

Meeting Date: 5/27/2014

Report Type: Consent

Report ID: 2014-00382

Title: Parking Enforcement Citation and Arrest Authority

Location: Citywide

Recommendation: Pass a Resolution granting citation and arrest authority to new Parking Enforcement Officers.

Contact: Matt Winkler, Operations General Supervisor (916) 808-5579; Matt Eierman, Parking Services Manager (916) 808-5849, Department of Public Works

Presenter: None

Department: Public Works Department

Division: Off-Street Parking Admin

Dept ID: 15001211

Attachments:

1-Description/Analysis

2-Resolution

3-Exhibit A

4-Exhibit B

City Attorney Review

Approved as to Form
Joe Robinson
5/12/2014 10:40:53 AM

Approvals/Acknowledgements

Department Director or Designee: Jerry Way - 5/9/2014 7:50:33 AM

Description/Analysis

Issue Detail: Parking Enforcement Officers are required to have citation and arrest authority to enforce specific City Code and State Law provisions.

Policy Considerations: Chapter 2.12 of the Sacramento City Code requires that a list of employees occupying job classifications designated for citation and arrest authority be submitted to the City Council for approval.

Economic Impacts: None.

Environmental Considerations:

California Environmental Quality Act (CEQA): This is an administrative activity that is not considered a project as defined by Section 15378 of the California Environmental Quality Act (CEQA) Guidelines. The activity also has no potential to cause a significant impact on the environment (CEQA Guidelines Section 15061 (b)(3)).

Sustainability Considerations: There are no sustainability considerations applicable to this action.

Other: None.

Commission/Committee Action: None.

Rationale for Recommendation: Throughout the City, various employee classifications have the authority to enforce specific sections of the City Code and State Law. Parking Enforcement Officer is one of those classifications. As employee vacancies are filled, a resolution updating the list of Parking Enforcement Officers who are granted citation and arrest authority is routinely forwarded to the City Council for approval.

Financial Considerations: There are no additional costs associated with the requested action.

Local Business Enterprise Program (LBE): There are no LBE considerations associated with the requested action.

RESOLUTION NO.

Adopted by the Sacramento City Council

PARKING ENFORCEMENT CITATION AND ARREST AUTHORITY

BACKGROUND

- A. Chapter 2.12 of the Sacramento City Code requires that a list of employees occupying job classifications designated for citation issuance and arrest authority be submitted to the City Council. The City Council, by resolution, may grant the employees authority to issue citations and make arrests for violations of the City Code or pertinent state statutes.
- B. It is necessary that this listing be updated whenever changes in personnel occur within the applicable City Department/Division.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The following City employees are granted citation and arrest authority for the purpose of enforcing the provisions of the Sacramento City Code, Sacramento County Ordinance, and State Law specified in Exhibit A and Exhibit B, for those limited purposes only:

<u>Employee Name</u>	<u>Classification</u>
Eierman, Matthew	Parking Services Manager
Johnson, Ursula	Program Analyst
King, Mike	Program Specialist
Knapp, Cherisse	Supervising Financial Analyst
Martin, Almer T. Jr.	Parking Enforcement Supervisor
Valle, Anthony	Senior Parking Lot Supervisor
Vance, Dennis	Parking Enforcement Supervisor
Winkler, Matt	Operations General Supervisor
Baalke, Thomas M	Parking Enforcement Officer
Ballesteros, Anna	Parking Enforcement Officer
Ballesteros, Frank	Parking Enforcement Officer
Blechingner, Lacy	Parking Enforcement Officer
Bowman, Rochelle	Parking Enforcement Officer

