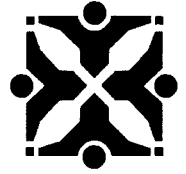


City of Columbia

701 East Broadway, Columbia, Missouri 65201



Agenda Item Number: REP 97-15

Department Source: Municipal Courts

To: City Council

From: City Manager & Staff

Council Meeting Date: 10/5/2015

Re: REPORT - Overview of Columbia Parking Ticket System and Enforcement

Documents Included With This Agenda Item

Council memo

Supporting documentation includes: Sample Parking Ticket, Ordinance and fine costs, and Parking Ticket Enforcement Statistics

Executive Summary

A Parking Enforcement Officer issues a parking ticket. (See copy attached) This information is stored electronically in their Clancy mobile terminal and on-line. At that moment court personnel can also see the parking ticket electronically in real time. The person who got the parking ticket can pay by mail, electronically to Clancy, pay at collection boxes, or come to the municipal court windows. Court personnel finds the ticket in the Clancy system and collects the payment from the mail, collection boxes, and in person transactions at the court's windows. If the parking ticket is paid electronically then Clancy makes the appropriate notations for that ticket and forwards the money to the City of Columbia.

Police Officers can also issue parking tickets for non-meter violations. The police department which wrote the ticket brings them to our office on a semi-regular schedule. The court personnel enter the ticket information into Clancy and then process the parking ticket in the same manner as described above.

Discussion

Enforcement Mechanisms for Non-Payment

The minimum parking fine goes from \$15.00 to \$30.00 on metered tickets which are not paid within 15 days of date of violation. Non-metered tickets do not increase under this ordinance. Those fines are set by the court. (see: City Ordinance 14-426 Violations and Violations Bureau Fine Schedule attached)

Every three months the court identifies outstanding unpaid parking tickets and sends a written notice to the registered owner of the motor vehicle telling them to pay the tickets. We continue to send the notice until the violations are paid in full. See: City Ordinance: 14-299 Registered Owner Responsible for Violations.

If the person has 4 or more parking tickets of any type which remain unpaid more than 15 days after issuance, then the towing process is available for enforcement. The motor vehicle must be located by the Parking Enforcement Officer or Police Officer. They must attach a notice of eligibility for towing and impoundment to the motor vehicle in a prominent spot. The notice must tell the motor

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vehicle occupant/owner that the motor vehicle is eligible for towing and impoundment and tell them how to pay or contest the parking tickets to avoid the impoundment of the motor vehicle. The ordinance requires a 24 hour period between tagging and towing to allow time to voluntarily pay or contest the parking tickets. After the 24 hours is up, they must find the car again and then tow it to an impoundment lot. They can only tow the vehicle from a public street or parking lot. They may not tow from private property. This is all done through Parking Enforcement. The only time that court personnel are involved in the towing process is if the owner of the about to be towed motor vehicle comes out and wants to pay in full. If that happens they can pay at the court window or electronically by credit card and the parking enforcement officer will call to confirm the payment with the court before towing the motor vehicle. See: City Ordinance 14-307 Impoundment of vehicles for unpaid parking tickets.

The city has the authority to immobilize a motor vehicle by the use of a mechanical boot if there are four or more parking tickets issued on that motor vehicle which remain unpaid. This is done by Parking Enforcement. See: City Ordinance 14-312 Immobilization of Vehicle for Unpaid Parking Tickets.

The prosecuting attorney also has the authority to file any parking violation as a city ordinance violation with the court if he wishes to do so. If he files an information charging the parking violation as a city ordinance violation the case is treated like any other city ordinance violation filed with the court.

Appeal Processes for Parking Tickets and Impoundments of Motor Vehicles

The City of Columbia allows persons who receive a parking ticket to appeal that ticket before payment. This is an administrative appeal process that is administered by the City of Columbia Prosecuting Attorney's Office. Court personnel provide a parking protest form written by the prosecutor's office to anyone who requests one. The parking protest form is usually given to court personnel at the window, it is marked as under protest in the Clancy system, and then the court forwards it to the prosecutor for review and decision. The prosecutor makes a decision on the protest and communicates their decision to the person who requested the protest and the prosecutor makes the appropriate status change in the Clancy parking enforcement system. See: City Ordinance 14-306 Contesting a Parking Ticket.

