



CITY OF MARTINEZ

**CITY COUNCIL AGENDA
November 17, 2010**

TO: Mayor and City Council
FROM: Chief Tom Simonetti
PREPARED BY: Commander Eric Ghisletta
SUBJECT: Resolution amending the Parking Bail Schedule 2010
DATE: November 11, 2010

RECOMMENDATION:

Adopt the attached resolution approving the *amended* Parking Bail Schedule 2010.

BACKGROUND:

On October 8, 2010, Governor Schwarzenegger signed Senate Bill 857 into law. SB 857, the courts funding trailer bill, is a new \$3 fee on all parking citations collected by local agencies to fund trial court operations included as part of the FY 2010-11 State budget. The operational date for the \$3 parking citation fee will be December 7, 2010.

Pursuant to Government Codes 76000 and 70372(b), municipalities are already obligated to contribute a total of \$9.50 toward the Criminal Justice Construction Fund (Jail Surcharge), Courthouse Construction Fund (Courthouse Surcharge), County General Fund 1 and 2, State Courthouse Construction Fund and Immediate and Critical Needs Accounts (ICNA) for each paid citation. Thus, the City of Martinez will now contribute \$12.50 to the State of California for each paid citation.

The City issued 8130 parking citations in calendar year 2009. The increase under SB 857 would have amounted to a \$24,390 decrease in expected revenues generated from parking fines. Under State law, cities and towns are allowed to recoup this additional fee by raising the bail amounts for the various parking fines.

Our traffic plan supports our businesses by insuring parking space availability and to create a safe and orderly parking and traffic environment. This is accomplished through education, information and enforcement. Staff recommends increasing all parking fines that are currently \$35 to \$38 to reinforce the City's traffic plan that calls for a turnover in parking spaces in time restricted parking areas. This will afford more people an opportunity to use allocated parking spaces. The recommended parking fine increases should not have an adverse impact on our

residents or the businesses located in Martinez. It would only affect those persons who violate the Vehicle Code and our Municipal Code parking regulations, which in-turn adversely affects our community as a whole.

The increases in the Parking Bail Schedule recommended in this staff report are consistent with the parking bail levels in Contra Costa County.

FISCAL IMPACT:

There is no fiscal impact as a result of adopting this resolution. However, if this resolution is not adopted, parking fine revenues will decrease by 12%.

ACTION:

Motion adopting a resolution *amending* Parking Bail Schedule 2010.

Attachments:

Resolution

Attachment A, Parking Bail Schedule

A handwritten signature in black ink, appearing to read "Phil Vucic". The signature is written in a cursive style with a large initial "P".

APPROVED BY: City Manager

RESOLUTION NO. -10

AMENDED PARKING BAIL SCHEDULE 2010

WHEREAS, the Martinez Police Department strives to provide fair and consistent parking enforcement consistent with other law enforcement agencies in Contra Costa County; and

WHEREAS, the California Legislature has increased the share of parking fines that must be paid to the state to fund trial court operations (SB857); and

WHEREAS, the City of Martinez faces a significant loss of funds if local parking bail fines are not increased; and

WHEREAS, the proposed Amended Parking Bail Schedule 2010 attached as Exhibit A would recoup for the City of Martinez the additional share of fines being paid to the state and is consistent with other local jurisdictions.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Martinez hereby approves the Amended Parking Bail Schedule 2010 attached as Exhibit A and incorporated by reference.

* * * * *

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City of Martinez at a Regular Meeting of said Council held on the 17th day of November, 2010, by the following vote:

AYES:

NOES:

ABSENT:

