Sleeping Ban. It was bad faith for the Gang of 7 (the Council) to swiftly let this law slip on the books after homeless activists had spent weeks proposing a lengthy compromise. Councilmember Don Lane later noted that the ordinance would come up for a second reading at the next Gang meeting January 10--but that was a month of winter away with no relief in sight for outdoor and vehicular sleepers. Bubbah Brvan, his voice quivering with anger, once more called for a designated legal camping zone. Keith McHenry of Food not Bombs noted the mounting lawsuits up in San Francisco provoked the SFPD's 93 illegal arrests of food servers there and cited a Harvard University study that only 20% of the homeless were receiving food. Moderate Ron Swenson presented a well-laid out plan that urged the city to establish a mediation commission to deal with sterile polarization around the issue of the Sleeping Ban and another to encourage creative brainstorming on homeless issues to include a broad cross-section of the community. Gangleader Wormhoudt rather baldly cut him off at which point he turned without a word and left the room.

Councilman Lane's promised discussion and comments on the Sleeping Ban never occurred. Energized activists, seeing that it was back to "business as usual" for the Gang of 7, considered whether to immediately begin downtown soup-and-food distribution or to wait until January 3 (when the Street Kitchen back of the River St. mini-Shelter will have to apply for a permit extension). Keith suggested that flyers be organized to educate and draw folks from the San Francisco area to back up soupserver down here who might be arrested in the days ahead. Restaurateur Roger of the O'Mei signed on board as a doner of food for the hungry and expressed his disgust at the Gang's handling of the Sleeping Ban. The hefty Bear summed up, "The homeless are being engulfed by the hopeless." It remained to be seen if the Santa Cruz community would stand back or step forward in the face of the latest crackdown on homeless rights. Folks interested in serving or witnessing can call Linda, Robert, or Jane at 429-9801. Donations of food are also welcome.

SNIPS AND SNAPS.....

.....The Citizen's Committee for the Homeless is again taking a back seat to on-going events. A scheduling screwup persuaded chairperson Page Smith to set the meeting ahead 8 more days rather than march over to a nearby Cafe and hold the meeting there. Page's decision upset a few homeless activists, but for those still interested, the next meeting is Thursday 4 p.m. at Calvary Episcopal Church December 23. That is, unless it's kicked ahead another week or two, giving the homeless a chance to practice self-reliance as police seize their food and disrupt their sleep.

.....Paul Lee of The Shelter Project reports the satellite shelter program got a boost of much-needed funds from Paul Pfotenhauer's congregation a week back. We haven't checked lately, but as the month grows older, more and more folks seeking a roof were being turned away. Same thing seemed to be happening at Felix's Street Kitchen some days ago when this reporter got no beans for his belly when he showed up at the back of the River St. mini-Shelter. They'd prepared food for 100 on <sup>wednesday</sup> night, but it wasn't enough. Cold weather burns more calories. Lee is also reportedly enraged at City Council dicking around with the homeless over shelter and food issues, confessing himself too angry to even talk to the current Gang. Remembers Lee from the winter of 1985-6 when he, Page, and Calamity Jane set up the Cedar St. Shelter, Councilmember <sup>then-</sup>

Mardi Wormhoudt remarked the Cedar St. Shelter would continue "over my dead body." The more things change, the more they remain the same.

.....Rumored to be appearing shortly: a pledge of civil disobedience for the principled middle (and other)-class folk of Santa Cruz to sign, committing them to a sleep-in or homeless-feeding action on a specific date in the continuing struggle to turn the town into a more human community. Interested in volunteering--call 429-9801.

.....After 46 days in jail for "trespass" in the Pogonip, Anders Corr finally had his day in court Wednesday. The judicial system bullied him out of his jury trial, but Public Defender Kathy Mendez still produced impressive witnesses in the full-scale sentencing hearing before Judge Kelley. Security guards had scattered Anders campsite, using high-sounding words like "liability," "fire danger," etc. but principled men are not so easily intimidated. Though found "guilty," Anders "bearing witness" to the right to respectfully use unused land earned him the regard of virtually everyone in the well-filled courtroom. Environmentalist Charles Grey pointed out that with Santa Cruz's astronomical rents, it is impossible to live within your just share of the world's resources. 48% of the average renter's income goes for a place to stay here. Rents have nearly doubled while real income has dropped 1970-88. Grey spoke of Anders "prophetic role" to shock us into the realization that we must change.

Anders--a true thorn in the belly of the legal system--was given a polite hearing before Judge Kelley and then sentenced to time served with no probation (since Anders had declared he would refuse it, if offered). Had Anders insisted on his jury trial, the High Sheriffs were readying to stick him with another 4½ months of jail, though other legal observers regarded the bullying as bluff and felt that Kelley wouldn't dare to compound the current injustice. Whatever the truth, Anders is back on the streets at last.

.....Guerrilla sympathizers in all-night restaurants? Calamity Jane Imler reports that upon her release from jail for "soupcrime" Tuesday night, she went right back to doling out soup and received an offer from a sympathetic restaurant worker to heat up her kettle so as to better fortify the hungry late-night sippers. As the conspiracy of justice spreads, who knows which otherwise ordinary-looking middle-class geek will reveal their pro-homeless colors!

.....Fearless Dennis T., much-ticketed sleeper involved in the River St. mini-Shelter citations and arrests declined to remove his hat for Judge Kelley some weeks back. Said the judge, "10 days for contempt." Retorted Dennis, "how about 15?" Time served: 2 days...with liberty and justice for all.

.....The City's fast switcheroo--last Tuesday in modifying the Sleeping Ban to deny future sleepseekers the "censorship" defense may result in many charges against anti-Sleeping Ban demonstrators being dropped. The provision hastily removed allowed the Council to grant a permit for a "Special Event"--thus allowing them to cheer on sleep-ins they liked (such as the anti-apartheid ones up at UCSC a few seasons back) and arrest folks at demos they disliked (such as the Town Clock and City Hall sleep-ins). Grinning Ray Grueneich, sleep-loving shyster extraordinaire, predicted that all charges will be dropped except those against Robespierre Robert (for using his name), Maid Marion (for speaking on a forbidden topic before the City Council after Gangmaster Laird had imposed the gag rule), and various others (for maintaining a camp back of the River St. mini-Shelter, feeding people nightly, and creating hope for real change in the homeless sleeping situation). Keep tuned.

#### GRUENEICH REVISITED: PART 2 OF C.M. BERGER'S INTERVIEW WITH RAY G.

Ray Grueneich's enthusiasm for fighting uphill battles extends out from legal territory into personal and political spheres. His choice of cases resonated with his own personal and political beliefs. He has litigated to the sound of a different drummer,

winning and losing, but always maintaining as much integrity as possible.

"Twenty years ago I was an intellectual elitist," he confesses. "I based my judgement of people on my opinion of their intellectual capacity."

Something happened which helped him to reevaluate that approach. Nineteen years ago his wife bore him their first child, a son who was severely retarded. This son is now nineteen years old, yet retains the mentality of a one-year-old baby.

With help, he and his (now ex-)wife care for their son at home. The experience of dealing with his own son boiked his awareness and interest in aspects of the law dealing with developmental disabilities, including autism, cerebral palsy, epilepsy, mental retardation, and similar neurological handicaps.

Many of the cases he took were school placement battles on behalf of developmentally disabled children and their families. Grueneich's interest in this set of legal and philosophical questions led him on to achieve a degree of expertise in the field, which qualified him to serve on a California state advocacy board for developmentally disabled people. On the basis of his personal involvement with and dedication to the issue, he was appointed to this board by Governor Jerry Brown in the early 1970's. He served two four-year terms.

Another area in which Grueneich considers himself to have a degree of expertise is family law. He has fought various child custody cases, as well as molestation/abuse cases. He has defended people accused of being child molesters (guilty and innocent), parents accused of molesting their own children (guilty and innocent), and has represented mothers against suspected child molesters.

"I don't have a hired gun policy in these cases," says Grueneich. "I don't confine myself to the 'right' side. I think in terms of, how can I be helpful to someone who honestly wants to examine their behavior in light of the conditioning they've received, understand it, and change it to a more positive pattern."

One of Grueneich's favorite areas of law is Constitutional Law, especially cases dealing with the First Amendment, and free speech, and cases which call into play the right of vicinage, i.e. the right to be tried by people who reside in the area where the accused's crime was committed--a Sixth Amendment guarantee. These interests stem from his own very deep questioning of the United States' sociopolitical system.

A self-described anarchist, Grueneich's involvement in the legal processes began with a 14-year stint as a para-legal, during which time he worked against the Selective Service System's military draft.

To him the essence of anarchism lies in the individual's assumption of responsibility. "Institutions should be mistrusted. Moral responsibilities can't be delegated by or to another. Most people, when they hear the word 'anarchy', think 'chaos.' The ideal State is ordered anarchy. In fact, most people live anarchistic lives. We make decisions every day without reference to whether we are following or breaking laws and rules."

Currently his anarchistic leanings have prompted him to challenge the Santa Cruz City ban on sleeping or camping on public property or in vehicles parked on or by public roads. This law has resulted not only in an increase of court-bound illegal sleepers; enforcement of the ban has occasioned the arming of a shaky but persistent coalition of troopers from the local homeless battalions committed to trying the constitutionality of sleep bans that affect those without houses, even if that means taking their cases to the Supreme Court. Their attorney of choice? Raymond C. Grueneich.

Grueneich has already fought Round One of this battle. On Monday, October 31, 1988, Judge Robert Attack upheld the constitutionality of the local ordinance. However, the Judge acknowledged that the case could be further scrutinized in light of some close readings of previous court rulings on similar issues. This insinuates that Grueneich's efforts at a constitutional challenge may find sympathetic ears at another



level or in another courtroom.

The case in question is Linda Edwards v. Santa Cruz\* Ms. Edwards was arrested along with other demonstrators during a sleep-in at the Town Clock to protest the ban on sleeping outdoors at night. Grueneich argued that Edwards' action amounted to "symbolic speech" rather than true "sleeping." Symbolic speech is already guaranteed by the First Amendment.

The difficulty in the ruling comes with the vagueness of the definitions of concepts such as "symbolic speech". Judge Atack felt that Edwards' action did not go so far as to constitute an act of "symbolic speech."

However, Grueneich still has some cards up his sleeve. Other possibly illegal or unconstitutional aspects of the current camping/sleeping ban that have yet to be explored in court are the issues of interstate travel--Does the sleeping ban interfere with the rights of people travelling from city to city or state to state by preventing them from sleeping in their vehicles?; yet another is sleep deprivation as a form of torture, condemned by international human rights groups; the right to live a mobile lifestyle; religious beliefs involving closeness to the earth; and other creative and anarchistic sorts of challenges.

Ray Grueneich is ready, willing, and many believe able to give voice to these challenges in the courts of the land: "Regulating hours and conditions of sleep is an attempt to regulate poor people right out of the community. I think this is unfair, and I hope to prove it unconstitutional."

\*On Friday December 16, the cases of Joanna Berton and Maria Alderete, students twice arrested in the 3rd City Council sleep-in, were dismissed by Muni Court upon motion of the City Attorney's office, in response to the Council's recent emergency change in the Sleeping Ban law eliminating the "Special Events" provision. Berton and Alderete were twice arrested and jailed October 11 for sleeping outside City Hall along with Robespierre Robert and Cookiemonster Jon in what were then thought to be the first misdemeanor sleeping ban arrests of the year. Charges were reduced to infractions, however, and then dropped. Attorney Grueneich suggested that the Edwards case will similarly be dropped by the City Attorney's office along with all other City Hall/Town Clock sleep-in cases.

## 4 arrested at meal giveaway

Mercury News  
12/11/82  
Homeless advocates  
accused of violations

## City Hall 'kitchen' broken up

Bob Levy  
Four people were arrested Tuesday at Santa Cruz as they moved in on a meal giveaway sponsored by homeless advocates outside City Hall.

The arrests took place about 100 feet from where Santa Cruz City Council, long accused by the critics of not doing enough for the homeless, was eating. Although warnings have been issued previously that open air meals violate state health laws, this was the first time that there were any arrests.

The homeless advocates have been staging the meals for several months during City Council meetings. Last month they also started serving a hot dinner at the Town Clock downtown. After several near-confrontations at the Town Clock meals, an agreement was reached last fall. If the meals stopped serving there, the city would allow a hot dinner at the Town Clock downtown. After several near-confrontations at the Town Clock meals, an agreement was reached last fall. If the meals stopped serving there, the city would allow a hot dinner at the Town Clock downtown.

Mayor Mark Worthmoult said during a recess that the county health department believes that such meals are a fire hazard because there's no way to check food spoilage or preparation methods, the city said back that position.

Confrontation expected  
The meal Tuesday was expected to be a prelude to other confrontations between the homeless advocates and the council during the evening portion of the meeting.

These confrontations have occurred at virtually every council meeting since September. The advocates are angry with the council for refusing to send a message to the city.

The council on Tuesday afternoon tightened the ban on camping in the city. It repealed a section of the law that allowed excepted City Attorney Rod Atkinson said court challenges to the exception put the matter in jeopardy.

By DONALD MILLER  
Sentinel staff writer

SANTA CRUZ — Four people were arrested Tuesday afternoon outside City Hall, after a group protesting the city's camping ban set up a temporary soup kitchen.

One of those arrested was Jane Imler, advocate for the homeless and former city council candidate. She was booked into County Jail after refusing to sign a check given to her by police in connection with the soup kitchen.

According to Santa Cruz Police Lt. Dave Larson, the incident began when police warned activists that serving food without a permit was prohibited by the county Health Department.

Activists have served food outside City Hall, located on Center Street, during previous council meetings, without police interference.

But Mayor Mark Worthmoult told police Tuesday that Health Department regulations prohibited the serving of hot food on city property without a permit.

The permit issue came up around Thanksgiving, when a similar soup kitchen was set up at the Town Clock across from the Pacific Garden Mall, also on city property.

At that time, the city arranged for food to be served at the River Street homeless shelter, although this effort met with some resistance from homeless activists.

Larson said police asked Imler to keep Tuesday's protest and food giveaway peaceful, but that she failed to enter the group gathered

When police arrested one woman — identified as Linda Edwards, 42, no address — for serving food without a permit, two protesters attempted to interfere with the arrest, Larson said.

Officers said the two, identified as Antonette No Guns Radice, 40, and a 15-year-old boy, jumped on the backs of officers and were arrested.

Imler was subsequently arrested after she refused to sign a citation issued after she told police she was responsible for the giveaway. Larson said.

The arrests provided a backdrop to an action taken inside council chambers by the City Council. The council repealed a section of the city's camping ban that had to do with special camping permits granted by the city manager. The section was challenged in court by homeless protesters, who said it was discriminatory because it gave no clear-cut standards by which such a permit would be given.

The action does not change the existence of the camping ban and has no effect on its enforcement.

SC Sentinel  
12/11/82

S.C. Sentinel 12/16/82

## Advocates for homeless vow action on food giveaways

By JOHN ROBINSON  
Sentinel staff writer

SANTA CRUZ — A tug of war over a pot of soup may lead to intensified confrontations between advocates for the homeless and the City Council. And activists here said they had enlisted the help of Food Not Bombs, a San Francisco group that has been involved in several confrontations there over food handouts.

The standoff over street food giveaways in Santa Cruz boiled over Tuesday when homeless advocates set up a pot of soup in front of City Hall during a council meeting. As the soup was served, police moved in and arrested four people, three on relating-arrest charges and one on a charge of serving soup without a permit. All those arrested were released without bail several hours later.

Homeless advocates said the arrests were politically motivated and that it has increased tension between city officials and advocates.

"I frankly didn't think that there would be arrests," Robert Norris Kahn, a homeless advocate said. "I spoke with Mark (Worthmoult) about three weeks ago and I understood they were concerned about the Town Clock (food handouts). But she said she regarded the feeding at the City Council as a different matter — that it was matter of free speech."

"There was no such agreement," Worthmoult said. "I thought the agreement was that they wouldn't serve soup any more, once the serving at the shelter was set up."

In November the homeless coalition began serving free soup daily at the Town Clock at the top of the Pacific Garden Mall. That giveaway which was stopped after the County Health Department said the group didn't have proper permits. The City Council agreed to allow the group to serve food at the River Street homeless shelter.

Kahn characterized the arrests as foolish and inappropriate.

"Jaws were left hanging that police would do this to make such a show over a pot of soup," he said.

He said the protestors would be stepping up their actions. He said the he and others had been meeting with a Food Not Bombs in San Francisco, a group involved with confrontational food handouts there which have resulted in arrests and disturbances.

Kieth McHenry, who said he is a Food Not Bombs member and who was at Tuesday's council meeting, said the group would be coming to support the local protestors.

"Definitely we will be bringing people down to serve food and see where we are needed," McHenry said Thursday night.

McHenry said the group is concerned with feeding the homeless, but that the issue is also political. He said the group would be willing to face arrests.

McHenry said, however, that Food Not Bombs does not seek confrontations.

Activists blamed Worthmoult of orchestrating the Tuesday arrests.

But the mayor said they came at the request of county health officials after the officials were contacted by police.

Worthmoult said the officials were concerned about the possible spreading of hepatitis, which can be passed through improper food handling.

But activists say more.

"People are already being harassed and angry and they are becoming more angry," said Linda Estemaster, who was at the food handout. "People were hurt. (The protests) gave a sense of hope, but now many street people are falling back and feeling they are being made invisible and that they are the object of hostility."



Linda seeks to cut her back step!



By Bill Gordon  
 Chronicle Staff Writer

A crowd of homeless Haight Street residents jeered and protested yesterday as police arrested nine people for distributing free food in Golden Gate Park.

Volunteers from an organization called Food Not Bombs, which several months ago began serving hot meals every Monday at the park, set up a food line again yesterday in defiance of a police ban.

Five men and four women were cited for violating several ordinances regulating food handouts.

The arrests came after repeated warnings and offers to help the group find an alternative site for the operation, police Lieutenant Rick Holder said.

About 15 police officers moved in to clear yesterday as the volun-

teers served plates of brown rice and beans, bread and fresh fruit and vegetables to about 50 people gathered in the park at Haight and Mission streets.

"This is ridiculous," said volunteer George Holder, as the watched police round up his co-workers. "I just don't think of cops in creative ways. I just see them as police officers standing between hungry people and free food."

After locating the arrested volunteers into a van, the police officers "filled a second van with the group's tables, banners and food as the crowd alternately shouted obscenities and pleas to let them eat the food."

"Anybody who's got food ought to be able to feed anybody who's hungry," said group spokesman Keith McHenry before his arrest.

Police reminded that the food handouts draw drug and alcohol

abusers and other troublemakers to the park and result in more than a dozen complaints a day from nearby homeowners and business people.

"We need over backward to explain the city and state ordinances regarding the issue," Lieutenant Holder said yesterday. "They're in violation of the health code, the pure code and the rental code."

Holder promised serving the food at nearby Hamilton Methodist Church, which serves free meals Tuesday through Friday. The church has "volunteer" facilities to handle the food distribution, he said.

Police donated the fruits and vegetables confiscated yesterday to the church's food program.

"If they're truly concerned about feeding the people, there is a

better place for it," Holder said.

But officers of the food program at the church and Food Not Bombs reject the ban.

Cal Eben, a board member of the Mount Airbury Food Program, which operates out of the church, said church officials want to limit the meal program to four days a week.

McHenry said the Food Not Bombs program spends on the expense of a public park to distribute the food, obtain donations and promote their political views.

Food Not Bombs, a loosely organized organization, also serves free meals every Wednesday at United Nations Plaza and delivers donated food on a daily basis to several local homeless and food programs.

Arrested for unlawful loading!

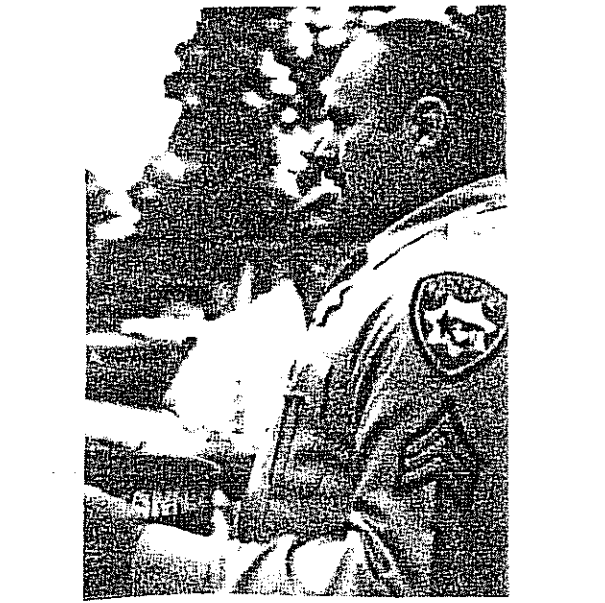


Up North  
 Food not Bombs had similar problems  
 Comedy or Tragedy?



DISRUPTION BY POLICE OF AN OTHERWISE PEACEFUL PICNIC

St Onge seizes the soup...



COMMENTARY  
 The schoolyard bullies at Park Station

By Craig McLaughlin

THE FIRST rule of dealing with San Francisco cops seems to be this: Whatever you do, don't make them look bad. Some of them have very fragile egos and will find any possible way to get even.

Perhaps the best-known example in recent times was the arrest of Examiner columnist Warren Hinkle for walking his dog without a leash, just days after he had the gall to ask why it took dozens of the city's finest to arrest porn star Marilyn Chambers in her dressing room.

More recently, members of Food Not Bombs learned the hard way. On Monday, Aug. 13th, nine members of the group were arrested for feeding the homeless in Golden Gate Park. It was a bust that news should have happened. But a more serious charge of police power had taken place a week earlier at the same site.

To understand what happened, you need to go back to Aug. 1st, the first day the Park Station police decided to take with swat teams, real crime agents and some Haight residents who just happened to be around for feeding the homeless. The police acted on complaints from members of the Haight Ashbury and Cole Valley neighborhood improvement associations. The perspective of some of these callers was stated in HALLA Chairman Stephen Taber's self-incriminating letter to the editor in the Aug. 19th Chronicle.

"Those who would allow brown, derelict and advanced of off-beat life to inhabit our streets and parks without regard to health, safety and the rights of others," he wrote, "are seriously mistaken if they believe this neighborhood will tolerate such activities."

Apparently, Lieutenant Rick Holder of Park Station, whom Taber praises in his letter, made the decision to act. Eileen Mackney, spokeswoman for Mayor Art Agnos, said the police had not contacted the Mayor's Office. Holder relieved all questions to the police Public Affairs Office.

That first Monday, the police only issued warnings and took pictures. But the group returned the following Monday, Aug. 19th, with supporters and the press in tow. According to several witnesses, the police began to issue citations, but were advised then because of the protective crowd of supporters and the presence of so many cameras, in other words, the police backed down.

Apparently, the police waited until the group was packing up to leave around 4 pm. Most of the supporters had left, and so had the press. The coast was clear for the cops to take their revenge — and take it they did.

According to a complaint filed with the Office of Citizen Complaints by Food Not Bombs spokesman Keith McHenry, two officers came up to McHenry, John Pitts and Derek

Taylor just as they were leading their gear and told them their couldn't serve food there. The three reportedly told the officers they were leaving, but the officers told them to wait in the car. The cops then proceeded to write 15 traffic citations as their justification for such behavior as a "lumpy tailight" (McHenry insists it works fine) and expired registration (McHenry says he was all paid up as DMV, but had not received his new sticker). According to McHenry, the police were abusive throughout, calling him a "fat pig" and similar names.

Apparently the abuse got to McHenry. When asked to sign the first citation, McHenry wrote the letters F. U. F. before his name, which, of course, broke with the letter K. That prevented, according to the OCCC complaint, "a strong thrust with the end of [one officer's] fingers in a blunt fashion to the bridge of my nose and my eyes."

McHenry said he was pulled from the car and arrested. When the police wagon came, he said, one of the officers and the driver of the wagon went 20 meters away, whether they could find an excuse to tow the truck. They couldn't, McHenry was returned a half hour later, he said.

The whole incident, as McHenry describes it, is nothing less than harassment — punitive, petty and childish act by a bunch of government who should know better. If the police had made up their collective minds to bring the food servers, they should have done so openly, in front of the cameras. It was until the crowd had dispersed they then search for phony violations to justify their behavior was a necessary act. The incident only goes to show how poorly this entire matter was handled from the start. Homelessness and hunger are political and economic problems — they will not be solved with jail terms and citations. As Mackney says, the police are not required to clear their actions with the Mayor's Office — now should they be. Do they certainly have the option to call for help.

The Mayor's Office has a homeless coordinator, Bob Prentiss, who has been working with Food Not Bombs for the last week to find an alternative site. If the police had been having problems with the food giveaways, they might have asked for his assistance.

City officials should begin immediately to look into this case to make sure it isn't repeated. District Attorney Arlo Sparo certainly ought to drop all charges, immediately, and tell the officers at Park Station that he doesn't ever want to see another burger but like this come across his desk. The mayor should personally express his displeasure to the chief of police. The chief should speak to Park Station officers about alternative ways to resolve problem situations, and be should promise that the harassment will follow up OCCC findings on McHenry's complaint.

And the police, well, the police should grow up, and stop acting like schoolyard bullies every time they don't get their way

10/2/77 Santa Cruz, holiday fighting in heart of homeless territory

**Percent of Income Needed To Rent Housing in Santa Cruz Area**

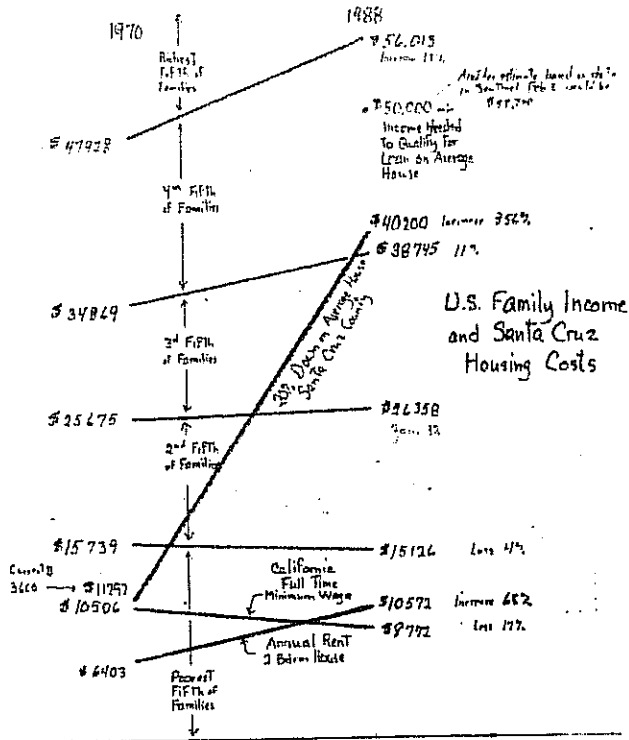
**Rent Prohibitive Requiring Over 60% of Income**

Monthly Rent	1970	Annual Income				
		1970 Dollars 1988 Dollars	\$1200	\$1500	\$2000	\$27000
\$704	3 Bdrm House	55	32			
534	2 Bdrm House	41				
463	2 Bdrm Apt	53	36			
327	1 Bdrm House	42	28			
346	1 Bdrm Apt	39	27			
204	Room	49				

\*The upper amount is the income received. The lower amount is the purchasing power of that income in 1988 dollars. The adjustment is for inflation.

**Annual Income**

Monthly Rent	1988	Annual Income				
		\$5000	\$7500	\$10000	\$15000	\$20000
\$1218	3 Bdrm House	56	39			
881	2 Bdrm House	41	29			
734	2 Bdrm Apt	57	34			
548	1 Bdrm House	44	26			
559	1 Bdrm Apt	43	26			
447	Studio Apt.	35				
351	Room	48	27			



Environmentalist Charles Gray's figures, presented at the trial of Anders Cucco on the huge rise in housing costs in the last 20 years... and the consequent blatant injustice of the Sleeping Ban.

By Bob Levy

In what could be viewed as an effort to take back the street, several hundred people... many of them children... attended a holiday lighting ceremony Thursday night in the heart of Santa Cruz's street people territory. The brief ceremony, during which lights on a tall pine and an electric Hanukkah menorah were turned on, was held at the north

end of the Pacific Garden Mall near Bankers. Santa Cruz where auto-bots often have a table set up pushing the cause of the homeless. The street people, some of whom had just finished a free meal served at the base of the Town Clock across the street, were not absent from the scene, they simply were outnumbered.

**HOMELESS, from Page 1B**

There was no mention of the homeless during brief talks by Mayor Mardl Wormhoudt and Downtown Association President Terry Spodick, although Wormhoudt did express hope for a world in which "each child has enough food to eat." Spodick said the ceremony -- the first of its kind on the mall that

anyone can remember -- a "wonderful event for our historic downtown." Indeed, it was in contrast to the main focus on the mall these days -- the street people and what to do about them. The ceremony had just one tense moment: A street person stood up on a planter and shouted what sounded like, "And after this you're all going to jail."

However, he walked away on his own and there were no further interruptions. Keeping a low profile in the background were several uniformed police officers and one to-bee dog. Most of the ceremony was taken up by carols sung by the Sequoia High School Jazz Choir. The event ended with the crowd singing a chorus of Jingle Bells.

**CLOSING NOTES**

....Scott from up Felton way actually got himself a piece of property, but is not allowed to sleep in his 16' trailer more than 3 days out of every month... he has approached political bigwigs from Panetta to Farr without success and is threatening to joint-deed his property to every homeless person around (allowing each of them 3 nights usage/month). If he informs us, we'll keep you posted on developments; meanwhile he's selling his trailer for \$300, if anyone's got that. Give us a call at 462-0412 and we'll pass on your interest.

....Motherlode Malu continues to be interested in sharing childcare among mothers homeless and not so. Give her a call at 386-5875 for further info, if you wish to volunteer to provide childcare yourself during demonstrations, or if you're interested in donating food or time as a food server in the meals ahead.

....Coming up 12:30 p.m. Wednesday December 21--Part 2 of Fight Your Ticket. Street-wise shysters Gruensich, Reid, and Rice will be there to offer suggestions on how to defend yourself in court against Sleeping tickets, how to call witnesses, how to appeal, etc. etc. Where? 2nd floor of the main library until 2:30 p.m. Bring questions and friends.

....Rumor has it there may be a noon meal outside the Board of Stupidvibers Tuesday meeting at the County Building. Keep your eyes open for street flyers on this event and be ready to slurp your soup swiftly before it's seized by Foodsnatcher Patrols.

Aug 16/88 SF Chronicle  
**Volunteers Arrested at S.F. Food Giveaway**

By Bill Gordon  
 Chronicle Staff Writer

A crowd of homeless Haight Street residents jeered and protested yesterday as police arrested nine people for distributing free food in Golden Gate Park.

Volunteers from an organization called Food Not Bombs, which several months ago began serving hot meals every Monday at the park, set up a food line again yesterday in defiance of a police ban.

Five men and four women were cited for violating several ordinances regulating food handouts.

The arrests came after repeated warnings and offers to help the group find an alternative site for the operation, police Lieutenant Rich Holder said.

About 15 police officers moved in at noon yesterday as the volun-

teers served plates of brown rice and beans, bread and fresh fruit and vegetables to about 50 people gathered in the park at Haight and Stanyan streets.

"This is ridiculous," said volunteer Beetje Boier, as she watched police round up her co-workers. "I just can't think of words to describe what I feel at the sight of police officers standing between hungry people and free food."

After loading the arrested volunteers into a van, the police officers filled a second van with the group's tables, banners and food as the crowd alternately shouted obscenities and pleas to let them eat the food.

"Anybody who's got food ought to be able to feed anybody who's hungry," said group spokesman Keith McHenry before his arrest.

Police contend that the food handouts draw drug and alcohol

abusers and other troublemakers to the park and result in more than a dozen complaints a day from nearby homeowners and business people.

"We bent over backward to explain the city and state ordinances regarding the issue," Lieutenant Holder said yesterday. "They're in violation of the health code, the park code and the penal code."

Holder proposed serving the food at nearby Hamilton Methodist Church, which serves free meals Tuesday through Friday. The church has sanitary facilities to handle the food distribution, he said.

Police donated the fruits and vegetables confiscated yesterday to the church's food program.

"If they're truly concerned about feeding the people, there is a

better place for it," Holder said.

But officials of the food program at the church and Food Not Bombs reject the plan.

Cal Eben, a board member of the Haight-Ashbury Food Program which operates out of the church, said church officials want to limit the meal program to four days a week.

McHenry said the Food Not Bombs program depends on the exposure of a valuable public site to distribute the food, obtain donations and promote their political positions.

Food Not Bombs, a loosely knit national organization, also serve free meals every Wednesday at United Nations Plaza and deliver donated food on a daily basis to several local missions and food programs.

Up North

Food not Bombs had similar problems.

Comedy or Tragedy?

August 22, 1988

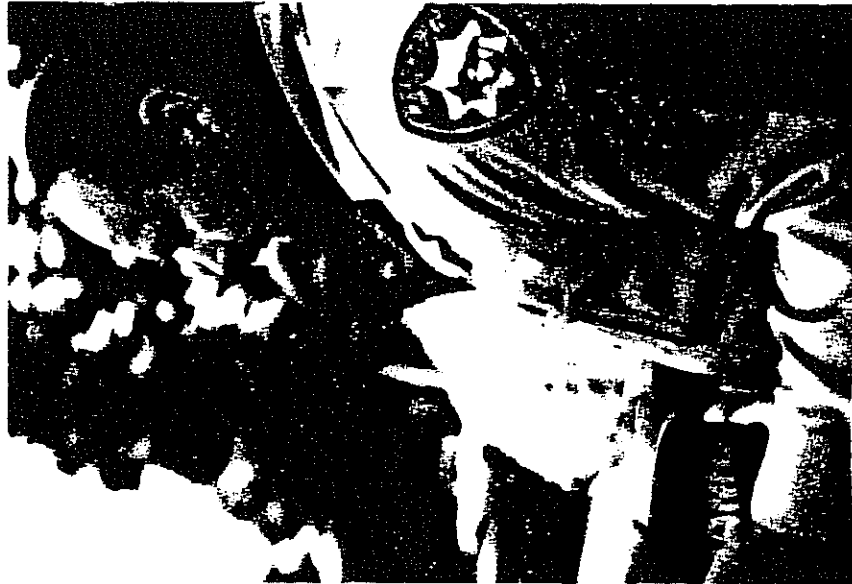


DISRUPTION BY POLICE OF AN OTHERWISE PEACEFUL PICNIC



AP 3, 1988

St Onge seizes the soup.



## The schoolyard bullies at Park Station

### COMMENTARY

By Craig McLaughlin

**T**HE FIRST rule of dealing with San Francisco cops seems to be this: Whatever you do, don't make them look bad. Some of them have very fragile egos and will find petty, pensive ways to get even.

Perhaps the best-known example in recent times was the arrest of Examiner columnist Warren Hinckle for walking his dog without a leash, just days after he had the gall to ask why it took dozens of the city's finest to arrest porn star Marilyn Chambers in her dressing room.

More recently, members of Food Not Bombs learned the same lesson — the hard way. On Monday, Aug. 15th, nine members of that group were arrested for feeding the homeless in Golden Gate Park. It was a bust that never should have happened, but a more serious abuse of police power had taken place a week earlier at the same site.

To understand what happened, you need to go back to Aug. 1st, the first day the Park Station police decided to side with merchants, real estate agents and some Haight residents who put property values before people. According to most accounts, the police acted on complaints from members of the Haight Ashbury and Cole Valley neighborhood improvement associations. The perspective of some of these callers was echoed in HAJA Chairman Stephen Taber's self-illustrating letter to the editor in the Aug. 19th Chronicle.

"Those who would allow bars, derelets and adherents of off-beat lifestyles to inhabit our streets and parks without regard to health, safety and the rights of others," he wrote, "are seriously mistaken if they believe this neighborhood will tolerate such activities."

Apparently, Lieutenant Ruth Holder of Park Station, whom Taber praised in his letter, made the decision to act. Eileen Makover, spokeswoman for Mayor Art Agnos, said the police had not contacted the Mayor's Office. Holder referred all questions to the public Affairs Office.

That first Monday, the police only issued warnings and took pictures. But the group returned the following Monday, Aug. 15th, with supporters and the press in tow. According to several witnesses, the police began to write citations, but never served them because of the pressive crowd of supporters and the presence of so many cameras. In other words, the police backed down.

Apparently, the police waited until the group was packing up to leave around 4 pm. Most of the supporters had left, and so had the press. The coast was clear for the cops to take their revenge — and take it they did.

According to a complaint filed with the Office of Citizen Complaints by Food Not Bombs spokesman Keith McHenry, two officers came up to McHenry, John Potts and Derek

Taylor just as they were loading their rear and told them they couldn't serve food there. The three reportedly told the officers they were leaving, but the officers told them to wait in the car. The cops then proceeded to write 14 traffic citations in three minutes for such violations as a faulty taillight (McHenry insists it works fine) and expired registration (McHenry says he was all paid up at DMV, but had not received his new sticker). According to McHenry, the police were abusive throughout, calling him a "fat pig" and similar names.

Apparently the abuse got to McHenry. When asked to sign the first citation, McHenry wrote the letters F.U.C. before his name, which, of course, begins with the letter K. That prompted, according to the OCC complaint, "a strong thrust with the end of [one officer's] fingers in a Justin fashion to the bridge of my nose and my eyes."

McHenry said he was pulled from the car and arrested. When the paddy wagon came, he said, one of the officers and the driver of the van spent 20 minutes arguing whether they could find an excuse to tow the truck. They couldn't. McHenry was released a half hour later, he said.

The whole incident, as McHenry describes it, is nothing less than harassment — a punitive, petty and childish act by a bunch of grown-ups who should know better. If the police had made up their collective minds to bust the food servers, they should have done so openly, in front of the cameras. To wait until the crowd had dispersed then search for phony traffic violations to slap on the truck was a cowardly act. The incident only goes to show how poorly this entire matter was handled from the start. Homelessness and hunger are political and economic problems — they will not be solved with jail terms and citations. As Makover said, the police are not required to clear their actions with the Mayor's Office — nor should they be. But they certainly have the option to call for help.

The Mayor's Office has a homeless coordinator, Bob Pressler, who has been working with Food Not Bombs for the last week to find an alternative site. If the police had been having problems with the food giveaways, they might have asked for his assistance.

City officials should begin immediately to look into this mess to make sure it isn't repeated. District Attorney Arlo Smith certainly ought to drop all charges, immediately, and tell the officers at Park Station that he doesn't ever want to see another bogus bust like this come across his desk. The mayor should personally express his displeasure to the chief of police. The chief should speak to Park Station officers about alternative ways to resolve problem situations, and he should promise that the department will follow up OCC findings on McHenry's complaint.

And the police, well the police should grow up, and stop acting like schoolyard bullies every time they don't get their way

September 3, 1988



# Best 4

# When



Herman Kaffen

## Radice yesterday

to serve food with permit. "I thought we were consistent," Wormh

Wormhouth felt the people giveaway, many of who have been clamoring to rescind its campaigne and who said e insulted when the them they had to run-meal program at the were just trying to pro-frontation.

it an issue of feeding Wormhouth said. "It's people-need to come to o get fed."

a adjournment of the session for dinner at Cruz Hotel. Police k Basset approached if members and recd they leave the build-side exit, thus avoiding till the search of a tion in front of city might improve year " Basset said.

# Homeless death toll soars

## Murder claims 1 in 10 on City's streets, study finds

By Candy J. Cooper

The number of homeless people who died on the City's streets jumped to 116 this year, and nearly one in 10 of them was murdered, according to a study by the Tenderloin Times.