The registered owner or any person with an interest in a vehicle who has been given notice the motor vehicle is subject to impoundment may request a hearing by the municipal court to determine whether or not the motor vehicle is eligible for towing. The court has 14 days to set and conduct the hearing and render a decision under the ordinance. However, the court normally hears this type of case within 48 hours of filing if the request is filed on a Friday afternoon and if the hearing request is filed during normal business hours the hearing is normally held the same or next day. See: City Ordinance 14-308 Hearing on Eligibility for Impoundment.

The registered owner or any person with an interest in a vehicle that has been impounded by the City is also allowed a judicial review of the impoundment. This hearing must take place within 48 hours, not including weekends or city holidays, if the motor vehicle is still located in the impoundment lot, and within 30 days if the motor vehicle has been redeemed from the impoundment lot and is back in the owner's possession. The purpose of the hearing is for the court to determine if the impoundment was invalid or unjustified. If the court finds the City was wrong, the court can order the motor vehicle released from impoundment, if necessary, and can also order the City to pay any towing and storage

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charges owing or paid by the owner as a result of the City's invalid action. If the court finds that the impoundment was valid and justified then the impoundment continues until all outstanding parking tickets have been paid or a cash or surety bond has been posted to secure the future payment of the outstanding parking tickets. The court is responsible for providing the notice to the impound lot owner that the motor vehicle may be released from impoundment. (see: City Ordinances 14-310 Redemption of Impounded Vehicle and 14-311 Hearing on Impoundment)

Fiscal Impact

Short-Term Impact: Unknown
Long-Term Impact: Unknown

Vision, Strategic & Comprehensive Plan Impact

Vision Impact: Not Applicable
Strategic Plan Impact: Not Applicable
Comprehensive Plan Impact: Not Applicable

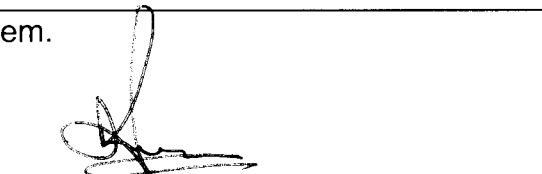
Suggested Council Action

This is informational only.

Legislative History

There is no legislative history associated with this item.


Department Approved


City Manager Approved



SUPPORTING DOCUMENTS INCLUDED WITH THIS AGENDA ITEM ARE AS FOLLOWS:

Sample Parking Ticket, Ordinance and fine costs, and Parking Ticket Enforcement
Statistics

FRONT

**Parking Violation
City of Columbia, MO**

Parking Violation Number
80448474

07/15/2015 16:01

PWP- /S/ RL 115

14-420

PARKING AFTER TIME
EXPIRED
NO COMMENT

\$ 15.00

If paid after 15 days: \$ 30.00

I, knowing that false statements are prohibited
by law, state the facts herein and that

License Number

UGBUBU
MISSOURI / 2015

RED FORD
SUV

SOUTH 400 BLOCK
8TH
Meter Number: 6S405
GREEN

Report Faulty Meters Immediately
Call 573.674.7673

Parking Violation

FRONT OF PARKING TICKET

BACK

IMPORTANT INFORMATION

1. Enclose check or money order. **DO NOT** send cash. Make check payable to the City of Columbia, Missouri, or money order payable to the City of Columbia, Missouri.
2. Please print citation number.
3. Range of business hours for citation: See Chapter 148, 14.425 of the City Code for this ordinance.
4. Violations include:
 1. Driver's license
 2. Driver's license suspension
 3. Driver's license reinstatement
 4. Driver's license fees and costs through the Violations Bureau
 5. Driver's license appeal
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5. Driver's license appeal fee: \$30 per violation and a fee of \$10 per Missouri Supreme Court rule 37.49(e).
6. Appeal/Plea of Not Guilty - If you wish to contest this violation you must do so no later than 15 days after issuance. Obtain an appeal form at www.GoColumbiaMO.com/Court or at the Violations Bureau office.
7. Business hours: 8:00 am to 5:00pm, Mon-Fri, holidays excluded. Phone 572.874.7895.

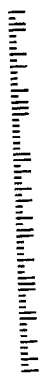
To pay on line www.rtmhonline.com/573001

WARNING

In accordance with Chapter 148 of the City Code, the City of Columbia, Missouri, may impose a fine of up to \$100 for any violation of this ordinance. The violator shall be responsible for any towing fees in addition to the applicable citations.