RICHARD G. HERNANDEZ, CITY CLERK
CITY OF MARTINEZ

AMENDED PARKING BAIL SCHEDULE 2010

ATTACHMENT A

Violation Code	Violation Description	Bail Amt	Late Fee	Fee Change	Prev Bail
10.08.030 MCO	PRIV/RESERVED PARKING	38.00	39.00	12/07/10	35.00
10.24.090 MMC	UNAUTHORIZED PAINTING OF CURB	38.00	39.00	12/07/10	35.00
10.36.070 MMC	EXPIRED METER	38.00	39.00	12/07/10	35.00
10.36.080 MMC	FEEDING METER	38.00	39.00	12/07/10	35.00
10.36.090 MMC	SLUGS DEPOSITED IN METER	38.00	39.00	12/07/10	35.00
10.44.020 MMC	STOP, STAND OR PARK IN PARKWAY PROHIBITED	38.00	39.00	12/07/10	35.00
10.44.260B MMC	OUTSIDE SPACE MARKINGS	38.00	39.00	12/07/10	35.00
10.44.040D MMC	PARKED IN NO PARKING ZONE	38.00	39.00	12/07/10	35.00
10.44.040A MMC	NO PARKING IN DIVISIONAL ISLAND	38.00	39.00	12/07/10	35.00
10.44.040B MMC	PARKING AFTER HOURS	38.00	39.00	12/07/10	35.00
10.44.040E MMC	NO PARKING ZONE - RAILROAD TRACKS	38.00	39.00	12/07/10	35.00
10.44.040F MMC	NO PARKING ZONE WHERE TRAFFIC HAZARD	38.00	39.00	12/07/10	35.00
10.44.040G MMC	NO PARKING ZONE - CONSTRUCTION	38.00	39.00	12/07/10	35.00
10.44.040J MMC	NO PARKING W/I 20 FEET OF SIGNAL/STOP SIGN	38.00	39.00	12/07/10	35.00
10.44.050 MMC	PARKED IN EXCESS OF 72 HOURS	38.00	39.00	12/07/10	35.00
10.44.060 MMC	ADVERTISE OR DISPLAY FOR SALE ON STREET	38.00	39.00	12/07/10	35.00
10.44.070 MMC	REPAIR OR GREASING VEHICLE ON STREET	38.00	39.00	12/07/10	35.00
10.44.080 MMC	WASHING/WAXING FOR MONEY	38.00	39.00	12/07/10	35.00
10.44.090B MMC	ADJACENT TO SCHOOL	38.00	39.00	12/07/10	35.00
10.44.100B MMC	PARKED ON NARROW STREET	38.00	39.00	12/07/10	35.00
10.44.110 MMC	CURB WHEELS	38.00	39.00	12/07/10	35.00
10.44.130B MMC	EMERGENCY NO PARKING SIGNS	38.00	39.00	12/07/10	35.00
10.44.155C CVC	NO PARKING HERE TO CORNER	38.00	39.00	12/07/10	35.00
10.44.160B MMC	PARKED IN PERMIT ZONE	38.00	39.00	12/07/10	35.00
10.44.180 MMC	FIFTEEN MINUTE PARKING ZONE	38.00	39.00	12/07/10	35.00
10.44.190B MMC	GREEN CURB TIMED ZONE	38.00	39.00	12/07/10	35.00
10.44.200 MMC	THIRTY MINUTE PARKING ZONE	38.00	39.00	12/07/10	35.00
10.44.210 MMC	ONE HOUR PARKING ZONE	38.00	39.00	12/07/10	35.00
10.44.220 MMC	TWO HOUR PARKING ZONE	38.00	39.00	12/07/10	35.00
10.44.240A MMC	PARALLEL PARKING ON ONE-WAY STREET	38.00	39.00	12/07/10	35.00
10.44.250A MMC	DIAGONAL PARKING	38.00	39.00	12/07/10	35.00
10.44.260B MMC	PARK OUTSIDE OF MARKED SPACE	38.00	39.00	12/07/10	35.00
10.44.270B MMC	NO STOPPING ZONE	38.00	39.00	12/07/10	35.00
10.44.280A MMC	NO PARKING	38.00	39.00	12/07/10	35.00
10.44.290C MMC	TAXI ZONE	38.00	39.00	12/07/10	35.00
10.44.440 MMC	PARKED IN RED ZONE	38.00	39.00	12/07/10	35.00