The study, which was a survey of records from the coroner's office, the College of Mortuary Science and interviews with hospital, hotel and shelter staff, found that the number of people who died from Dec. 1 of last year through Nov. 30 increased by nearly 50 percent over

the year before.

Last year, the newspaper found that 79 homeless people died in San Francisco.

"The number of homeless people on the street is going up steadily every year," said Sara Colm, editor of the Tenderloin Times. "In addition, I think their situation is getting more desperate and their health conditions more fragile and beaten down."

A majority of those deaths were of white men in their 30s, but the ages ranged from a 21-year-old man, Mark Seeley, who hung himself from a Cypress tree in the Presidio, to an 80-year-old John Doe No. 155, who died of heart disease on a bench in the Trans Bay Terminal according to the survey.

Six of the dead were women, the newspaper reported.

The survey found that alcohol, drugs or a combination of the two were responsible for about half as many deaths this year as last -- 28 percent of the total.

Other leading factors in this year's deaths were heart, liver and lung disease, the survey found.

Sixteen homeless people were murdered this year -- a dramatic rise from the two who were murdered last year, the survey found.

Fewer people, however, were determined to have died of hypothermia by the coroner, even though medical experts say the Bay Area is

cold enough to induce that condition most nights. In many cases, the hypothermia may have been masked by pneumonia, pancreatitis or other infections listed as the cause of death, the Times' survey said.

The survey expanded on the newspaper's past investigations because it did not rely strictly on coroner's reports, which revealed only 103 deaths of homeless people.

This year, the newspaper said it uncovered an additional 13 deaths of homeless people from records at the College of Mortuary Science and from newspaper reports and interviews with social service agencies.

"I feel pretty sure that there are still considerable numbers of people that we aren't aware of who aren't caught through the net that we cast," Colm said.

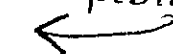
The coroner investigated deaths such as homicides, suicides, "John Doe" cases, solitary deaths, cases where death occurred without an attending physician and drug- and alcohol-related deaths.

The newspaper said public reaction to the death of Joseph Eaton after being dragged outside a fast food restaurant Dec. 3 was a "marked change" from a year ago, when the Times reported on the death of Michael Tracy Feltz, who was dragged outside a laundromat early one morning and died less than an hour later.

SF Examiner  
12/16/88

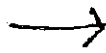
"It Can't  
Happen Here"

Pajaronian to  
public



WASC  
to

Pajaronian



Editor, Register-Pajaronian

Dear Editor,

Thanks to reporter Richard Igan for his Wednesday Dec. 14 story on the arrests of folks serving soup outside City Hall the previous night. His report is generally more detailed and accurate than that given by the Sentinel. A few additions and corrections for his readers:

It was Mayor Wormhouth and the City, not the Health Dept. that sought to break up the nightly soup snack at the Town Clock some weeks ago. More elaborate suppers served at City Hall and at the Clock in the prior months had been publicized and yet were undisturbed by demands for permits. Wormhouth, set on the homeless activists by her solicitousness for the exaggerated fears of downtown merchants that they'd lose \$m profits, first tried massive police force (over a dozen officers, 6 squad cars--on the first Saturday of the Town Clock soup suppers), and then a loud and fanciful PR campaign to stop the meals. The Clock, incidentally is not "one of the focal points of (the city's) business district during the height of the Christmas shopping season," but rather a traditional spot for demonstrations that had been used without incident or complaint for months preceding this brouhaha.

Wormhouth, not the activists, provoked both the Town Clock and then the City Hall confrontation. Activists agreed to Wormhouth's earlier proposal to stop serving food at the Clock in return for the City's agreeing to provide a regular meal for the hungry at the River St. Mind-Shelter. At that time, Wormhouth made no mention of any intention to interfere with what had become regular homeless meals given out at City Hall before Council meetings; in fact, she even referred to them as "free speech exercise" in conversation with me. I had in fact advised the soup servers that the police were unlikely to interfere with the weekly traditional soup-and-bread being handed out Tuesday night. I was wrong.

Adding insult to injury, Wormhouth and her Council quietly passed an emergency ordinance that stiffened the Sleeping Ban by removing any possibility of "Special Event" exceptions. For months, homeless advocates had been urging a debate on the merits of the Ban and had recently proposed a compromise that allowed for a trial lifting of it for a month in an outlying area of the city. With no written notice on the agenda and not even the courtesy of a word to the activists, the Council took swift unanimous action with virtually no debate and no public input to continue harassing and ticketing nighttime poor who sleep in their vehicles or outside. Before the Council's next distant meeting of January 10, they can look forward to visible and prominent opposition to their continuing assault on the right to sleep. Citizens are encouraged to support these demonstrations as well as appear at the January 10 meeting when the "emergency ordinance" will have a second reading.

December 16, 1988

P.O. Box 1735  
Santa Cruz, CA 95061

Herman Kasan

arrested Antoinette NoGuns Radice yesterday  
e Santa Cruz City Hall.

Norse  
to  
Bjornson  
→

Editor, Register-Pajaronian

Dear Editor,

Thanks to reporter Richard Jean for his Wednesday Dec. 14 story on the arrests of folks serving soup outside City Hall the previous night. His report is generally more detailed and accurate than that given by the Sentinel. A few additions and corrections for his readers:

It was Mayor Wormhoudt and the City, not the Health Dept. that sought to break up the nightly soup snack at the Town Clock some weeks ago. More elaborate suppers served at City Hall and at the Clock in the prior months had been publicized and yet were undisturbed by demands for permits. Wormhoudt, set on the homeless activists by her solicitude for the exaggerated fears of downtown merchants that they'd lose Iwas profits, first tried massive police force (over a dozen officers, 6 squad cars--on the first Saturday of the Town Clock soup suppers), and then a loud and fanciful PR campaign to stop the meals. The Clock, incidentally is not "one of the focal points of (the city's) business district during the height of the Christmas shopping season," but rather a traditional spot for demonstrations that had been used without incident or complaint for months preceding this brouhaha.

Wormhoudt, not the activists, provoked both the Town Clock and then the City Hall confrontation. Activists agreed to Wormhoudt's earlier proposal to stop serving food at the Clock in return for the City's agreeing to provide a regular meal for the hungry at the River St. mini-Shelter. At that time, Wormhoudt made no mention of any intention to interfere with what had become regular soup suppers. She was given out at City Hall before Council meetings; in fact, she even referred to them as "free speech exercises" in conversation with me. I had in fact advised the soup servers that the police were unlikely to interfere with the weekly traditional soup-and-bread being handed out Tuesday night. I was wrong.

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Robert Morse  
(667-0412)

December 16, 1988

P.O. Box 1735  
Santa Cruz, CA 95061

Editor, The Sentinel

Dear Editor,

Numerous errors and omissions mar your Wednesday and Friday stories covering the police seizure of food and servers outside the City Council meeting last Tuesday (December 13). Contrary to Miller's reporting, there was no "soup kitchen" outside City Hall, only a pot of soup. The fanciful "Health Department regulations" cited by Mayor Mardi (1) were not applicable to the small-scale mini-meal being served, (2) were the same as those applied to Food not Bombs in San Francisco and found there to be no bar to serving a more elaborate meal more frequently, (3) were in fact nothing more than a transparent and tiresome harassment device designed to intimidate homeless advocates from legitimate political and public-service activity that embarrassed the current regime, and (4) are a futile and counterproductive substitute for real discussion of real issues (like the still-ignored and still-active Sleeping Ban).

Robinson's follow-up Friday story has other significant errors. Of the five people cited, two were arrested on charges of serving soup, two on charges relating to resisting arrest, and one ticketed for serving food. None of the "soup-serving" charges will stand up in court, and the false arrests there will probably cause all the other charges to be dismissed.

My name is Robert Morse, and I

would prefer the Sentinel refer to me thusly, rather than using the birth name I use for limited legal purposes. Everyone else--with the exception of a hostile police department intent on quashing homeless activists--does.

Robinson notwithstanding, the City Council never granted the meal servers at the Town Clock permission to serve at the River St. mini-Shelter. Wormhoudt made the offer at one point, but no permit was ever granted. Moreover, a health permit was applied for and nothing has

been heard from the Health Department since. Naturally, since permits had not once been granted in spite of the well-publicized activities of homeless activists at City Hall and the Town Clock until Wormhoudt rushed to support the groundless apprehensions of some downtown merchants, who continue to rant and fume about "panhandling" and "drug dealing" on the mall without taking the least responsibility for backing an alternative solution that would naturally draw homeless away from the downtown area (like a campground, a lifting of the Sleeping Ban in an outlying area, a Switchboard located elsewhere). Police force is a costly and ineffectual substitute for real solutions, the basic needs of the homeless.

Robert Morse  
(667-0412)

nond.

Edwards refused to let me behind the service. she was grabbed and I away screaming by

witnesses said police "acted" on Edwards, but it Dave St. Onge said

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permission to serve food without a permit. "I thought we should be consistent," Wormhoudt said.

Wormhoudt felt the people behind the giveaway, many of whom who have been clamoring for the city to rescind its camping ordinance and who said they were insulted when the city told them they had to run their free-meal program at the shelter, were just trying to provoke a confrontation.

"It's not an issue of feeding people," Wormhoudt said. "It's not as if people need to come to city hall to get fed."

Prior to adjournment of the afternoon session for dinner at the Santa Cruz Hotel, Police Chief Jack Basset approached the council members and recommended they leave the building by a side exit, thus avoiding anyone still in search of a confrontation in front of city hall. "It might improve your digestion," Basset said.

At the evening session, several individuals spoke of escalating strife. Rocky Stone, a fixture at council meetings, said "I'm for real, and I can turn the heat up."

Robert Norse told the council matter-of-factly that "more demonstrations in the absence of negotiations is the only way to bring it to the consciousness of the people." Norse and several others said a campground for emergency shelter was needed immediately.

12/18/88

Norse  
vs.  
Sentinel  
→

Colony  
Jane  
to  
Santa  
Cruz  
←

WILL IT END?

MAN SHOT IN THE HEAD. HIS BODY DUMPED IN

CRIME: CAMPING.

HOMELESS INDIVIDUALS. ARRESTED, JAILLED.

PHILIPPINES, RIGHT? WRONG. THESE HUMAN AND CIVIL RIGHTS IN GOOD OLD SANTA CRUZ.

LOCAL GOVERNMENT AND MALL MERCHANTS HAVE SET THE TONE FOR OUR SILENCE WE ARE ACCOMPLICES TO THESE ATROCITIES.

WEANT THE RIGHT TO SLEEP BETWEEN 11pm & 8:30AM.

THE RIGHT TO EAT ON OR NEAR THE MALL.

WE ARE TOO OFTEN VICTIMS OF VIOLENCE.

WE SUPPORT HOMELESS CAUSES WHILE WORTHY FALLS FAR SHORT

EVERY INDIVIDUAL IN THIS COMMUNITY BE GUARANTEED

SHelter regardless of whether they have shelter or not.

Homeless Rights Coalition



\*On Friday December 14, the cases of Joanna Berton and Maria Alderete, students twice arrested in the 3rd City Council sleep-in, were dismissed by Muni Court upon motion of the City Attorney's office, in response to the Council's recent emergency change in the Sleeping Ban law eliminating the "Special Events" provision. Berton and Alderete were twice arrested and jailed October 11 for sleeping outside City Hall along with Robespierre Robert and Cooklemonster Jon in what were then thought to be the first misdemeanor sleeping ban arrests of the year. Charges were reduced to infractions, however, and then dropped. Attorney Grueneich suggested that the Edwards case will similarly be dropped by the City Attorney's office along with all other City Hall/Town Clock sleep-in cases.

## 4 arrested at meal giveaway

SJ Mercury News  
12/11/82

### City Hall 'kitchen' broken up

By Bob Levy  
When Was Sent When

Four people were arrested Tuesday as Santa Cruz homeless advocates outside City Hall. The arrests took place about 100 feet from where the Santa Cruz City Council long accused by advocates of not doing enough for the homeless, was meeting. Although warrants have been issued previously that open arrests violate state health laws, Tuesday was the first time that there were any arrests. Homeless advocates have been staging the sit-in for several months during City Council meetings. Last month they also started serving a slightly dinner at the Town Clock downtown. After several near-confrontations at the Town Clock meals, an agreement was reached that, if the advocates stopped serving there, the city would arrange to feed anyone who wanted a meal at the River Street shelter for the homeless.

Accused of resisting arrest  
Linda Edwards was cited Tuesday for serving food without a permit outside City Hall. She was arrested on suspicion of resisting arrest, police Lt. Dave Larson said. A fight and a charge of resisting arrest. And Jane Imbler, one of the food organizers of the city's homeless movement, asked to be cited on the food charge because Imbler was arrested when she arranged the meal situation.

Mayor Mark Worthington said during a recent talk that the city health department believes that such a meal is a health hazard because there's no way to check on food storage or preparation methods, the city should back that position.

Second confrontation expected  
The meal Tuesday was expected to be a prelude to another confrontation between the homeless advocates and the council during the evening portion of the meeting.

Those confrontations have occurred at virtually every council meeting since September. The advocates are angry with the council for refusing to end a ban on camping in the city.

The council on Tuesday afternoon lightened the ban by repealing a section of the law that allowed secondaries. City Attorney Rod Adkinson said court challenges on to the exception put the entire law in jeopardy.

S.C. Sentinel  
12/16/82

## Advocates for homeless vow action on food giveaways

By JOHN ROBINSON  
Sawland staff writes

SANTA CRUZ — A tug of war over a pot of soup may lead to intensified confrontations between advocates for the homeless and the City Council. And activists here said they had enlisted the help of Food Not Bombs, a San Francisco group that has been involved in several confrontations there over food handouts.

The standoff over street food giveaways in Santa Cruz boiled over Tuesday when homeless advocates set up a pot of soup in front of City Hall during a council meeting. As the soup was served, police moved in and arrested four people, three on resisting-arrest charges and one on a charge of serving soup without a permit. All those arrested were released without bail several hours later.

Homeless advocates said the arrests were politically motivated and that it has increased tension between city officials and advocates.

"I frankly didn't think that there would be arrests," Robert Norris Kahn, a homeless advocate said. "I spoke with Mardi (Worthington) about three weeks ago and I understood they were concerned about the Town Clock (food handouts). But she said she regarded the feeding at the City Council as a different matter — that it was matter of free speech."

"There was no such agreement," Worthington said. "I thought the agreement was that they wouldn't serve soup any more, once the serving at the shelter was set up."

In November the homeless coalitions began serving free soup daily at the Town Clock at the top of the Pacific Garden Mall. That giveaway which was stopped after the County Health Department said the group didn't have proper permits. The City Council agreed to allow the group to serve food at the River Street homeless shelter.

Kahn characterized the arrests as foolish and inappropriate.

"Jaws were left hanging that police would do this to make such a show over a pot of soup," he said. He said the protesters would be stepping up their actions. He said the he and others had been meeting with a Food Not Bombs in San Francisco, a group involved with confrontational food handouts the which have resulted in arrests and disturbances.

Kleth McHenry, who said he is a Food Not Bombs member and who was at Tuesday's council meeting said the group would be coming to support the local protesters.

"Definitely we will be bringing people down to see food and see where we are arrested," McHenry said Thursday night.

McHenry said the group is disappointed with feeding the homeless, but that the issue is also political. I said the group would be willing to take streets.

McHenry said, however, that Food Not Bombs do not seek confrontational.

Activists Allowed Worthington of obstructing the Tuesday arrests.

But the mayor said they came at the request of county health officials after the officials were contacted by police.

Worthington said the officials were concerned about the possible spreading of hepatitis, which can be passed through improper food handling.

But activists are upset.

"People are already dying from hepatitis and many are becoming more angry," said Linda Edwards who was at the food handout. "People were hurt. (The protests) gave a sense of hope, but now many street people are falling back into feeling they are being made invisible and that they are the object of hostility."

S.C. Sentinel  
12/14/82

When police arrested one woman — identified as Linda Edwards, 42 no address. — for serving food without a permit, two protesters attempted to interfere with the arrest, Larson said.

Officers said the two, identified as Annette Jo Guns Radice, 40, and a 13-year-old boy, jumped on the backs of officers and were arrested.

Imbler was subsequently arrested after she refused to sign a citation issued after she told police she was responsible for the giveaway, Larson said.

The arrests provided a backdrop to an action taken inside council chambers by the City Council. The council repealed a section of the city's camping ban that had to do with special camping permits granted by the city manager. The section was challenged in court by homeless protesters, who said it was discriminatory because it gave no clear-cut standards by which such a permit could be given.

The action does not change the absence of the camping ban and has no effect on its enforcement.

# Santa Cruz police arrest 4 at City Hall soup kitchen

By RICHARD EGAN  
STAFF WRITER

A sip of soup led to the arrests of four people yesterday when Santa Cruz police broke up an attempt to give away food on the sidewalk in front of City Hall.

With two members of the County Environmental Health Department in attendance and the City Council in session a few feet away, the arrests were made after warnings were given that anyone serving hot food without a permit would be cited, and those refusing to sign citations would be arrested.

Linda Lee Edwards, 42, was charged with serving food without a permit, refusing to sign a citation and resisting arrest; Martha Jane Imler, 51, was arrested for serving food without a permit and refusing to sign a citation; Antoinette No Guns Radice, 40, was arrested for obstruction of justice and resisting arrest; and a 15-year-old boy who was also cited for obstructing justice.

The health department had broken up a food-giveaway program at the Santa Cruz town clock two weeks ago because the organizers lacked the proper health permit. Health officials said there were sanitation and health problems associated with where the food was made and how it was distributed.

The city was also against the idea and refused to issue a permit for the town-clock site as a distribution point, one of the focal points of its business district during the height of the Christmas shopping season.

The city responded to the situation by facilitating the setup of a meal program at the city-owned River Street Shelter for the homeless. At that point the individuals behind the town-clock giveaway grudgingly agreed to stop serving.

Last night's giveaway was similar to those that have taken place prior to most city council meetings for the past few months. In fact, organizers said they were under the impression the city had given its permission for this meal to take place.

But when the kettle of soup was set up shortly before 5 p.m., the police, backed by the health department, issued their warning.

One bystander said Edwards took the challenge and poured herself a cup and took a sip. "It was a gesture on her part and they (the police) accepted that as what they needed to get her," said Malu Pinecone of



Herman Katten

Police arrested Antoinette NoGuns Radice yesterday outside Santa Cruz City Hall.

Ben Lomond.

When Edwards refused to come out from behind the serving table, she was grabbed and dragged away screaming by police.

Some witnesses said police "pounced" on Edwards, but Sergeant Dave St. Onge said

'It's not an issue of feeding people. It's not as if people need to come to city hall to get fed.'

— Mayor Mardi Wormhoudt

"minimum-pain-requirement holds" were used in the arrests.

Radice and the juvenile boy were arrested for interfering with Edwards' arrest. Imler later told police she, too, was guilty of distributing soup (she handed the ladle to Edwards), and when she refused to be cited she was arrested without incident.

St. Onge said Ray Toshitune, Director of Environmental Health, and Diane Evans, Superintendent Public Health Sanitarian, had told police to seize the soup if any was served.

"The intent was to issue a citation," St. Onge said.

Mayor Mardi Wormhoudt said the city had given no one

permission to serve food without a permit. "I thought we should be consistent," Wormhoudt said.

Wormhoudt felt the people behind the giveaway, many of whom who have been clamoring for the city to rescind its camping ordinance and who said they were insulted when the city told them they had to run their free-meal program at the shelter, were just trying to provoke a confrontation.

"It's not an issue of feeding people," Wormhoudt said. "It's not as if people need to come to city hall to get fed."

Prior to adjournment of the afternoon session for dinner at the Santa Cruz Hotel, Police Chief Jack Bassett approached the council members and recommended they leave the building by a side exit, thus avoiding anyone still in search of a confrontation in front of city hall. "It might improve your digestion," Bassett said.

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Robert Norse told the council matter-of-factly that "more demonstrations in the absence of negotiations is the only way to bring it to the consciousness of the people." Norse and several others said a campground for emergency shelter was needed immediately.

H O T      S A T U R D A Y      B R E A K F A S T      T O M O R R O W

GATHER OUTSIDE DOWNTOWN PUBLIC LIBRARY AT 9:45 A.M.

Rain or shine, folks are invited to bite down on bagels and sip out on hot soup tomorrow December 24 outside the main entrance of the downtown public library.

Fortify yourself against winter rains and Xmas frost! Gather your strength to find a warm spot neath the bridge if the Satellite Shelter program is full. Gather your wits to avoid police "anti-sleep" patrols after 11 p.m. Xmas eve.

In a pre-Xmas salute to the Homeless, folks are invited to join Bathrobe-spoirre Robert and his merry handful of helpers as they present modest but steaming cuisine from the qualified kitchens of Santa Cruz to the lips of the thirsty.

You don't have to be homeless to be hungry. All are invited.

Food prepared by paid professionals in Health Dept.-certified kitchens!

*Ladies* will wear ~~lad-serv~~ gloves--to be extra sure!

Clean up your mass after you eat! Beware of being ticketed for dropping used cigarette butts, lingering overlong under awnings, or offering another human being food on the street!

SleepbanBuster Santa (a Santa Cruz special) will be present to tell tall tales to brave children willing to listen.

The Homeless Hill Billies will charm your ears with 1988 carols brought up to date by cynical sleepless satirists.

Come One, Come All! Police harassment? Bah, humbug! Just in case, bring live spirits, cameras, videocameras, notebooks, pens, more food--observe and note down any un-Xmas-like behavior by blue-uniformed Foodsnatchers (no billy clubs, please).

## AN ANSWER TO DISTORTIONS BY THE SANTA CRUZ SENTINEL

Yesterday afternoon (December 18) police busted up a gathering of people outside City Hall where some folks were offering soup and bread to homeless and hungry people who'd gathered to eat and then to speak to the City Council regarding its "cite or arrest all outdoor sleepers in the city" policy (the Sleeping Ban--in force nightly between 11 p.m. and 8:30 a.m.).

The Sentinel article distorts and omits numerous important facts which citizens should know:

1. Mayor Womack had personally assumed Linda Edwards (the first person arrested--for serving herself a bowl of soup, incidentally, police seized the soup before any of the hungry folks waiting got any) that her police were concerned only with the nightly meal that was being offered at the Town Clock some weeks ago, not with the free-speech and free food supper that had been held at City Hall before every City Council meeting. She repeated that pledge to several of the other organizers through a mediator. Womack violated that pledge, although the organizers had ended the nightly Town Clock soup-serving in good faith some weeks ago.

2. There was no "soup kitchen" outside City Hall last night, as "writer" Don Miller claims--rather one bowl of soup, one ladle, a few servers, and a few other hungry people. The "permit" requirement has never been enforced in such situations and is a transparent attempt to harass organizers who are encouraging homeless people to assert their rights.

3. For police to "expect" people to remain peaceful when they are directly stealing food from people's mouths is presumptuous; to expect Jane Imlen and the other organizers to do the police's crowd control work is ridiculous. Several of the arrested sustained visible bruises from the gentle activities of the arresting officers.

4. Imlen was arrested when she reminded a policeman that she had handed a ladle to Linda Edwards and then declined to sign her citation. She, Linda, and the other two arrested also wished to express their appreciation for the considerate treatment afforded them at the jail, once they'd passed out of the SCF's hands.

5. Womack and her City Council aggravates measures by an emergency action without public notice involving tightening the Sleeping Ban without allowing the public input on the subject that the Homeless has long asked for. Instead in private session, a fast one was pulled, to give the City a better defense in court regarding the many people's

harassed and ticketed for the simple human act of trying to sleep at night. The Council declined to even consider the compromise plan proposed by homeless advocates that urged a limited lifting of the Sleeping Ban in a designated area of the city for 1 month. The Council and Mayor continue to pretend they will enact action without public input and the use of their police to deal with problems that require a compassionate human response.

6. The S.C. Sentinel has repeatedly declined to seek information from homeless advocates regarding the ongoing controversy, highlights the false inflammatory statements of inflexible public officials, professes tollboating editorials and National Injustice quality journalism to any real consideration of the homeless issues. (In its Sunday and Monday front-page nonsense, it nowhere bothered to mention the impact of the city and county "camping" laws on homeless people and folks of different lifestyles.)

We urge readers who are concerned about these issues: 1. Write to the Sentinel to correct their incomplete and distorted stories and anti-homeless editorial bias.

2. Offer to help those who support the night of folks to feed the hungry by donating food (429-9801), and offering to serve it (which may result in arrest).

3. Contact City Council (429-3550) and urge the City and the Councilperson of your choice to end the Sleeping Ban, stop harassment of folks serving food and seeking to help the homeless, establish a volunteer run campground where folks may sleep safely in the months ahead, and set up a mediatory homeless group to consider those issues immediately.

Homeless Rights Committee  
(429-1121)

12/1/82

## WHY DOES SOUP-SERVING SANTA VISIT THE DOWNTOWN AT THE HEIGHT OF THE SHOPPING SEASON?

There will be a hot breakfast this morning at 9:45 A.M. of bagels, soup, and other incidentals outside the main entrance to the downtown Public Library between **CENTER** and **32<sup>nd</sup> P** Sts. **on CHURCH** St. All are invited, especially the homeless, the chilly, and the hungry. Folks are advised that police may seize some of the food before all people can be fed because we have no "Health permit" for our potluck picnic. We urge hungry people and others concerned about this issue not to be intimidated by this possibility.

### WHY SERVE A HOT BREAKFAST WITH NO PERMIT?

1. There are no hot breakfast available for the overwhelming majority of homeless in Santa Cruz (200 to over 1000).
2. This is the day before Xmas--a particularly important and lonely time for folks with little in their pockets and hunger in their bellies.
3. This is the dead of winter with frost and rain the frequent companions of many folks without roofs. An important time to bolster health with hot food.
4. The Health Dept. has declined to reply to the last group who sought a permit. (In late November Jane Imler and others fed homeless folks for a week at the Town Clock. The permit application then was never responded to.) Hunger cannot wait on political expediency.
5. This meal is really more in the spirit of a picnic, and as an occasional and one-time affair needs no permit.

### THE CITY CLAIMS FEEDING FOLKS WITHOUT A PERMIT IS A HEALTH HAZARD? HOW ABOUT THAT?

There is no health hazard.

1. The claim is a politically-motivated smokescreen designed to frighten homeless advocates who are currently embarrassing Mayor Wonnhaudt's regime. Permits were never required for past meals to the homeless during the summer and fall at the Town Clock and City Hall. It was only under anxious merchant pressure that the Mayor sent in the police to harass the Town Clock servers and actually arrest women ministering to the poor outside the City Hall.
2. Soups being served the homeless today were prepared in Health Dept. - approved kitchens. The servers are wearing protective gloves. Past advice from the Health Dept. has been integrated into preparations for this modest meal. It's only soup and bagels, after all.
3. The Downtown Association had a buffet (to which homeless were invited) on December 21 at the Town Clock. Were permits sought and granted for that affair? (And what happened to all the loud concerns about the Town Clock not being a good location because of traffic, exposure, etc.?) Not when the Mayor's friends are seeking favors.
4. The Health Dept. is not initiating the current crackdown on independent efforts to feed the poor. Their policy is and has been to issue warnings and guidelines (check their records for the past year or so). Rather it is an SCPD hostile to the street community and intolerant of the homeless, unrestrained by the Mayor and City Council that have promoted the current shameful crackdown.

### ARE WE SEEKING A CONFRONTATION OR DO WE WANT TO FEED THE HUNGRY?

We are seeking both. We are glad to see folks who need food getting it, eating together in an environment that empowers them and makes them feel like human beings. We are also glad to see these folks asserting their rights by resisting police assaults on their dignity, by demanding the end of unjust and discriminatory city ordinances, and by seeking ways to help themselves unfettered by the city bureaucracy.

The City Council, and if not them, then the citizens of Santa Cruz must confront the facts that:

1. Folks are being turned away from the Satellite Shelter program (which takes 30-50 homeless people each night). This program is receiving support now from private sources, not from the City (though Councilmembers endlessly

take credit for it) and desperately needs help. (Folks interested in doing so should contact Paul Lee at 426-8810). Earlier this week more than 10 people seeking shelter were turned away in the rain to face the tender mercies of police anti-sleeping patrols.

2. Instead of allowing public discussion and input on the much-hated Sleeping Bar (no outdoor or vehicular sleeping anywhere in Santa Cruz from 11 P.M. to 8:30 A.M. nightly), the Council silently passed an emergency tightening of the law with no debate Dec. 13, at about the same time its police force was hauling away soup-servers outside City Hall. After the extensive attempts of homeless advocates to bring a compromise proposal before the Council, its actions here show transparent bad faith and a contempt for those with no place to sleep.

3. Police are daily driving people out from the protection of awnings and overhangs on the mall, often into the pouring rain, even when there is no complaint from businesses nearby, during non-business hours, and when there is no legitimate concern about "obstructing traffic." Last Sunday witnesses report police assaulted a 90-lb. man in front of Chi Parts after he had refused to present ID. and Such trollbusting obscenities must stop.

4. The Armony, remains closed, although other cities have opened theirs to homeless in need of shelter. Hollow promises by "Progressive" City Council contenders of the fall (Jane Yokoyama, Mo Reich, Don Lane) have become deafening silence after the elections. Yokoyama promised the Armony; Reich promised a moratorium on ticketing; Lane promised a sanctuary. These politicians have done nothing, and other than Lane, have not returned calls from homeless advocates.

#### WHAT CAN YOU DO?

1. Contact the City Council and speak to a particular Council-person about (1) providing funds for the Shelter programs, (2) ending costly enforcement of the Sleeping Bar, (3) ending harassment of folks trying to feed others, (4) establishing mediation and dialogue with the street community on the mall rather than unconstitutional and thuggish use of police and security personnel on the mall. Call 429-3550.

2. If they fail to respond, or their responses do not satisfy you, write a brief letter to the various newspapers: the Santa Cruz Sentinel, the Register-Pajaronian, the Sun, the Good Times, the San Jose Mercury News, and/or the City on a Hill. Briefly state your concerns. Keep a copy of your letter.

3. Keep your eyes open for harassment of homeless on mall by folks in uniform. Politely request the officer's badge number. Exchange phonenumber with other witnesses. Phone in reports of harassment to 462-0412. File complaints with the SCPD's Internal Affairs Dept., keeping a copy for yourself.

4. Consider donating food, offering to prepare food, or getting out among the homeless and serving food. For more information call 335-5875. Consider also witnessing, since serving food may be grounds for citation or arrest under the current medieval regime.

5. Volunteer help with Felix Freund's "Street Kitchen" which serves hungry people in Santa Cruz and Watsonville, as well as back of the River St. mini-Shelter each night 4:30-5:30. Felix needs volunteer servers. Phone: 688-8777.

In the meantime join Santa at the library for true-live stories of Xmas in Santa Cruz as it really is, and dip a bagel in your soup as you dream of better times to come.

#### 4 ARRESTED OUTSIDE CITY HALL FOR GIVING SOUP

Around 4:45 P.M. today (Tuesday, December 13), Linda Edwards was arrested and charged with spurious Health Code violations in the City's continuing attempt to stop homeless advocates from feeding soup to the homeless before the bi-weekly City Council meeting.

At virtually every City Council meeting since June, homeless advocates have served hot food to hungry folks between 4 and 7 P.M. before speaking to the City Council about ending the Sleeping Ban (which criminalizes sleeping people out of doors and in vehicles between 11 P.M. and 8:30 A.M. every night.

Some weeks ago, homeless advocates agreed to end their nightly "sippin' soup" supper at the Town Clock in order to calm merchants' fears it would interfere with their business and instead support Mayor Wormhoudt's hot-meal-at-the-mini-shelter program. The mini-Shelter hot meal program, though more extensive than that at the Town Clock was initially poorly attended, and has since grown in popularity, but very few women are apparently willing to go to a feeding place so far from downtown.

Police resumed harassment of folks on the mall for passing on donations of bread, threatening to arrest and cite them for distributing cookies. The threats, made in the middle of last week, proved to be idle, but tonight police seized soup intended for the hungry and folks trying to distribute it. Several people watching grew angry at the manner in which the police were taking in Linda Edwards, and were themselves arrested.

The demand for "permits" suddenly pulled from the books by city officials, is really an attempt to restrict basic rights of association that the homeless and their supporters have chosen to exercise.

Contact your local City Council member at 429-3550 and insist that they put action against the Sleeping Ban on the City Council agenda. Call Robert or Jane at 429-9801 to register your support for those arrested, and your interest in helping feed people and decriminalize sleeping.

P.O. Box 1735  
Santa Cruz, CA

December 26, 1988

Editor, The Sun

Dear Editor,

Hats off and a hearty thanks to Mad Mike for his "Running on Empty" Open Forum column in last week's Sun. It's not a question of "providing services," or squeezing more money from the city for shelters, just a question of leaving people alone and not hassling them for living outdoors or in their vehicles. Unless there are obvious problems (trash, noise, trespass complaints), it's a high time to bad nightly sleepbusting, particularly given the wet winter weather.

In pursuit of which, homeless activists intend to ring in the New Year with a tasty supper for the hungry January 3 (the night after the city-approved Street Kitchen back of the River St. mini-Shelter stops serving). The location hasn't been chosen yet, but will be announced by the 1st, and we hope to avoid difficulties with the Wormhoudt-Bassett regime which precipitously hauled off Jane Imler, Linda Edwards, and two others last December 13 over a pot of soup outside City Council. (The two servers are charged with a misdemeanor--serving soup without a permit--punishable by 6 months in jail and \$1000 fine, in spite of the fact that this rather modest supper has been happening outside every Council meeting since June.)

Felix Freund's Street Kitchen has done a tasty job, preparing nearly 200 meals nightly. It has never received any money from the City (as pointed out by Christine Johnson-Lyons' letter in last week's Sun), merely an okay to conduct operations back of the mini-Shelter. When his operation runs out of permission and funds, folks on the street will continue to need food. We invite community members to contribute their food, cooking skills, courage, and persistence to the meal January 3, which may not find approval with police and city hall. Folks from Food not Bombs, a San Francisco-based food distribution group who suffered similar bureaucratic problems and nearly 100 arrests (all charges dropped), will be present to support and witness our own attempt to get food to the streets and encourage homeless people to assert their rights. Please consider joining us by calling 462-0412. Where people lead, the politicians must follow.

Sincerely,

Robert Norse  
(462-0412)



# FIGHT YOUR TICKET

PART 3:

## HOW TO APPEAL

COAH

Free  
Food

WEDNESDAY

DECEMBER 28

2nd Floor of the Main Public Library  
224 Church St.

just a block and a half off the mall

1 p.m.

BACK BY POPULAR DEMAND:

### HOMELESS RIGHTS LAWYERS

RAY GRUENEICH (the grinning shyster who fought the city to a standstill in the Linda Edwards case)

REID SCHANTZ (mild-mannered big guy who plans to back Bathrobespierre Robert in his upcoming "bad name" trial February 27)

BEN RICE (public defender with a punch--no holds barred mouthpiece who will finish up this Power to the People seminar and answer (or duck) all your questions)

BRING QUESTIONS, TICKETS, COMPLAINTS, GRUMBLINGS, AND SEASON GREETINGS !!

BRING NOTEBOOKS AND PENS TO CATCH PEARLS OF WISDOM AS THEY FALL FROM THESE ATTORNEYS' LIPS!!

BRING SHARP NOGGINS TO SEPARATE BEEFSTEAK FROM BULLSHIT!!

Come one, come all. Learn how to plead "not guilty" to Sleeping Ban tickets. Learn how to ask co's questions politely but loudly. Learn how to stand up before the judge and strutt your stuff.

Refreshments and bellywarmers may be available.

Possible childcare, if you're lucky.

For more information, call the Coalition to End the Sleeping Ban, 462-0112.

WHY WE MUST OCCUPY THE RIVER ST. MINI-SHELTER ANNEX ON NEW YEAR'S EVE

1. Other channels of communication and discussion have been tried. The Annex back of the River St. mini-Shelter at River St. and Hiway 1 was intended to expand the capacity of that mini-Shelter by 15-20 people. (The \$600,000 mini-Shelter currently houses 14 people--and occasionally more with cramming.) It was ready for use over 2 months ago, but has been kept vacant "to allow remodeling of the main building" (so that folks in that building could be moved into the annex). During freezing wet weather such decisions are inescapable and unacceptable. The Annex--or its equivalent--must be opened immediately. By occupying it, we are seeing that it will be open on New Year's Eve during what may be the coldest night of the year.

2. Other buildings have been ruled off-limits by indifferent or timid local authorities. The Armory, open in cities as far south as Los Angeles has remained closed, though last year during relatively better weather it was opened. The Governor's office has oked opening of the Armory, but Brindel of the Shelter Project refuses to authorize its opening. Excuses range from "too much insurance required" (\$300-700) to "enough space already with the Satellite Shelter program." In 1986, the city enacted emergency legislation opening the Civic Center during torrential rains. This year, the Civic Center, the Armory, the Annex, all remain vacant and closed while people huddle beneath awnings (until driven away by police) and scramble for shelter in the bushes and beneath bridges. If the politicians do not act, the people must!

3. The Satellite Shelter program is inadequate to meet the needs of folks needing a roof and a warm place to sleep. Monitors and participants speak of a dozen turned away around Xmas-time, and more shortages expected at New Year's. Discouraged applicants no longer line up in the rain to wait for space that may not be there. Even those who are lucky enough to get in, must return to the streets in near-freezing temperatures by 7 or 8 a.m. with no accessible warm places to go. San Jose has opened its Armory during the day and temperatures there are 10° higher than here. The Cedar St. Shelter of two years ago strove to meet this vital need: that people have a place to go to get out of the rain and the cold ~~not dependent~~ upon the schedules of various volunteer churches (who generously donate what space they have in the Satellite Shelter program). Being late to the assembly point can mean no shelter in freezing weather. This is cruel, unnecessary, and usual punishment but intolerable to those who become aware of it.

4. Current City Council members made commitments during the fall election campaign that (1) the Armory would be opened, (2) ticketing of people for sleeping outside or in their cars would be stopped in return for an end to "disruptive demonstrations," (3) a designated area or "sanctuary" would be set up for folks to sleep without fear of arrest. None of these promises have been followed up on, much less kept. Such moral corruption cannot be allowed to determine the lives and welfare of people in need of sleep and shelter.

THE ONLY RIGHTS THE DOWNTOWN GANG OF 7 AND THEIR FELLOW BEAUCRATS ACKNOWLEDGE BECOMES THAT OF FREEZING IN THE RAIN WHILE WALKING AROUND AWAKE. WE URGE HOMELESS PEOPLE AND THEIR SUPPORTERS NOT TO PASSIVELY ACCEPT THIS SCENARIO. UNUSED SHELTER INTENDED TO SERVE NEEDY PEOPLE BUT DENIED THEM MUST BE OCCUPIED AND MADE AVAILABLE. PHONE CITY COUNCIL AT 429-3550 TO DEMAND ACTION AND VOLUNTEER YOUR HELP AT 462-0412. 12/31/87

HAPPY NEW YEAR FOR THE HOMELESS: MORE ARRESTS FOR SEEKING SHELTER

Early Saturday night (December 31) 8 homeless activists led by Linda Edwards and Brian Koepke moved to open up the unused but fully ready Annex to the River St. Mini-Shelter. The Annex has been ready for homeless use for nearly 2 months, but remained closed to them for reasons of bureaucratic convenience. The mini-Shelter operators wanted to remodel the inside of the mini-Shelter itself for another \$400,000+ on top of the \$600,000 spent to purchase the 14-bed facility in the first place. Homeless advocates had been urging opening of the Annex, the Armory, or some other bit of shelter as the weather has turned increasingly cold and nasty. The mini-Shelter operators have refused to certify that there is a need for additional shelter, claiming that the Satellite Shelter program is adequate. That program serves from 30 to 50 people per night, but the uncertainty as to its availability, the long period of waiting required nightly, complaints about conduct from its monitors, and its distance from the downtown area keep many possible users away and outside.