Report ticket and check to revenue provided with address displayed in envelope window

Violations Bureau
600 East Broadway
Columbia, MO 65201-4464



ORDINANCE	DESCRIPTION OF VIOLATION	FINE + COSTS = TOTAL
14-281	Parked obstructing traffic	\$50.00
14-282	Parking in alleys prohibited	\$50.00
14-284	Parked adjacent to school	\$50.00
14-285	Prohibited parking on narrow streets	\$50.00
14-286 – 1, 2a, 2d or 2e	Prohibited parking (driveways, between safety zone/curb, in crosswalk)	\$50.00
14-286 2b	Parked within 15' of fire hydrant	\$75.00
14-286 3	Yellow zone and others	\$30.00
14-287	Prohibited parking one way street	\$30.00
14-289	Parked in hazardous zone	\$30.00
14-290	Parked in fire zone	\$100.00
14-291	Parked right side roadway – one way street	\$15.00
14-292	Parked more than 12 ' from curb/left side to curb	\$15.00
14-294 & 14-295	Parking in bus stop or Taxi stand	\$100.00
14-297	Improper movement from parked position	75.50 + 24.50 \$100.00
14-298	Vehicle left unattended with motor running	\$15.00
14-304	No parking –tow away zone	\$100.00
14-324	Prohibited parking on designated streets	\$15.00
14-327-333	Parking prohibited times	\$15.00
14-334	Parking time limited in designated places	\$15.00
14-353	Parking in curb loading zone	\$30.00
14-371	Sign marking angle parking	\$15.00
14-372	Improper parking – ignoring markers	\$15.00
14-373	45 degree angle parking	\$15.00
14-374	30 degree angle parking	\$15.00
14-391 to 395	Fine increases to \$30.00 on these violations if not paid within 15 days per Ordinance 14-396	
14-391	Public parking violation	\$15.00
14-392	Parking in municipal rental lots	\$15.00
14-393	Parked in rental space-municipal garage	\$15.00
14-394	Reserved parking – county vehicles	\$15.00
14-395	Reserved parking – city vehicles	\$15.00
14-411 to 424	Fine increases to \$30.00 on these violations if not paid within 15 days per Ordinance 14-426	
14-411.1	Overtime parking in disabled zone	\$15.00
14-412	Changing from one metered parking space to another in the same block or city parking lot deemed one continuance period of time.	\$15.00
14-416	Parked overtime at time limited space	\$15.00
14-419	Parked overtime at time limited meter	\$15.00
14-420	Parking meter violation	\$15.00
14-421	Extending legal parking time	\$15.00
14-423	Parking prohibited – City hood	\$15.00

14-424	Special parking meter hood	\$15.00
14-443	Handicapped parking violation	\$100.00
14-463	Failure to obey traffic control device	75.50 + 24.50 \$100.00

Parking Ticket Enforcement Statistics

Month	Tickets Issued	Revenue Received for the Month	Amount Unpaid
January	6146	\$83,537.00	\$37,595.50
February	3791	\$167,676.00	\$28,935.00
March	6083	\$104,306.00	\$47,701.25
April	7021	\$123,319.00	\$57,010.75
May	4430	\$116,070.00	\$38,646.00
June	7004	\$118,194.00	\$63,010.70
July	5894	\$88,918.00	\$69,910.00
August	7580	\$179,379.00	\$96,070.00
September			
October			
November			
December			
2015			
TOTAL	47949	\$981,399.00	\$438,879.20

All numbers provided by Clancy Systems

Month	Tickets Issued	Revenue Received for the Month	Amount Unpaid
January	4106	\$73,480.00	\$24,375.00
February	4393	\$52,239.00	\$29,345.00
March	6226	\$59,402.00	\$39,245.00
April	5738	\$66,140.00	\$37,052.00
May	6097	\$61,190.00	\$41,020.00
June	6267	\$107,243.00	\$32,903.75
July	6078	\$86,801.00	\$29,435.00
August	5316	\$79,490.00	\$26,050.00
September	5883	\$115,501.00	\$29,010.00
October	6756	\$79,100.00	\$42,554.00
November	5177	\$62,298.00	\$33,716.00
December	5930	\$90,687.00	\$35,154.75
2014			
TOTALS	67967	\$933,571.00	\$399,860.50

All numbers provided by Clancy Systems