AMENDED PARKING BAIL SCHEDULE 2010

ATTACHMENT A

10.46.020 MMC	PERMIT PARKING	38.00	39.00	12/07/10	35.00
10.48.040 MMC	PARKED IN A YELLOW ZONE	38.00	39.00	12/07/10	35.00
10.60.020 MMC	COMMERCIAL VEHICLE PARKED IN RESIDENTIAL	38.00	39.00	12/07/10	35.00
10.60.030 MMC	POSTED PRIVATE PROPERTY PARKING	38.00	39.00	12/07/10	35.00
10.80.040 MMC	INTERFERE W/USE PRIVATE PROPERTY	38.00	39.00	12/07/10	35.00
10.80.050 MMC	PRIVATE PROPERTY PARKING	38.00	39.00	12/07/10	35.00
21113A CVC	PARKING ON PUBLIC GROUNDS/ STAFF PARKING ONLY	38.00	39.00	12/07/10	35.00
21211B CVC	PARKED IN BIKE LANE	38.00	30.00		
22500B CVC	BLOCKING CROSSWALK	38.00	39.00	12/07/10	35.00
22500 1 CVC	PARKED IN BUS ZONE	38.00	39.00	12/07/10	35.00
22500A CVC	BLOCKING INTERSECTION	38.00	39.00	12/07/10	35.00
22500C CVC	PARKING ADJACENT TO SAFETY ZONE	38.00	39.00	12/07/10	35.00
22500D CVC	PARKING W/I 15 FEET OF FIRE STATION DRIVEWAY	38.00	39.00	12/07/10	35.00
22500E CVC	BLOCKING DRIVEWAY	38.00	39.00	12/07/10	35.00
22500F CVC	BLOCKING SIDEWALK	38.00	39.00	12/07/10	35.00
22500G CVC	BLOCKING EXCAVATION	38.00	39.00	12/07/10	35.00
22500H CVC	DOUBLE PARKED	38.00	39.00	12/07/10	35.00
22500 I CVC	PARKED IN BUS ZONE	250.00	30.00		
22500L CVC	BLOCKING WHEELCHAIR ACCESS	250.00	30.00		
22500.1 CVC	PARKED IN FIRE LANE	38.00	39.00	12/07/10	35.00
22500A CVC	PARKED IN RED ZONE	38.00	39.00	12/07/10	35.00
22500B CVC	UNLAWFUL PARKING/CROSSWALK	38.00	39.00	12/07/10	35.00
22500 CVC	SIGN POSTED	38.00	39.00	12/07/10	35.00
22502A CVC	PARKED IN EXCESS OF 18 INCHES FROM RIGHT CURB	38.00	39.00	12/07/10	35.00
22502E CVC	PARKED WRONG WAY ON ONE WAY STREET	38.00	39.00	12/07/10	35.00
22505B CVC	POSTED NO PARKING AREA	38.00	39.00	12/07/10	35.00
22507.8A CVC	RESTRICTED PARKING - DISABLED PERSON	275.00	30.00		
22507.8B CVC	OBSTRUCT/BLOCK ACCESS TO DISABLED SPACE	275.00	30.00		
22507.8C CVC	PARKED IN DISABLED CROSSHATCH MARKINGS	275.00	30.00		
22514 CVC	PARKED W/I 15 FEET OF FIRE HYDRANT	38.00	39.00	12/07/10	35.00
22515A/B CVC	UNATTENDED VEHICLE	38.00	39.00	12/07/10	35.00
22516 CVC	LOCKED VEHICLE WITH PERSON INSIDE	38.00	30.00		
22517 CVC	VEHICLE DOOR OPEN TO TRAFFIC LANE	38.00	30.00		
22521 CVC	VEHICLE PARKED ON RAILROAD TRACKS	38.00	39.00	12/07/10	35.00
22522 CVC	PARKED NEAR DESIGNATED SIDEWALK ACCESS RAMPS	275.00	30.00		
22523 CVC	ABANDONED VEHICLE	100.00	30.00		
22526A CVC	GRIDLOCK OF INTERSECTION	50.00	30.00		

AMENDED PARKING BAIL SCHEDULE 2010**ATTACHMENT A**

22651K CVC	PARKED OVER 72 HOURS	38.00	39.00	12/07/10	35.00
22951 CVC	STREET AND ALLEY PARKING	38.00	39.00	12/07/10	35.00
23333 CVC	STOP/PARKING ON VEHICLE CROSSING	38.00	39.00	12/07/10	35.00
27155 CVC	NO FUEL CAP	38.00	30.00		
4000A CVC	EXPIRED REGISTRATION	38.00	39.00	12/07/10	35.00
5200 CVC	MISSING LICENSE PLATE(S)	38.00	39.00	12/07/10	35.00
5201 CVC	OBSTRUCTED LICENSE PLATE	38.00	39.00	12/07/10	35.00
5204A CVC	MISSING OR IMPROPER REGISTRATION TABS DISPLAYED	38.00	39.00	12/07/10	35.00
8.24.010B MMC	IN PARK AFTER CLOSING	38.00	39.00	12/07/10	35.00
8.24.040B MMC	PARKED IN PARK AFTER CLOSING	38.00	39.00	12/07/10	35.00
8.24.040A MMC	NOT PARKED IN DESIGNATED AREA	38.00	39.00	12/07/10	35.00
8.24.140 MMC	NO CAMPING	38.00	39.00	12/07/10	35.00
8.24.404A MMC	PARKED ON GRASS	38.00	39.00	12/07/10	35.00