Police were called by temporary mini-Shelter caretaker Norman and his trespass complaint was reportedly confirmed by shelter boss, Fred Gray. 5 women and 3 men were arrested, handcuffed, charges with "trespass" and "illegal assembly," and led off to a paddywagon and jail. They sought to alert the community to the unmet needs of cold wet homeless folks who are being cavalierly ignored by professional bureaucrats in charge of the woefully inadequate shelter system. Gray's boss, Paul Briddel of Democratic Management Services, has likewise refused to certify that the Armory should be opened nightly to provide a reliable place of shelter.

Other cities much further to the South have already authorized opening of their Armories to deal with homeless winter needs. It is not the "evil reactionary" Deukmijian/Bush regime that has locked the homeless out of the Armory. Rather the "good progressive" clique of Mayor Mardi Wormhoudt & Co., the one-time activists Brindel and Gray, and the HRA bigwigs have colluded to deny folks the shelter that being provided elsewhere in the state and that was made available here last winter when the weather was considerably milder.

Citizen complaints to City Hall, letters to local newspapers, phone calls to Councilmembers, representations at open Council meetings--all have had no impact. City Council candidates are content to run on a "pro-homeless" platform, then, once elected, turn around and blandly ignore the statements that secured them their victory with the liberal and university communities. Jane Yokoyama offered to open the Armory (having abandoned her previous position of changing the law to ticket folks sleeping in their cars only on complaint), but now declines to return calls. Mo Reich promised a moratorium on sleeping tickets and now refuses to discuss the matter. Don Lane promised to address the last December Council meeting on behalf of a sanctuary for homeless sleepers, but not a word was heard from him. Mardi Wormhoudt assured us that there would be shelter for all, then refused to allow debate on the Sleeping Ban and staged an "emergency ordinance" that tightened the law denying folks even the shelter of their own vehicles. John Laird has continued his long-standing policy of refusing to support discussion of any changes that would allow people to find a place to huddle in the cold without threat of jail. These are the "progressives" that so charmed the voters with their warm campaign promises and well-funded smiles.

The only course left is non-violent civil disobedience. When serving food (police arrested soup servers Dec. 13 outside City Hall), when sleeping (the 11 p.m.-8:30 a.m. ban is still active law), when shelter itself becomes illegal, honest citizens must stand up and resist such "laws" Come to the Town Clock 4:00 p.m. on Tuesday, January 3, and lift a ladée for the homeless.

1/3/88

~~1989~~

Return of the

★  SWAP  ★

(Soup w/o a permit)

▶ TEAM ◀

JAN. 3 - 4 P.M.

SANTA CRUZ (WHERE ELSE?)

TOWN CLOCK

}} Steamy } Soup to Welcome the  
! NEW YEAR!

## WHY DOES THE S.W.A.P. (SOUP WITHOUT A PERMIT) TEAM RETURN TO THE TOWN CLOCK?

Impromptu but devoted hot meals will resume at the Town Clock (at River and Ocean Streets) 4 P.M. each afternoon starting Tuesday. Originally begun the Saturday after Thanksgiving, these "light sippin'" suppers are intended to provide a burst of warmth to the belly and a bit of hope to the heart, mixed as they are with signs, songs, and slogans urging the Santa Cruz community to overturn the City Council-imposed Sleeping Bar. All are invited to eat, especially the homeless, the travellers, the chilly, and the hungry. All are invited to prepare food and serve it. Servers are advised that police arrested two women for serving soup outside the last City Council meeting because they had no "Health permit" for their potluck picnic. We urge hungry people and others concerned about this issue not to be intimidated by this possibility.

### WHY SERVE A HOT AFTERNOON SNACK WITH NO PERMIT?

1. With the ending of the Street Kitchen back of the River St. mini-Shelter January 2 (its schedule there now becomes less frequent than daily), folks need hot food at dusk.
2. This is the holiday season--a particularly important and lonely time for folks with little in their pockets and hunger in their bellies.
3. This is the dead of winter with frost and rain the frequent companions of many folks without roofs, an important time to bolster health with hot food.
4. The Health Dept. has rejected the efforts of homeless advocates to secure a permit in early December. Hunger cannot wait on political expediency or bureaucratic bungling.
5. The hot food being prepared is simple in character and its serving involves no legitimate health problem.

### THE CITY CLAIMS FEEDING FOLKS WITHOUT A PERMIT IS A HEALTH HAZARD? HOW ABOUT THAT?

There is no health hazard.

1. The claim is a politically-motivated smokescreen designed to frighten homeless advocates who are currently embarrassing Mayor Wornhauht's regime. Permits were never required for past meals to the homeless during the summer and fall at the Town Clock and City Hall. It was only under anxious merchant pressure that the Mayor sent in the police to harass the Town Clock servers and actually arrest women ministering to the poor outside the City Hall.

2. Soups being served the homeless today were prepared in Health Dept. - approved kitchens. The servers are wearing protective gloves. Past advice from the Health Dept. has been integrated into preparations for this modest meal. It's only soup and

3. The Downtown Association had a buffet (to which homeless were invited) on December 21 at the Town Clock. Were permits sought and granted for that affair? (And what happened to all the loud concerns about the Town Clock not being a good location because of traffic, exposure, etc.?) Not when the Mayor's friends are seeking favors.

4. The Health Dept. is not initiating the current crackdown on independent efforts to feed the poor. Their policy is and has been to issue warnings and guidelines (check their records for the past year or so). Rather it is an SCPD hostile to the street community and intolerant of the homeless, unrestrained by the Mayor and City Council that have promoted the current shameful crackdown.

### ARE WE SEEKING A CONFRONTATION OR DO WE WANT TO FEED THE HUNGRY?

We are seeking both. We are glad to see folks who need food getting it, eating together in an environment that empowers them and makes them feel like human beings. We are also glad to see these folks asserting their rights by resisting police assaults on their dignity, by demanding the end of unjust and discriminatory city ordinances, and by seeking ways to help themselves unfettered by the city bureaucracy.

The City Council, and if not them, then the citizens of Santa Cruz must confront the facts that:

1. Folks are being turned away from the Satellite Shelter program (which takes 30-50 homeless people each night). This program is receiving support now from private sources, not from the City (though Councilmembers endlessly

take credit for it) and desperately needs help. (Folks interested in doing so should contact Paul Lee at 426-8810). Early last week more than 10 people seeking shelter were turned away in the rain to face the tender mercies of police anti-sleeping patrols.

2. Instead of allowing public discussion and input on the much-hated Sleeping Bar (no outdoor or vehicular sleeping anywhere in Santa Cruz from 11 P.M. to 8:30 A.M. nightly), the Council silently passed an emergency tightening of the law with no debate Dec. 13, at about the same time its police force was hauling away soup-servers outside City Hall. After the extensive attempts of homeless advocates to bring a compromise proposal before the Council, its actions here show transparent bad faith and a contempt for those with no place to sleep.

3. Police are daily driving people out from the protection of awnings and overhangs on the mall, often into the pouring rain, even when there is no complaint from businesses nearby, during non-business hours, and when there is no legitimate concern about "obstructing traffic." Last Sunday witnesses report police assaulted a 90-lb. man in front of Chi Parts after he had refused to present ID. and Such trollbusting obscenities must stop.

4. The Armony, remains closed, although other cities have opened theirs to homeless in need of shelter. Hollow promises by "Progressive" City Council contenders of the fall (Jane Yokoyama, Mo Reich, Don Lane) have become deafening silence after the elections. Yokoyama promised the Armony; Reich promised a moratorium on ticketing; Lane promised a sanctuary. These politicians have done nothing, and other than Lane, have not returned calls from homeless advocates.

#### WHAT CAN YOU DO?

1. Contact the City Council and speak to a particular Council-person about (1) providing funds for the Shelter programs, (2) ending costly enforcement of the Sleeping Bar, (3) ending harassment of folks trying to feed others, (4) establishing mediation and dialogue with the street community on the mall rather than unconstitutional and thuggish use of police and security personnel on the mall. Call 429-3550.

2. If they fail to respond, on their responses do not satisfy you, write a brief letter to the various newspapers: the Santa Cruz Sentinel, the Register-Pajaronian, the Sun, the Good Times, the San Jose Mercury News, and/or the City on a Hill. Briefly state your concerns. Keep a copy of your letter.

3. Keep your eyes open for harassment of homeless on mall by folks in uniform. Politely request the officer's badge number. Exchange phonenumber with other witnesses. Phone in reports of harassment to 462-0412. File complaints with the SCPD's Internal Affairs Dept., keeping a copy for yourself.

4. Consider donating food, offering to prepare food, or getting out among the homeless and serving food. For more information call 335-5875. Consider also witnessing, since serving food may be grounds for citation or arrest under the current medieval regime.

5. Volunteer help with Felix Freund's "Street Kitchen" which serves hungry people in Santa Cruz and Watsonville, as well as back of the River St. mini-Shelter 3 x / week 4:30-5:30. Felix needs volunteer servers. Phone: 688-8777.

6. Support the homeless and their advocates in the Sleep-Ins and occupations of unused buildings (Squats) throughout the winter until the City and County acknowledge the magnitude and seriousness of the problem they are ignoring and take meaningful steps to deal with it. (Steps such as an end to the Sleeping Bar and a recognition of the rights of homeless to shelter--by whatever means they can devise until rent control and changes in zoning laws allow real affordable housing.)



San Jose Mercury News 1/4/89

# 7 arrested at Santa Cruz food giveaway

By Bob Levy  
Mercury News Staff Writer

One day after a city-backed food program ended, Santa Cruz homeless advocates resumed handing out free food at the Town Clock on Tuesday afternoon.

Seven people were arrested when Diane Evans, Santa Cruz County director of environmental health, asked the police to halt the feeding because the servers didn't have a permit.

The arrests followed a month of relative peace that began when the city helped organize a nightly food giveaway at its River Street homeless shelter. Homeless advocates had been threatened with arrest in early December for serving meals at the clock, near the entrance to the Pacific Garden Mall shopping district. They agreed to stop the

meals when the River Street program began. Although several people were arrested outside City Hall for giving away food during the Dec. 13 city council meeting, there had been no Town Clock confrontations until Tuesday.

The regular River Street meal program ended Monday when the city's emergency use permit to serve food there expired. Also, according to program organizer Steve Stiles, there is almost no money left to continue providing meals.

To stretch the money, he said, meals will be served Wednesdays and Saturdays. Daily meals will resume if private donations can be found, he said.

The arrests Tuesday were mostly peaceful. Six of those arrested, including Robert Norse, one of the chief homeless organizers,

were booked on suspicion of giving away food without a permit. The seventh, a woman who was shouting obscenities at the helmeted, baton-carrying police officers, was held on suspicion of interfering with an officer.

Besides making the arrests, police confiscated two tables and several containers of food. The homeless advocates continued serving food to the 100 or so people present even as the police were leading arrested people away.

On hand to lend support were members of Food not Bombs, the San Francisco group that has been similarly targeted by police there for giving away food.

"We're advocates of the position that people should have the right to distribute free food," said Food not Bombs member Keith McHenry.

## Arguments begin in trial on raids at work sites

By David Schriberg  
Mercury News Staff Writer

A battery of lawyers began arguments Tuesday over the legality of federal immigration raids at offices and factories in Northern California that led to the arrests of hundreds of suspected illegal immigrants in 1982.

At the center of the massive trial that opened before U.S. District Judge Robert P. Aguilar in San Jose is the issue of workplace raids by the Immigration and Naturalization Service and the U.S. Border Patrol.

On one side are a coalition of civil rights and minority groups that brought the suit in 1982 as the

INS conducted "Operation Jobs," a nationwide campaign to find undocumented immigrants at their work sites. They say the government violated the constitutional rights of citizens and non-citizens, brutalized workers and hauled away people simply for appearing to be Mexican.

On the other side are the government's immigration agencies, arguing that there was no discrimination involved in the operation. They claim they performed their jobs professionally and within the bounds of the Constitution.

At stake is the way the government looks for and catches illegal

See TRIAL, Page 2B

## Inside

### Statewide post

John Arvizu, a Gilroy school board member, has been elected president of the Hispanic Caucus of the California School Boards Association.

Page 2B

### Slaying motive

A Newark man killed while driving on Interstate 880 was shot because a man in another car wanted to speed up traffic, police said.

Page 2B

## Hispanics, INS for rights of farmworkers

By Bob Johnson  
Special to the Mercury News

Hispanic activists and Salinas immigration officials are working together to try to ensure that the immigration amnesty program does not violate farmworkers' rights.

Field workers had complained that they were harassed and intimidated last fall when they applied for a residency program for agricultural workers. They said their interviews at the Salinas office of the Immigration and Naturalization Service were filmed and taped.

Immigration officials said they taped the interviews because they

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750 Ridder Park r call (408) 920-5764.

### U.S. fighters shoot down 2 Libyan jets

WASHINGTON (UPI) - Two U.S. jet fighters, acting in self-defense, shot down a pair of Libyan MiG-23s over the Mediterranean Sea today when the Libyans sped toward them "in a hostile manner," Defense Secretary Frank Carlucci said.

The Navy F-14 Tomcats fired four missiles, knocking the MiG's out of the sky over international waters 70 miles north of Libya's coast, and then returned safely to the aircraft carrier, John F. Kennedy some 127 miles north of the coast, Carlucci said at the Pentagon six hours after the 3 a.m. incident.

The Libyan pilots apparently parachuted from their crippled Soviet-built jets and their null navy launched a search and rescue mission, according to Carlucci and a spokesman with the vacillating President Reagan in California.

Carlucci, with Navy Adm. William Crowe, chairman of the Joint Chiefs of Staff, told a news briefing that U.S. jets and ships were conducting routine training maneuvers in the Mediterranean when the incident occurred at about noon local time north of Tabrak, Libya.

Repeatedly emphasizing that he was offering information based on "preliminary reports," Carlucci also insisted the Navy action had nothing to do with the presence of what the United States says is a chemical weapons plant in Libya.

See UPIA page 2

### Medicare drug fund wallows in red ink

WASHINGTON - A new trust fund set up to pay some prescription drug costs of Medicare recipients will be \$4.5 billion in the red by the end of 1993, according to projections by officials in the Department of Health and Human Services.



One homeless person managed to enjoy a cup of soup although most was confiscated by police.

### SC cops break up food giveaway

By GUY LASMER

Homeless activists said they will continue a highly publicized food giveaway at the Santa Cruz Town Clerk kitchen, with soup and hot meals for at least three or four more days.

Yesterday, Santa Cruz police broke up a soup kitchen staged at the clerk kitchen and arrested eight persons. The arrests came when the county environmental health director asked police to stop the food giveaway because the servers did not have the requisite permits.

Six were charged with serving without a permit, two were charged with interfering with an officer. The soup kitchen, with soup and hot meals donated by Santa Cruz residents, is the latest in a series of protests and events organized by activists calling for more city and county support for the homeless.

"We want the city to get a feeding program set up and to pay more attention to the homeless issue," said Robert Morse, one of those arrested. The food servers call themselves the SWAT team, an acronym for soup without a permit, Morse said. A city-run food program at the River Street homeless shelter ended Monday when an emergency-use permit about on funds had will move to a before-school food glove went, according to program organizers. More than a dozen officers, some dressed in riot gear, followed on succeeding afternoons.

### Battle over INS factory raids goes to court

SAM HOSE (UPI) - Civil rights lawyers and Northern California's top federal prosecutor went head-to-head yesterday in the opening of what is expected to be a protracted fight over insider drug service control initiatives on the heels of last month's Supreme Court decision which was voted down 4-3 by the court in November. Mayor Murphy, Councilwoman Glenn Carroll and Councilman Thomas Igoe have vowed to become more active in the fight to make the city a "hated city."

By JENNIFER KISS

Waltonville mobile-home park leases are mounting a petition drive to get a rent control initiative on the heels of last month's Supreme Court decision which was voted down 4-3 by the court in November. Mayor Murphy, Councilwoman Glenn Carroll and Councilman Thomas Igoe have vowed to become more active in the fight to make the city a "hated city."



# More arrests at food giveaway

BY DONALD MILLER  
Sentinel staff writer

**SANTA CRUZ** — Police in riot gear waded into a crowd gathered beneath the Town Clock in downtown Santa Cruz Tuesday, arresting eight people and carrying off pots of food that was being served without a health permit.

More than 75 people had gathered at 4 p.m. at the clock site, which is at the north end of the Pacific Garden Mall, the city's major shopping district. Most were there for a free meal.

They were joined by nearly 20 Santa Cruz police, half of whom were in riot gear and carrying batons. Six people were arrested for serving food without a permit, while one vocal woman and one man were arrested and charged with interfering with the arrests. The six food servers refused to sign police citations and were driven in a police van to County Jail.

The food servers arrested were George Jarrett, 21, 105 Anita St.; Santa Cruz; Melody Mix, 27, 1525 Doan St.; Santa Cruz; Herbert Norse, 41, Santa Cruz; Daniel Johnson, 23, Kyruse College, UCSC; Malo Pincorne, 37, 5496 Glen Ather Rd., San Lomond; and Sandra Lanzetta, 48, 1190 7th Ave., Santa Cruz. Nancy Spruiting, 39, 412 Playa Blvd., La Selva Beach, and Charles Pratt, 21, 105 Anita St., Santa Cruz, and also present was Thane Evans, the county's environmental health director. Evans said the arrests were made because the food servers did not have a health permit.

As police arrested servers and carried away food, more food would appear. As police refused servers to the paddy wagon, others walked around munching on bean sandwiches, slurping soup and chattering the police.

As the arrests continued, some in the crowd — many of them young and dressed in tie-dye clothing — danced, while others strummed guitars and sang folk tunes to peace and hippopotamus.

The meal giveaway was timed by local activists to coincide with the curfew of a city-sponsored food program at the city's River Street homeless shelter. That program will continue two days a week, rather than daily, as it had during most of the month of December.

The scene also featured a battle of video cameras: the police were videotaping the affair, the food group was taping the police, plus a number of people apparently unconnected to either side also taped the confrontation. One woman with a video camera said she was taping it for a class at UC Santa Cruz.

Activist Jane Imler said that the group plans to continue to serve food at the Town Clock, on property owned by the city, every day except on the days meals are given out at the River Street shelter.

"We're getting people fed. That's the objective," Imler said.

Imler said she was told that the River Street shelter food program had at least temporarily ended, and that it would be resumed Wednesdays and Saturdays only. Not that it would be missed, Imler said, characterizing the River Street food as "cold" and tasting



Officer Rocky Stonescypher watches while bystander sips soup at Town Clock.

like "dog food."

She said food servers would wear rubber gloves, but would not get a Health Department permit.

"We can't get a permit," Imler said. "We don't have a certified kitchen."

Norse, an activist, said the protesters are "open to negotiations" about serving food somewhere besides the Town Clock, such as at the River Street shelter. Among those joining the meal giveaway was one man from Food Not Bombs, a San Francisco-based activist group.

Imler said Tuesday's soup was donated by Omeli's restaurant in Santa Cruz, while bagels and salads were donated by The Bagelry.

Santa Cruz Mayor Mardell Wormhoudt said the River Street food giveaway is not ending, but that a new permit to serve food needs to be obtained. Such a permit would last an additional 30 days, and would perhaps cover food giveaways in the beach flats neighborhood, Wormhoudt said.

She emphasized that the River Street food program is not funded by the city and that future food giveaways are a "question of money."

The River Street meal giveaway, which began in early December, was administered by Steve Siles, using federal grant money. Siles is in charge of the New Life homeless shelter in Santa Cruz. Siles had earlier obtained a health permit for a mobile food service program.

But Wormhoudt said, the group serving food at the Town Clock has something different in mind than soup. "The issue here is clearly not food," she said, adding that food is given out daily at St. Francis Catholic Soup Kitchen and at the Salvation Army, both in Santa Cruz, plus at various churches participating in the Satellite Shelter Program.

Wormhoudt said that the city is asking food servers to get a county health permit. The city made a similar request last November when a temporary soup kitchen was organized at the Town Clock. Subsequently, the city agreed to allow food giveaways at the River Street shelter.

"These people reserving food at the Town Clock apparently don't want to cooperate ... obviously they just want to make a point," Wormhoudt said.

Tuesday's meal giveaway was only the latest in an ongoing series of disputes between advocates for homeless and street people in the city and local government.

On New Year's Eve, Imler was among eight persons arrested at the River Street shelter. The arrests were made after the group proclaimed that the recently expanded shelter was not taking in additional people, despite the extra space.

City officials commented that plenty of shelter space was already available in the city, enough to take care of existing needs.

# Finding fitness at the mall

BY KETH MURAKOJA  
Sentinel staff writer

aspect of exercising in the company of others."

Grace Buckman of London, who is visiting her daughter in Avon, said she came "because I haven't been getting much exercise over the holidays." Grace Cummings of

Capitola Mall not to shop 'til they dropped, but to walk. And walk they did.

More than 100 people crowded a

operating across the country and decided to try one here for the first time this week.

Beginning Jan. 3, there will be a one-hour registration fee of \$1 payable at the registration desk inside the mall's

exercise class inside the mall's

registration desk inside the mall's



Wally Trabling

# Mom, apple pie and Monopoly

**I CAN STILL** see that card table in the living room — the green play money stacked high on one side, a dearth of it on the poor side of the table.

The player with the cash owned Park Place and Boardwalk (the blue houses) and the hard-up landlord struggled along with Balboa and Mediterranean.

Oh, the groans of landing on a railroad monopoly; and the gloms of raking it in, still reverberate in the halls of remembered sonnets and glares.

The Parker Bros. people figure there have been sets in about 95 percent of American homes.

It is almost up there with mom and apple pie.

Chatted with Pat McGovern, public relations person at Parker Bros. in Salem, Miss.

The game is still the backbone of the company, having sold more than 100 million here and abroad, she says.

Its instructions have been translated in 23 languages.

I mean, you haven't played unless you tried it in Urdu.

The story goes that the concept was born around 1904 by a suffragette Elizabeth Magie-Phillips. She called it "The Landlords."

Then in the '30s, a heating engineer named Charles Darrow, his job having turned cold, fussed around with revamping the game.

He worked over the game as we know it today, called it "Monopoly" and tried to peddle it to Parker Bros.

McGovern said the execs went "no way" because whoever would play a game that lasted hours and hours?

Besides, they came up with some 60 aspects inherent in successful board game sales that Monopoly did not have.

So Darrow did it himself, and was so successful that in 1934 the big shots at Parker Bros. relented, their wounded pride soothed by green saline.

And green saline it became. They've rolled in Darrow wisely took a percentage of sales and died in the '50s, a millionaire, quietly

—Sally Kamin

# DAY TWO AT THE TOWN CLOCK



Lieutenant sprits ladle!

TOWN CLOCK - 4:00 PM  
WEDNESDAY JANUARY 4



SERGEANT [unclear] SOUP  
CITY HALL Dec 13

Come and serve soup! See 20 armed police weild nightsticks to separate hungry people from their bagels! See the city spend thousands of dollars to steal food from the hungry! See Wormhoudt's warriors fill the jails with hard-core food felons!

BRING FOOD, BRING CAMERAS, BRING COOKIES AND FRIENDS--JOIN THE **SWAP** (SOUP WITHOUT A PERMIT) **TEAM** IN ITS SECOND OPERATION OF THE NEW YEAR!

Eight people were arrested Tuesday in the process of feeding the hungry. Please come today to eat, to witness, or to serve free food. CALL 429-9801 FOR INFORMATION.

NO ONE WILL STOP THE **SWAP** TEAM  
UNTIL THE CITY STOPS ITS HOMELESS CRACKDOWN

# DAY 3 AT THE TOWN CLOCK

U P D A T E



**NO ARRESTS WEDNESDAY AFTERNOON!**  
Just surveillance from plane and camera with Sergeant Henning & companion politely informing the Homeless Table people that a permit was required. (First the arrests and then the warnings!)

Felix Freund's Street Kitchen will continue to feed Wednesday and Saturday nights out back of the River St. mini-Shelter. Coming up this Saturday night: chicken creole & rice with lemon almond chicken for the vegetarians.

On the SWAP Team's menu: Soup, bread, fruit, and courage.

Bubbah Bryan downs a cup of soup as one of a dozen uniformed riot police stand ready to face hunger psychosis from hungry homeless.

(January 2, 1988)

**TOWN CLOCK - 4:00 PM  
THURSDAY JANUARY 5**

**Come and serve soup! See 20 armed police wield nightsticks to separate hungry people from their bagels! See the city spend thousands of dollars to steal food from the hungry! See Wormhoudt's warriors fill the jails with hard-core food felons!**

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**NO ONE WILL STOP THE SWAP TEAM  
UNTIL THE CITY STOPS ITS HOMELESS CRACKDOWN**

# SUNDAY: THE SOUP CONTINUES

4 PM JANUARY 8TH THE SWAP (SOUP WITHOUT A PERMIT) TEAM RETURNS TO THE TOWN CLOCK. TASTY, TUMMY-WARMING BROTH! FREE MOUTH-FULLS OF HONEST BREAD!



Earlier  
Soup  
Arrest  
Dec. 13

Linda Edwards  
seized for  
pouring herse  
a cup of se

On Tuesday, two dozen armed food-snatchers arrested 8 people for felonious food-sharing. All have since been released, though remain charged with misdemeanors punishable by up to 6 months in jail and/or \$1,000 fine. On Wednesday, SCPD's Twilight Zone squad politely informed bewildered servers that serving soup without a permit is a crime.

On Thursday, no police came at all.

*Are they trying to drive us crazy with suspense, or tickle us to death with Alice In Wonderland antics?*

Now comes Sunday. Come down & feel the thrill of sharing. We need servers, preparers, lawyers, picnickers and onlookers. Bring cameras, blankets, spoons and friends.

Call in to help out: 429-9801 or 462-0412 or 426-8373.

*Also, remember city council meets at 4pm and 7:30 pm on Tuesday, January, 10th. Tell the Gang of Seven's soup stealers to leave the homeless and their food in peace.*

PLEDGE OF NON-VIOLENT CIVIL DISOBEDIENCE.

During the month of January 1989, I pledge to:

to prepare, transport, unload, or gather food for meals to the homeless.

.....

to witness with my eyes and presence the giving of food from servers to hungry and note the conduct of public officials and peace officers in this situation.

.....

\*to serve food to the homeless myself (though police may threaten to cite, cite, or arrest me for this act).\*

.....

\*to voluntarily subject myself to arrest in solidarity with homeless people currently suffering this threat nightly under the city's 11 p.m. - 8:30 a.m. Sleeping Ban in order to arouse the conscience of the community and attract the attention of the Council which continues to refuse to consider the Ban in an open forum.\*

.....

(Sign name, address, phone number, and dates you will be available to undertake any of these actions.)

to do the following:

.....

.....

.....

\*Though we in no way concede that these activities are illegal, certain misguided officials may so declare, and participants must be aware of this fact.

S L E E P B U S T E R S    M E E T

T H E    S . W . A . P .    ( S O U P W I T H O U T A P E R M I T )    T E A M

t u e s d a y    J A N U A R Y    1 0

SOUP AND LIGHT SUPPER AT 4 P.M. in front of City Hall (across from the main library) Eaters not subject to prosecution. Servers may be served tickets and handcuffs. (Volunteer to be a server at 462-9219.) Come early and eat late! Bring cameras, friends, and influential friends to observe if police again make lightening "seize the soup" maneuvers. (Observers from Food not Bombs from San Francisco may be present.)

If you can't be present, volunteer to help serve food or supply it for the nightly soup supper at the Town Clock each day at 4 p.m. (Wednesdays and Saturdays excepted--when folks can munch in splendor back of the River St. mini-Shelter at 4:30 p.m.)

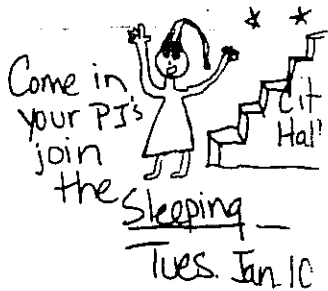
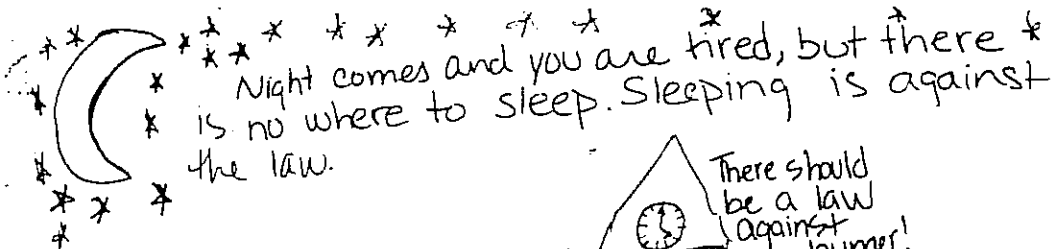
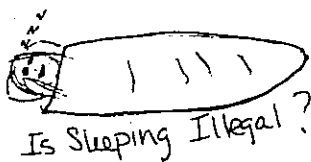
SPEAK OUT TO THE GANG OF 7 at 7:30 P.M. in Council Chambers (between police station and city clerk's office right in front of the fountain near the supper spot).

1. Register your outrage at the arrests of soup servers and homeless sleepers.
2. Give support to a proposed sanctuary for sleepers that may be brought up at the meeting.
3. Fight the tightening of the Sleeping Ban, passed by Wormhoudt and Co. in an emergency measure Dec. 13, but due back for final approval during this coming session.
4. Fight the upcoming "Unruly Assembly" ordinance that would charge demonstrators not only with "crimes" for speaking out on human rights issues, but would bill them for police costs. This bill will be given a first (and hopefully last) reading.

IF NO ACTION IS TAKEN TO ALLEVIATE THE SHELTER SHORTAGE, PROSECUTION OF FOLKS FEEDING THE POOR, OR THE SLEEPING BAN, WE SUGGEST CITIZENS CONSIDER

→ S L E E P I N G    I N    ←

Bring bags, blankets, teddybears, and nightcaps. (Pillows are optional)  
Bring friends, lovers, uncles, and colleagues.



More information: 429-9801.



S O U P

S I P P E R S

A N D

S L E E P

S E E K E R S :

B A D N E W S A N D G O O D N E W S !

T H E B A D N E W S :

NEITHER THE ANNEX TO THE RIVER ST. MINI-SHELTER NOR THE ARMORY IS YET OPEN. PHONE CALLS TO MAYOR WORMHOUDT AND OTHER COUNCIL PEOPLE HAVE BEEN TO NO AVAIL.

LAST NIGHT (SATURDAY JAN 15) HALF A DOZEN FOLKS THAT NEARLY DIDN'T GET SHELTER IN THE SATELLITE SHELTER PROGRAM HAD TO DO WITHOUT FOOD.

LAST NIGHT MORE THAN 20 FOLKS WAITED THREE HOURS FOR A HOT MEAL BACK OF THE RIVER ST MINI-SHELTER THAT NEVER ARRIVED (Some canned goods and peanut butter sandwiches were finally thrown together by activists and the folks at the shelter as folks huddled around a burning barrel back of the Shelter in the cold.)

T H E G O O D N E W S :

THE S.W.A.P. (SOUP WITHOUT A PERMIT) TEAM WILL BEGIN FEEDING NIGHTLY AT THE TOWN CLOCK (INCLUDING SATURDAYS AND WEDNESDAYS). WE APOLOGIZE FOR MISINFORMING HUNGRY FOLKS THAT THERE WOULD BE MEALS WEDNESDAY AND SATURDAY BACK OF THE MINI-SHELTER, BUT THAT IS WHAT WE WERE TOLD. WE HOPE THEY WILL RESUME THEIR MEALS, BUT CANNOT BE SURE THEY WILL AT THE CURRENT TIME.

THE COALITION TO END THE SLEEPING BAN ANNOUNCES ANOTHER SIT-DOWN AND SLEEP-IN AT CITY HALL FOR THE NEXT GANG OF 7 (CITY COUNCIL) MEETING ON TUESDAY NIGHT JANUARY 24. CRIMINALIZATION OF SLEEPING IN THE CITY OF SANTA CRUZ MUST END. FOLKS CONTINUE TO BE TICKETED AND ARRESTED FOR SLEEPING BENEATH BRIDGES. HELP END THIS ORSCENE NONSENSE AND COME TO CITY HALL TUESDAY NITE WITHOUT SLEEPING BAG (WE'VE GOT BLANKETS, IF YOU HAVEN'T).

T H E P I T C H :

WE NEED VOLUNTEERS FOR THE S.W.A.P. TEAM. CALL AND LEAVE A MESSAGE IF YOU ARE WILLING TO PREPARE SOUP, SERVE SOUP, DONATE FOOD, OR OFFER ANY SORT OF SUPPORT (MONEY, LETTERS TO THE PAPER, PHONE CALLS TO BUREAUCRATS, KIND WORDS TO US, ETC.). 429-9801.

WE NEED VOLUNTEERS TO PREPARE FOR THE UPCOMING TUESDAY-AFTER-NEXT SLEEP-IN. WE NEED TO KNOW YOU'RE COMING. WE NEED BLANKETS, BAGS, THERMOS OF COCOA, JUGGLERS, CLOWNS, PEOPLE WHO CARE. CALL BRIAN AT 429-1182.

WE NEED HELP FIGHTING ILLEGAL ARRESTS AND TICKETS. (8 were arrested for serving soup January 3; 6 were taken January 10 outside City Hall; 8 were jailed for sleeping in at the Annex to the River St. mini-shelter December 31; many more are fighting tickets from last year.) PHONE 429-9801 AND VOLUNTEER. PHONE IN IF YOU ARE TICKETED OR HASSELED BY POLICE FOR NON-CRIMES. LET US KNOW IF YOU ARE WILLING TO FIGHT YOUR TICKETS. PLEAD "NOT GUILTY."

WE NEED HELP ORGANIZING "PROGRESSIVE" GROUPS TO FIGHT THE SLEEPBUSTER CENTRAL THAT HAS BECOME CITY COUNCIL. WE NEED FOLKS WILLING TO TALK WITH COMMUNITY ORGANIZATIONS, ABOUT NEW PUBLIC HEARINGS TO OPEN ON THE CITY'S SLEEPING BAN. PHONE 429-9801 AND VOLUNTEER!

S L E E P B U S T E R S      M E E T

T H E      S . W . A . P .      ( S O U P W I T H O U T A P E R M I T )      T E A M

t u e s d a y      J A N U A R Y      24

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If you can't be present, volunteer to help serve food or supply it for the nightly soup supper at the Town Clock each day at 4 p.m. (Wednesdays and Saturdays excepted--when folks can munch in splendor back of the River St. mini-Shelter at 4:30 p.m.)

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2. Give support to a proposed sanctuary for sleepers and new public hearings on the sleeping ban.

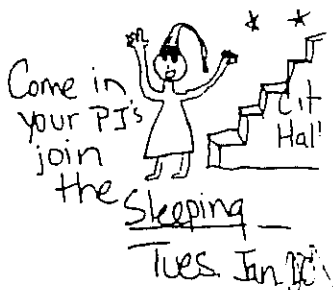
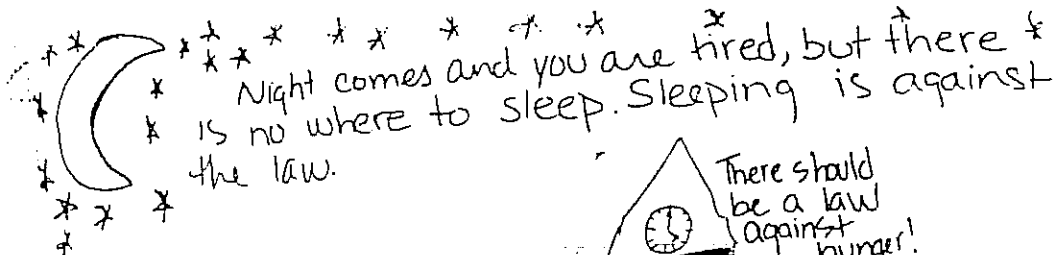
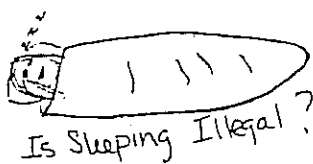
3. Fight the tightening of the Sleeping Ban, passed by Wormhoudt and Co. in an emergency measure Dec. 13 **PROTEST CITY COUNCIL INDIFFERENCE**

4. Fight the upcoming "Unruly Assembly" ordinance that would charge demonstrators not only with "crimes" for speaking out on human rights issues, but would bill them for police costs. This bill will be given a **SECOND** reading.

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→ S L E E P I N G      I N ←

Bring bags, blankets, teddybears, and nightcaps. (Pillows are optional)  
Bring friends, lovers, uncles, and colleagues.



More information: 429-9801.





# SLEEP IN at CITY HALL!

(access from the downtown library)

Attend the Council meeting

TUESDAY JANUARY 24 7:30 PM

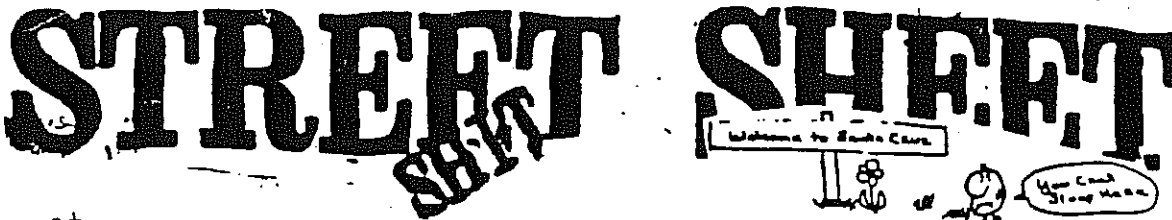
What are you going to do  
When it happens to YOU?

HOMELESS  
RIGHTS  
COALITION

**SUP  
SLEEP  
YES**

**WARSHIPS  
NO**

Come to City Council Meeting Tues Jan 24  
SOUP 4pm  
Council hearing 7:30pm



(10a) support  
 fee required

"O magic sleep O comfortable bird/ That broodest o'er the  
 troubled sea of the mind/ Till it is hushed and smooth!"

--Keats, Endymion

SLEEPBUSTERS TURN FOODSNATCHERS WITH NEW YEAR AT TOWN CLOCK "SIPPIN' SUPPER"

8 ARRESTED AS HOMELESS ADVOCATES RENEW NIGHTLY MEALS AND DEMONSTRATIONS

In the largest-ever homeless demonstration in Santa Cruz yesterday afternoon, hungry folks and concerned citizens confronted riot-baton wielding police to share food "in defiance of the law." A huge squad of more than 20 city-bankrolled cops in para-military garb turned sanity on its head and played "capture the tofu" in an operation that must have cost thousands of dollars--dollars that could have been spent to continue the month-long and just-ended homeless supper program back of the River St. mini-Shelter. Facing the lines of armed and visored gunmen was the mischeivous SWAP (Soup Without A Permit) Team which was intent on evading misdirected official thuggery and feeding the 50-100 people who had gathered in the area to chow down.

In an operation that seemed better suited for anti-terrorist purposes, the SCPD set up their "temporary HQ" in the basement of Founder's Title, planted plainclothes officers in the homeless crowd itself, stationed camerapeople at 2-3 different locations and then forgot their "cite books," requiring them to take arrested folks to the jail directly without being offered an opportunity to sign their "no food" tickets. Hungry onlookers began gathering at the clock around 3:45 p.m. with Bubbah Bryan manning the homeless table and Raucous Rocky urging folks to consider serving themselves soup and thus thwarting police plans to single out organizers and servers as harassment targets. Alerted by extensive street leafleting and word-of-mouth exchange, a trickle of sympathizers, reporters, and food-seekers turned into a steady stream as Robespierre Robert weaved through the crowd snapping amateur photos and seeking with little initial success to recruit criminals to distribute bagels.

Stepping into the breach, her rapsheet still warm from a Dec 31 arrest at the River St. mini-Shelter Annex (for seeking to open that building to the homeless), the sharp-eyed Malu began handing out small closed containers of soup before being confronted by a quick demand for a food permit from Health Dept. panjandrum D'ae Evans. Malu sought to explain that a permit had previously applied for (and denied) and that servers had digested and assimilated suggestions that (a) food be kept steaming hot, (b) food be served in closed containers, (c) servers' hands be gloved, and (d) meals be prepared in a Health-Dept. certified kitchen. All to no avail--the mother and activist was cuffed and forced to the paddywaggon. The food was also put in protective custody.

Observing this obscenity, Smile-Awhile Dan stepped up to a second feeding table that had been hastily set up. Soon, he and his friend Happy-Heart George were snatched away. West Coast streetsinger Melody was also rushed off to imprisonment for angrily denouncing the police for stealing food from the hungry; speaking as a Native American, Melody attacked the latter-day fascism she saw unfolding before her eyes. Robespierre Robert began sipping some of the tasty soup (donated by O'Mei's restaurant and was asked for a taste by Linda the Lark Edwards (previously hauled off Dec. 13 for serving herself soup outside City Hall). When he handed her his soup to sample, abashed

Robert was seized by the police for "unauthorized sharing." Just in time--for as he was led away, other misguided souls began passing their soup to their neighbors in a shameless flouting of law and public health.

The five captives were soon joined in the police van by "Nuts-to-Nonsense" Nancy whose colorful steamy outbursts against the after Kristalnacht earned her the honor of being the only member of the group to be awarded steel handcuffs. (The other prisoners were held without cuffs, Malu having succeeded in getting her plastic ones cut off by

a timely appeal to unusually solicitous police officers attending). The 6 were then driven to jail where police recovered their missing ticket books and released 5 of the 6 on their own recognizance. The crime alleged: "unlawful distribution of food." Nancy was booked into the jail for an hour for "disobeying an officer," in spite of promises by otherwise-helpful Sgt. Watson and Cadet Carey that the entire group would be treated alike.

Back at the Town Clock, guerrilla bagel pushers were snaking through the crowd, reinforced by the arrival of "Food not Bombs" organizers Keith McHenry and two colleagues from San Francisco, who had brought with them a hefty bucket of scofflaw rice-n-beans. Food distribution continued steadily as Calamity Jane's cohorts dipped into their soup reserves and emerged with hitherto undiscovered caches of illegal food. With contraband being passed everywhere, frustrated flatfeet demanded of the Shyshoes Sandy whether she'd prepared some of the food. Having secured a criminal "yes," worthy boys-in-blue removed this menace to the public peace to a second van and soon accompanied her with Bagelbagger Bill, who added to his food-serving offense by refusing to give up the incriminating bagels he was seeking to pass out to the crowd. For this extra bit of insolence, Bill was held an additional 3 hours at the jail, while supporters waited outside with a Food not Bombs banner and the remains of the rice-n-beans, feeding emerging jail inmates and other hungry passersby.

Assesing the afternoon's events, Calamity Jane and Keith noted that virtually all of the food (with the exception of the first two boxes) made it to the mouths of the hungry through the dedication and mobility of the slippery servers. Organizers immediately began plans to continue the nightly supper today, possibly offering modest prizes to servers who could distribute the most pieces of bread before being collared by the blue-coated beadles. Happy-Heart George prepared to distribute a flyer to the University community for today's event. Folks were promised more food for the snatching at today's munching, assuming the police do not again provoke another food fight.

Rumored to have been in the crowd: an agent of the State Attorney General's office investigating complaints of police harassment of the homeless (and called there by Wild Bill Kaysing). Unexpected goateed celebrity present: a chastened Steve Hartmann, hefting camera and promising additional Homeless Tables to replace those seized by the police (one of which was his). Thanks to trashman Mike (or Guitar Mike, our undercoverman at the Sentinel, as we know him), for sprucing up the area after the police (and picnickers) trampled it. Mademoiselle Michelle's lament: being ignored by the riot squad even though she pointedly and visibly distributed food and announced her readiness to pay the terrible price (streetwise companions suggested she was too middle-class for the inwardly-troubled officers to wish to haul in).

Middle-class couch potatoes, frenzied over-achieving students, bored bohemians, ashamed public officials, and just about anyone is invited to come to today's "share some soup; see the slammer" potluck at the Town Clock.

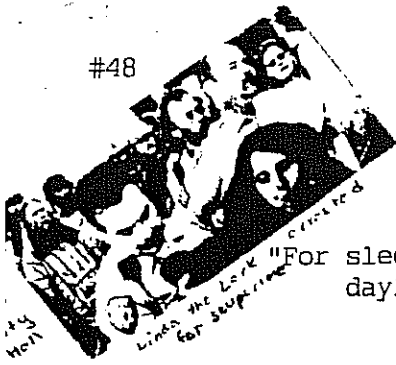
#### COURT CAPERS: CURRENT AND UPCOMING

.....Araigned in court today: Calamity Jane, Linda the Lark, and "No Guns"--the first two for serving soup Dec. 13 at City Hall, the last for "obstructing justice." Fielding the D.A.'s dirtballs, legal shortstop Grinning Ray Grueneich with a <sup>pre-trial</sup> hearing planned 8:30 a.m. Friday Dec. 15 in Kelly's court (Dept. C). Serving soup is an offense that carries a misdemeanor status--\$1000 fine and 6 months in jail at the max. That means a jury trial.

.....Pre-trial hearing as well for Bathrobespierre Robert, up before the bar for using "Norse" instead of "Kahn" on his tickets. The police may have a field day with this one since the unrepentant lawbreaker was arrested twice in the last week (once at the River St. Annex and once yesterday at the soup serving) and again insisted his name was Norse. Lanky Reid Schantz will be dissecting this stinking corpse of a charge at 10:00 a.m. Dec. 14 (Thursday) in Judge Kelly's court in an attempt to save the citizens the time and money carrying this political charade to its conclusion. Don't bother to come unless you like legal monkeyshines.

Regular Street Sheet, features will hopefully reappear next issue with a portrait of activist Anders Corr, interesting reports on successful injunctions against police enforced Sleeping Bans in Monterey County and Berkeley, and lots more.....

# STREET SHEET



"For sleep, one needs endless depths of blackness to sink into; daylight is too shallow, it will not cover one."

---Anne Morrow Lindbergh, "Dark," North to the Orient

SECOND ROUND OF ARRESTS AT CITY HALL RAISES STAKES FOR DEMONSTRATORS  
POLICE SEIZE THREE INSIDE, ROUST TWO OUTSIDE CITY HALL AS SLEEPING BAN TIGHTENS

Tuesday night SCPD capped off an evening of bushleague homeless-baiting and crowdvexing outside City Hall with trio of trespass arrests in the Council's chambers. Declining to move the City Council meeting to the larger Civic Auditorium across the street, <sup>(City Council)</sup> Chieftain Wormhoudt relegated dozens of citizens to huddling outside in near-freezing weather, straining to hear the debate within via a less-than-adequate speaker. Both entrances were patrolled by armed truculent police, who would occasionally launch minor punitive expeditions against the semi-circle of homeless folks who had gathered together for warmth and company in the patio area outside, their bodies supporting various signs; "Illegal searches of the poor is poor policy," "End Selective Enforcement," "At Long Last--End the Sleeping Ban," and others. Maintaining a bristling and robotic demeanor, the cops would demand "less singing" (when there was none), refuse folks access to the entrance way between bathrooms and council chambers, and bark threats of arrest upon hearing complaints. Activist Calamity Jane Imler was denied reentrance to her seat, once she'd stepped outside.

Leading off a half-dozen articulate speakers on homeless problems, UCSC's Bryan Weiner, who'd worked at the River St. mini-Shelter as well as gone to jail in pursuit of material for his 100+ page thesis, noted that 150 to 175 beds in Santa Cruz were obviously inadequate to lodge up to 1500 local homeless. Noting problems of sexual harassment, theft, and mismanagement in shelter programs generally, Blackmonk Brian painted a vivid picture of couples leaving the Town Clock Soup Supper with empty bellies to seek an uncertain shelter in the woods. He ended with a plea to the Gang of 7 and community to act "as good Christians, as good Socialists, as good human beings" to expand the range of options by alternate means of enforcing the "camping" ban. Those that followed (including the 18-year-old Sapphire) urged the Gang to use its ears, recognize that all the homeless wanted was a little bit of space--psychological and physical, and consider a little unconditional love rather than the current regime of unrelenting idio\_cy. Bubbah Bryan, clearly and passionately, spoke of "dozens of arrests for trespass, sleeping, soup-serving, public speaking even for actions that were not causing two cents worth of injury to anyone." "Yes, Susie, we're going to have to go to jail again tonight because unjust laws continue unchecked," the gristle-chinned Bryan concluded: "Support a sleeping zone, and leave the campers alone."

Two weeks before at their January 10 conclave, the Gang of 7 had ramrodded through a second reading of a tightened Sleeping Ban and removed the possibility of any "camping" with permits. By a 6-1 vote, it turned aside Councilmember Don Lane's suggestion of a "sanctuary for sleepers" to which police would direct folks rather than issue costly and degrading "sleeping tickets" as they do now. The Gang also refused to set the issue ahead to allow more time for the debate, and allowed a mere handful of speakers from among the dozens that wanted to speak on an issue that was having its first public hearing in more than ten years. Afterwards dismayed but determined homeless and advocates including Shamash Sue, Blackmonk Brian, Bathrobespierre Robert, Linda the Lark, the sharp-eyed Malu, and mildmannered Malcolm, bedded down outside Council chambers and were awakened and arrested by police hours later upon refusing to sign their tickets. The 6 were held until early afternoon the next day, <sup>(Jan. 10)</sup> and then released on their own recognizance with infraction sleeping citations (section 6.36.010 of the City Code) and slated to return for arraignment February 3 after 8:30 a.m.

The January 24th arrests were quicker, harsher, and for misdemeanor rather than infraction charges. As various folks lingered to hear the end of City Council's deliberations, Officer Kerin, Sergeant Sanderson, and other eager sleepbusters converged on Shamash Sue, who was stretched out on a bench inside the chambers. To their strident demands that she leave, Sue pointed out that the meeting was still in progress, but received no answer to her question, "what law am I violating?" Under the personal direction of Head Hound Jack Bassett, Sanderson ordered his underlings to "push them out the doors," leaving only Freeheart Fran, Ned the Naval Nemesis, and the inevitable Robespierre Robert to face impatient and insistent demands that they "leave within 15 seconds or go to jail." Constable Sanderson added that he'd be sure there was high bail as well, so that the three demonstrators would rue the day they chose to demand democracy and shelter for the homeless in as unlikely a place as City Hall. Denied more time to consider their options, the three chose to undergo arrest rather than succumb to police pressure, though afterwards they admitted that they might well have preferred to join two homeless sleepers who lay wrapped in blankets outside City Hall.

Robert, Ned, and Fran were handcuffed, taken by paddy wagon to the local Big House and then, in a surprise move, their release on O.R. (own recognition) denied. Houndmaster Bassett had apparently contacted a compliant Judge Kelly and had bail set for each of the three at \$1000 apiece. The Sheriff's Department freely admitted to Naval Ned that they had begun procedures to release the prisoners, when they were told to impose the harassment bail. Since none of the three were an escape risk and had faithfully kept prior court appearances, the exorbitant ransom was clearly an attempt to freeze the three in stir and warn off other homeless rights fighters. Thwarting the ignominious effort, a homeless sympathizer and personal friend of Ned's raised the blood booty, and the three saw sunlight again in time for Wednesday's Soup Supper at the Town Clock at 4.

Meanwhile homeless sleepers Nicky W. and Backyard Brian had endured repeated roustings by police as they attempted to get a little shuteye on the City Hall patio. A local photographer who'd been snapping pictures of them and the arrest of the three trespassers-for-shelter was threatened repeatedly with arrest for "interfering with an arrest." (His photos of earlier events appear below) Police finally demanded that the two "campers" leave at 5 p.m. or be ticketed, then ordered them to get up and show their IDs. Rather than disobey a policeman's order, they did so, and were then told that since they were no longer sleeping, they would not be ticketed. The wiley ruse worked and Badge #182 and his fellow officer returned to their nearby station, assured that Indoors Santa Cruz could sleep peacefully once more knowing that impoverished rascals were no longer cluttering its patios and public buildings.

TOWN CLOCK SOUP SUPPERS INTO THIRD WEEK AS HUNGRY PATRONS MULTIPLY  
HEALTH DEPARTMENT AND CITY THREATEN INJUNCTION: CITY'S FEEDING PROGRAM DEAD

8 soup servers and their sympathizers continue to await arraignment on numerous misdemeanor charges--mostly of serving soup without a permit--with their first court appearance scheduled for the morning of February 3. In a cynical slap at the poor and at public opinion generally (almost universally on the side of the criminal soup ladlers), the city continues to prefer to invest its resources on police repression and court harassment rather than continuing the feeding program that had been providing nightly suppers back of the River St. mini-Shelter throughout December (though even that program was done with federal funds and without concrete city support).

Still overt police harassment has been fitful if not absent since the first few days of the revived meal until today when Health Dept. boss Ira Labell and other local badges instructed Shyshoes Sandy and Grinning Ray Grueneich that they were preparing an injunction against the nightly meal to protect the health of unsuspecting hungry and return them to the more nourishing repast of Chez Dumpster. Medical Director Labell admitted that he had only wit-

nessed one instance of "dumpster diving" in his tenure as top Health Honcho (and that, he noted, was at MacDonald's where he felt reassured cause the food was "hot" and "recently cooked.").

The Health Squad was invited down to eat and/or observe at the Town Clock any day at 4, where the food would be open to inspection, procedures for serving openly visible, and cleanliness conditions readily observable. Servers expressed an interest in getting the Department's advise and expertise, provided they were not being drawn into a labyrinthine political game to smother the month-old feeding program. Worrying food providers was the case of S.F.'s Food not Bombs--who urged the Town Clock chefs to be wary of entanglement with a Health Department that was primarily concerned with responding to political pressures rather than meeting genuine health needs. Keith McHenry, a FnB organizer, had recounted dozens of fruitless meetings with the Health Department when , unable to bludgeon the food program to death with direct arrests (more than 70 throughout August and September), turned to the Health bureaucracy to strangle it in ever-new regulations. (Most recently, the Dept. was demanding tests of the PH of miso soup and had concluded it was "unsafe for human consumption anywhere in the state.") Since then, McHenry and his group have continued to serve nearly daily with nary a fatality. (A future Street Sheet will report on the outcome of last night's packed S.F. Park and Recs Dept hearing over whether Food not Bombs can receive a permit to distribute meals in the city's parks.)

Threats of jail notwithstanding, the unrelenting cooks continue their nightly dining adventures and invite one and all to sample their ever-changing Mis demeanor Soup and incidentals nightly at the Town Clock where class lines blurr and belly lines bulge. (Come early or face an empty pot.) More important, they seek volunteers to make baked potatoes, soups, of r goodies so that the gorging line of hungry mouths can be sent away smiling. Contact Linda at 429-9801 if you wish to put a kettle on the stove and haul it down to the clock some afternoon. Or just show up with it. There will be those who are glad you did.

#### BRIEF BROADSIDES.....

.....Bittersweet Bert, long-time homeless activist, has a memory that dates back to Imler's hunger fasts of 1985 and 1986 that frightened the bureaucracy into creating the Cedar St. Shelter. It, unlike the River St. mini-Shelter, receives sleepers at all hours and sometimes stuffed in upwards of 70 people when the nights were cold. Bert has harsh words for sometime-homeless activist Chuck Ellery, whose Bush/Quail table on the mall raised eyebrows and barely-digested lunches last November. Bert claims Ellery's Holy Terra Church was formed in 1986 to push for his "homeless-helper" mini-housing called the "minigranny," a \$1200 structure which can allegedly be lived in without legal problems if backyard space can be found. Not so, says Bert; "The County Planning Commission says they are both illegal and uninhabitable." Ellery's advocacy of the mini-granny and his attack on government giveaways for the homeless at the last Citizen's Committee for the Homeless prompted widespread outrage. On another note, Ellery has proposed that the government be called in--specifically the State Attorney General--to observe and prosecute local police and officials for denying homeless rights in local sleep-in demonstrations and at the nightly Town Clock meal.....

.....Postponed to February 10th at Cowell College Dining Hall--the Student Homeless Coalition's long-awaited Homeless HoeDown with bands galore, an admission fee (presumably waived for those with little in their pockets), and some strong sweet words about the need to end noxious Sleeping Ban.

.....Late at the starting gate, but coming into view: ACLU's Homeless Task Force, represented locally by Bob Tarin, Debbie Mecham, and others. Debbie's latest discovery: Contrary to Sleepslayer Mardi Wormhoudt's allegations, innocent homeless folks laying down their heads after 11p.m. continue to be dragged into court--not just publicity-seeking trouble-making outside homeless agitators. Debbie went through the court dockets for January and with the month only half over found over 50 camping cases draining the public till (and withering the public conscience). Wormhoudt's police can arrest the agitators and harass the homeless, but the truth won't stay in jail and refuses to hide in the woods....

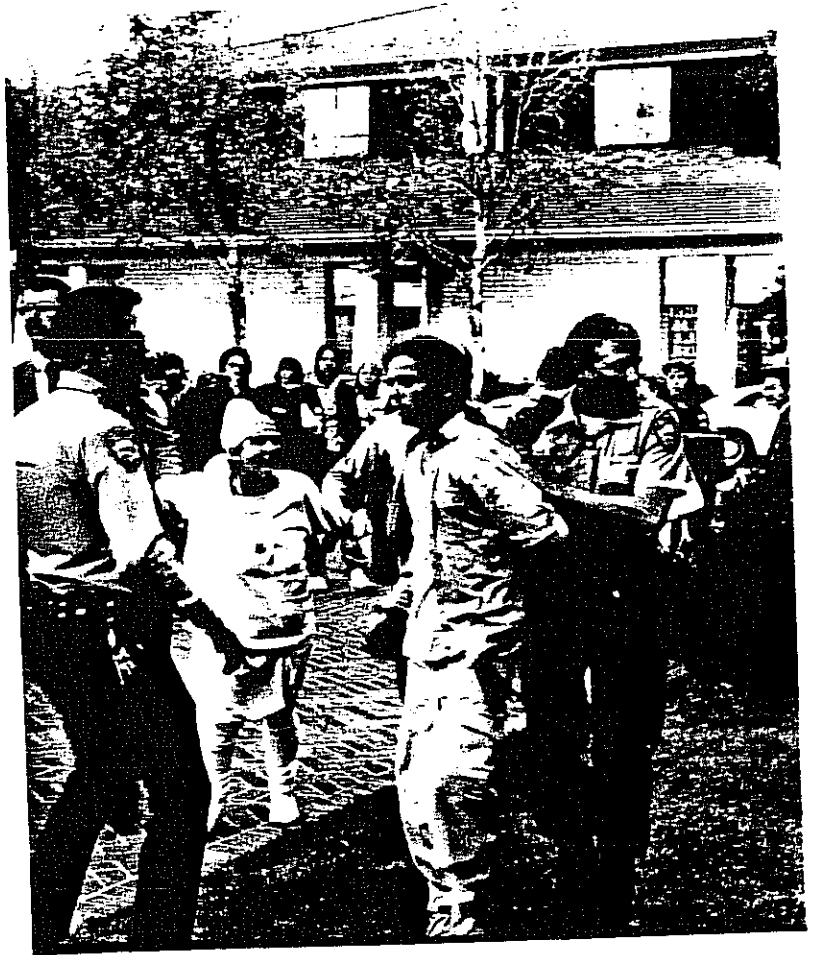
"Coffee" by Linda Lemaster

(Lemaster is a long-time homeless advocate, co-founder of the Welfare Parents Support Group, and big-hearted homeless coddler from way back.)

Finally, I feel like an American.  
Awash in the residue of behavioral toxins.  
My third eye is a television.  
My car insurance is tithed, for once, on time,  
'tho the car itself no longer works.

I carry my battered womb in a bucket, wanting  
To fathom  
And embrace these unforged values  
Surging around me,  
In this lava stream called the melting pot.  
Our creations do not melt, any more.  
We create pile-ups:  
On the highways, in the hospitals, at the courthouse.  
12-18-88

(Lemaster has been homeless herself. Bring your poems on homeless times to the Homeless Table or the Town Clock Feed at 4 p.m. and you may see them in future issues of the Street Sheet.)



JUSTICE IN ACTION ! Dec 13, 1988





Supper at the  
Town Clock

# STREET SHEET

40¢ mandatory support fee

"He that eateth well, drinketh well; he that drinketh well, sleepeth well; he that sleepeth well, sinneth not; he that sinneth not goeth straight through Purgatory to Paradise."

—William Lithgow, Rare Adventures (1614)



George  
seized for  
serving soup  
Jan. 3



Supper  
Elsewhere

## AFTERNOON SOUP CHEFS FACE NEW CHARGES FROM D.A. IN LOW-PROFILE PROSECUTIONS COUNTY COUNSEL AND HEALTH DEPARTMENT WEIGH INJUNCTION AGAINST HOMELESS MEAL

With face and trousers soup-spattered from the last grotesque attack on homeless soup providers January 3, city authorities are taking a quieter less public route in their continuing campaign to end the nightly 4 p.m. Town Clock "sippin' supper" S.W.A.P. (Soup Without A Permit) Team activists and volunteers have continued to provide tummy-warming tidbits every afternoon since that early January arrest of 8 food-felons. The raid, made by several dozen of SCpD's finest (half of them in riot gear with batons drawn and extended), was followed by a month of relative quiet with only the occasional uniformed officer appearing to ferret out new clues as to the identity of the sinister soup servers.

With the arrival of letters from the D.A.'s office to Shyshoes Sandy, Bath-robepierre Robert, and Calamity Jane, the new "silent strangulation" strategy of the tireless foodfighters became clear: harass selected "leaders" with count after count of improbable charges (each punishable by 6 months in jail and/or \$1000 fine). The letters demanded tribute and punishment for food served in front of City Hall January 10. That night the Gang of 7 (City Council) rammed through a late-evening debate cutoff that tightened still further the notorious Santa Cruz Sleeping Ban (tickets and/or jail for any outdoor or vehicular sleeping anywhere in city limits). When no tickets or arrests came down at the time for feeding the hungry, the SWAP team chefs debated whether sanity had finally arrived at City Hall or whether the pseudo-Progressive majority on the City Council was simply avoiding unfavorable publicity. Rather than debate the issue of the homeless hungry publicly or continue Felix Freund's successful and popular December suppers back of the River St. mini-Shelter, the Gang of 7 had opted for the low and dirty road: tie up the activists in court and intimidate potential supporters with the spectre of fines and jail.

Meanwhile in Court, Grinning Ray Grueneich, volunteer mouthpiece for the Town Clock meal mobsters, pressed the City to reveal all documents that might indicate a political motive behind the Dec. 13 arrests of Linda the Lark Edwards and Calamity Jane Imler outside City Hall (see Street Sheet #46). Their cases and that of Raucous Rocky Stone were put off to March 3 (10 a.m. Courtroom C) when further debate on Grueneich's discovery motion will rage. The pre-trial hearing for the Soup-Slinging 8 (7 of them, actually; one case remains in limbo) will be coming to your local courthouse March 9 at 10 a.m. (these folks were the ones seized in the Jan. 3 dragnet). The most recent hushed-up harassment tickets for Robert, Jane, and Sandy call for arraignment on Feb. 24 sometime after 8:30 a.m. On these last, normally self-effacing Shyshoes Sandy's verdict can be taken as definitive: "shabby chickenshit." Fearful of a public backlash for arresting folks for sharing food, the mob downtown sends out discreet poison-pen summons to choke off the nightly homeless meal.

And just when you thought the slime was too thick to stir, what else should emerge from this vat of courthouse cantankerousness but the dreaded and unsavory Injunctabeast (more formally known as "the Injunction")? She is a lumbering hungry creature that seizes and holds her prey in dark gloomy places for up to five days before disgorging it to begin all over again. Able to slink past jury trials with ease, the Injunctabeast is accountable only to her Creator, the unfathomable Munijudge. While the Munijudge must afford jury trials to SWAP Team food pushers caught in the toils of Health and Safety Code 27551 (the stern anti-soup law), if the D.A. can successfully unleash the activist-eating Injunctabeast to feed on friendly soup ladlers, then no picnic, coffee-katch, or outdoor pig-out will be safe from its insatiable appetite. Watch for the warning signs of its appearance: lethally-armed blueshirted guards infiltrating the 4 p.m. Town Clock meal.

THIRD POSTPONEMENT OF CITIZEN'S COMMITTEE MEETING IN THREE MONTHS PROMPTS REVOLT  
NEW HOMELESS ACTION GROUP FILLS GAP LEFT BY ABDICATING "HOMELESS HELPERS"

The venerable Citizen's Committee for the Homeless, spearheaded by town elders Paul Lee and Page Smith, gave birth to an angry baby Thursday night when homeless activists arriving at Calvary Episcopal Church found that the scheduled meeting (the 3rd in as many months) had been canceled without notice. Council-member Don Lane left quickly, but other activists retired to the nearby Cafe Pergolesi to work on problems of food and shelter for the homeless. Backyard Brian, Freeheart Fran, Linda the Lark, Windsong Wendy, and Gentle Jesse among others debated how best to open up immediate emergency shelter during the current cold snap--supplication, lobbying, or occupation? Gentle Jesse, 6 months homeless and yet a student, described being seized for trespass as he sought to hide in a warm space for a night; how he tearfully pleaded to be released so he could be on time for his part-time job in the morning.

The meeting unanimously passed resolutions (1) to open the Armory immediately because of the uncertainty and inadequacy of the current Satellite Shelter program (which takes those lined up at the UPS yard from 5-7p.m. to churches every night, but left behind 7 on Sunday January 29 and 2 on Tuesday Jan 31);

(2) to drop all prosecutions and planned harassment of folks feeding other folks at the Town Clock and elsewhere; and (3) to change the hours of the Satellite Shelter program so that working people and citizens interested in early evening activities could go to jobs and events without being locked out (currently homeless are essentially locked up in the program as early as 6 p.m. and not allowed to leave for early morning jobs);

Linda the Lark noted that the 17-year-long Elm St. Mission feeding program for the homeless had abruptly ended because of fear of city "permit" harassment. Backyard Brian took volunteers to monitor the Satellite Shelter program's turnaways. The resolutions were passed on to Ron Blanchette, chairman of the AWOL Citizen's Committee for the Homeless, who indicated that the larger group would be meeting Thursday Feb. 9, 5 p.m., at Calvary Episcopal.

HUFF (Homeless United for Friendship and Freedom), the new Homeless Citizen's Committee for the Homeless, met again Saturday with Freeheart Fran chairing the meeting. She announced a fresh infusion of donations from Farmer's Market, the Cheese Connection, and the ~~Unitarians~~ for the beleaguered 4 p.m. feeding. Committees were formed to set up an immediate campground, distribute and publicize a study of the Santa Cruz homeless, and pinpoint immediate emergency shelter for those unable or unwilling to use the existing minuscule programs. Next meeting of HUFF: Wednesday at 5 p.m. (check at the Town Clock at 4 p.m. for the place). HUFF's Peace Camp subcommittee meets 4 p.m. Monday at the Town Clock. Come one; come everybody!

Next Street Sheet: an obituary on the Smith-Lee CCFH, which began in 1985 and actually produced the 1st downtown shelter program at Cedar St. (where everyone and not just 20-30 was taken in on cold nights). Confronted with homeless and citizen demands that the CCFH take a militant stand back in October to support a homeless campground and adequate winter shelter, the CCFH leadership adjourned and postponed meetings rather than deal with the raw unleavened voice and needs of the homeless.

TALES FROM THE CLOCK: "A Homeless Mom in Santa Cruz"

(Truelife homeless sagas, written by the folks who lived them. Turn yours in today and read about your life in the pages of the Street Sheet!)

A common situation in Santa Cruz, one many homeless mothers and families face is that due to separation, one cannot keep up house payments or rent.

In my case while working fulltime 1986-7, I lost my nice home on West Cliff by lighthouse. In 1987, I moved into a 15' trailer in a friend's driveway. Police

warned me twice I could not sleep in there. I sold it, bought a panel truck, but then began to receive tickets daily. At this time I was only keeping my daughter two weeks out of the month. By October of 1987 I had 28 camping and trespassing tickets and did 45 days in the county jail to work out the fine and penalties. Out December 25, I was homeless and continued to get camping tickets till May, 1988. (At that time, I got a year in the county jail for various charges, mainly homelessness-related crimes). My daughter has lived with her father for almost 2 years. Naturally I do not blame the camping laws for all of my problems, but they certainly intensified my difficulties and helped to put me where I am now.

--Windsong Wendy 1/30/89

#### COURTROOM CAPERS

(the ongoing antics of those loveable longrobes and their dutiful D.A. pals in their continuing struggle to make Santa Cruz homeless for the homeless)

.....PD predicts victory for police assault victim: Kathy Mendez, Public Defender for Omar Mokri, predicted the short dread-haired Iranian would successfully weather contrived charges of assault on an officer when 5 or more witnesses were contending it was Omar himself that was the man who was hit. With the initial trespass charge (for walking through the bookshop santa cruz) already dismissed, Omar goes into a pretrial hearing on Monday (February 6) to defend himself against accusations by Sgt. Reedy and Officers Townsend and Beaver that he somehow attacked them. Witnesses to the mid-December incident outside Chi Pants on the mall generally concurred that Omar was felled to the sidewalk and struck after he declined to present ID and expressed anger at the officers for stopping him. Witnesses who wish to give further information should contact the Public Defender's office at 426-2696.

.....Soupserver defender takes D.A. Continuance: "No Guns," arrested and physically knocked out in a headhold (by her account) in the Dec. 13 City Hall Soup arrests, accepted a deal in which charges would be dismissed in 6 months if no further arrests occurred, but No Guns would still be able to get a jury trial on the the charges if she was arrested on another matter. On hearing that an injunction was in the works against the Town Clock soup supper, No Guns promised to be on the scene with her ladle to show solidarity with the SWAP chefs--so the peace worker may be back before the judge before her six-month period ends.

.....Dew Drop Inn (Do Drop In) cases may be dismissed: The 10 early October arrests that ended a 10-day encampment on property back of the River St. mini-Shelter reached Judge Kelly's court last Friday after a tangled trail of police and D.A. manipulation. After near-nightly harassment of the 30-40 homeless folks sleeping in the encampment during the fortnight it was in existence, police launched a blitzkrieg of "sleeping" tickets the morning of October 4, followed by 10 trespass arrests in the afternoon and evening. Initially the city had declined to oust the homeless sleepers (who had also set up a nightly meal and were feeding all comers) possibly fearful of the negative publicity in the midst of an election campaign. In late September, the city insisted the River St. mini-Shelter overlord, Paul Brindel, file trespass charges against the Dew Drop Inn folks or face revocation of insurance. What had previously been considered city property was declared to be under lease to the mini-Shelter, and the mini-Shelter bureaucrats moved to enforce the will of the city.

Confronted with the spectre of more than half a dozen jury trials and public defenders dealing with the misdemeanor trespasses, the city attorney and D.A. moved to activate a rarely used city trespass law that would reduce the offenses to infractions and so strip defendants of their PDs and jury trials. Last Friday homeless howitzer Grinning Ray Grueneich struck back with a motion that the whole city trespass law was unconstitutional because it was preempted by state law and duplicated that state law. Judge Kelly instructed the prosecution that unless it prepared a convincing rebuttal he would be likely to grant the wily Grueneich's motion to have all the charges dismissed, and the ordinance thrown out. The downtown gang is due to return March 3 at 10 a.m. to decide if they wish to waste further court time and public funds on this

nonsense.....

.....Still looking for former mayor and now councilmember John Laird to subpoena: Grinning Ray G.--whose defense of the "City Council Disruption" cases involves uncovering the reasons why and the process how the head of the Gang of 7 decided to limit homeless debate at City Council. While printed agenda rules mandated 3 minutes per speaker, Laird decreed that only 20 minutes total would be allowed for homeless debate, regardless of the number wanting to speak. 4 were then arrested on misdemeanor charges of "disrupting a legal assembly" with only Robespierre Robert and .Elegant Ed Teal appearing last Friday in search of a discovery hearing to uncover whether Laird veered into illegal behavior when he unilaterally changed debate rules to muzzle the homeless. Be on hand to smell the dirty laundry: 8:30 a.m. on February 10 in Kelly's Dept. C.

.....Up for trial for sleeping-in outside City Hall Jan. 10: Malcolm, Robert, Sue, Linda, Brian W., and Malu. Kelly will hear them Feb 24 at 10 a.m., the first demonstration cases to be heard after the Gang of 7's Jan 10 tightening of the Sleeping Ban. (All prior demonstration cases at the Town Clock and at City Hall that flooded the courts in the fall were dismissed to avoid a successful constitutional challenge. Attorney Grueneich argued that if the city allowed some sleeping events and arrested folks for others with no clear fair standards, the whole Sleeping Ban was itself unconstitutional.)

.....Successful in opening up the Annex to the River St. mini-Shelter but now faced with misdemeanor trials themselves for trespass and "illegal assembly" when they occupied that Annex New Year's eve, the River St. 8 will pay the piper March 2, 10 a.m. in Dept. C. in their pre-trial hearing. The paraplegic but fitfully-active Citizen's Committee for the Homeless has written the court urging the prosecutions be dropped, but that may depend on pressure from Democratic Management Services mini-Shelter chief Paul Brindel who has thus far refused to drop those charges or earlier complaints against the Do Drop Inn defendants. Interested citizens should convey their feelings to Brindel in writing or by phone (he is listed).

.....Known to his friends as "Norse" and to the police and courts as "Kahn", Bathrobespierre Robert (aka Robespierre Robert) faces fighting D.A. Gary Fry, Feb. 10 at 10 a.m. once more in Kelly's court. Running interference for Robert, lanky Reid Schantz, who seeks to squeeze proof of political persecution out of the SCPD and D.A.'s office. Schantz claims that the "false information" charges that put Bathrobespierre behind bars for two days last November and whisked him away from a City Council protest were spurious harassment actions that should have stayed dead (the initial "false information" charge was dismissed less than 48 hours after it was filed). Witness the continuing depredations of the undead and counselor Schantz's move to stake this ghoulish mess through heart next Friday.

#### STRINGLESS LYRICS FROM GUITAR MIKE

(Mike is a tireless supporter of the nightly Town Clock repast and an employee of the Santa Cruz Sentinel, oftentimes referred to in these pages as the S.C. Urinal for its distinctive brand of trash-and-forget-the-homeless journalism)

"When do dreams and reality meet?

When they do, do you know?

Is it a feeling or a fact? or an uninterrupted nap?

No worries about the future Of which there are many

To know everyone on earth Is happy and healthy

And coexisting With people of all races, wants, and needs

Or is there something more? to go beyond the stars

And coexist with Beings whose evolution

May be different from ourselves.

We must keep searching and learning before

We can wake to the answer we seek."

.....SCUFFMARKS ON THE STREET.....

.....Nurse and sometime feastgiver Jackie and her husband Tim ran into trouble on the Mall a few Saturday nites back. Seems Jackie had an anxiety attack in front of the Beer Garden and collapsed. Tim had called para-medics and was calming her when Badges #136 and 152 appeared apparently determined to "take control" of the situation. They separated the two causing Jackie more consternation, reportedly sent away the Para-Medics (whom Tim brought back), and arrested Tim for interfering with an officer. Badge #152 was also seen to have crushed the right side of Jackie's face as she lay on the guernsey--seen by 6 witnesses. None of this appeared in the local Sentinel which has lost its interest in folks being arrested for eating and sleeping. Maybe the boys in the newsroom will wake up long enough to catch the lawsuit against the city that Jackie and Tim plan to file.....

.....Say it isn't so, Peter: Eagereyes Iris reported another "tye-dye turnaway" at Carota's weekday meal a week or so back. She was told not to come back, even for medical attention, apparently. Word from a volunteer is that the Monday medical program (funded out of public moneys) is only for those who have been certified truly needy by Peter--which doesn't include Grateful Dead-followers, pot-smokers, and perhaps homeless activists who are involved with the Town Clock feed...

.....Camping tickets back in style? Backyard Brian tells us that Mayor Wormhoudt assured a group of Democrats discussing homelessness two weeks back out at Cabrillo College that only those awful protesters were getting cited for sleeping. But recent court dockets tell a different story with a steady stream of tickets appearing daily in the downtown courts. Tim and Marquita got hit at 7 a.m. as they huddled on the ground under a thin blanket <sup>Another student,</sup> ~~on~~ Soquel Ave. week beforelast. <sup>A Win,</sup> a Cabrillo student, has decided to do a survey of homeless Cabrillo students after police jailed him on a two-year old sleeping ticket around the same time. (Students and non-students should phone Win at 427-0542 to report any Sleeping tickets; also if you're a student and homeless, give a call so he can add you to his stats.)

.....Who's watching the Guardians? Erin and Billy think that it might be good to keep an eye on the local gumshoes who march up and down the mall dispensing curbside justice, mostly to the raggedy and the rough-edged. Interested in a Pig Gig (as Harlan Ellison of the L.A. Free Press called it back in 1969?)--keeping an eye on particularly notorious officers in case they or their victims need a witness to keep things on the up-and-up? Give a call to Erin at 426-2710. And even if you're not interested in a formal civil libertarian patrol, keep your eyes and ears open while you're on the street. If an officer shows particular consideration in a situation, phone in a commendation. If he seems to be harassing people without cause, phone in a complaint.

.....Satellite Shelter Program-uncertain present, uncertain future: Red-Cheeked Ed, Great Bear, and others have informed us that the program turned away 7 or more a week ago Sunday. Informed of this fact, program boss Brindel was not pleased. Bear's been reporting better luck in the days since (with only 2 <sup>discouraged</sup> on the following Tuesday--and actually left early), but doesn't all this and the sub-freezing temperatures tell the warm 'n cumfy boys downtown something? Like "Open the Armory for emergency shelter?" <sup>Future focus: funds run out March 1.</sup>

.....A tip of the hat to <sup>Officer</sup> Dave Townsend for showing his usual respect to the Homeless Table's literature. We've criticized Dave in the past for ticketing Raucous Rocky and Bubbah Bryan at the drop of a cigarette butt. But he's consistently declined to threaten or harass folks at the Table and chosen not to steal literature without paying for it (something we can't say about his higher-ups who have twice fled with flyers and Street Sheets without coughing up the mandatory support fee). And a special pat on the back to Rocky for risking arrest when cops demanded he give them literature or produce a vending permit (Rocky's cool reply: "borrow it, buy it, or beat it," but don't quote us on that.).

.....UPCOMING EVENTS.....

\*\*\*February 6, Monday, 4:00 p.m. Raucous Rocky's Peace Encampment Sub-Committee meets at the Town Clock. Under discussion: direct action encampment to provide emergency shelter and mutual support here, there, or somewhere.

\*\*\*February 7, Tuesday 1:30 p.m. or thereafter. Oral Communications at the Board of Sleepervisers meeting, 5th floor of the County Bldg., Water and Ocean Sts. What you haven't said to the Gang of 7 (City Council), you can say to the Stupes. Bring signs, stories, and proposals to end the Sleeping Ban county-wide. (Currently it is illegal to sleep on any road in the county unless you are a motorist passing through; it is trespass to sleep on state or private property; we're still trying to get the dope on whether there is any county land anywhere where it's legal to lay down a blanket. Stay tuned, or just show up and ask.)

\*\*\*February 7, Tuesday 7:30 p.m. and thereafter. No Oral Communications at the City Council meeting down at City Hall. But they will be discussing an Unruly Assembly bill that adds additional penalties for folks swept up in curfew or open container laws. This meeting is a continuation of the previous one (where 3 were arrested for "trespass" afterwards), and there'll be another one next week, February 14.

Citizen's

\*\*\*February 8, Wednesday 5 p.m. Homeless<sup>A</sup> Committee for the Homeless, also known as HUFF (Homeless United for Friendship and Freedom) meets to discuss shelter, food, demonstrations, and whatever else comes to mind. These are mostly homeless people with a hankering for human rights that won't go away. Be at the Town Clock feeding at 4 p.m. to get the exact place or check out the Cafe Pergolesi for the raggedyest group with the fewest coffee cups.

\*\*\*February 9, Thursday 5 p.m. maybe. Citizen's Committee for the Homeless--the establishment group with close ties to the Satellite Shelter Program which has been cancelling or delaying its meetings on a fairly regular basis. They usually meet at the Calvary Episcopal Church across from the Nickelodeon Theatre at Center and Lincoln--if you can find them. For info call Paul Lee at 4268810 or chairman Ron Blanchette at 685-9302. They formally oppose the Sleeping Ban but can't be woken up when it comes to getting them to do anything about it. You try.

\*\*\*February 10, Friday 9 p.m. "Student Alliance for the Homeless" up at UCSC is throwing a Homeless benefit with bands Snack Pack, The Kind, & Mojo at the Cowell Dining Hall. Only trouble is the administration is leary of "off-campus undesireables," so homeless have to have special tickets to get in. (We kid you not.) Pick up a ticket at the Homeless Table from Fran in front of bookshop santa cruz, or see Robert at the Town Clock Buffet every day at 4 p.m. Or just show up and watch the liberals squirm. If you can afford to, bring a can of food. If you can't, bring your street shoes and your wisest words.

\*\*\*February 11, Saturday noon. Humans of Conscience will be throwing a letter-writing party at 130 6th Ave. Call John, Joe, or Greg if you want to join this affinity-group in sending out word to the Gang of 7, the newspapers, your hometown, that all is not well in SantaCruzland where the sleepy can find no place to lay their pillows. Phone: 479-1210.

\*\*\*February 11, Saturday 5 p.m. HUFF meets again. Check at the Town Clock feed to find where.

\*\*\*Everyday until they take us away, 4 p.m. The SWAP Team continues its hunger-defying stunts with slurpable soups and breads of many flavors: often distributed by Shyshoes Sandy, Omar the Magnificent, and a cast of dozens. Volunteer to cook soup, bake potatoes, serve, or wash dishes at 462-9219. The belly you fill may be your own.

COMING NEXT ISSUE: The longlongdelayed look at the County's Camping Law...Mad John T's update on Conservatorship Hell...HUFF's reply to Gang of 7 member Laird's homeless caricature study of the Mall...the final results of last month's Street Sheet survey on the Camping Ban, the Town Clock Meal, and the Satellite Shelter Program...a look back at Sleeping Ban silliness ten years ago...and maybe more if you dust off your notebook and get to work...



ORDINANCE NO. 93-0 AN ORDINANCE OF THE CITY OF SANTA CRUZ...

BE IT ORDAINED BY the City of Santa Cruz as follows: Section 1, Chapter 9.37 is added to the Santa Cruz Municipal Code to read as follows:

CHAPTER 9.37 Section 9.37.010 - Definitions. The following terms used in this Chapter shall have the meanings set forth in this section. A. Reasonable person...

Section 9.37.020 - Response to Urgency Assemblies. When a police officer responds to an urgency assembly, the officer shall inform any responsible person at the scene...

Section 9.37.030 - Cost Recovery for Police Services. Where the police department responds to an urgency assembly more than once within twelve (12) hours...

Section 9.37.040 - Fines and Collection. Charges for social security services incurred in responding to an urgency assembly following the first response shall include a reasonable charge for the officer's time...

Mayor, Registrar, Registrar Dear Mr. or Sir,

Last week, the City Council further tightened the Santa Cruz Sleeping Ban by removing any procedure for permitted drinking within the city limits. In the first official debate on the issue in 31 years...

In answer to the Council's apparent disregard for local democracy, justice, and common decency (alcohol is a need not a crime), the Homeless Rights Coalition is calling on all concerned citizens to attend the next Council meeting...

For further information about this event, contact Brian of the Student Homeless Coalition at 429-1182 or leave a message for Robert at 429-9501.

Robert Morse (429-9501)

A PROPOSAL REGARDING THE HOMELESS IN SANTA CRUZ

- 1. The homeless problem won't simply be wished away. 2. We observe that certain people have polarized the issues, taking sides, becoming confrontive and non-communicative. 3. There are many needs and divergent interests which do not lend themselves to single, blanket solutions.

Proposal 1. Sharing equity in the costs, the City, the downtown merchants, and the City's churches will set up a committee to seek Digs and to administer the schedule, after recommendations and provide complete reports on their findings.

- 1. Homeless. Let the homeless vote but representatives from their ranks, who are homeless, not homeless advocates. 2. A homeless advocate. 3. A member of the city council. 4. A church representative. 5. A local politician. 6. A parks and recreation officer. 7. A member of the press. 8. A downtown merchant. 9. A downtown resident.

Rules: Listen. No lies in bed. No criticism. Just get a lot of fresh viewpoints out on the table.

- 8. Separately, a Series of Mediation Sessions. Different rules, different group (little continuity but different individuals), different professional facilitator. 9. Take the results of these sessions through a review process via the appropriate city commissions with public hearings at each step...

2. Publicize the results widely, especially bearing in mind the implications of the homeless problem upon regional and national priorities.

Bob Swanson's thoughts Call 425-8523 with your

October 30, 1988

Written Correspondence - Agenda: January 10, 1989

Brian Koeske P.O. Box 7772 Santa Cruz, California 95061

Dear Mr. Koeske:

Your letter dated December 6, 1988 regarding services for the homeless has been referred to this office for a response. My staff has consulted with the Human Resources Agency regarding the ability of the Church Satellite Program to accommodate those persons seeking shelter at the River Street Shelter who are turned away due to lack of vacancies.

Additionally, Democratic Management Services is prepared to provide shelter at the local National Guard Armories under the Governor's 1988/89 Cold Weather Shelter Program. This program is available when the temperature is forty degrees or below without rain or fifty degrees or below with rain and may be implemented when more people seek shelter on cold nights than can be accommodated in existing shelters or through the Church Satellite Program.

The following information is provided in response to your request that the County establish an "overflow campground" for use by homeless persons and vehicular campers.

In 1985 the Board of Supervisors directed the Human Resources Agency to study the problem of homelessness in Santa Cruz County and to develop options for addressing the needs. The feasibility of developing temporary campsites on County owned land was considered. HRA staff researched various options through contacts with County Parks, Open Space and Cultural Services; County Environmental Health Services; Public Works Department; and State Rangers representing both beach and mountain areas of Santa Cruz County.

These unimproved sites in accordance with state regulations led the study to conclude that the temporary campground option was unfeasible. If you wish, you may obtain a copy of this report from the Human Resources Agency, 1000 you may obtain a copy of this report from the Human Resources Agency, 1000 you may obtain a copy of this report from the Human Resources Agency, 1000 you may obtain a copy of this report from the Human Resources Agency, 1000

Faces with reductions in federal, state, and local funding, the County has had to make difficult choices as to how to best use diminishing County funds to assist homeless people. The Board of Supervisors has activated its limited resources in support of the development and operation of the River Street Shelter and the Church Satellite Program. In addition, the County has an on-going commitment to seek and compete for any available state and federal funds for homeless assistance.

Very truly yours, GEORGE T. MCWELL County Administrative Officer

A Good Shantytown

A qualified "right-on" to Charles Eltery ("Homeless Straight Talk," Jan. 5). I agree with his statement that "affordable housing does not, and should not, come from the government, but from the private sector."

In Texas I have some cousins who grew up as a family of five living in two small camper-trailers, sans indoor toilet, sans running water, no coin-op laundromat, no lawn, and in a climate far harsher than here. The kids are grown now, with families of their own, and are some of the healthiest most well-balanced people I know.

who built their own shelters from recycled house parts, mill scraps, tar paper, etc., or who lived for extended periods of time in teepee's or other large tents, and quite comfortably to boot.

Affordable housing? A van body on cinder blocks affords better housing than most of the world enjoy Old trailer houses, campers, mobile homes, tents, all very affordable, livable and available.

The rub is that even with the "permission of the private sector" (to quote Mr. Eltery) to pitch or park one's "affordable shelter" one invariably runs afoul of zoning ordinances, building permits, camping permits, health codes, septic codes, secret codes, etc., all instituted with the best of intentions, I'm sure, but which serve to protect the property value of upscale homeowners at the expense of prohibiting the poor from living in a manner within their means.

Don't blame Reagan or the federal government for the perceived lack of affordable housing. The housing is available through the private sector. It is up to us working at the local level to change our laws so that the poor can use it.

What every community needs is a good shantytown.

Ed Darwin Ben Lomond

Homeless Dignity

In the Santa Cruz Metro Center there is a beautiful mural designed by Lark Lucas, a gift from GOOD TIMES. Its theme is Human Dignity.

Not far away at the Town Clock, a group of hungry and homeless people are being fed bread and soup. The persons performing this act of kindness are being harassed by the police and arrested. The offense they are charged with most likely will not stand up in court, but no matter.

The civic authorities support these arrests and state furthermore that there is already sufficient help for the needy: 22 churches are participating in a program to house and feed those in need. This is admirable. Some dispute the effectiveness of this aid, but it shouldn't matter.

The people who assemble for food at the Town Clock believe they should not be bundled to a different place every day like sheep. They ask for the right to help themselves, to keep alive their dignity as human beings. I believe that the duty to "love thy neighbor" should not be the exclusive monopoly of the religious establishment. Human dignity demands no less.

Louis Blum Santa Cruz

You can't make them disappear

In response to the Jan. 5 editorial, I would like to say that the point made most clear by this editorial is that the author has never been homeless and hungry in winter. What is dismissed as entertainment and publicity-seeking is no less than real life. It is as real as it gets for too many of us.

It is unfortunate that so many are homeless. It is unfortunate that so many are hungry. It is unfortunate that theatrics are necessary to draw attention to these social inadequacies because those who are better off would prefer to ignore reality if it is no overstated. All this is an unfortunate situation, but I is definitely not trivial.

The ignorance exhibited by your editorial is no indefensible. After all, you've never been there. Bu your obviously desperate attempt to minimize this issue by reducing it to sideshow trivia is tragic. Rather than belittling a problem that we all know is serious, it announces your anxiety that the hungry homeless somehow threaten Santa Cruz. They do no threaten Santa Cruz. They are as much a part of Santa Cruz as you are.

We can jail the activists. We can criticize the police. We can attempt to distance ourselves from the lives of the homeless by averting our eyes on the mall or by sophisticated editorializing in the local newspaper. We can ignore their suffering. But we cannot force them to disappear. We cannot make them hide. If it is coming increasingly difficult and expensive to disregard the homeless and hungry in this society, that is our problem. That is our problem. No lies.

William S. Hyslop Felton

1/15/89 SC Sentinel

We just want to help

I saw your cartoon called "A crock around the clock." I got quite a laugh, as I have served soup and got arrested for doing so. I was impressed that you found our endeavors to feed hungry people a major issue in this town.

I have read several "Letters to the Editor" since we started our soup giveaway. A lot of people out there seem to think we are out to use this as a way to get notoriety from the press and confront the city. Not true. Most of us really wanted to do something to help our fellow brothers and sisters.

If anyone is curious about what our motives are, he or she should come down here on the streets and sit and talk with us awhile and get to know what we are really all about.

Linda Edwards Santa Cruz

1/11/89 SC Sentinel

National Crazy Day would help

One morning I was driving through the mall. It was early, just a few people milling around. I came to an intersection and stopped. A young man in his early 30s, who was about to walk out in front of me, stopped

and stood on the corner. Ah! a newcomer to California. He waved to me to go ahead. For some unknown reason, I widened my eyes, made a funny face and swished my arm demanding him to cross first. He broke up laughing; so did I. He crossed with a smile bordering on laughter. I drove on feeling the same.

Then I thought, how nice if everyone could act a little crazy and have similar fun. Sanity, for sure, does not seem to be cutting it.

I thought, we have the Great American Smoke Out, Secretary Day, etc. Why not Crazy Day? It could grow to crazy week, month or maybe year. Perhaps, there could be an award for the craziest, funniest or wildest.

And how about people helping people like free soup for the hungry? Let's forget about the Health Department regulations. The biggest joke of all are our top leaders. Where in the world are these concerned politicians coming from, when they cry Health Department and know full well that these same soup eaters are often seen dining at "Club Dumpster"? Hmmm, are dumpsters inspected by the Health Department?

Richard Linnemeyer Santa Cruz

1/20/89 SC Sentinel

SHIRLEY F. M. S. 1/12/89

# Dim view of Santa Cruz day shelter

Next issue  
Street sheet folks  
reply to this down  
town slander.

By Bob Levy  
Mercury News Staff Writer

A daytime shelter for street people who use Santa Cruz's Pacific Garden Mall as their "living room" would not work, according to a city-sponsored committee. The committee, known as the Downtown Social Problems Working Group, was looking into ways to get some of the street people off the mall in hopes of making it a more attractive place for shoppers. But the committee concluded that only a small portion of the estimated 100-150 people who hang out on the mall every day would use such a shelter, so that the cost

## Most street people on mall wouldn't go, panel says

would far outweigh the benefits. "A day center would not solve the commercial dilemma in the downtown," the committee said in its report to the city council. "It would chip away at the condition, but not change it substantially." Many issues came into play as the committee worked toward its conclusions. Committee member John Laird, a city councilman, said that primary among

them was the belief that the whole idea rested on "the people who are the most anti-social voluntarily going" to a shelter. It was considered unlikely. The study proved to be an eye opener, Laird said. "We started out thinking the focus downtown was homelessness," he explained. "But we discovered the focus is alcohol and drug abuse. If there are home-

less people there, they stem from those problems." With the help of the police department, the committee came up with a rough breakdown of the mall hangers-on:  
 ✓ Mentally ill — 15 "who are obviously unable to care for themselves."  
 ✓ Homeless by circumstance — people who lost their homes because of financial  
 See SHELTER, Page 2H

- setbacks — fewer than five.
- ✓ Homeless by choice — 20, with 10 to 15 of those being alcoholics. "All of these people live in Santa Cruz in wooded areas."
  - ✓ Drug dealers — 10 to 30
  - ✓ Youths under the age of 18 — 20 to 25 who hang out on the mall during the daytime.
  - ✓ Transients — "About 20 drifters wandering through on a regular basis" but as many as 70 to 100 when The Grateful Dead rock group is giving a concert anywhere in the San Francisco Bay or Monterey Bay areas.
- Rick Kuhn, executive director of the Downtown Association, said Monday that

**“A day center would not solve the commercial dilemma in the downtown. It would chip away at the condition, but not change it substantially.”**  
 — Downtown Social Problems Working Group report

for the most part, "the street people are really local people who use the downtown as their living room." Looking at the list, the committee decided that no more than 40 people would regularly use a daytime shelter. The rest, Kuhn said, would stay away for the same reason they spend their time on the street: They have chosen that as their lifestyle and don't want to deal with

the "system," which includes any kind of government-run facility such as a shelter. If a shelter won't clean up the mall, what's the next approach? Laird said the new focus will be on getting the worst of the drunks off the street for as long as possible. Noting a recent finding that 18 people accounted for some 400 arrests for drunkenness downtown last year, Laird said putting them

away for a while "could make a major difference." "This is a core group that has been kicked out of virtually every social program (because they were not suitable for treatment)," Laird said. "Even us civil libertarians are grudgingly coming to the position that incarceration may be the only answer." Laird indicated the city is pinning its

hopes on county plans to expand jail facilities. Because there is not enough room in local jails to handle even the serious criminals, drunks often spend no more than a few hours behind bars before being put back on the street. A place where habitual drunks could serve sentences of several months or more — and at the same time perhaps receive treatment — is one of the jail expansion options being considered. Acknowledging that many experts believe it rarely works to force an alcohol or drug abuser into treatment, Laird nevertheless said, "When people won't make the right decision on their own — a they're violating the law — you have to do it for them."



Jackie Bross hands a meal to a woman at the Town Clock Saturday.

## Citizens organize meal for homeless

SANTA CRUZ — The ringing of bells Saturday on the Town Clock became the dinner bell for more than 100 of Santa Cruz' homeless and hungry people. A group of friends concerned with the plight of the hungry served a donated meal under the clock to all comers, hoping to fill empty stomachs and send a message. "We have had enough of seeing the homeless starved. We are doing this to show that we do care, and that somebody loves them," said Jackie Bross, organizer of the meal. Bross is a private nurse and

"We are doing this to show that we do care, and that somebody loves them."  
 — Jackie Bross, meal organizer

I am one of God's workers." Bross said the effort was the result of a month's planning between concerned friends. Donations of food and utensils came from several local businesses. The group will serve another meal today at 2 p.m., and hopes to launch a kitchen to continue the service this winter. The hungry were thankful for a weekend meal. "It's been great today. All the kitchens were closed and I had no place to eat," said Jerry Fisher, a homeless man who said he was a Vietnam veteran.

William Christian who said she is fulfilling a duty. "I feel this is right



No Soup Today!

## Lack of Sleep Found to Hurt Creativity

BY WILLIAM K. STEVENS  
 NEW YORK TIMES

In a study with implications for the work performance of everyone from students and artists to hospital interns and airplane pilots, a British researcher has found that loss of sleep sabotages creative faculties and the ability to deal with unfamiliar situations more rapidly than it impairs other mental abilities.

Giving up as little as one night's sleep seriously undermines the mental skills of spontaneity, flexibility and originality that enable people to change perspective and break out of established thought patterns, said the director of the study, Dr. James Horne, a psycho-physiologist who is an expert on sleep. He said the new findings seemed to support the view that one primary function of sleep is to "repair the cerebral cortex from the wear and tear of consciousness."

He interprets the loss of creative ability as a sign that lack of sleep causes something to "go wrong with cerebral function," and that something fundamental in the decision-making process is thereby disturbed.

After being deprived of a night's sleep, "your mind becomes more rigid and you stick to known ways of doing things," Horne said in a telephone interview. As a result, the ability to come up with solutions where there is "no guide where to go" is damaged.

By contrast, he said, "you can cope quite well" with tasks that require a person to engage in what psychologists call "convergent thinking." This is the ability to home in on a problem using familiar, established mental routines.

Convergent thinking is at work, for instance, when people are making things with their hands, taking multiple-choice tests, drawing up balance sheets or dealing with well-known, well-defined emergencies.

Serious impairment of convergent thinking does not take place until a second night's sleep has been lost, Horne said. Previous studies have shown that people deprived of one night's sleep can succeed at convergent thinking simply by concentrating harder, provided the task is interesting enough.

The new study indicates that the same is not true when "divergent thinking," the base of creativity, is involved.

Horne's study is believed to be the first to measure the effect sleep loss has on divergent thinking.

The report appears in the current issue of Sleep, a scientific journal published by the Association of Professional Sleep Societies.



CORES POWD E M C F

COUNTY OF SANTA CRUZ

101 OCEAN STREET, ROOM 310 SANTA CRUZ, CA 95060

4081-423 3113



Written Correspondence - Agenda: January 10, 1989

December 10, 1988

Dear Mr. Koepke:
Brian Touche
P.O. Box 1712
Santa Cruz, California 95061

Your letter dated December 6, 1988 regarding services for the homeless has been referred to this office for a response. We staff has consulted with the Human Resources Agency regarding the ability of the Church Shelter Program to accommodate those persons seeking shelter at the Church Shelter who are referred here due to lack of vacancies. Human Resources Agency advised that the Church Shelter Program operated by Democratic Management Services has, as of this date, been able to accommodate all persons seeking shelter.

Additionally, Democratic Management Services is prepared to provide shelter at the local National Guard Armory under the Governor's 1988/89 Cold Weather Shelter Program. This program is available when the temperature is forty degrees or below without rain or fifty degrees or below with rain and may be implemented when more people seek shelter on cold nights than can be accommodated in existing shelters or through the Church Shelter Program.

The following information is provided in response to your request that the County establish an over-the-campground for use by homeless persons and recreational campers.
In 1985, the Board of Supervisors directed the Human Resources Agency to study the problem of homelessness in Santa Cruz County and to develop options for addressing the needs. The feasibility of developing temporary facilities on County owned land was considered. Staff presented various options to the Board. The Board approved the purchase of the former Santa Cruz County Fairgrounds with County Parks, Open Space and Cultural Services, County representing both the Services, Public Works Department, and State Highways representing both the land and owned by the County. The findings were that over 90% of the land owned by the County is inappropriate for temporary camping use because it abuts roadways or will be needed for future road expansion. The study did identify three County-owned sites that could be considered; however, issues such as liability costs and the cost of developing these unimproved sites in accordance with state regulations led the study to conclude that the temporary campground option was unfeasible. If you wish, you may obtain a copy of this report from the Human Resources Agency, 1000 Executive Building, Santa Cruz. There are currently no County parks which are designed to accommodate overnight camping. In any event, a campground would not be a desirable alternative to the existing three County-owned sites that could be provided in a more acceptable way through the River Street Shelter and the Church Shelter Program.

Other unimproved sites in accordance with state regulations led the study to conclude that the temporary campground option was unfeasible. If you wish, you may obtain a copy of this report from the Human Resources Agency, 1000 Executive Building, Santa Cruz. There are currently no County parks which are designed to accommodate overnight camping. In any event, a campground would not be a desirable alternative to the existing three County-owned sites that could be provided in a more acceptable way through the River Street Shelter and the Church Shelter Program.

cc: Board of Supervisors
Human Resources Agency
Health Services Agency
Democratic Management Services
A Good Shantydown
A qualified "right-on" to Charles Ellery ("Homeless Struggle Talk," Jan. 5), I agree with his statement that "affordable housing does not, and should not, come from the government, but from the private sector." In Texas I have some cousins who grew up as a family of five living in

7-

Mayor, Arthur A. Jordan
Dear Mr. or Mrs.

Last week, the City Council further lightened the Santa Cruz Shelter Day by providing any procedure for permitted camping within the city limits. In the first of official debate on the issue in 11 years, the Council proposed to even consider Councilmember Lane's mild "sanctuary for sleepers" proposal. Followed to out of debate until it could be done at lunch and at a reasonable hour at the next meeting, refused to allow those who had been waiting for hours (and never spoken to the issue before) more than 10 minutes. All of this after the Council heard hour's worth of testimony on whether to remove a tree. Clearly to this body, homeless sleepers count less than local property disputes.

In answer to the Council's agreement forwarded for Jan. 10, the homeless relief coalition is calling on all concerned citizens to attend the next Council meeting (7:30 p.m., Tuesday January 24) and bring sleeping bags and blankets. In the spirit of Martin Luther King, who found it necessary to bring a group to violate oppressive local ordinances, we urge you to bring sleeping bags, blankets, and appropriate nightwear and consider sleeping in the City Hall in solidarity with the Santa Cruz homeless. For further information about this event, contact Brian of the Student Homeless Coalition at 427-1182 or leave a message for Robert at 429-9001. Send a note in discordant that others may not have to spend the winter like this.

Robert Koepke
1/27/89

P.O. Box 1175
Santa Cruz, CA 95061
January 17, 1989

A PROPOSAL REGARDING THE HOMELESS IN SANTA CRUZ

- 1 The homeless problem won't simply be solved by...
2 We observe that certain people have politicized the issues, taking sides...
3 There are many needs and divergent interests which do not lend themselves...
4 Local faith based and sometimes have demonstrated allegiance to specific...
5 Good communication is more than controversial; a creative process is...
1 Shining people in the courts, the City, the government, merchants, and the City's...
2 A representative...
3 A representative...
4 A representative...
5 A representative...

Ron
Gouvisis
thoughts
425-
8523
with
yours.

Assembly "bill"
for vote 2/7/89

PUBLIC NOTICE PUBLIC NOTICE

ORDINANCE NO. 94-01
AN ORDINANCE OF THE CITY OF SANTA CRUZ...



Section 12.010 - Definitions. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.011 - Emergency. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.012 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.013 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.014 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.015 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.016 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.017 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.018 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.019 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.020 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

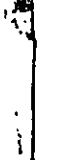
Section 12.021 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

Section 12.022 - Ordinance. The following terms used in this Ordinance shall have the meanings set forth in this section.

We just want to help
I saw your cartoon called "A crock around the clock." I got quite a laugh, as I have served soup and got arrested for doing so. I was imprisoned that was

conclude that the temporary campground option was unfeasible. If you wish, you may obtain a copy of this report from the Human Resources Agency, 1000 Euclid, Santa Cruz. There are currently no County parks which are designed to accommodate overnight camping. In any event, a campground would not provide shelter from the elements as is currently being provided in a more hospitable way through the River Street Shelter and the Church Satellite Program.

Faced with reductions in federal, state, and local funding, the County has had to make difficult choices as to how to best use distinguishing County funds to assist homeless people. The Board of Supervisors has applied its limited resources in support of the development and operation of the River Street Shelter and the Church Satellite Program. In addition, the County has an on-going commitment to seek and compete for any available state and federal funds for homeless assistance. Two of these successes include the award to the Health Services Agency and the City of Santa Cruz of a large state grant to expand the number of beds at the River Street Shelter and a federal grant to the Health Services Agency to provide primary health care services to homeless people.

Very truly yours,  
  
 GEORGE T. McNEILL  
 COUNTY ADMINISTRATIVE OFFICER  
 GTH:GD/J432855  
 CC: Board of Supervisors  
 Human Resources Agency  
 Health Services Agency  
 Democratic Management Services

8533  
 with  
 yours

available when the parties agree to accept a process.  
 Proposed  
 1. Sharing equity in the costs. The City, the developers, merchants, and the City's churches will set up a committee. The committee will be responsible for the development, administration and periodic re-evaluation of the program. The participants will be responsible for the development, administration and periodic re-evaluation of the program.  
 2. Professionally facilitated Creative Sessions, a hour on two different days.  
 3. Homeless. Let the homeless tell his representative from their ranks, who are homeless, not homeless advocates.  
 4. Homeless advocates.  
 5. A Church representative.  
 6. A state and recreation officer.  
 7. A person at the press.  
 8. A downtown resident.  
 9. A downtown resident.  
 10. A downtown resident.

Editor: Listen. No idea is bad. No criticism. Just get a lot of fresh viewpoints out on the table.  
 11. Separately, a series of Mapping Strategies. Different rules, different groups (limited constituency but different individuals), different professional techniques. 3. Take the results of these sessions through a review process via the appropriate city commissions with public hearing to the Planning Commission, the City Council, and the Planning Commission, with lots of input before going to Council.  
 4. Publish the results widely, especially bearing in mind the implications of the homeless problem upon regional and national priorities.

**A Good Shantytown**  
 A qualified "right-on" to Charles Eller ("Homeless Straight Talk," Jan. 5). I agree with his statement that "affordable housing does not, and should not, come from the government, but from the private sector."  
 In Texas I have some cousins who grew up as a family of five living in two small camper-trailers, sans indoor toilet, sans running water, no coin-op laundromat, no lawn, and in a climate far harsher than here. The kids are grown now, with families of their own, and are some of the healthiest most well-balanced people I know.  
 In Oregon I know many people who built their own shelters from recycled house parts, mill scraps, tar paper, etc., or who lived for extended periods of time in people's or other large tents, and quite comfortably to boot.  
 Affordable housing? A van body on cinder blocks affords better housing than most of the world enjoys. Old trailer houses, campers, mobile homes, tents, all very affordable, livable and available.  
 The rub is that, even with the "permission of the private sector" (to quote Mr. Eller) to pitch or park one's "affordable shelter" one inevitably runs afoul of zoning ordinances, building permits, camping permits, health codes, septic codes, secret codes, etc., all instituted with the best of intentions, I'm sure, but which serve to protect the property value of upscale homeowners at the expense of prohibiting the poor from living in a manner within their means.  
 Don't blame Reagan or the federal government for the perceived lack of affordable housing. The housing is available through the private sector. It is up to us working at the local level to change our laws so that the poor can use it.  
 What every community needs is a good shantytown.  
 Ed Darwin  
 Ben Lombard

**Homeless Dignity**  
 In the Santa Cruz Metro Center there is a beautiful mural designed by Lark Lucas, a gift from GOOD TIMES. Its theme is Human Dignity.  
 Not far away at the Town Clock, a group of hungry and homeless people are being fed bread and soup. The persons performing this act of kindness are being harassed by the police and arrested. The offense they are charged with most likely will not stand up in court, but no matter.  
 The civic authorities support these arrests and state furthermore that there is already sufficient help for the needy: 22 churches are participating in a program to house and feed those in need. This is admirable. Some doubt the effectiveness of this aid, but it shouldn't matter.  
 The people who assemble for food at the Town Clock believe they should not be treated as different persons. They are the same. They ask for help to help themselves, to keep their basic dignity as humans being. It is not the duty to "love thy neighbor" should not be the exclusive monopoly of the religious establishment. Human dignity demands it.  
 Louis Blumenthal  
 Santa Cruz

**You can't make them disappear**  
 In response to the Jan. 5 editorial, I would like to say that the point made most clear by this editorial is that its author has never been homeless and hungry in winter. What is dismissed as entertainment and publicity-seeking is no less than real life. It is as real as it gets for too many of us.  
 It is unfortunate that so many are homeless. It is unfortunate that so many are hungry. It is an unfortunate that theatrics are necessary to draw attention to these social inadequacies because those who are better off would prefer to ignore reality if it is no overstated. All this is an unfortunate situation, but I is definitely not trivial.  
 The ignorance exhibited by your editorial is no indefensible. After all, you've never been there. But your obviously desperate attempt to minimize the issue by reducing it to sideshow trivia is tragic. Rather than belittling a problem that we all know is serious, it announces your anxiety that the hungry homeless somehow threaten Santa Cruz. They do no threaten Santa Cruz. They are as much a part of Santa Cruz as you are.  
 We can jail the activists. We can criticize the police. We can attempt to distance ourselves from the lives of the homeless by averting our eyes on the mall or by sophisticated editorializing in the local newspaper. We can ignore their suffering. But we cannot force them to disappear. We cannot make them hide. If it is coming increasingly difficult and expensive to disregard the homeless and hungry in this society, that is our problem. That is our problem. No it's not.

**National Crazy Day would help**  
 One morning I was driving through the mall. It was early. Just a few people milling around. I came to an intersection and stopped. A young man in his early 30s, who was about to walk out in front of me, stopped and stood on the corner. Aha! a newcomer to California. He waved to me to go ahead. For some unknown reason, I widened my eyes, made a funny face and swished my arm demanding him to cross first. He broke up laughing, so did I. He crossed with a smile bordering on laughter. I drove on feeling the same.  
 Then I thought, how nice if everyone could act a little crazy and have similar fun. Sanity, for sure, does not seem to be cutting it.  
 I thought, we have the Great American Smoke Out, Secretary Day, etc. Why not Crazy Day? It could grow to crazy week, month or maybe year. Perhaps, there could be an award for the craziest, funniest or wildest. And how about people helping people like free soup for the hungry? Let's forget about the Health Department regulations. The biggest joke of all are our top leaders. Where in the world are these concerned politicians coming from, when they cry Health Department and know full well that these same soup eaters are often seen dining at "Club Dumpster"?  
 Hrummm, are dumpsters inspected by the Health Department?  
 Richard Linnemeyer  
 Santa Cruz  
 1/12/89  
 SC Spine

**We just want to help**  
 I saw your cartoon called "A crock around the clock." I got quite a laugh, as I have served soup and got arrested for doing so. I was impressed that you found our endeavors to feed hungry people a major issue in this town.  
 I have read several "Letters to the Editor" since we started our soup giveaway. A lot of people out there seem to think we are out to use this as a way to get notoriety from the press and confront the city. Not true. Most of us really wanted to do something to help our fellow brothers and sisters.  
 If anyone is curious about what our motives are, he or she should come down here on the streets and sit and talk with us awhile and get to know what we are really all about.  
 Linda Edwards  
 Santa Cruz  
 1/11/89  
 SC Spine

**William S. Hyalop**  
 Felton  
 1/15/89  
 SC Spine

**Richard Linnemeyer**  
 Santa Cruz  
 1/12/89  
 SC Spine

**Ed Darwin**  
 Ben Lombard

Proposed  
 1. Sharing equity in the costs. The City, the developers, merchants, and the City's churches will set up a committee. The committee will be responsible for the development, administration and periodic re-evaluation of the program. The participants will be responsible for the development, administration and periodic re-evaluation of the program.  
 2. Professionally facilitated Creative Sessions, a hour on two different days.  
 3. Homeless. Let the homeless tell his representative from their ranks, who are homeless, not homeless advocates.  
 4. Homeless advocates.  
 5. A Church representative.  
 6. A state and recreation officer.  
 7. A person at the press.  
 8. A downtown resident.  
 9. A downtown resident.  
 10. A downtown resident.

Editor: Listen. No idea is bad. No criticism. Just get a lot of fresh viewpoints out on the table.  
 11. Separately, a series of Mapping Strategies. Different rules, different groups (limited constituency but different individuals), different professional techniques. 3. Take the results of these sessions through a review process via the appropriate city commissions with public hearing to the Planning Commission, the City Council, and the Planning Commission, with lots of input before going to Council.  
 4. Publish the results widely, especially bearing in mind the implications of the homeless problem upon regional and national priorities.

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 Ben Lombard

# STREET SHEET

60¢ support fee  
required

LATE FLASH: Injunctabeast seizes  
bert, Maui, Dorothy, and Linda. Friday  
see p. 13.

"I am tired of tears and laughter/ And those that laugh and weep  
Of what may come hereafter/ For those that sow to reap:  
I am weary of days and hours/ Blown buds of barren flowers  
Desires and dreams and powers/ And everything but sleep."  
---Swinburne, Hymn to Proserpine

## COMPLIANT JUDGE GRANTS TEMPORARY RESTRAINING ORDER AGAINST FOOD FOR HOMELESS SOUP OPERATION CONTINUES AS HEAD LADLERS DON DISGUISES, MAKE SELVES SCARCE

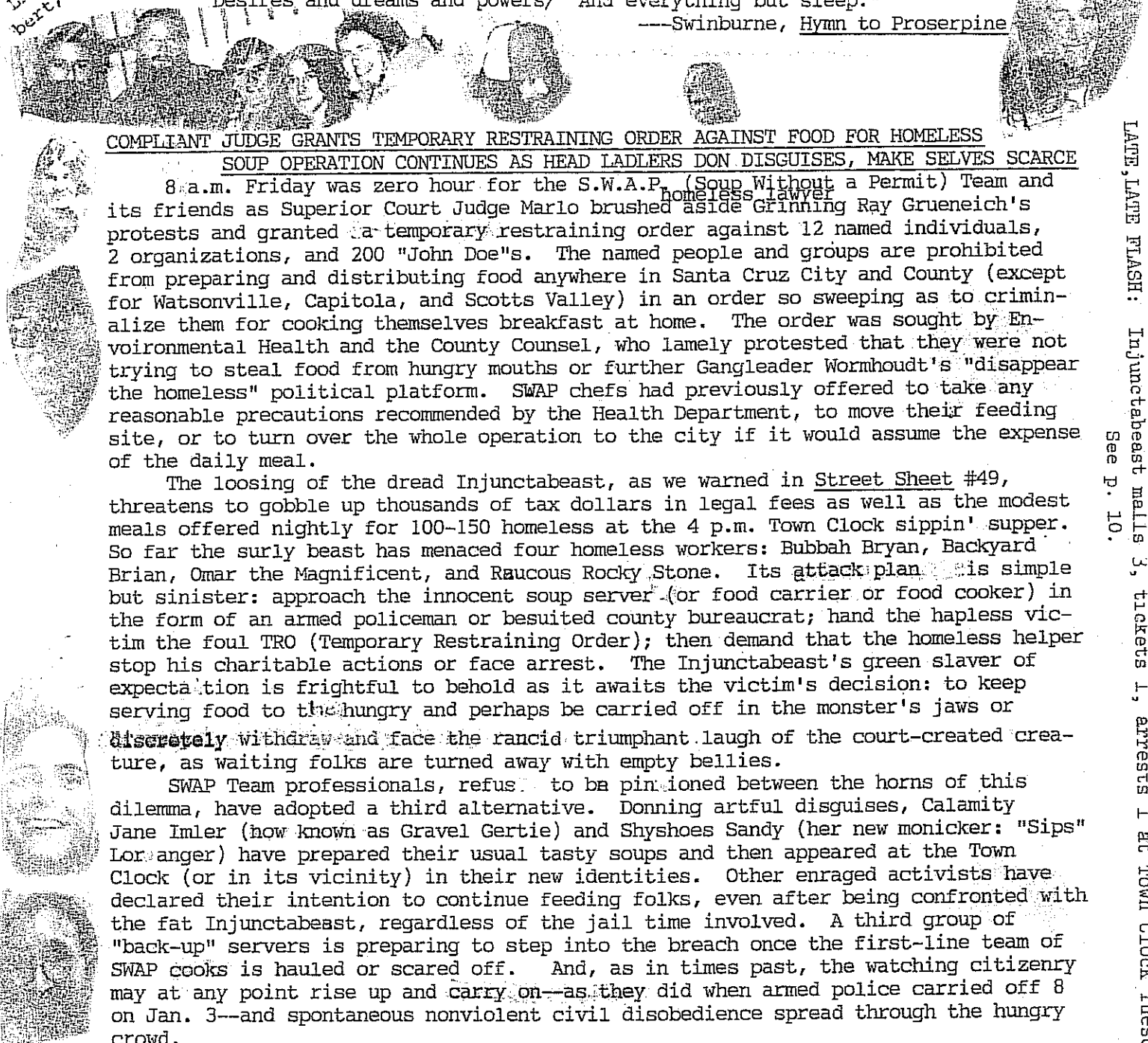
8 a.m. Friday was zero hour for the S.W.A.P. (Soup Without a Permit) Team and its friends as Superior Court Judge Marlo brushed aside Grinning Ray Grueneich's protests and granted a temporary restraining order against 12 named individuals, 2 organizations, and 200 "John Doe"s. The named people and groups are prohibited from preparing and distributing food anywhere in Santa Cruz City and County (except for Watsonville, Capitola, and Scotts Valley) in an order so sweeping as to criminalize them for cooking themselves breakfast at home. The order was sought by Environmental Health and the County Counsel, who lamely protested that they were not trying to steal food from hungry mouths or further Gangleader Wormhoudt's "disappear the homeless" political platform. SWAP chefs had previously offered to take any reasonable precautions recommended by the Health Department, to move their feeding site, or to turn over the whole operation to the city if it would assume the expense of the daily meal.

The loosing of the dread Injunctabeast, as we warned in Street Sheet #49, threatens to gobble up thousands of tax dollars in legal fees as well as the modest meals offered nightly for 100-150 homeless at the 4 p.m. Town Clock sippin' supper. So far the surly beast has menaced four homeless workers: Bubbah Bryan, Backyard Brian, Omar the Magnificent, and Raucous Rocky Stone. Its attack plan is simple but sinister: approach the innocent soup server (or food carrier or food cooker) in the form of an armed policeman or besuited county bureaucrat; hand the hapless victim the foul TRO (Temporary Restraining Order); then demand that the homeless helper stop his charitable actions or face arrest. The Injunctabeast's green slaver of expectation is frightful to behold as it awaits the victim's decision: to keep serving food to the hungry and perhaps be carried off in the monster's jaws or discreetly withdraw and face the rancid triumphant laugh of the court-created creature, as waiting folks are turned away with empty bellies.

SWAP Team professionals, refused to be pinioned between the horns of this dilemma, have adopted a third alternative. Donning artful disguises, Calamity Jane Imler (now known as Gravel Gertie) and Shyshoes Sandy (her new monicker: "Sips" Loranger) have prepared their usual tasty soups and then appeared at the Town Clock (or in its vicinity) in their new identities. Other enraged activists have declared their intention to continue feeding folks, even after being confronted with the fat Injunctabeast, regardless of the jail time involved. A third group of "back-up" servers is preparing to step into the breach once the first-line team of SWAP cooks is hauled or scared off. And, as in times past, the watching citizenry may at any point rise up and carry on--as they did when armed police carried off 8 on Jan. 3--and spontaneous nonviolent civil disobedience spread through the hungry crowd.

The formal hearing for the Temporary Injunction is March 2 at 8:30 a.m. in Superior Court. At this time, Grueneich will seek to expose the political motivations behind the alleged 'health' concerns, present his own medical affidavits that no food or food from dumpsters is unquestionably more of a health hazard than food from the SWAP Team. Meanwhile those named in the TRO must be served with papers before February 16, or the Health Dept must apply for an extension. Gravel Gertie has vowed she'll drown in her own soup before letting the government get the drop on her. Back at the Town Clock, it was business-as-usual Friday, Saturday, and Sunday with a lone policeman and county official appearing on the latter two days in search

LATE FLASH: Injunctabeast mauls 3, tickets 1, arrests 1 at Town Clock Tuesday. See p. 10.



of food criminals to enjoin. Register your anger at the Santa Cruz  
mental Health at 425-2341 or Mayor Wormhoudt's office at 429-3550. Encouragement can  
also be given Councilmember Don Lane, who has been asked to introduce a resolution  
ending city-sponsored prosecution of the food providers and restarting the city's  
own feed-the-hungry program.

ACTIVIST ARRESTED FOR TRESPASS AT MAYOR'S HOUSE WHILE SEEKING BLANKETS  
RECORD FREEZING TEMPERATURES; SATELLITE SHELTER TURNAWAYS: STILL ARMORY CLOSED

Fran Rizzo went to the wrong door early Wed. morning in search of blankets for herself and fellow homeless and got a cold jail cell for shelter, and a misdemeanor trespass citation to answer for in court. Rizzo was arrested for trespass shortly after 2 a.m. Feb. 2, for knocking or mat on a concrete floor in 1st Presbyterian Church on High Street where 11 other homeless warmth seekers were similarly exposed. Determined to investigate reports that the Satellite Shelter Program was turning away fellow homeless in search of shelter, Fran stood in line out at the UPS yard for 3½ hours from 5:00 to 8:30 p.m. with 11 others waiting for the van to return with word of additional shelter. Shelter manager Fred Gray finally arranged for the church, the usual Tuesday night church, to extend its resources at that time and take in the shivering 12. The 12 were driven to the River St. mini-Shelter, given peanut butter and jelly sandwiches to eat outside in the cold, then taken to wait in a service station until the staff of the Church had left. Forewarned that they were an overflow group, the 12 had to sleep on the bare concrete without mats or blankets, and Fran could not. Leaving the frosty church,

Fran walked to the house of "Progressive" mayor Mardi Wormhoudt where she knocked quietly three times, did so again a bit more loudly, and then sought to curl up on the Mayor's Welcome mat. Unable to sleep in the cold, she knocked a final three times using the brass door knocker, and was rewarded with a police car and a trespass complaint. She had no chance to make her plea--that she 11 others be given blankets to allow sleep.

Commending the police for their courteous treatment of her (though she was still handcuffed), Fran noted the jail cell where she was held was so cold (with still no blankets or mats) that she made makeshift sandals of the styro-foam cups she found there. Threatened with longer incarceration for refusing to give details of her identity, address, and stats for the jail (though the authorities probably had all of that from her prior arrest for "trespass" at City Hall January 24 where she protested the Sleeping Ban.), she was released O.R. shortly after dawn. Making her way to the Mayor's office to apologize and explain the reasons for disturbing the Wormhoudt household in the wee hours, Freeheart Fran was subjected to a torrent of abuse and threats for having sought help from the "progressive" City Hall boss. This was the same Wormhoudt who repeatedly assures the public and media that all who need shelter in Santa Cruz receive it. Apparently the shelter she means is prison--when the problem appears on her own doorstep.

Later in the morning Fran urged Shelter overlord Paul Brindel to immediately open the Armory since temperatures were plummeting into the low 20s nightly. He declined to take any immediate action, noting he'd first have to confer with Fred Grey to get "more statistics" on the number of nightly turnaways. Agitated activists were reportedly considering another civil disobedience action to focus attention on the need for immediate emergency shelter. Brindel himself admitted that it was the New Year's Even occupation of the River St. Annex that "in part" resulted in its hasty (though two-month overdue) opening some days later. Brindel noted that \$700 would be required to pay the necessary insurance (to open both Armories--here and in Watsonville). He added that a primary problem seemed to be the lack of approved transportation, which resulted in folks standing hour after hour in line, and in some cases, living discouraged before another church was found and the van returned for the final pickup. Unimpressed activists suggested Brindel

talk less and act more--if sheltering the homeless and not waiting for summer were his main goal.

"UNRULY ASSEMBLY" ORDINANCE GIVEN SILENT TREATMENT BY GANG OF 7  
ENACTMENT DELAYED TO FEBRUARY 28 SESSION; LAIRD MUZZLES DEBATE

\* The controversial "unruly assembly" bill reappeared briefly at last night'

City Council meeting before being streamrolled through with questions and discussion from the public brushed aside. Rather than have a 2nd and final reading on what was altered language in the ordinance, Mayor Wormhoudt chose on motion of Don Lane to reintroduce the revised bill for a 1st Reading. Normally, brief testimony from the audience is taken during a 1st Reading, but Gang of 7 member Laird (known by some critics as Lord Laird) eagerly moved to derail any discussion of the law until its 2nd reading February 28. Given the fact that it was primarily homeless activists and students who had questions and comments on the measure, Laird's action must be considered as directed at them. The former Gangleader (mayor until last November) chortled with pleasure as Gangmaster Wormhoudt refused to answer Robespierre Robert's questions about the scope of the bill and directed him to sit down and shut up.

The new Chapter 9.37 directed recovery of court, collection, and attorney costs from folks found to have been involved in an "unruly" assembly or gathering. Allegedly aimed against private parties or semi-private gatherings in public done by permit (such as soccer games), the law would charge "unruly assemblers" with the costs of any subsequent police visits to the "unruly assembly" once it was so deemed. The intent of the ordinance, according to Wormhoudt, speaking on Jan. 10, was to recover costs of police services when cops are repeatedly called to quiet down a keg party, or the like. Others, concerned the measure might be used to chill any assembly by billing folks for cop costs on top of any criminal charges filed, urged the measure be clarified. Wormhoudt directed the City Attorney to clarify the language to meet these 1st Amendment concerns.

Unfortunately the bill retains certain crucial ambiguities. Definition C (see Street Sheet #49 or your local City Clerk for a copy of the ordinance) is unclear about what constitutes an unruly assembly: does such an assembly exist by virtue of simple violations of Chapter 9.12, 9.36, and 9.40--open container, curfew, and sound amplifier laws respectively? It would seem foolish and repressive if that were the case (where conviction for having an open container of beer would then subject one to the unruly assembly penalties), but the city attorney declined to clarify that point at the Council meeting.

Bubbah Bryan also underscored his opposition to the bill, even if it does apply solely to private parties and "permitted" gatherings since it would give police a financial motivation to declare that an unruly assembly existed and enter the premises, rather than simply ask that folks keep the noise down. Come to Council meeting Feb. 28 with your thoughts and questions when the official public hearing will open. Caution: next Council meeting is Tuesday February 14, for those who wish to speak on other matters (such as the City's dragnet against Town Clock soup servers). The revised unruly assembly bill won't be considered until the meeting after that on the 28th.

#### COURT CREAKINGS.....

.....Fighting Tickets Can Be Fun: 6,364,010 violations (Sleeping Ban crimes) continue to appear daily in Muni Court with depressing regularity. Bubbah Bryan lost his chance to cross-examine the roving Sleepbusters personally when the arresting officer didn't show for the 1:30 Friday court date last week and Judge Kelly through out the charge. Bryan's "not guilty" plea and demand for a court trial may have kicked the charge right back into the trash can where it belonged.

Consider doing the same when the midnight flashlight shines on your sleeping bag. 1. Go to room 120, Municipal Court Clerk in the County Bldg. and get a court date when you've been ticketed (usually good to go 14-28 days after you get the ticket). 2. Attend the court date (your arraignment) once you've got one and plead "not guilty." 3. Show up for the trial date you get at your arraignment and defend yourself. 4. Ask for Community Service rather than a fine if found guilty, or appeal. 5. Tell your friends; celebrate if found "not guilty." Maybe the judges will get the message back to the D.A.s and police that these Sleeping Charges are costly and unnecessary homeless harassment. We hope.

.....Lost between the cracks: last Friday's Dew Drop Inn (Do Drop In) trespass case, the City Council "Gag the Homeless" case, and the 3 misdemeanor counts against Robespierre Robert for using pen and public name instead of birth name got misscheduled a day early. Grinning Ray Grueneich, the people's pistol, and attorney for the demonstrators involved had planned to mercifully extinguish the archaic city trespass law with an argument (in the Dew Drop Inn case) that state law preempts the local anti-homeless ordinance. Lanky Reid Schantz, mild-mannered barrister for Robespierre Robert in the "use a penname, go to jail" case, was going to subpoena city police records to show that cops well knew Robespierre's legal name and that they were selectively prosecuting him at the behest of Houndmaster Bassett, who regularly and publicly calls Robespierre "Norse." (Nikki Craft, famed feminist activist of the early and mid-80s, habitually used her public rather than her legal name on tickets and was not charged with criminal conduct by the cops.) Coming up in the "Gag the Homeless" case, a showing that Lord (and then-Mayor) Laird's special interest makeshift rules limiting debate on the homeless issue at City Council were discriminatory and illegal. Watch these pages for future court dates.

.....Fighting Back in Force: Viet Vet Michael Bond, now employed by the River St. mini-shelter, goes to court Feb. 23 to fight 10 warrants on Sleeping tickets. Now <sup>that he's</sup> served his country, the city is trying to serve him (jail, fines, and/or "community service") for having the bad taste to have slept at night within city limits. Join him at 8:30 a.m. in Muni Court to see if the Judge has the good taste to dismiss these ridiculous charges. Or watch these pages to learn his trial date.

.....Shrinkspeak Snatches Another Soul: The stamp of "poor lunatic" (specifically: "gravely disabled") from Hokem Hob n, psych ward boss at Dominican Hospital, was enough for Superior Court Judge Black to return Esther D to forced drugging and continued incarceration against her will on Dominican's lock-up lane. Though she and her public defender made it perfectly clear that she was paying her bills, feeding herself, and otherwise functional as a human being, such testimony was brushed aside in a phrase by "doctor knows best" Black, who reportedly has a reputation for rubber-stamping the official witchdoctors whatever the facts. The damning evidence: Delmar had been trying to feed homeless people and had overspent her son's credit card by \$80.

.....Downtown Donnybrook Due in Court: Accused of threatening to break out the windows at Zoccoli's Deli down on the mall after a heated argument over "attitudes" Terry P.---up in court Feb 22. Terry and other witnesses claim that Zoccoli's John was mistaken in identifying Terry's as the voice that threatened to "bust out windows if you call the police." A little cooling off all around would be good: the Deli is sensitive because of previous window-breaking incidents within the last few months. Street folks are prone to run off at the mouth, particularly when threatened with police--local SCPD mall sweeps having not been especially kind to homeless, heads, and hippies. Let's try and work these things out without threats and badges.

.....Case Dismissed: Curt, saddled with an "assault on a police officer" <sup>charge</sup> for clenching his fists with arms at side and growling "I am not a criminal," seemed to have proved his point the other day in court when the complaining officer didn't show. The incident at an Ocean St. 7-11 sounds like another case of merchant paranoia or power-tripping. Stand firm, stay calm, and hold your ground.

.....Trespass Troubles: Coming into court are trespass complaints against Gentle Jesse (March 2 8:30 a.m. Arraignment) and Freeheart Fran (March 14 8:30 a.m. ditto)--essentially misdemeanor Sleeping Ban cases where the folks involved were arrested for seeking a place to sleep (see p. 1 for Fran's story). Bubbah Bryan from his rooftops-n-gutters vantage point advises victims of these complaints that if they're not asked to leave by an owner or her agent, there is no offense. We advise folks harrassed with this nonsense to plead not guilty, get a public defender, and go for a jury trial. The D.A. should know better to begin with.

.....No habeas for looney corpuses: The new edict from Blackheart Black, robed Superior Court panjandrum, gives shrink shop pillpushers the OK to lock you up for 72-hours with no right to a hearing. But, cheer up; if they decide to hold you for a

further 14 days, the worthy judge or one of his colleagues will surely give you a fair ten-minute examination before rubberstamping the jailer-psychiatrist's "diagnosis" and returning you to Haldol Heaven. (You are entitled to a public defender, for what that's worth. Call 426-2656 for details.

Students at UCSC speak out! Call 429-1182 for details.

torn 2/11/89  
S.E. Chronicle

WHO ARE THE HOMELESS AND WHY?

Back in 1982, the Reagan Administration estimated the national homeless population to be between 250,000 and 400,000. At the same time a Washington-based homeless advocacy group stated the number of homeless people nationwide was between 2,000,000 and 3,000,000.

Today, the Santa Cruz County Human Resources Agency estimates the local homeless population to be between 1,000 and 1,500. Local activists have taken their own poll and found the number to be between 2,000 and 3,000.

Seeing and understanding "why" people are homeless explains a great deal about "who" is homeless. Personalized into names and faces ravaged by time, anxiety, and the elements, old images lose their credibility. We quickly learn that it is the old, the sick, the mentally ill, the unemployed, the displaced, and the disenfranchised who populate our cities' streets.

The homeless mentally ill comprise 30 to 40% of the people living on the streets. They live there because they have slipped through the cracks of a fragmented mental health delivery system.

Another 30% of the homeless are veterans of foreign wars, particularly Vietnam. They were not welcome back here to this country, and they found it hard to adjust to "business as usual" in the USA.

Currently, women comprise 25% of the homeless population, many of them fleeing situations of domestic violence. Families represent 15% of the streetpeople. They live on the streets because of unemployment, foreclosure, cuts in social welfare spending and lack of available low income housing. The plight of homeless children can only grow worse, for they have entered the vicious circle of poverty from which there is no escape.

The homeless of Santa Cruz go hungry at night. The City Council continues to harass, cite, and arrest activists and concerned citizens who serve hot soup to hungry people at the Town Clock everyday at 4pm. The Council says the arrests are for health code enforcement. Activists say the arrests are motivated by politics. You decide.

The City Council uses the Camping Ban to harass, cite, and arrest homeless people for sleeping outdoors. They sleep in the bitter cold and rain because they have no resources and no alternatives. There are 1500 homeless and yet there are only 150-175 shelter beds in the county. The enforcement of this law serves no useful purpose except to criminalize the poorest members of our community.

PAGE 1

STATEMENT OF PROTEST

WHEREAS, there are at least 1500 homeless people and only 150-175 shelter beds available in Santa Cruz.

WHEREAS, the City of Santa Cruz refuses to open the National Guard Armory despite insistent requests from homeless persons living without adequate shelter.

WHEREAS, several hundred homeless persons must every night sleep outdoors in the bitter cold and rain because of the City Council's refusal to recognize and act upon this disgraceful situation.

WHEREAS, the City Council uses the Camping Ban Law to issue 400 citations to homeless people for sleeping outdoors.

WHEREAS, the many homeless people who cannot pay their citations face warrants for their arrest and frequently serve time in jail for their crime of sleeping outdoors.

WE, the members of the HUMAN RIGHTS COALITION, view the camping ban as offensive to our basic notions of fairness and decency. We view sleeping at a basic human right and see the camping ban as unconstitutional and immoral. We view the lack of response by the City Council to the needs of the most desperate citizens of this County as reprehensible and bordering on criminal neglect.

WE therefore PROTEST and DEMAND that the CITY COUNCIL:

1. rescind the camping ban entirely and immediately
2. provide amnesty for all previously issued camping citations, effective immediately
3. establish a campground within the City limits and negotiate with homeless advocates and concerned citizen's groups concerning the operation and oversight of such campground.
4. open the National Guard Armory in accordance to the state guidelines approved by the Governor of California.

Back at home

profile

avid Jones writes (July 1) that if homeless are able to work, they... He seems to be saying, "if you're homeless, get a job." Yet an article in The Chronicle the same day stated that about 80 percent of the homeless in San Francisco have work experience, and about half of those held trade, clerical or professional jobs. A study reported in October in The Chronicle stated that about half of the homeless in Contra Costa County that participated in county programs last year held jobs. Seventy-six percent of the homeless in Ala-

meda County are young single mothers and their children. In Marin County, families are the fastest growing group of homeless people, and many of them are headed by working women with children. It seems that having or getting a job is not a cure for homelessness. In fact, many solid middle-class families that I know could not afford their homes if they were not a two-income family.

Yes, there is a need for people to take responsibility for their lives, and there is a need for more and better paying jobs, but that does not negate the fact that there is a need for more affordable housing. The attitude of disdain and even hatred that much of society seems to have for the homeless will not help solve the problem.

ROBERT GARCIA  
Capitolo

# Meal servers told to get permit

By Bob Levy  
Mercury News Staff Writer

A Superior Court judge on Friday ordered homeless advocates in Santa Cruz to stop serving free meals without a permit.

The meals have been available nightly for the past month at the Town Clock downtown. Judge John Mario issued the order at the request of Santa Cruz County Environmental Health Department representatives, who argued that the meals prepared in an uninspected kitchen pose a health threat to those eating the food.

Environmental Health Director Diane Evans said she sought the order after efforts to work with the homeless advocates failed. She said she has asked the food servers to obtain the required permit, which would ensure that the meals were prepared under known conditions.

However, Evans said, the servers refused to go through the permit process.

"My sense is, they are looking for a political platform," Evans said of the homeless advocates. "If they comply, they will lose that platform."

Robert Norse, one of the leaders of the

advocate group, said Friday that members have "offered to engage in any safe food practices that they (health officials) wish. We agreed to have the soup examined or let them look at our kitchens."

But, Norse said, they are unwilling to formally seek the permit because "we feel there's a political process going on here, that they're running us through the permit procedure as a means of delay."

Also, he continued, "a lot of the servers feel that this is an attack on (the concept of) food sharing."

The advocates have been serving meals at the clock on and off for several months. The meals first drew widespread attention around Thanksgiving, when the health department first ordered that they cease.

A confrontation was avoided at the time when Santa Cruz officials arranged for meals to be served legally at the city's River Street homeless shelter.

The Town Clock meals resumed shortly after the first of the year, when the River Street program ended. At one meal, eight people were arrested, most on suspicion of serving food to the public without a permit. Since then, however, the meals have gone on

without incident.

Evans said the ensuing month was used first to try to get the servers into compliance with the law. When that failed, she said, it took additional time to draw up the legal paperwork seeking the restraining order.

Harry Olberman, the assistant county counsel handling the case for Evans' department, said that going through a civil, rather than criminal, process to halt the meals "puts the health issue at the forefront in a non-confrontational manner."

Evans agreed. "Citations and arrests don't prohibit the action," she said. "We're not interested in arresting people. We're interested in stopping" the illegal meals.

Two homeless advocacy groups and about a dozen individuals are named in the order. Both groups as well as each person named must be served with the order individually before being subject to its provisions.

It was not clear when process servers would begin handing the order to those named. Although several police cars were hand for Friday evening's meal, it did not appear that anyone was served with legal papers.

# Belying Popular Stereotypes, Many of Homeless Have Jobs

By JEFFREY SCHMALZ  
Special to The New York Times

MIAMI, Dec. 18 — It is 6 A.M., but the dozen men clustered on Ronald Reagan Avenue already have the weary look that usually comes at day's end. Many of them homeless, they were turned out of shelters an hour earlier and now wait for a van that will take them to a variety of menial jobs.

The labor brokers who place the men in these jobs charge the employers \$5.35 an hour and pay the men only

diverse as Miami, Sanford, Me., or Portland, Ore.

Some people are homeless because they choose to do without government or private aid. Some homeless people are disabled by physical or mental illness, alcoholism or drug addiction.

And a growing number of the homeless, at odds with the stereotype of a beggar who camps out on a park bench are the working poor, trapped between jobs that pay too little and housing that costs too much.

The United States Conference of Mayors, using information supplied by mayors' offices in 26 cities, estimates that last year 22 percent of homeless people held full-time or part-time jobs up from 19 percent the year before. The organization says that in some cities, like San Antonio, more than 40

## Portraits of the Homeless

First of four articles.

\$3.35, the minimum wage. Of the \$26 in wages for the day, \$2 will go for transportation in the van. The Salvation Army shelter costs \$5 a night, plus \$3 for breakfast and dinner. That leaves \$16.

"You can't make enough money to get a leg up," Sam Bretz, a blond 27-year-old in jeans, said on Friday morning. His recent assignments from the labor pool have been at a shop assembling casters for office furniture.

"You get up; you go to work; you go back to the mission at night," Mr. Bretz said. "You get up; you work; you go back to the mission."

The problem of homelessness, perhaps most stark in New York and other big cities, is one that strikes communities across America. A portrait of homelessness in America is really a mosaic, cementing together places as

(cont. p. 6.)

New York Times  
12/19/88 article  
buries the Boss  
Laird picture of  
the homeless  
drunk/junkie/  
razies.

(See Street sheet #49 or San Jose Mercury News 1/31/89 for their slander of S.C. street communi

# Homeless end seven-week fast with massive march to Capitol

WASHINGTON (UPI) — A group of homeless rights activists chose Election Day to end their seven-week fast after leading 2,000 people on a massive march to the Capitol in which 377 protesters were arrested.

Demanding more affordable housing, homeless activist Mitch Snyder marched along with actress Cher, disc jockey Casey Kasem and Dr. Benjamin Spock from a city-run shelter

to the Capitol grounds yesterday.

After the march, 377 protesters were arrested when they sat down in the middle of Constitution Avenue in a planned show of civil disobedience.

Spock, who became nationally prominent in the 1950s with a series of books on infant health and child-rearing, blasted budget cuts during the Reagan administration, which he said have "been cruel to

children."

"I must protest with every bit of indignation I have against homelessness and particularly homelessness of children," said Spock, who urged the crowd to vote against Republican presidential nominee George Bush, but did not mention Democratic rival Michael Dukakis by name.

Register-Pajaronian  
back in  
November  
11/8/88

# Many of Nation's Homeless Have Jobs

(Continued From Page 1)

the homeless have jobs. As with many aspects of homelessness, this issue is not clear-cut. Some of the working homeless squander their earnings on alcohol and illegal drugs. Some are listed as having jobs but work only sporadically.

Still, without exception, a dozen shelter operators interviewed said they were seeing more and more families in which one member worked steadily, perhaps as a maid, short-order cook, dishwasher or security guard, but did not make enough money to meet housing, day care, transportation and medical needs.

Echoing the view of other shelter operators, Sister Lucille Hovancovich in Burlington, Vt., called the situation

## Working families are now common at shelters.

"frightening" because it undercut the basic presumption that if a homeless person got a part-time job, he or she was well on the road to self-sufficiency.

Many shelters are finding that as a result they must offer more sophisticated programs, teaching clients not just basic working and job-hunting skills but how to find a higher-paying job.

### Fees for Shelter

And some shelters are giving extra attention to those who do work, seeing to it, for example, that they have clothes that would not be an embarrassment in the workplace.

Homeless people and their supporters demonstrate against New York housing policies. Page 1A.

In return for housing clients who work, many shelters demand a percentage of their income, sometimes as much as 25 percent. In addition to defraying costs, the shelters say, the payment encourages those who can afford their own housing to get it rather than linger at the shelter system.

In Stamford, Me., Donald H. Geun, who runs a shelter for the homeless, said 12 of his 40 residents worked. "The wise in the rumples greatest with the paper long and a bottle of mustard is an oddity here," he said. "We see it. But it's nothing in comparison with the younger population who work but can't make enough to live on."

In Seattle, Wash., Martha Tullis, who runs shelters there, said: "People keep the homeless at arm's length and say, 'Oh, I'll never be like that.' But most of us live on our own lives and are really only two or three months away from being homeless when we're hit by illness or a big rent increase. Twelve years ago we saw mostly the mentally ill here. Now it's quite usual to see working families."

### Minimum Wage Cited

Many homeless people and those who work with them attribute the problem to a lack of affordable housing and to a minimum wage that they say is too low to live on. The minimum set by Federal law, which has not risen since 1967, is \$3.35 an hour, or \$124 for a 40-hour week.

Families living in substandard housing are asked to pay 20 percent of their income for rent, or \$174 a month for those with minimum-wage jobs. But subsidized housing is in short supply in many regions, and few apartments are available in the private market for anything like that sum.

A proposal to raise the minimum wage, which has lost 22 percent of its purchasing power since 1967, failed in Congress last year. Many lawmakers argued that a proposal to raise the minimum to \$4.25 by 1991 would slow economic growth and cause some employers to lay off workers. President-elect Bush has said he would support a rise in the minimum wage if it did not apply to teen-agers in entry-level training jobs.

This weekend, Edward M. Kennedy, the Massachusetts Democrat who is chairman of the Senate Labor Committee, called the lack of affordable housing and the failure to raise the minimum wage "the two big punches" that had "devastated" the homeless and the working poor.

### A Maid's Story

Here in Miami, Heather Paul Johnson, executive director of Camillus House, which feeds 600 homeless people a night and houses 70, said: "I was at a very fancy cocktail party — wealthy, wealthy people — and they thought I was just wonderful. 'Oh, he helps her poor and she works with them and all that stuff.' The woman asked me, 'What would I do if I could change any law or could take just one big step to help the homeless?' I said I would raise the minimum wage to \$5. She wouldn't talk to me; she said it was the couldn't afford her maid."

Across the Miami River, in front of the Salvation Army's family shelter on Southwest First Street, a 34-year-old woman who was reluctant to be identified, waited at 6:45 A.M. for a public bus to take her to her job as a hotel maid. She left behind her 13-year-old son and 18-year-old daughter in the shelter, as she was every morning except starting her job six weeks ago.

She said she made \$197 every two weeks, after deductions. She hopes to afford an apartment for herself and family soon. But even with \$223 a



Sam Bretz, who is homeless, standing in front of a job service office on Ronald Reagan Avenue in Miami. "You can't make enough money to get a leg

up," Mr. Bretz said. Much of his earnings go to labor brokers, transportation vans and Salvation Army shelter and eating costs.

month in food stamps, she expects to have to take a second job before she can be fully independent.

"I'm telling you, you can't live and raise two kids on \$4.50 an hour," she said. Then suddenly, talking about her homelessness, she burst out, "I never, ever, ever thought this would happen to me."

Though they are stereotyped as disoriented and out of touch with the world, many of the homeless watch television and read newspapers and have thought a great deal about what others are saying about them. Some

even manage a touch of gallows humor. "One good thing about being homeless," the hotel maid said. "It made me skinny again."

But other homeless people seem startled when questioned about it. It is as if they do not even think of themselves as homeless, because their own situation does not fit the stereotype of a homeless person.

"I have a job!" Tyrone Waters said, as if that meant he was technically not a homeless person, just a worker down on his luck. Mr. Waters, a 45-year-old cook with a 14-year-old son,

said he earned the minimum wage of \$123 a week.

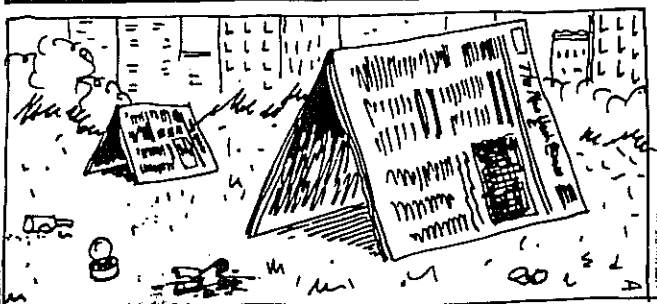
"We rented a place on the second floor of a house and we got by; it was \$275," Mr. Waters said of the rent. "But we got burned out."

For two months, he has lived on the street or in shelters or with relatives. "For a new place," Mr. Waters said, "you've got to pay an extra month at the start, and then the furniture and what-have-you, I haven't got the money put together yet."

Next: In Chicago, making du in a shock instead of a city shelter.

From In These Times Nov 16-22/88

## VIEWPOINT



## The New York Times is framing the homeless

By Robert Perucci and Brenda Gunneman

THESE TIMES HAS RECENTLY PROVIDED valuable coverage (Sept. 7, 20) of a broad range of political and economic forces responsible for creating and shaping homelessness. Most of the articles provide ways of seeing homelessness different from the simplistic viewpoint that often blames the victim. Read-

ers learn from these accounts of the political economy of homelessness the importance of having media coverage that sees the homeless as victims of a distorted program to eliminate low-cost housing rather than in terms of ideological hard-rock stories (see story on page 5). In these Times' readers also learn the treatment of the homeless is related to a broader effort to stigmatize the non-working poor and maintain the neoconservative attack on welfare assistance.

Alexander Cockburn's column (Sept. 18) points to the role of the press and the networks in providing distorted coverage of the homeless. Among Cockburn's largest for criticism is the New York Times, one of America's more prominent opinion-shaping institutions.

As social scientists, we share this interest in the way in which the Times filters information to the public. Therefore, we examined all articles about the homeless that appeared in the Times during a major segment of the Reagan administration. Our concern is with the "reality frames" used by the Times to shape public thinking on the matter.

All the blues that's fit to print: Between 1982 and 1987 there were 1,163 articles in the Times that fit to print on the homeless in the New York Times. In 1982 there were 38 items, with the number in subsequent years being 79, 158, 222, 295 and 351. Articles were classified according to their dominant themes. One theme concerns articles that call the reader's attention to the problem of homelessness. These include articles about advocates for the homeless who are critical of public officials like New York Mayor Ed

Day as they sought shelter from below-freezing temperatures in abandoned buildings and stories linking homelessness with mental illness. These articles, at best, gave insight into the lives of victims of homelessness and, at worst, blamed the victims for their homelessness. Such articles keep the reader's attention on the personal, biographical and psychological deficiencies of the homeless, as if their situation were unrelated to the political and economic forces that create homelessness. This narrow set of cases of homelessness is examined in a smaller proportion of articles (16 percent) that look at how inadequate housing and job opportunities are linked to the problem. These articles represent the only attempt to suggest that there are systemic conditions that create and sustain homelessness.

A third, large cluster of articles (17 percent) are descriptive, "objective" accounts of the conditions and costs of public shelters, church-sponsored shelters and private hotels that are used to house the homeless. These articles frame the problem of homelessness as if there were no causes and no solutions. The only issue is how to create and maintain adequate shelters—as if they are places where the homeless will finish their lives.

Also included in this category are statements by public officials about how funds are being used to help the homeless or testimony given to state or federal legislative committees (11 percent). Such articles do not illuminate, but instead legitimize the status quo. They serve only to justify and

defend existing programs to assist homeless people. They do not call for a radical change in the way we assist the homeless.

A final coherent theme in the Times articles (14 percent) involves discussion of new programs or policies. Some articles deal with new laws for existing programs while others concern something beyond just providing shelter (Big Brothers Inc. of New York City reaches \$75,000 for pilot programs to match homeless families with volunteer families that will act as their friends and advocates). In general, the proposed new changes are modest and amount to providing social services for the homeless while they are in shelters.

What they wouldn't blame: Readers of the Times between 1982 and 1987 would have received considerable exposure to the problem of homelessness, but very limited understanding of how the investment decisions of real estate developers working hand-in-hand with elected officials have destroyed affordable housing. They would also learn little about how the homeless and the poor are yoked together to suffer under a mean-spirited and stigmatizing welfare system. The ideological threat of the overwhelming proportion of articles that the homeless represent is undeniable, but expected, casualties of a market economy where most do well and a small number fall by the wayside because of their own limitations. The only discernible Times readers is to distinguish between the deserving and the non-deserving casualties and provide modest assistance to the former. A major national newspaper sees its readers much more than this.

Robert Perucci is a professor of sociology at Purdue University. Brenda Gunneman is a graduate student in social work at the University of Wisconsin-Madison.

## Times' articles give the impression that the homeless are to blame for their predicament.

Each or Gov. Mario Cuomo for failing to act decisively to help the thousands living on city streets (14 percent of all the stories fit into this category), and articles about criticisms of shelter conditions or citizen protests about the location of shelters (8 percent). Also included under this theme are public events involving media celebrities participating in drawing funds and attention to the problem (7 percent).

A second theme involves attempts to explore the reasons for the problem of homelessness. The largest proportion of articles in this category (12 percent) is about the biographical and individual characteristics of the homeless themselves. These include personal hard-luck stories, "zotic" lifestyles ("Homeless woman in Times Square gains attention and handouts because of her four cats"), sensational accounts of death and dying ("Two people believed to be homeless, died Thanksgiving

Nov 16-22/88

Society's real menace

Now that we have sent a major crack dealer and owner of automatic weapons to spend one year in jail, I suspect that those labeling out soup for the homeless at the Town Clock will end up with 6 to 10 years for not having a health permit. They are the real menace to society. John Gule Santa Cruz



The Rev. Jesse Jackson, rear center, and the Right Rev. Paul Moore Jr. in fur hat, Episcopal Bishop of New York, joined homeless people and supporters in sub-freezing weather at housing Action Week march.

## Demonstrators in New York Focus on Housing Homeless

By MICHEL MARROTT

NEW YORK, Dec. 18 — Armed with a million Council on Housing, and the Intra-city Assembly on Homelessness and Housing, and District Council 37 of the American Federation of State, County and Municipal Employees, demonstrators marched through midtown Manhattan today, challenging New York City to do more to help the homeless.

For nearly an hour, West 57th Street between 6th Avenue and Fifth Avenue was closed to traffic as demonstrators marched, pedaled bicycles and carried signs that read "Housing for the homeless." The demonstrators, representing what organizers said was a coalition of 12 groups, included Rev. Jesse Jackson, who declared in a speech, "It is not enough to just confront local officials who have a partial remedy, at state or federal level. We must go to Washington."

The organizers said the protest was an attempt to only a wide range of groups that have been working separately in New York. The groups included one of the most visible advocacy groups for the homeless, the Coalition for the Homeless, as well as the Metro-

NYT Dec 19/88

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## Rides to food giveaway chided

We hope Pat Curren's Dec. 12 letter was in jest when the writer encouraged the city to provide free transportation to the homeless to get free food at the River Street and Highway 1 food distribution outlet. It seems some of the homeless have said they don't want to walk so far from their hazy downtown to get free food.

C'mon, Santa Cruz, you can do more than just provide free food. How about a parade of waiters to carry the food from River Street to downtown? Let's see some nice, glass-topped tables set up on the mall, along with roses in little vases on each table. Fine silverware and, of course, only the best china.

Our homeless should be given the best service we can offer because, for all of the wonderful things they contribute to our local community, shouldn't we repay them with four-star service?

This is Santa Cruz, after all. Surely, we can provide a program that supports a no-work attitude with a little bit of style. We recommend Chantel's staff, white tablecloths and, to top off the occasion, the best wine Baretto's can provide. Soquel and Rebecca Rentschler Soquel

Demos there and here!



violence. Families represent 12% of the street people. They live on social welfare spending and lack of available low-income housing. The plight of homeless children can only grow worse, for they have entered the vicious circle of poverty from which there is no escape.

The homeless of Santa Cruz go hungry at night. The City Council continues to harass, cite, and arrest people, and concerned citizens who have not gone to help people, at the Town Clock everyday at 10pm. The Council has no authority for health code enforcement. Activists say the arrests are motivated by politics. The City Council has no authority to force the City Council uses the Camping Ban to harass, cite, and arrest homeless people. The sleeping outdoors. They also enjoy the bitter cold and they are from homeless and yet there are no alternative shelter beds in the county. The enforcement of this law serves no useful purpose except to criminalize the poorest members of our community.

# Meal servers told to get permit

By Bob Levy  
Mercury News Staff Writer

A Superior Court judge on Friday ordered homeless advocates in Santa Cruz to stop serving free meals without a permit.

The meals have been available nightly for the past month at the Town Clock downtown. Judge John Mario issued the order at the request of Santa Cruz County Environmental Health Department representatives, who argued that the meals prepared in an unlicensed kitchen pose a health threat to those eating the food.

Environmental Health Director Diane Evans said she sought the order after efforts to work with the homeless advocates failed. She said she has asked the food servers to obtain the required permit, which would ensure that the meals were prepared under known conditions.

However, Evans said, the servers refused to go through the permit process. "My sense is, they are looking for a political platform," Evans said of the homeless advocates. "If they comply, they will lose that platform."

# Homeless end seven-week fast with massive march to Capitol

WASHINGTON (UPI) — A group of homeless rights activists chose Election Day to end their seven-week fast after leading 2,000 people on a massive march to the Capitol in which 377 protesters were arrested.

Demanding more affordable housing, homeless activists Mitch Snyder marched along with actress Cher after her

Back at home

1. rescind the camping ban entirely and immediately
2. provide amnesty for all previously issued camping citations, effective immediately
3. establish a campground within the city limits and negotiate with homeless advocates and concerned citizens groups concerning the operation and oversight of such campground.
4. open the National Guard Armory in accordance with the state guidelines approved by the Governor of California.

advocate group, said Friday that members have "offered to engage in any safe food practices that they (health officials) wish. We agreed to have the soup examined or let them look at our kitchens."

But, Norse said, they are unwilling to formally seek the permit because "we feel there's a political process going on here that they're running us through the permit procedure as a means of delay."

Also, he continued, "a lot of the servers feel that this is an attack on (the concept of) food sharing."

The advocates have been serving meals at the clock on and off for several months. The meals first drew widespread attention around Thanksgiving, when the health department first ordered that they cease.

A confrontation was avoided at the time when Santa Cruz officials arranged for meals to be served legally at the city's River Street homeless shelter.

The Town Clock meals resumed shortly after the first of the year, when the River Street program ended. At one meal, eight people were arrested, most on suspicion of serving food to the public without a permit. Since then, however, the meals have gone on

without incident.

Evans said the ensuing month was used first to try to get the servers into compliance with the law. When that failed, she said, it took additional time to draw up the legal paperwork seeking the restraining order.

Harry Oberman, the assistant county counsel handling the case for Evans' department, said that going through a civil, rather than criminal, process to halt the meals "puts the health issue at the forefront in a non-confrontational manner."

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"I must protest with every bit of indignation I have against homelessness and particularly homelessness of children," said Spock, who urged the crowd to vote against Republican presidential nominee George Bush, but did not mention Democratic rival Michael Dukakis by name.

# Belying Popular Stereotypes, Many of Homeless Have Job

By JEFFREY SCHWALLZ  
Special News Staff Writer

MIAMI, Dec. 18 — It is 6 A.M., but the dozen men clustered on Ronald Reagan Avenue already have the weary look that usually comes at day's end. Many of them homeless, they were turned out of shelters an hour earlier and now wait for a van that will take them to a variety of menial jobs.

The labor brokers who place the men in these jobs charge the employers \$5.35 an hour and pay the men only \$16.

"You can't make enough money to get a leg up," Sam Brez, a blond 27-year-old in jeans, said on Friday morning. His recent assignments from the labor pool have been at a shop assembling casters for office furniture.

"You get up, you go to work; you go back to the mission at night," Mr. Brez said. "You get up, you work; you go back to the mission."

## Portraits Of the Homeless

\$135 the minimum wage. Of the \$26 in wages for the day, \$2 will go for transportation in the van. The Salvation Army shelter costs \$5 a night, plus \$2 for breakfast and dinner. That leaves \$16.

The United States Conference of Mayors, using information supplied that last year 72 percent of home people held full-time or part-time jobs up from 19 percent the year before, experts the 1988 figure to be high. The organization says that in cities, like San Antonio, more than

working women with children. It seems that having or getting a job is not a cure for homelessness. In fact, many solid middle-class families that I know could not afford their homes if they were not a two-income family.

Yes, there is a need for people to take responsibility for their lives, and there is a need for more and better paying jobs, but that does not negate the fact that there is a need for more affordable housing. The attitude of disdain and even hatred that much of society seems to have for the homeless will not help solve the problem.

ROBERT GARCIA  
Capitol

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further 14 days, the worthy judge or one of his colleagues will surely give you a fair ten-minute examination before rubberstamping the jailer-psychiatrist's "diagnosis" and returning you to Haldol Heaven. (You are entitled to a public defender, for what that's worth. Call 426-2656 for details.

turn from 2/11/89  
SE Chronicle

Students at UCSC speak out! Call 429-1182 for details.

rofile

WHO ARE THE HOMELESS AND WHY?

Back in 1982, the Reagan Administration estimated the national homeless population to be between 350,000 and 400,000. At the same time a Washington-based homeless advocacy group stated the number of homeless people nationwide was between 2,000,000 and 3,000,000.

Today, the Santa Cruz County Human Resources Agency estimates the local homeless population to be between 1,000 and 1,500. Local activists have taken their own poll and found the number to be between 2,000 and 3,000.

Seeing and understanding "why" people are homeless explains a great deal about "who" is homeless. Personalized into needs and faces ravaged by time, anxiety, and the elements, old images lose their credibility. We quickly learn that it is the old, the sick, the mentally ill, the unemployed, the disabled, the displaced, and the disenfranchised who populate our cities' streets.

The homeless mentally ill comprise 30 to 40% of the people living on the streets. They live there because they have slipped through the cracks of a fragmented mental health delivery system.

Another 20% of the homeless are veterans of foreign wars, particularly Vietnam. They were not welcome back here to this country, and they found it hard to adjust to "business as usual" in the USA.

Currently, women comprise 25% of the homeless population. Many of these fleeing situations of domestic violence. Families represent 13% of the streetpeople. They live on the streets because of unemployment, foreclosure, cuts in social welfare spending and lack of available low-income housing. The plight of homeless children can only grow worse, for they have entered the vicious circle of poverty from which there is no escape.

The homeless of Santa Cruz go hungry at night. The City Council continues to harass, cite, and arrest activists and concerned citizens who serve hot soup to hungry people at the San Diego Community Center. The Council says the arrests are for health code enforcement. Activists say the arrests are motivated by politics, not compassion.

The City Council uses the Camping Ban to harass, cite, and arrest homeless people for sleeping outdoors. They sleep in the bitter cold and rain because they have no resources and no alternatives. There are 1500 homeless and yet there are only 150-175 shelter beds in the county. The enforcement of this law serves no useful purpose except to criminalize the poorest members of our community.

STATEMENT OF PROTEST

WHEREAS, there are at least 1500 homeless people and only 150-175 shelter beds available in Santa Cruz,

WHEREAS, the City of Santa Cruz refuses to open the National Guard Armory despite insistent requests from homeless persons living without adequate shelter,

WHEREAS, several hundred homeless persons must every night sleep outdoors in the bitter cold and rain because of the City Council's refusal to recognize and act upon this disgraceful situation,

WHEREAS, the City Council uses the Camping Ban Law to issue 5% citations to homeless people for sleeping outdoors,

WHEREAS, the many homeless people who cannot pay their citations face arrests for their arrest and frequently serve time in jail for their crime of sleeping outdoors,

WE, the members of the HUMAN RIGHTS COALITION, view the Camping Ban as offensive to our basic notions of fairness and decency. We view sleeping as basic human rights and see the Camping Ban as unconstitutional and inhumane. We see the lack of response by the City Council to the needs of the most desperate citizens of this County as reprehensible and bordering on criminal neglect.

We therefore PROTEST and DEMAND that the CITY COUNCIL:

1. rescind the camping ban entirely and immediately
2. provide amnesty for all previously issued camping citations, effective immediately
3. establish a campground within the city limits and negotiate with homeless advocates and concerned citizens' groups concerning the operation and oversight of such campground.
4. open the National Guard Armory in accordance to the state guidelines approved by the Governor of California.

avid Jones writes (Letter to the Editor) that if homeless are able to work, they are able to pay, if you're homeless, get a job. Yet an article in The Chronicle the same day stipled that about 80 percent of the homeless in San Francisco have work experience, and about half of those held trade, clerical or professional jobs. A study reported in October in The Chronicle stated that about half of the homeless in Contra Costa County that participated in county programs last year held jobs. Seventy-six percent of the homeless in Alameda County are young single mothers and their children. In Marin County, families are the fastest growing group of homeless people, and many of them are headed by working women with children. It seems that having or getting a job is not a cure for homelessness. In fact, many solid middle-class families that I know could not afford their homes if they were not a two-income family.

Yet, there is a need for people to take responsibility for their lives, and there is a need for more and better paying jobs, but that does not negate the fact that there is a need for more affordable housing. The attitude of disdain and even hatred that much of society seems to have for the homeless will not help solve the problem.

ROBERT GARCIA  
Capitol

# Belying Popular Stereotypes, Many of Homeless Have Jobs

BY JEFFREY SCHMALZ  
Special to The New York Times

MIAMI, Dec. 18 — It is 6 A.M. but the diverse as Miami, Sanford, Me., and dozen men clustered on Ronald Reagan Boulevard, Portland, Ore., Avenue already have the weary look some people are homeless because

# Meal servers told to get permit

By Bob Levy  
Mercury News Staff Writer

advocate group, said Friday that members have "offered to engage in any safe food practices that they (health officials) wish. We agreed to have the soup examined or let them without incident. Evans said the ensuing month was used first to try to get the servers into compliance with the law. When that failed, she said it

Back at home

# Many of Nation's Homeless Have Jobs

(Continued from Page 1)

the homeless have jobs.

As with many aspects of homelessness, this issue is not clear-cut. Some of the working homeless, particularly those who are in the food and alcohol trades, are listed as having jobs that work only sporadically.

Still, without exception, a dozen shelter operators interviewed said they were opening more and more families in which one member worked steadily, perhaps as a meal, short-order cook, dishwasher or security guard. But did not make enough money to meet housing, day care, transportation and medical needs.

## Working families are now common at shelters.

Exchanging the view of other shelter operators, Sheryl Lucette Hawthorn in Huntington, Vt., called the situation

homeless people and their supporters demonstrate against New York housing policies, Page 1A4

In many for housing clients who work, many shelters demand a percentage of their income, sometimes as much as 75 percent. In addition to drying costs, the shelters say, the payment encourages those who can afford their own housing to get it rather than linger at the shelter system.

In Stamford, Me., Leonard H. Green, who runs a shelter for the homeless and 12 of its 40 residents worked. "The whole in the rampled apartment with the paper bag and a bottle of miserver is an oddity here," he said. "We see it. But it's nothing in comparison with the younger population who won't eat it."

Many homeless people and those who work with them believe the problem is a lack of affordable housing and its a minimum wage. But they say it is not the case. In fact, they say, the Federal Housing Administration set by Federal law, which has not been since 1961, is \$235 an hour, or \$124 for a 40-hour week.

Family living in subsidized housing are asked to pay 30 percent of their income for rent, or \$174 a month for those with minimum-wage jobs. But subsidized housing is in short supply in many regions, and few apartments are available in the private market for anything like that sum.

### Minimum Wage Cited

Many homeless people and those who work with them believe the problem is a lack of affordable housing and its a minimum wage. But they say it is not the case. In fact, they say, the Federal Housing Administration set by Federal law, which has not been since 1961, is \$235 an hour, or \$124 for a 40-hour week.

### A Maid's Story

Here in Mount Airy, N.C., Paul Johnson, executive director of Caritas Home, which feeds 800 homeless people a night and houses 70, said: "I was very angry yesterday... and they helped the poor and the works with their and all that stuff. If I could change any law or could take just one big step to help the homeless? I said I would raise the minimum wage to \$5. She wouldn't talk to me; she said at \$5 she couldn't afford her maid."

### San Diego, who is homeless, standing in front of a job service office on Ronald Reagan Avenue in Miami.

"You can't make enough money to get a leg up," Mr. Bretz said. Much of his earnings go to labor brokers, transportation vans and Salvation Army shelter and eating costs.

San Diego, who is homeless, standing in front of a job service office on Ronald Reagan Avenue in Miami. "You can't make enough money to get a leg up," Mr. Bretz said. Much of his earnings go to labor brokers, transportation vans and Salvation Army shelter and eating costs.

months in food stamps, she expects to have to take a second job before she can be fully independent. "I'm telling you, you can't live and raise two kids on \$450 an hour," she said. Then suddenly talking about her homelessness, she hurried out, "I'm happy, ever, ever thought this would happen to me."

Though they are stereotyped as disoriented and out of touch with the world, many of the homeless watch television and read newspapers and have thought a great deal about what others are saying about them. Some

even manage a touch of gallows humor. "One good thing about being homeless," the hotel maid said. "I made me skinny again."

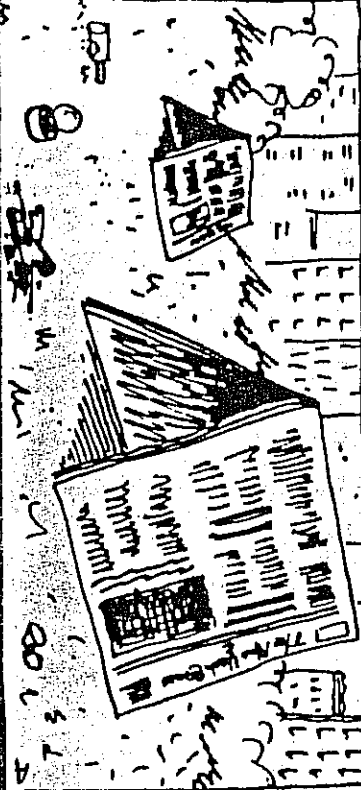
But other homeless people seem satisfied when questioned about it. It is as if they do not even think of themselves as homeless, because their own situation does not fit the stereotype of a homeless person.

"I have a job!" Tyrone Walters said, as if that meant he was technically not a homeless person, just a working man down on his luck. Mr. Walters, a 40-year-old cook with a 14-year-old son, said he earned the minimum wage of \$153 a week.

"We rented a place on the second floor of a house and we got by," it was \$75. Mr. Walters said of the rent, "but we got burned out."

from In these Times Nov 16-22/88

## VIEWPOINT



Day as they sought shelter from below-freezing temperatures at abandoned buildings? And since being homelessness with mental illness. These articles, at best, give insight into the lives of victims of homelessness and at worst, blame the victims for their homelessness. Such articles keep the reader's attention on the personal, biographical and psychological deficiencies of the homeless at their situation were unrelated to the political and economic forces that create homelessness.

A very different set of causes of homelessness is examined in a smaller proportion of articles (16 percent) that look at how inadequate housing and job opportunities are linked to the problem. These articles represent the only attempt to suggest that there are systemic conditions that create and sustain homelessness.

Times' articles give the impression that the homeless are to blame for their predicament. Each of Gov. Mario Cuomo for failing to act decisively to help the thousands living on city streets (14 percent of all the stories in this issue concerned and articles about crime.

defend existing programs to assist the homeless. A final concern theme in the Times articles (14 percent) involves discussion of three programs or policies. Some articles deal with new hands for existing programs while other concern something beyond just providing shelter (Big Brothers Inc. of New York City received \$15,000 for pilot programs to match homeless families with volunteer families that will act as their friends and advocates. In general, the proposed new changes are modest and amount to providing social services for the homeless while they are in shelters.

Now that we have sent a major crack dealer and owner of automatic weapons to spend one year in jail, I suspect that those laddling out soup for the homeless at the Town Clock will end up with 5 to 10 years for not having a health permit. They are the real menace to society.

John Cuje  
Santa Cruz

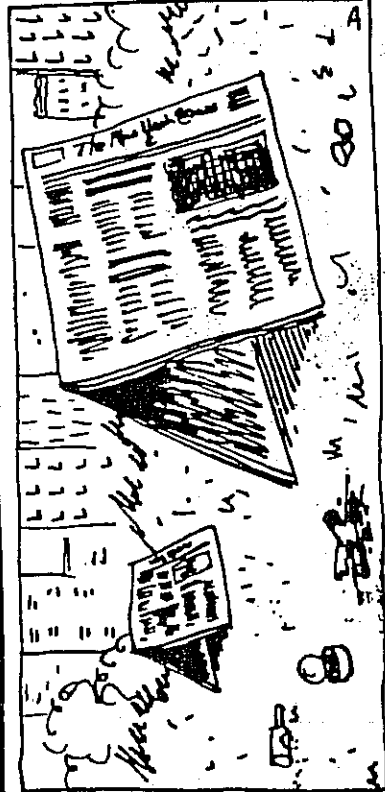
difficult have to find a higher-paying job.

**Fees for Shelter**

And some shelters are giving extra attention to those who do work, seeking to fit, for example, that they have clothes that would not be an embarrassment in the workplace.

from **In These Times** Nov 16-22/88

**VIEWPOINT**



**The New York Times is framing the homeless**

By Robert Pennick and Brenda Guterman

IF THESE TIMES HAD RECENTLY PROVIDED valuable coverage (Sept. 7, 26) of a broad range of political and economic forces responsible for creating and shaping homelessness. Most of the articles provided ways of seeing homelessness different from the sympathetic media viewpoint that often blames the victim. Readers learn from these accounts of the political economy of homelessness the importance of having media coverage that sees the homeless as victims of a directed program to eliminate low-cost housing rather than in terms of idiosyncratic hard-luck stories (see story on page 5). In these Times readers also learn the treatment of the homeless is related to a broader effort to stigmatize non-working poor and maintain the non-servative stance on welfare assistance.

Alexander Cockburn's column (Sept. 18) points to the role of the press and the news in providing distorted coverage of the homeless. Among Cockburn's targets for criticism is the New York Times, one of America's more prominent opinion-shaping institutions.

As social scientists, we share this interest in the way in which the Times filters information to the public. Therefore, we examined all articles about the homeless that appeared in the Times during a major segment of the Reagan administration. Our concern is with the "reality frames" used by the Times to shape public thinking on the matter.

All the biases that's fit to print: De-

happen to me."

Though they are stereotyped as disoriented and out of touch with the world, many of the homeless watch television and read newspapers and magazines. They have a great deal of information about what's going on. Some are saying about them.

All from 1982 and 1987, there were 1,163 articles on the homeless in the New York Times. In 1982 there were 58 items, with the number in subsequent years being 79, 154, 272, 305 and 351. Articles were classified according to their dominant themes. One theme concerns articles that call the reader's attention to the problem of homelessness. These include articles about advocates for the homeless who are critical of public officials like New York Mayor Ed Koch or Gov. Mario Cuomo for failing to act decisively to help the thousands living on city streets (14 percent of all the stories fit into this category), and articles about criticisms of shelter conditions or children programs about the location of shelters (8 percent). Also included under this theme are public events involving media celebrities participating in drawing funds and attention to the problem (17 percent).

**Times' articles give the impression that the homeless are to blame for their predicament.**

Each or Gov. Mario Cuomo for failing to act decisively to help the thousands living on city streets (14 percent of all the stories fit into this category), and articles about criticisms of shelter conditions or children programs about the location of shelters (8 percent). Also included under this theme are public events involving media celebrities participating in drawing funds and attention to the problem (17 percent).

defend existing programs to assist the homeless.

A final coherent theme is the Times articles (14 percent) involved discussion of new programs or policies. Some articles deal with new funds for existing programs while other concern completely new programs. One such program is the new York City receives \$100,000 for pilot program to match homeless families with volunteer families that will act as their friends and advocates. In general, the proposed new changes are modest and amount to providing social services for the homeless while they are in shelters.

What if they wouldn't? Homeless readers of the Times between 1982 and 1987 would have received considerable exposure to the problem of homelessness, but very limited understanding of how the recruitment decisions of real estate developers working hand-in-hand with elected officials have defrayed affordable housing. They would also learn little about how the homeless and the poor are pulled together to suffer under a mean-spirited and stigmatizing welfare system. The ideological thrust of the overwhelming proportion of articles is that the homeless represent unfortunate, but correct, casualties of a market economy where most do well and a small number fall by the wayside because of their own limitations. The only dilemma facing Times readers is to distinguish between the deserving and the non-deserving casualties and provide modest assistance to the former. A major national newspaper over its readers much more than this.

Robert Pennick is a professor of sociology at Purdue University. Brenda Guterman is a graduate student in social work at the University of Wisconsin-Madison.

Now that we have sent a major crack dealer and I suspect that those leading out soup for the homeless at the Town Clock will end up with 5 to 10 years for not having a health permit. They are the real menace to society.

**Society's real menace**

SC Sentinel 12/27/88

For a new place," Mr. Walters said, "you've got to pay an extra month and the start, and I haven't got the money what-have-you. I haven't got the money put together yet."

Next: In Chicago, making do in a shack instead of a city shelter.

**Demonstrators in New York Focus on Housing Homeless**

By MICHEL MARRIOTT

NEW YORK, Dec. 18 — A group of 173 demonstrators, representing 173 organizations, heard the Rev. Jesse Jackson declare in a speech: "It is not enough to just provide a bed for the homeless. We must go to Washington."

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Organizers estimated the crowd at 20,000, but city authorities said the actual figure was more than 10,000.

The organizers said the protest was an attempt to unify a wide range of groups that have been working separately on the New York City homeless problem.

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Join Us In The Fight For Housing Justice

**Rides to food giveaway chided**

We hope Pat Curren's Dec. 12 letter to the writer encouraged the city to provide transportation to the homeless to get free food at River Street and Highway 1 food distribution. It seems some of the homeless have said they want to walk so far from their hangout downtown food.

Curren, Santa Cruz, you can do more than provide free food. How about a parade of waltz carry the food from River Street to downtown? I see some nice, glass-topped tables set up on the street with roses in little vases on each table, silverware and, of course, only the best china.

Our homeless should be given the best service can offer because, for all of the wonderful things contribute to our local community, shouldn't repay them with four-star service?

We wouldn't want the street people to walk for food. Just like we would never set up any relief program that would have them work for their rights with such busy scheduling. It's obvious the street people just don't have the time to leave their downtown habitat.

This is Santa Cruz, after all. Surely, we can provide a program that supports a no-work attitude, a little bit of style. We recommend Glanville's, with white tablecloths and, to top off the occasion, the wine Baretto can provide.

Genres and Rebecca Rembacher

NYT Dec 19/88

SC Sentinel 12/21/88

Pat Babson means that criticized the City Council majority leader, Peter F. Wilson, for not supporting Council legislation that could reduce the warehousing of potential housing stock in the city.

**No Signs of Progress**

Last Tuesday, 33 protesters were arrested at a housing rally at City Hall. The police were called during the protest in a station.

Today there were no reported problems during the peaceful march and rally and no arrests, the police said.

On the rally, Mr. Jackson gave the crowd his trademark thumbs-up sign, then said that the march represented a "challenge of leadership" and a "challenge of leadership."

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Days there and here!

OUT-OF-TOWN REPORTS

.....Bad news from BERKELEY; "Berkeley People's Park Alert. The university is threatening to take the park back again and build a dorm. This time for real. There will be meetings Sundays in People's Park at <sup>at 4 p.m.</sup> Telegraph and Haste in Berkeley (with a meal served too) and Wednesday nights at 6 p.m. at the office across the street from La Pena on Shattuck (with meal). Organizers are urgently needed. There might be a tent village set up in the spring. See Mike Sunday in the park. Information: 848-6466."

.....Food not Bombs feeds on in SAN FRANCISCO: Keith M., who's been feeding hungry folks in the Bay Area 5 days/week for the last 7 months tell us the lines are getting longer and the cash supply shorter. Averaging 300 people/day, the meals are still getting out without a health permit (Santa Cruz Health Dept. take note!) with no fatalities. They successfully got a limited use permit from the Parks and Rec Commission in late January to do what they've done for these many months: serve the hungry in Golden Gate Park at Haight and Stanyon. Response of the SFPD: to initiate arrests of the group at the Federal Building when they attempted to feed there (the arrests were squashed by a PR-conscious Mayor Agnos)

Keith reports the same P & R Commission, intent on driving out the homeless, has invested \$2.7 million to cut down trees in and around UN Plaza where police have been raiding and destroying homeless shanties and tents for the last two months. He has no further word from the Vehicular Residents Association (VRA), which was fighting the crazy "no-sleeping/no-eating in your car 10 p.m.- 6 a.m. law, but suggests interested folks call the S.F. Switchboard (621-6211) when they get up that way. Next weekend, FnB will throw a 24-hour vigil-and-concert at the UN Plaza with homeless-loving band Think Twice. Bring your booties and boogie: Sat noon to Sunday noon.

.....Been out of town? Bring us your hometown news. Talk to Robert, Fran, Bubbah Bryan, or Backyard Brian at the Town Clock meal 4 p.m. daily. Or call 429-9801 and leave a message. Out of your mouth, and into the streets.....

MAILBAG

(Letters to the Street Sheet from friend and foe are welcome but rare. We urge long-winded loiterers and anxious merchants alike to put in their 2¢. Drop your letters off with the soup servers at the Town Clock at 4 p.m. or drop a line to Robert Norse at P.O. Box 1735, Santa Cruz, CA 95061.)

Dear Robespierre,

What kind of monster do we have in our midst? The Injunctabeast has appeared to you as a woman (bearing an uncanny resemblance to mean-mouthed Mardi, perhaps?). To me, as a great Patriarchal Hierophant in judge's m. attire. Obviously we are dealing with either a dangerous evil Shape-Shifter, or a cross-dresser. Since cross-dressers generally like having fun and are delightful company, we may assume that the Injunctabeast is a Shape-Shifter bent upon devouring anyone who enjoys feeding hungry people.

According to legend, the only way to destroy one of these dour, heartless beasts is to drive a garlic-drenched soup ladle through its stomach. I believe we are already well-equipped and so need not fear its appearance at the Town Clock.

--Soupshaman Malu Pinecrone

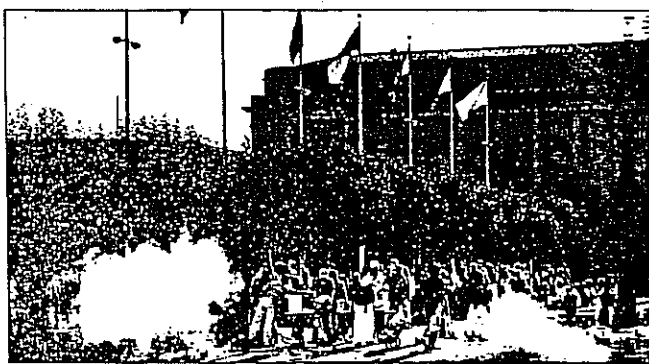
THANKS

.....to Stephane, John, and the others of the Humans of Conscience affinity group that wrote letters on behalf of sleep and food yesterday (and our apologies for getting the date of their letter-writing party wrong)...

.....to Linda, Ray, and all the vets who offered the Vet's Hall to the SWAP TEAM for use in feeding the hungry (though the proposal is thusfar informal)

.....from Sips Lorranger to Omar the Magnificent and Freeheart Fran for their incessant help in the last few weeks

S.F. Homeless Settling In At Civic Center



Matthew Teresa's Misadventures of Charity funded out lead to the homeless in Civic Center Plaza

Right to Sleep. Does the S.C. Gov. recognize it? Universal Declaration of Human Rights. Article 24: Everyone has the right to rest and leisure... Article 25: Everyone has the right to education...

Amid a jumble of sleeping bags, overflowing shopping carts, bicycles and stacks of clothing... The two gilded with blue and red stripes had swayed from the front of another nearby tree...

ing process and let someone else take care of it... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

for two years during the Depression... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

Wednesday, Dec. 21, 1966 Santa Cruz, Calif.

Final shopping days



Plenty of shoppers have been frequenting the new J.C. Penney store in Capitola Mall

At last, merchants are smiling

SANTA CRUZ Christmas cheer has changed from blue to green for many area merchants in the last week... The merchants are reporting that the retail shopping season began late this year but that the past week has been a bonanza...

Sales/ Late rush for Christmas

Continued from Page 1 'People like to go to malls, especially when the weather's like this... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

Homeless did not kill mall business

But Wormhoudt's answer is to arrest the homeless meal makers, jail the homeless for panhandling... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

Food program aims to halt panhandling

The food program and another downtown program came out of a group of city and county officials... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

Mall is an inviting place

As I exited a Japanese restaurant near the Town Clock... 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

STREET SHEET. A guide for homeless available in New York. 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

How a bar brief mention of our own home town of Street. 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

and colorful Pacific Garden Mall. Ann Stadler Santa Cruz. 'I'm not sure what you're talking about... I'm not sure what you're talking about... I'm not sure what you're talking about...'

# The Homeless Settle in S.F.'s Front Yard

By Bill Goheen  
Continued from page 1

Asked a number of homeless men, "What are you doing here?" they all replied with the same answer: "I'm waiting for a Christmas tree." They had gathered in the front yard of the Civic Center.

The men, gathered in the front yard of the Civic Center, were waiting for a Christmas tree. They had gathered in the front yard of the Civic Center.

"This is our center. This is our home," said William Black, 25, who had his first Christmas here. He had been homeless for a year.

Hundreds of people now make the Civic Center their home. They are waiting for a Christmas tree. They are waiting for a Christmas tree.

Although homeless men and women are waiting for a Christmas tree, they are also waiting for a place to live. They are waiting for a place to live.

# S.F. Homeless Settling In At Civic Center

From Page 1

As the men waited for a Christmas tree, they also waited for a place to live. They are waiting for a place to live.

Even so, many of the men are waiting for a Christmas tree. They are waiting for a Christmas tree.

"The homeless are waiting for a Christmas tree. They are waiting for a Christmas tree.

Each morning, hundreds of people are waiting for a Christmas tree. They are waiting for a Christmas tree.

By dusk, many people are waiting for a Christmas tree. They are waiting for a Christmas tree.

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Another 1,000 of the homeless of County gathered and found in the homeless in Civic Center Plaza

## Right to Sleep

Does the S.C. Gong of 7 recognize it?

Article 21  
Everyone has the right to rest and leisure, including reasonable limitation of working hours and periodic holidays with pay.

Article 25  
(1) Everyone has the right to a standard of living adequate for the health and well-being of himself and of his family, including food, clothing, housing, and medical care, and education, and the right to security in old age and other lack of livelihood in circumstances beyond his control.

Article 26  
(1) Everyone has the right to education.

Article 27  
Everyone has the right to take part in the cultural life of the community, to enjoy the arts and to share in scientific advancement and its benefits.

Article 28  
Everyone has the right to a just and favorable remuneration which shall enable them and their families to enjoy a decent life, to supplement their family income by work if they so desire, and to enjoy their right to organized trade union membership.

Article 29  
Everyone has the duties corresponding to the rights recognized in this Declaration.

Article 30  
Nothing in this Declaration may be interpreted as authorizing any State, group or individual to engage in any activity aimed at the destruction or abolition of the rights recognized in this Declaration.

Article 31  
Everyone has the right to work, to free choice of employment, to just and favorable conditions of work, and to protection against unemployment.

Article 32  
Everyone has the right to the highest attainable standard of physical and mental health.

Article 33  
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# UNIVERSAL DECLARATION OF HUMAN RIGHTS

1948-1988

Wednesday, Dec 21, 1988 Santa Cruz, Calif.

## Final shopping days



At last

Party of shoppers have been hawking the new J.C. Penney store in Concord's Mall

## Sales/Late rush for Christmas

Continued from Page A1

Shopping has not yet reached its peak, but it is expected to do so in the next few days. The late rush for Christmas sales is expected to be very busy.

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...also did not Kill mall business





REPORTS FROM THE ROADS AND ALLEYS

.....Bubbah Bryan and Freeheart Fran spoke sense to the Board of Stuper-vipers last Tuesday, but received only silence. Fran urged an end to the county camping ban, a legal place to share food, amnesty for those arrested for sleeping or food-serving, adjusted hours for the Satellite Shelter program, and an immediate opening of the Armory as emergency shelter. No word from the High Hannahs on her proposals, but we should be getting an old report on the usability of different sites as emergency campgrounds--a 1985 study. Raise your own concerns with the Stupes during their Oral Communication period each Tuesday (call the Secretary of the Board of Stupes to find out the exact time: 425-2201; if you're in the Santa Cruz area, your Stuperviper is Gary Patton; talk with him.)

.....Trials of Rocky Stone: At the end of last month, unrepentant activist Rocky ~~had~~ his camp torn up and his tent torn by armed horsemen up in the Pogonip area where many homeless reportedly attempt to hide away to get a little sleep. Last week he showed up at the Town Clock meal, face horribly swollen after apparently taking the brunt of some kind of mace-like attack by persons unknown on the Mall. Undaunted, Rocky's back at his table on the mall in front of Rainbow Records seeking to wake up the citizenry and ensure that those who need one will have a place to sleep.

.....Want to help with food, volunteer time, money, love, or just reassuring words? Give Alex a call at 458-2919 and let her know.

.....UCSC BARS Homeless from Friday nite Homeless Benefit: Stranger than fiction was the spectacle of two beefy UCSC police turning away homeless people invited to the Cowell College dance by the Student Alliance for the Homeless. Grinning Ray Grueneich, CHP reporter C.M. Berger, and Robespierre Robert ds well as Mademoiselle Michele and Blackmonk Brian W. put through angry calls to college authorities to confront the bland Segregationist policy. <sup>Too bad it was</sup> too late to gain entrance for the dozen or more homeless who'd given up space in the Satellite Shelter program for the night to sample the delights of college life. The dance did net more than \$600, was well-attended, and was praised as the cheapest on the campus (\$1). Proceeds are to be used to feed the hungry, possibly at the Town Clock supper. Do it again, gang, but this time, don't stop the stars of the show at the gates.

.....Uncouth quarrels at Town Clock: Unmannerly fisticuffs, screamed taunts, and thrown food by a very few chowderbrains this weekend at the 4 p.m. meal has produced some hardened attitudes on the part of the soupserverns there. Folks who persist in creating disturbances will be escorted from the area by friendly but forcible peacekeepers. Please do not put yourself in this category. Let others eat in peace. If you must rant and scream, go to the Mayor's office.

.....Shades of Last September? Calvary Episcopal's unflagging monitor is still ousting hapless sleepers from the grounds reports our confidential correspondent K.S. The word is that two weeks back, two sleepers got the bums rush from a 'helpful' church employee who ran up to them shouting "the cops are coming" and got them to clear out. How about standing your ground, chum, and telling the bluebadges, "the homeless are here, and here they will stay!"?

.....Chevron's Larry remembers: before he made it big in the gas station attendant business, Larry lived for 8 months in his truck--em-loyed at the time--and has a special nauseated spot in his stomach for the various times the police disturbed his sleep. The result: a sympathizer and Street Sheet customer.

.....Flinty hearts and foolish fancies: Paul Brindel couldn't persuade anyone else at the Shelter Project last Thursday to second his motion to drop charges against the Annex 8 and the Do Drop In folks. <sup>These groups</sup> occupied the Annex and the property back of the River St. mini-Shelter respectively to provide more shelter for the homeless. Brindel did admit, however, that the Annex occupation led to its "early" opening (two months late). The message: don't count on liberal sense or liberal mercy.

.....Work for food? No way, José! India: Joze manager Joseph informs us that not only won't the law allow folks to be fed for free, but they won't allow an exchange of food for work. Recent INS law establishes \$10,000 fines for restaurants that allow casual exchange of food for labor. Looks like Joseph will just have to bring his vat of soup out to the Clock with the rest of us--cheaper to give it away (and he's suggested an interest in doing just that).

.....Update on Jackie: her face still swollen from a harshly-placed police elbow some weeks back, Jubilee Jackie is hoping to recover from the damage inflicted on her by ill-advised excessive police violence in an incident reported in Street Sheet #49. Once her face and hearing heals (her ears were also affected), she'll have to tend to the silent wounds--the fear she feels when she sees a police officer in uniform.

.....Yet Another City Council Babbleon: Once more the Gang of 7 dons its duds and authority when it assembles tomorrow night--Tuesday, February 14. Oral Communication by the public is at 7:30 as usual. Folks interested in hearing the rationale for the city's current "catch the cooks" charade might be interested in showing up.

.....A Glimmer of Light, a Breath of Hope: Parks and Rec Commission watchers Bubbah Bryan and Bathrobespierre Robert were pleasantly surprised last Monday. The P & R did dismiss Bryan's call for an extension of park use hours without much ceremony, but then went on to express unfeigned and lengthy interest in the plight of homeless people--those seeking a place to sit and talk, those seeking to sleep. Their next meeting isn't for a month, but our hat's off to Elizabeth, Nora, Gerry, and Mike for their willingness to see through Jim Lang's shabby Establishment brushoff ("there is no provision for night use of the parks; the neighbors would complain."). We urge interested folks to contact them (for their numbers, leave a message with us at 4299801, or buttonhole Robespierre Robert at the Town Clock when you can find him).

.....Student Sleep-In Takes Shape: The Student Alliance for the Homeless, host of last Friday's fun but homeless-poor event, meets Wednesday at Kresge #446, building R6, at 8 p.m. Rumor has it that they or some related group may be planning a weenie-roast at the City Council next February 28/ They have not confirmed this, but we suspect there may be some action to watch come two weeks Tuesday.

.....Citizen's Committee Corpse Gives Last Growl from Grave: The now-defunct and mummifying Citizen's Committee for the Homeless, nominally chaired by Ron Blanchette, responded to the latest homeless attempt to breath life into it by giving a ghoulissh bark. After turning a scheduled January meeting into a "leaders only" agenda gettogether, the Paul Lee-led group apparently lied to homeless activists about a scheduled meeting the following Thursday. (Lee told Robespierre Robert that he'd attempted to schedule the meet at the Calvary Episcopal without success; schedulers there said they'd never heard from Lee and that the time was open for use.) When HUFF, the make-shift Homeless Citizens group held meetings in CCFH's stead and communicated their resolutions to chairman Blanchette, he promised to schedule a CCFH meeting for last Thursday. When reached last Wednesday to confirm the long-delayed conclave, Blanchette informed Robespierre he'd cancelled all meetings for the indefinite future, refused to explain or resign as chairman, and hung up on the astonished activist. HUFF is scheduled to meet at Calvary Episcopal Church next Saturday at noon for those interested in homeless issues. All CCFH members are invited to attend (including Lee and Blanchette). Let's stop clowning around, guys, and get some work done.

#### LATER THAN LATE HOT FLASHES:

5 cops-seized food intended for the hungry and arrested Backyard Brian Tuesday-afternoon as well as ticketed Carefree Coon for unlawful food serving. "John Doe" injunctions were served on Barbara R., Mondike Keith, and Timely Tim--who happened to be standing at the head of the line when the food was rushed in (in hopes of allowing it to be eaten rather than thrown away. Another day, another tussle with the obscenely bloated Injunctabeast. Stop the monster, Santa Cruz, before it's too late.

# Santa Cruz sales growth trails other area cities

By DONALD MILLER  
Special Staff Writer

Scotts Valley's economy is excellent — Page A2

**SANTA CRUZ** — A five-year trend in state sales tax figures shows Santa Cruz's revenues growing more slowly than any other area in the county.  
The city of Scotts Valley has had the biggest relative growth in the county in that period.

The state board of Equalization released its 1987-88 annual report last week, detailing how much sales tax revenue will be paid to cities and counties for the period ending last June 30.

Sales tax revenue is often viewed as a prime indicator of local health.  
The figures reveal that Santa Cruz's sales tax revenues grew by 8.8 percent from fiscal year 1982-83. Taken together, the 1987-88 numbers also show Santa Cruz's revenues up by 23.8 percent since 1982-83.  
But that increase is the lowest among the county's last incorporated cities over the five-year period, in addition to the unincorporated areas.

The entire county rose 21 percent during the five years. Santa Valley saw its sales tax revenues jump by 48 percent. Capitola registered a 39 percent gain and the unincorporated area grew by 26 percent during the five years. The city of Watsonville also outdistanced Santa Cruz in percentage growth, with a 21 percent gain.  
Please see REVENUES — A2

3/10/88  
S.C. Staff

is maintaining its position in relation to the other areas of the county.  
Capitola, in fact, declined by 1 percent between 1982-83 and 1987-88, a downturn probably attributable to the construction work at the Capitola Mall in the latter period.  
Capitola's share of the county's total, however, climbed from 13.6 percent in 1983-84 to 14.1 percent in 1987-88.  
Watsonville showed a 31 percent gain in revenue in the five-year period, but, like Santa Cruz, saw its share of the county's total decline during that time.

Growing slower perhaps, but still growing!

# Homeless tell how to beat cold

## 'Pile on blankets and more blankets and warm clothes'

By Paul Avery  
OF THE EXAMINER STAFF

After 10 years as a homeless person on the streets of San Francisco, Anthony Alvarez says he's learned how to cope with bitter cold nights.

"You bed down early and you pile on blankets and more blankets," he said. "And wear warm clothes, of course."

Alvarez, 31, and his girlfriend, Barbara Orom, 26, were lounging on the grass at The City's Civic Center Monday afternoon. Bright sunshine streamed down on them. The temperature was 45 degrees — almost balmy compared with the record low 31 degrees to which they awakened.

The couple had spent the night bundled together beneath a thick quilt and four blankets in a wind-sheltered corner of one of the en-

trances to the Civic Auditorium.

"It was awful cold. I was very uncomfortable," said Orom, who has been a San Francisco street dweller for about four years. "It was almost too much for me."

Alvarez said he had experienced nights on the streets that had felt "a lot colder than last night. ... The wind wasn't blowing hard and there wasn't any rain. It feels a lot colder when there's wind and rain."

Alvarez and Orom said the temperature would have to drop close to zero before they'd seek nighttime lodging in a homeless shelter.

"They're too dangerous," said Orom. "You can get robbed or murdered."

"You always have to sleep with one eye open in those places," Alvarez said.

While Alvarez and Orom chatted with a reporter, an elderly woman walked up.

"I've got three boxes of clothes I've collected — good clean clothes, I washed them myself — and you can have them if you need them," said 74-year-old Bernice, who asked not to be further identified.

"Take what you want and give the rest to anyone who needs some good clothes."

"That's real nice of you," said Orom. She scurried over to Bernice's car and began hauling back the cardboard boxes while Alvarez watched over their belongings.

"I've been on the streets 10 years now," Alvarez said. "I don't want to be, but that's the way it is."

SF Examiner 3/18/89  
The Santa Cruz Solution?

## Some find 'home' for holidays



Men line up to get into the homeless shelter on Commercial Street in San Jose, where there are only 51 beds available.

## Shelters offer cold comfort

By Gary Richards  
Special Staff Writer

When the doors to the 51-bed homeless shelter on Commercial Street in North San Jose were locked last night, a half-dozen men were left standing outside in a permanent rain. "Sorry, no more beds," coun- selor Mike Washington said.

The next morning, when doors opened at the Sacred Heart Community Services food center south of downtown, five men and one woman were lined up outside, hoping for a cup of coffee to fight off the cold that had numbed them after a night sleeping outside.

With winter still a month away, San Jose's shelters are already filling up, and food lines are growing longer. It happens every year when the weather gets cold. And that is what is bothering advocates for the city's estimated 4,000 homeless people.

In a year in which presidential candidates and state ballot measures gave extra attention to the plight of the destitute, the homeless are still having their fight re- newed.

Now, the city council recently approved plans for more low-income housing, and California voters ap- proved a ballot measure earlier this month to provide



John Thomas relaxes on a back landing after checking in at shelter.

Feed the PEOPLE GO TO JAIL!!

Read This

CALL 424-1182 426-9373 FOR MORE INFO

THE COUNTY IS SEEKING TO FORBID THE SWAP (Soup Without a Permit) TEAM FROM SERVING ITS NIGHTLY SUPPER (4 PM - 10 PM) SHOW UP WITH YOUR LADLES AND SUPPORT FREE FOOD! (FREE, 4PM-10PM) (NO DANGER OF JAIL UNLESS YOU SERVE SOUP!)

H.U.F.P. (Homeless United For Friendship and Freedom) meets W and S at Aid of Town Clock 4pm for details. We need you!

This never happens in Santa Cruz.

## Homeless overflow S.J. shelters, food lines as winter approaches

**HOMELESS**, from Page 1B  
low-income housing. And, as he did last winter, the governor has allowed two National Guard armories to open next week as emergency shelters for especially miserable nights, with a third shelter expected to open later at an undetermined location.

But advocates say many of these efforts to help the homeless fall short of addressing why people are living under bridges, in vacant buildings and in hallways of downtown offices. Voters defeated one state ballot measure that would have provided that help, and advocates now fear that the homeless issue runs the risk of becoming a forgotten cause again.

Even worse, some worry that anti-homeless sentiment is growing as the number of street people increases.

"We know we can pop people into houses," said Marion Standish, executive director of the California Rural Legal Assistance Foundation in San Francisco. "But we know that many will be back on the streets if we do nothing more than build buildings."

Supporters say the defeated ballot measure, Proposition 95, was the first serious attempt to address why people are homeless. It would have raised \$30 million annually by stiffening fines against restaurants, businesses and landlords for building and health-code violations.

These funds could have provided the homeless with job counselors, mental health workers and child care experts.

"We have shelters and, goodness, we have enough blankets," Standish said. "But we don't have the social work to support these people."

Proposition 95 was "the second part of a 1-2 punch" along with Proposition 84, which was approved by state voters and authorized \$300 million in bonds for low-income housing programs, said Sparky Harlan, executive director of the Bill Wilson Center in Santa Clara and one of the authors of Proposition 95.

"All Prop 84 does is provide the buildings," he said, while Proposition 95 would have been used "to fight the reasons why people are homeless."

Proposition 95 was strongly opposed by health officials and those who would have paid the fines. And some advocates for the homeless even said it wasn't fair for restaurants and grocery stores to pay for solving the problems.

"It was a negative solution," said Barry Del Buono, executive director of the Emergency Housing Consortium. "I voted for it because there has been so little money for the homeless that we need everything we can get, but I had problems with it, too."

The defeat of Proposition 95 is not seen as an indication of growing anti-homeless sentiment — although some insist that such sentiment is rising.

In San Francisco, considerable anger was expressed at the numerous panhandlers in Union Square.

Del Buono said he receives a threat a day because of his work in placing shelters in cities, so he no longer talks anyone who he does for fear of backlash.

"I'm at a cocktail party, I say to them I'm a social worker," he said. "That's safe."

Several homeless people in downtown San Jose said little anger has been directed toward them.

"People look at me kind of funny," said Jim Roland, 43, whose clothes were torn and filthy after he said, he had slept the past five nights under bridges. "But, there are a lot of good folks who come around and feed us. Mostly, we leave 'em alone and they leave us alone."

But they have been the losers in the city's efforts to spruce up its downtown. Their favorite gathering spot, St. James Park, has been closed since reconstruction began in September. Some spend their days at Roosevelt Park, east of San Jose Hospital. Others just walk city streets.

"They liked to come to (St. James Park)," said Barbara Zuber, director of the Sacred Heart Community Services. "It was their community. They belonged there."

"Now they have no sense of a community that is theirs. They don't belong anywhere."

What happened to the Armory?

Temporary Restraining Order (Injunctobrest)

DWIGHT L. BERR, COUNTY COUNSEL  
HARRY A. OBERHELMAN III, ASSISTANT COUNTY COUNSEL  
COUNTY OF SANTA CRUZ  
701 Ocean Street, Room 500  
Santa Cruz, California 95060  
Telephone: (408) 425-2041

FILED  
FEB 09 1989  
RECEIVED REBEKAH Clark  
By: DIANE VC CALMONT, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA CRUZ

COUNTY OF SANTA CRUZ, a political subdivision of the State of California; DIANE EVANS, Director of Environmental Health Services, County of Santa Cruz, Plaintiffs,  
vs.  
SNAP, an unincorporated association; LINDA LEE EDWARDS; JANE MARINA ZILBER; ROBERT MORSE KAHN, aka ROBERT MORSE; BRIAN DALE KOEHLER; SANDRA LORANGER; MELBOUR M. HINI; GEORGE JARRETT; DANIEL JOHNSON; NALD FINECROWE, aka SINDH; ROCKY MURRAY STORER; FOOD NOT BOMBS, an unincorporated association; KEITH McHENRY; OGS 1-200, inclusive, Defendants.

No. 10919S  
COMPLAINT FOR INJUNCTION;  
ABATEMENT OF PUBLIC NUISANCE (Health and Safety Code Section 27560); Civil Code Sections 3491, 3494)

Date: March 2, 1989  
Time: 8:30 a.m.  
Dept: 1

FIRST CAUSE OF ACTION  
(Injunction -- Food Facilities Act)

1. At all times mentioned herein, Plaintiff COUNTY and is, a political subdivision of

Based on this law.

§ 27520. Food establishment  
"Food establishment" means any room, building, or place, or portion thereof, maintained, used, or operated for the purpose of storing, preparing, serving, manufacturing, packaging, transporting, salvaging, or otherwise handling food at the retail level. "Food establishment" includes a restricted food service transient occupancy establishment, as defined in Section 27525.5.  
"Food establishment" does not include a commercial food processing establishment as defined in Section 29281.1, at the wholesale level, a vehicle, vending machine, satellite food distribution facility, temporary food facility, open air barbeque, certified farmers' market, stationary mobile food preparation unit, or mobile food preparation unit.  
(Added by Stats.1984, c. 256, § 1. Amended by Stats.1986, c. 712, § 3.)  
Derivation: Former § 28806, added by Stats.1970, c. 649, p. 1267, § 1.  
§ 27521. Food facility  
(a) "Food facility" means all of the following:  
(1) Food establishment, vehicle, vending machine, produce stand, temporary food facility, satellite food distribution facility, stationary mobile food preparation unit, and mobile food preparation unit.  
(2) Any place used in conjunction with the operations described in paragraph (1), including, but not limited to, storage facilities for food-related utensils, equipment, and materials.  
(3) A certified farmers' market for purposes of permitting and enforcement.  
(b) "Food facility" does not include any of the following:  
(1) A cooperative arrangement wherein no permanent facilities are used for storing or handling food, or a private home, church, private club, or other nonprofit association which gives or sells food to its members and guests at occasional events, as defined in Section 27525.  
(2) Premises set aside for winetasting, as that term is used in Section 23346.1 of the Business and Professions Code and in the regulations adopted pursuant to that section, if no food or beverage is offered for sale for onsite consumption.  
(Added by Stats.1984, c. 256, § 1. Amended by Stats.1985, c. 1065, § 1, Stats.1986, c. 712, § 4.)  
§ 27521. Permits; fees; posting  
A food facility shall not be open for business without a valid permit.  
A permit shall be issued by the local enforcement agency when investigation has determined that the proposed facility and its method of operation will conform to the requirements of this chapter. A permit, once issued, is nontransferable. A permit shall be valid only for the person, location, type of food sales, or distribution activity approved and, unless suspended or revoked for cause, for the time period indicated.  
Any fee for the permit and related services shall be determined by the local governing body. Fees shall be sufficient to cover the actual expenses of administering and enforcing this program. All moneys collected as fees shall be expended in carrying out the provisions of this chapter.  
A permit shall be posted in a conspicuous place in the food facility or in the office of a vending machine business.  
(Added by Stats.1984, c. 256, § 1. Amended by Stats.1986, c. 712, § 15.)  
Derivation: Former § 28806, added by Stats.1970, c. 649, p. 1274, § 1, amended by Stats.1974, c. 343, p. 1302, § 124, 1274, § 1.

NYT 3/15/89  
March by Tompkins Sq. Group Remains Peaceful

By JAMES BARNON  
NEW YORK, Aug. 14 — A late-night protest march that began in Tompkins Square Park yesterday was largely uneventful because the police and protesters seemed determined to avoid a rerun of the bottle-throwing, name-calling and club-swinging that touched off bloody clashes the previous weekend.  
The mood remained peaceful despite an undercurrent of hostility between the protesters and the police. The two sides were confronted each other, in part because the demonstrators were careful to do nothing to provoke an incident. "Do as they say so nobody gets hurt," organizers shouted at one point, referring to helmeted police officers.  
The police, for their part, had stayed at the north end of Tompkins Square Park for much of the day, well away from a crowd that ranged as large as 500 and was at times angry, at times exuberant. The joy stemmed from what many of the demonstrators considered a victory in the elimination of a 1 A.M. curfew that had sparked the melee the previous weekend.  
"We Held Our Own!"  
The police were also quiet in disband after the hour-long, 12-hour march by 150 to 200 protesters from Tompkins Square Park to Washington Square Park and back. "Whatever made the decision to leave the police disappear should be commended," said Norman Sward, the executive director of the New York Civil Liberties Union and a critic of the way the police handled the demonstration the previous weekend.  
But if the police presence was not immediately visible inside Tompkins Square Park, it was highly visible outside. During the march to Washington Square Park and back, which began shortly before 11 P.M., the protesters were flanked by more than 80 helmeted officers, with 60 more in Washington Square Park.  
Chief Thomas P. Walsh, the Manhattan South Division commander, said the officers were under unusually close supervision, with one sergeant for every 10 officers, compared with the normal ratio of one sergeant for every 18.  
Thirteen Arrested in Park  
Chief Walsh also said the officers had received written instructions "to have time to go over the game plan, and we held our cool." Chief Walsh said.  
Perhaps the most moment of the night came after 1 A.M., when most of



Police Officers leading away protester from Tompkins Square Park around 2:30 a.m. Sunday, during a late-night protest against alleged police brutality in the park the previous weekend.

the protesters had scattered and only a small crowd remained. That group of 25 to 30 protesters converged on Christopher House, a roominghouse on the western edge of Tompkins Square Park that has come in symbolic prominence in the neighborhood, something the demonstrators adamantly oppose.  
The police arrested 13 people, Chief Walsh said, on charges ranging from disorderly conduct to attempted battery. But the arrests were not made immediately. Instead, the police led the protesters into Tompkins Square Park and arrested them there, Chief Walsh said that approach helped keep the situation from escalating any further.  
It was then a quiet end to a day that saw hundreds of people gathered in Tompkins Square Park for defiant speeches and music by more than 20 hard-rock bands. The crowd orbited East Village residents, punk-rockers with spiked hair, beer-drinking teens  
bring used as city officers and then abandoned, was renovated as a condominium two years ago.  
The lobby was vandalized a week ago, and on Saturday residents watched in fear as the crowd gathered. Residents credited the police with defusing the tension by going the protesters south to East Seventh Street and into the park. One protester, Jay Dukhin, was walking his bicycle in the street when he said, a policeman pushed him. He suffered a cut on his right elbow.  
At 1:30 A.M., a woman in a black shirt tossed liquid from a paper cup toward the police. Several non-uniformed officers immediately wrestled her to the ground as bystanders yelled, "Piss!" The woman was arrested.  
Finally, at 2:30 A.M., the police made a sweep of the park, pushing protesters out the Avenue B exit. "This is like a perverted chess game," one protester said. "The cops move one piece, the people move another piece."

'We had time to go over our game plan, and we held our cool.'

But Grinning Ray Grueneich has his own colorful answer to the City and County's campaign to substitute "dumpster dining" for the nightly Town Clock sipping supper.

Fearing something is wrong with the plumbing and intestines of City Hall and the courts, Dr. Grueneich offers his own services as free-lance proctologist to "get get to the bottom of the problem and clear up this shit."



Grueneich subjects the Injunctabeast to a thorough examination.

NEXT ISSUE: Who knows? None of our predictions for this issue saw print, but we hope to have the endlessly-delayed details on the County Camping Law, rumors and realities on the planned Crisis Intervention Team (or How to Lock Up the Homeless for 72 Hours Without Hardly Trying), the promised Look Back at assaults on sleepers in the 70s, advise to those bitten by the Injunctabeast, plus whatever happens around and about... Be there. We will.

# Santa Cruz sales growth trails other area cities

**By Paul Arvey**  
**of the Coconino Star**

After 30 years as a homeless person on the streets of San Francisco, Anthony Alvarez says he's learned how to cope with bitter cold nights.

"You had down early and you pile on blankets and more blankets," he said. "And wear warm clothes, of course."

Alvarez, 31, and his girlfriend, Barbara Orum, 26, were lounging on the grass at The City's Civic Center Monday afternoon. Bright sunbeams streamed down on them. The temperature was 45 degrees — almost balmy compared with the record low 31 degrees to which they returned.

The couple had spent the night huddled together beneath a thick quilt and four blankets in a wind-sheltered corner of one of the so-

Growing slower perhaps, but still growing!

# Homeless tell how to beat cold

## Pile on blankets and more blankets and warm clothes

By Paul Arvey  
of the Coconino Star

traces to the Civic Auditorium.

"It was awful cold. I was very uncomfortable," said Orum, who has been a San Francisco street dweller for about four years. "It was almost too much for me."

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Alvarez says he always has to sleep with one eye open in those places, Alvarez said.

While Alvarez and Orum chatted with a reporter, an elderly woman walked up.

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"Take what you want and give the rest to anyone who needs some good clothes."

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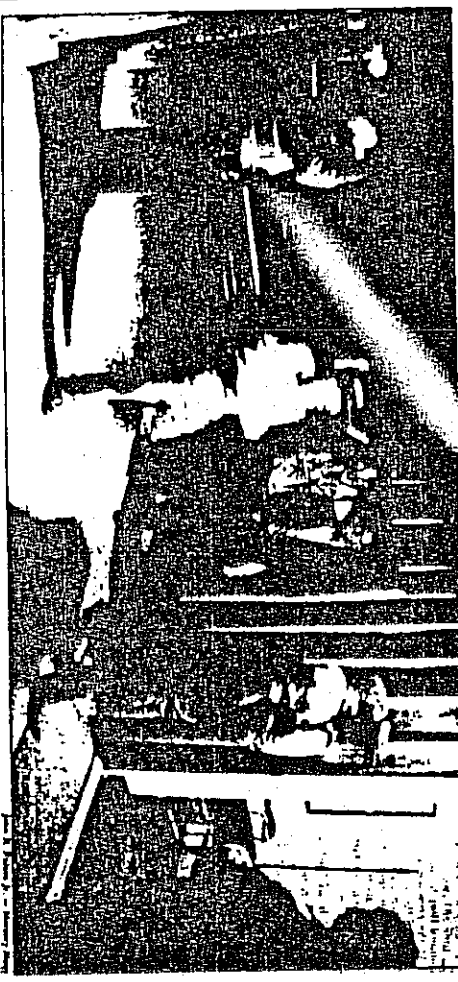
Examined 2/2/84

The Santa Cruz Solution?

Some of the county's total sales tax revenue also declined over the five years, from 26.5 percent in 1981 to 24.3 percent in 1985. Santa Cruz had a 34.4 percent share of the county's total in 1981, and has approximately the same share in 1985, said Wilson, county treasurer. Dick Wilson, county treasurer, said Santa Cruz has the largest increase in retail sales tax revenue in the county. Wilson also pointed out that the city is the only one in the county that has not had a retail sales tax increase in the last five years.

Wilson said the numbers that are of most interest to city administrators are the city's relative share of the county's total. "These numbers, he said, show the city

## Some find 'home' for holidays



Men line up to get into the homeless shelter on Commercial Street in San Jose, where there are only 31 beds available.

## Shelters offer cold comfort

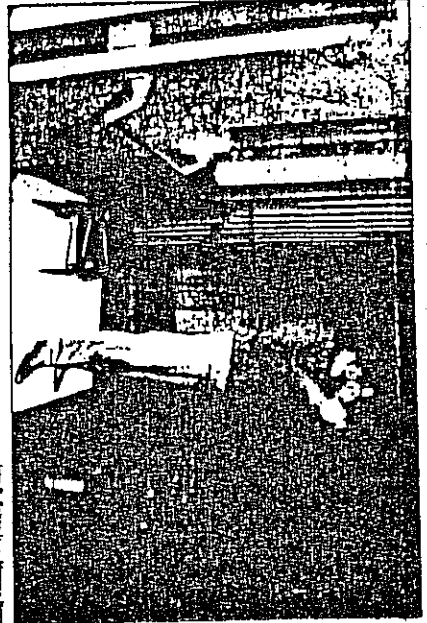
**By Bert Richards**  
**of the Coconino Star**

When the doors to the 31-bed homeless shelter on Commercial Street in San Jose were first opened in 1981, a few dozen men were left standing in line for a place to sleep. "Sorry, no more beds," came the answer from the shelter's director, John Thomas.

The next morning, when doors opened at the second shelter, the line was longer. By the time the third shelter opened, the line was so long that the city had to begin turning away people. "We had to turn away a lot of people," said Thomas. "We had to turn away a lot of people."

In a year in which governmental cutbacks and state budget reductions have reduced the number of homeless shelters in the county, the city's shelter services are still among the best in the state.

The city council recently approved plans for the construction of a new shelter, and California voters approved a state measure earlier this month to provide for homeless shelter services. (Page 2)



John Thomas relaxes on a back landing after checking in at shelter.

CAIRO, Utah, 26, were lounging on the grass at The City's Civic Center Monday afternoon. Bright sunshine streamed down on them. The temperature was 45 degrees — record low 31 degrees to which they averted.

The couple had spent the night bundled together beneath a thick quilt and four blankets in a wind-sheltered corner of one of the en-

one eye open in three places," Alvarez said.

While Alvarez and Orom chatted with a reporter, an elderly woman walked up.

"I've got three boxes of clothes I've collected — good clean clothes, I washed them myself — and you can have them if you need them," said 74-year-old Bernice, who asked not to be further identified.

"Take what you want and give the rest to anyone who needs some good clothes."

"That's real nice of you," said Orom. She scurried over to Bernice's car and began hauling back the cardboard boxes while Alvarez watched over their belongings.

"I've been on the streets 10 years now," Alvarez said. "I don't want to be, but that's the way it is."

**cold comfort**

By Gary Richbach  
Illustration by Tom

When the doors to the 51-bed homeless shelter on Commercial Street in North San Jose were locked on a recent night, a half-dozen men were left standing on the sidewalk in the rain. "Sorry, no more beds," announced the guard.

The next morning, when doors opened at the Sacred Heart Community Services food center south of downtown, five men and one woman were lined up outside, hoping for a cup of coffee to fight off the cold that had already filled up, and food items are growing scarce. It happens every year when the weather gets tough. In a year in which homelessness has increased, the homeless are still having their fight for shelter.

Now, the city council recently approved plans to move low-income housing, and California is providing a better measure for the much-needed program.

See HOMELESS, Page 18



John Thomas relaxes on a back landing after checking in at shelter

**FEED THE PEOPLE**

**GO TO JAIL!!**

Read This

THE COUNTY IS SEEKING TO FORBID THE SWAP (Soup without a Permit) TEAM FROM SERVING ITS NIGHTLY SUPPER (4 PM - 11 PM CLOCK)

SHOW UP WITH YOUR LADLES AND SUPPORT FREE FOOD! (FREE SUPPER)

NO DANGER OF JAIL UNLESS YOU SERVE SOUP!

H.O.P.E. (Homeless United For Friendship and Freedom) needs you and SET  
Aid at Two Check 4 p.m. for details. (We need you!)

CALL 429-1192 FOR INFO  
CALL 426-9373 FOR MORE INFO

This never happens in Santa Cruz →

**Homeless overflow S.J. shelters, food lines as winter approaches**

What happens to the Army?

**HOMELESS, from Page 18**

low-income housing. And, as he did last winter, the governor has allocated two National Guard armories to open next week as emergency shelters on especially miserable nights, with a special shelter expected to open later at an under-utilized location.

But advocates say many of these efforts to help the homeless (all short of addressing why people are living under bridges, in vacant buildings and hallways of downtown offices, hallways of downtown ballroom theaters) that would cause new fear that the homeless issue runs the risk of becoming a forgotten cause again.

Even worse, some worry that anti-homeless sentiment is growing as the number of street people increases.

"We have to can pop people into housing," said Marlon Standish, executive director of the California Rural Legal Action's Foundation in San Francisco. "We know that many will be back on the streets if we do nothing more than build buildings."

Supporters say the defeated ballot measure, Proposition 48, was the first serious attempt to address why people are homeless. It would have raised \$50 million annually for different lines against rent, banks, businesses and landlords for building and health-care facilities. These funds could have provided the homeless with job counselors, mental health workers and child

In San Francisco, considerable anger" has been expressed at the numerous panhandlers in Union Square.

Del Bonno said he received a letter a day because of his work in placing shelters in cities, so he is looking for anyone who he can do for four or five sections.

"If I'm at a cocktail party, I say to them, 'That's safe,'" he said. "That's safe."

Several homeless people in downtown San Jose said little anger has been directed toward them.

"People look at me kind of funny," said Jim Roland, 45, whose clothes were torn and filthy. After he said, he had slept the past three nights under bridges. "But there are a lot of good folks who come around and feed us. Mostly, we leave ten alone and they leave us alone."

But they have been the losers in the city's efforts to spruce up its downtown. Their favorite gathering spot, St. James Park, has been closed since renovation began in San Jose. The park, east of San Jose Hospital. Others just walk city streets.

"They liked to come to St. James Park," said Barbara Zalk, executive director of the Sacred Heart Community Services. "It was their community. They belonged there. Now they have no sense of a community that is theirs. They don't belong anywhere."

"We have shelters and foodbanks, we have enough blankets," Standish said. "But we don't have the social work to support these people."

Proposition 48 was the second part of a 1-1/2 percent along with Proposition 47, which was approved by voters in 1980. It would have raised \$100 million in bonds for low-income housing.

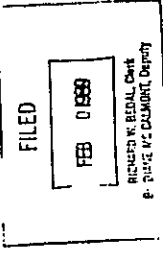
Sturdy Harlan, executive director of the Bill Wilson Center in Santa Clara and one of the authors of Proposition 48.

"All Prop 48 does is provide the building," he said. "Prop 48 would have been used to fight the reasons why people are poor by health officials and those who would have used the funds. And some advocates for the homeless even said it wasn't fair for restaurants and grocery stores to pay for solving the problem."

"It was a negative solution," said Barry Del Bonno, executive director of the Emergency Housing Conventions. "I voted for it because there has been so little money for the homeless that we had everything we can get, but I had no choice but to vote for it."

The defeat of Proposition 48 is not seen as a indication of growing anti-homeless sentiment — although some insist that such sentiment is rising.

- 12 -  
 Temporary Restraining Order  
 (Injunction to beost)



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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 FOR THE COUNTY OF SANTA CRUZ

No. 105105  
 COMPLAINT FOR  
 INJUNCTION/  
 A  
 PUBLIC NUISANCE  
 (Health and Safety  
 Code Sections 175501  
 Civil Code Sections  
 3491, 3494)

Date: March 2, 1989  
 Time: 8:30 a.m.  
 Dept: 1

Plaintiffs,  
 vs.  
 SWAP, an unincorporated association;  
 LINDA LEE EDWARDS; JANE MARTHA  
 MILLER; ROBERT HORSE KAHN, aka ROBERT  
 MORSE; BRIAN DALE KEEPE; SANDRA  
 LORANER; FREDLODY N. MI; GEORGE  
 JARRETT; DANIEL JOHNSON; MALO  
 FINECRONE; VIA SIMON; ROCKY MURRAY  
 STONE; FOOD NOT BOMBS, an  
 unincorporated association; KEITH  
 McHENRY; DOES 1-200, inclusive,  
 Defendants.

FIRST CAUSE OF ACTION  
 (Injunction -- Food Facilities Act)  
 1. At all times mentioned hereth, Plaintiffs Count<sup>y</sup>  
 and is, a political subdivision of

FILED BY 27 15187

### March by Tompkins Sq. Group Remains Peaceful



By JAMES BARON  
 SAN JOSE (AP) - A peaceful march by members of the Tompkins Square Group in San Jose, Calif., Tuesday, was largely uneventful. The group, which has been protesting against the city's plan to build a parking garage in the city's downtown, gathered in Tompkins Square at 10 a.m. and held a 30-minute rally. The group then marched to the city hall, where they held a press conference.

The march was peaceful and orderly. The group held signs and sang songs. The city police did not intervene. The group then returned to Tompkins Square and held a press conference. The group announced that it would continue its protest until its demands are met.

The group's demands include the cancellation of the parking garage project and the creation of a public square in the city's downtown. The group also demanded that the city provide more affordable housing and that it support the arts and culture.

The police were also quick to disband after the lunch. 12 black marchers from Tompkins

§ 27520. Food establishment  
 "Food establishment" means any room, building, or place, or portion thereof, maintained, used, or operated for the purpose of storing, preparing, serving, manufacturing, packaging, transporting, salvaging, or otherwise handling food at the retail level. "Food establishment" includes a restricted food service transient occupancy establishment, as defined in Section 27520.5.

"Food establishment" does not include a commercial food processing establishment as defined in Section 27520.1, at the wholesale level; a vehicle, vending machine, satellite food distribution facility, temporary food facility, open-air barbecue, certified farmers' market, stationary mobile food preparation unit, or mobile food preparation unit.  
 (Added by Stats.1984, c. 256, § 1. Amended by Stats.1985, c. 712, § 31)

Derivation: Former § 2806, added by Stats.1970, c. 849, p. 1274, § 1.

§ 27521. Food facility

(a) "Food facility" means all of the following:

- (1) Food establishment, vehicle, vending machine, produce stand, temporary food facility, satellite food distribution facility, stationary mobile food preparation unit, and mobile food preparation unit.
- (2) Any place used in conjunction with the operations described in paragraph (1), including, but not limited to, storage facilities for food-related utensils, equipment, and materials.
- (3) A certified farmers' market for purposes of permitting and enforcement.

(b) "Food facility" does not include any of the following:

- (1) A cooperative arrangement wherein no permanent facilities are used for storing or handling food, at a private home, church, private club, or other nonprofit association which exists or with food to its members and guests at occasional events, as defined in Section 27520.
- (2) Premises set aside for wholesaling, as that term is used in Section 23204.1 of the Business and Professions Code and in the regulations adopted pursuant to that section, if no food or beverage is offered for sale for onsite consumption.

(Added by Stats.1984, c. 256, § 1. Amended by Stats.1985, c. 1065, § 1, Stats.1988, c. 712, § 4.)

§ 27551. Permits; fees; pooling

A food facility shall not be open for business without a valid permit. . . .  
 A permit shall be issued by the local enforcement agency when investigation has determined that the proposed facility and its method of operation will conform to the requirements of this chapter. A permit, once issued, is nontransferable. A permit shall be valid only for the person, location, type of food sales, or distribution activity approved and, unless suspended or revoked for cause, for the time period indicated.

Any fee for the permit and related services shall be determined by the local governing body. Fees shall be sufficient to cover the actual expenses of administering and enforcing this program. All moneys collected as fees shall be expended in carrying out the provisions of this chapter.

A permit shall be posted in a conspicuous place in the food facility or in the office of a vending machine business.  
 (Added by Stats.1984, c. 256, § 1. Amended by Stats.1985, c. 712, § 15.)

Derivation: Former § 2864, added by Stats.1970, c. 849, p. 1274, § 1, amended by Stats.1974, c. 545, p. 1392, § 324, 1274, § 17.

But Grinning Ray Grueneich has his own colorful answer to the City and County's campaign to substitute "dumpster dining" for the nightly Town Clock sipping supper.

Fearing something is wrong with the plumbing and intestines of City Hall and the courts, Dr. Grueneich offers his own services as free-lance proctologist to "get up this shit."

# March by Tompkins Sq. Group Remains Peaceful

By JAMES BARRIN  
Special to The New York Times

NEW YORK, Aug. 14 — A late-night protest march that began in Tompkins Square Park yesterday was largely nonviolent because the police and protesters seemed determined to avoid a rerun of the bottle-throwing, name-calling and club swinging that touched off bloody clashes the previous weekend.

The mood remained peaceful despite an undercurrent of hostility between the protesters and the police. The two sides never confronted each other, in part because the demonstrators were careful to do nothing to provoke an incident. "Do as they say so nobody gets hurt," organizers shouted at one point, referring to helmeted police officers.

The police, for their part, had stayed at the north end of Tompkins Square Park for much of the day, well away from a crowd that ranged as large as 500 and was at times angry, at times ebullient. The joy stemmed from what many of the demonstrators considered a victory in the elimination of a 1 A.M. curfew that had sparked the melee the previous weekend.

### 'We Held Our Cool'

The police were also quick to disband after the hour-long, 12-block march by 150 to 200 protesters from Tompkins Square Park to Washington Square Park and back. "Wherever made the decision to have the police disappear should be commended," said Norman Siegel, the executive director of the New York Civil Liberties Union, and a critic of the way the police handled the demonstration the previous weekend.

But if the police presence was not immediately visible inside Tompkins Square Park, it was highly visible outside. During the march to Washington Square Park and back, which began shortly before 11 P.M., the protesters were flanked by more than 90 helmeted officers, with 40 more in Washington Square Park.

Chief Thomas P. Walsh, the Manhattan South division commander, said the officers were under unusually close supervision, with one sergeant for every five officers, compared with the normal ratio of one sergeant for every 10.

### Thirteen Arrested in Park

Chief Walsh also said the officers had received written instructions "we had time to go over the game plan, and we held our cool." Chief Walsh said. Perhaps the tensest moment of the night came after 1 A.M., when most of



Police Officers leading away protester from Tompkins Square Park around 2:30 a.m. Sunday, during a late night protest against alleged police brutality in the park the previous weekend.

the protesters had scattered and only a small crowd remained. That group of 15 to 50 protesters converged on Christopher Street, a neighborhood on the western edge of Tompkins Square Park that has come to symbolize gentrification in the neighborhood, something the demonstrators adamantly oppose.

The police arrested 13 people, Chief Walsh said, on charges ranging from disorderly conduct to attempted burglary. But the arrests were not made immediately. Instead, the police herded the protesters into Tompkins Square Park and arrested them there, Chief Walsh said that approach helped keep the situation from boiling over into violence.

It was thus a quiet end to a day that saw hundreds of people gathered in Tompkins Square Park for defiant speeches and music by more than 70 hard rock bands. The crowd included East Village residents, punk-rockers with spiked hair, beer drinking teenagers

'We had time to go over our game plan, and we held our cool.'

agers, civil libertarians, folk singers and others who wanted to voice their disapproval of the police.

This was a sharp contrast in the violence of the previous weekend, which left 44 people injured and 9 people arrested in the area around the 16-acre park, which is bounded by Avenues A and B and East 7th and 10th Streets.

At 1:15 A.M., the protesters stood and shouted in front of Christopher House at 163 Avenue B, at East Ninth Street. Christopher House was built in 1974 as an artists' settlement and, after

being used as city offices and then abandoned, was renovated as a condominium two years ago.

The lobby was vandalized a week ago, and on Saturday residents watched in fear as the crowd gathered. Residents credited the police with defusing the tension by guiding the protesters south to East Seventh Street and into the park. One protester, Jay Dohlin, was walking his bicycle in the street when, he said, a policeman pushed him. He suffered a cut on his right elbow.

At 1:30 A.M., a woman in a black shirt tossed liquid from a paper cup toward the police. Several non-uniformed officers immediately wrestled her to the ground as bystanders yelled, "Pigs!" The woman was arrested.

Finally, at 2:38 A.M., the police made a sweep of the park, pushing protesters out the Avenue B exit. "This is like a pervenient chess game," one protester said. "The cops move one piece, the people move someplace else."

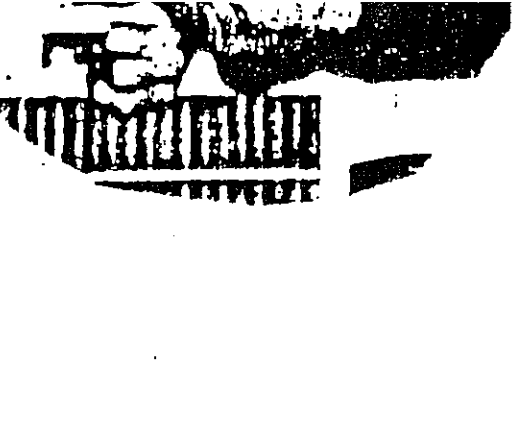
ANY USE FOR THE PERMIT AND LICENSES SHALL BE SUFFICIENT TO COVER THE ACTUAL MONEYS COLLECTED AS FEES SHALL BE EXPENSED BY THE PERMITTEE.

A permit shall be posted in a conspicuous place in the business.

(Added by State 1984, c. 256, § 1. Am.)

Derivation: Finner § 21864, added by State 1974, § 1, amended by State 1974, c. 343, p. 1.

But Grinning R colorful answer to campaign to subst for the nightlly T Fearing someth plumbing and inte the courts, Dr. G services as free- get to the bottom up this shit."



Grueneich sub to a thorou



LATE-BREAKING FLASH:

THREE MORE ACTIVISTS BITTEN BY INJUNCTABEAST AT TOWN CLOCK MONDAY  
POLICE BOSS DENOUNCES ROBERT AFTR WILD CHASE: 4TH TAGGED AT HOME

Yesterday's apparently tranquil T Clock meal was the scene of further police monkeyshines as Robespierre Robert, Linda the Lark, and Soupshaman Malu were overwhelmed by a surprise raid from the gluttinous Injunctabeast. Around 4:30 p.m., the intrepid Robespierre, lulled into a false sense of security by the apparent absence of Injunctabeast spoor around the Clock, began gathering nightly news for the Street Sheet. Questioned in turn by Sun reporter Brandon, Robert began to make a hasty exist with Brandon in tow when told that a determined officer Townsend was approaching the area from the Mall. As he beat a retreat eastward, a second policeman gave him a friendly but significant wave from his car parked in the bank lot across the street. Turning rapidly southward, Robert and Brandon reportedly sped down Water St., ducked into an alley, vaulted a fence, and then confronted the squealing arrival of that same dogged squadcar determined to serve Thou Shalt Not Feed the Hungry citations on the huffing puffing activist. Uninterested in idle chatter with the local gendarmes, the two ducked into the basement of Founder's Insurance, dashed up the stairs to the main lobby, and then attempted to find a little privacy upstairs in the firm's rest room. Such bliss was to be short-lived. With Holmes-like acuity, Townsend and his faithful sergeant Pat Reedy demanded entrance to the comfort station where Brandon resumed his interview with Robert. With their usual respect and consideration for officers-on-duty and realizing the appropriateness of the location for receiving an Injunction of this weight and importance, the two opened the door for the Food Ban-ers and Robert received his reward: the deadly Temporary Restraining Order.

Within minutes back at the Clock, Bassett's hounds found new prey. Spying two more prime victims, Linda the Lark and Soupshaman Malu, officer Townsend moved to break new records in his pursuit of foodcriminals. Malu was run down on foot, the officer wryly admitted, "I guess I feel pretty proud of myself: outrunning a woman saddled with a babycarrier on her back." "Well, don't feel too good," the quick-witted activist retorted, "I have two broken ankles." Also nabbed in the chase: Linda the Lark Edwards--whose soup-smuggling to the poor dates back to December outside City Hall when she was forcibly hauled off to jail in the first of such infamous busts.

Not of good cheer was the city's <sup>head</sup> gunslinger, Jack Bassett. Personally on the scene in his car, Bassett denounced the proceedings to still-Griming Ray Grueneich demanding of the suspiciously-present attorney, "these people are running from our subpoenas (sic). Why don't you exercise client control?" Let them resolve the matter in court." Grueneich, unsure of what to object to first, replied, "you should be glad I'm not exercising greater client control, or they'd be much more militant!" Bassett seemed unable or unwilling to grasp the reality that he and his force were doing the dirtywork in a disreputable political powerplay by the downtown Gang of 7. He had little awareness that the SWAP Team was interested in feeding hungry people, not in playing legal games with his well-paid department. Naturally, folks approached with the TROs would not invite service since that made getting food out to others that more difficult and dangerous.

Turning next to Robespierre Robert, Bassett snarled, "You sneak! You're a sneak--and you can quote me on that!" Desiring to pursue the subject further, Robert followed the #1 Sleepbuster's car to the stopsign at River St. and received further admonitions from the helpful constable; "Be a man!" urged Jack before storming off in a cloud of troublesome hostility and exhaust fumes.

Tagged at home later that night, a previously unnamed soupmaker and server Dorothy Grenada, received two policepeople at her door. On learning her name, they simply dropped the TRO at her feet in apparent disgust and left--a questionable legal practice, but yet another sign of the toll these nutty anti-homeless escapades were having on officers who ended up feeling like idiots.

UPCOMING EVENTS

\*\*\*\* 5 p.m. Resource Center for Non-Violence 515 Broadway. Fran, Ned, Brian and other activists meet to discuss how to open additional emergency shelter, particularly the Armory. A series of questions will be prepared for meetings with state officials Farr, Mello, and Pinetta tomorrow. Not too far from downtown.

\*\*\*\* Tuesday 7:30 p.m. Oral Communications at the Gang of 7 (City Council)'s home away from home. You pay; they play. Topics up for discussion: what you will, though some folks intend to discuss Wormhoudt's Welcome Mat and her creative "call the police" response to a request for blankets on the coldest night of the year. Coming up for 2nd Reading: the Unruly Assembly bill (see pp. 2-3). Don't be too unruly, but definitely assemble.

\*\*\*\* Wednesday 10:30 a.m. Assemble at the patio between the Courthouse and the County Building to visit the three state representatives mentioned above. The object: open the Armory now!

\*\*\*\* Wednesday 5 p.m. Cafe Pergolesi. HUFF (Homeless United for Friendship and Freedom) will get together and invite all citizens interested in homeless problems to come on by. New strategies for disemboweling the Sleeping Ban will be discussed. Folks willing to help out in the current withchunt against the Soup servers particularly wanted!

\*\*\*\* Saturday noon Calvary Episcopal Church. HUFF meets again in a more spacious environment with invitations specifically extended to all those members of the Citizen's Committee for the Homeless who wondered what happened to it and would like to get moving again. Call 458-9237 for info.

\*\*\*\* For other dates, check around the Street Sheet. Food not Bombs can be reached at 415-330-5030 and is desperately in need of funds and vehicles. If you left your heart in San Francisco, send up your funds as well. These folks have been wrapped up in struggles our nightmares don't even hint at.

QUOTE OF THE WEEK: "I don't want to talk to you and your kind."

—Mayor Mardi Wormhoudt to homeless activist Fran Rizzo late Wednesday morning, February 8 when Fran sought to explain to Mardi the need for blankets that necessitated her earlier 2 a.m. knock-on-the-door, for which Fran was arrested and jailed.