Carter, Jeremiah	Parking Enforcement Officer
Castro, Holly	Parking Enforcement Officer
Chacon, Saul	Parking Enforcement Officer
Chapman, Kayla	Parking Enforcement Officer
Corral, Michael	Parking Enforcement Officer
Cottor, Jay H.	Parking Enforcement Officer
Dawson, Janet E.	Parking Enforcement Officer
Engkabo, Aric	Parking Enforcement Officer
Fong, Eric	Parking Enforcement Officer
Fortier, Louis	Parking Enforcement Officer
Garcia, Jose	Parking Enforcement Officer
Gaunt, David III	Parking Enforcement Officer
Gibbons, Ramon Jr	Parking Enforcement Officer
Guerrero, Wendy	Parking Enforcement Officer
Haight, Angela	Parking Enforcement Officer
Hatch, Stephen	Parking Enforcement Officer
Henry, Eugene	Parking Enforcement Officer
Herndon, Dupree L	Parking Enforcement Officer
Honer Kristine	Parking Enforcement Officer
Hovermale, Lane	Parking Enforcement Officer
Ishimoto, Kevin	Parking Enforcement Officer
Jette, Deborah	Parking Enforcement Officer
Joseph, Sheena	Parking Enforcement Officer
Kingsley, Kelly	Parking Enforcement Officer
Lartigue, Melody	Parking Enforcement Officer
Lee, Larry	Parking Enforcement Officer
Lowe, Judith	Parking Enforcement Officer
Nakamura, Grant	Parking Enforcement Officer
Ortega, Antoinette	Parking Enforcement Officer
Osborne, Pamela	Parking Enforcement Officer
Parker, Taylor	Parking Enforcement Officer
Pizarro, Jaime	Parking Enforcement Officer
Poon, Eric	Parking Enforcement Officer
Ramirez, Apolonio	Parking Enforcement Officer
Ramos, Jose	Parking Enforcement Officer
Rhodes, Meredith	Parking Enforcement Officer
Russell, David	Parking Enforcement Officer
Sedgwick, Mark	Parking Enforcement Officer
Seisa, Dennis	Parking Enforcement Officer
Sierra, Lashena	Parking Enforcement Officer
Spradley, Michael	Parking Enforcement Officer
Thomas, Andrew	Parking Enforcement Officer
Vang, Soua	Parking Enforcement Officer
Walker, Dana	Parking Enforcement Officer
Williams, Brandon	Parking Enforcement Officer
Williams, Ruth	Parking Enforcement Officer

Xiong, The

Parking Enforcement Officer

- Section 2. Nothing herein shall be read to limit the power or authority of any duly appointed law enforcement officer of the City to enforce any provisions of the Sacramento City Code, Sacramento County Ordinance, or State law.
- Section 3. This resolution is enacted pursuant to Chapter 2.12 of the Sacramento City Code, the California Vehicle Code, and California Penal Code Section 836.5.
- Section 4. All previous resolutions granting citation and arrest authority to certain employees within the Parking Services Division of the Department of Public Works or Department of Transportation for the purpose of enforcing certain provisions of the Sacramento City Code, Sacramento County Ordinance, or State Law are superseded by this resolution.

Table of Contents:

Exhibit A – Sacramento City Code sections enforced

Exhibit B – Sacramento County Ordinance and California Vehicle Code sections enforced

Sacramento City Code	Description
5.136.160	No Taxicab Parking in a Parking Meter Space
5.136.170	Restricted Parking in a Taxicab Zone
10.36.020	Posted No Parking
10.36.040	No Parking Certain Hours
10.36.050a	Displaying a Vehicle for Sale, Rent, or Lease on Street
10.36.060a	Parkways (Between Curb and Sidewalk)
10.36.070	Parked next to Median
10.36.090	Keys in Ignition (Unattended & Engine Running)
10.36.100	Overtime (Posted Time Limits)
10.36.120	Trucks in Residential Areas or Trailer (18 Wheeler)
10.36.130a	Red Curb or Bus Zone
10.36.130b	Yellow Zone
10.36.130c	Passenger Loading Zone (White)
10.36.130d	Green Zone—15 Minute Max
10.36.130e	Blue Zone—Disabled Placard Only
10.36.140	Temporary Construction Zones (Portable Signs)
10.36.170	Taxi Stand
10.36.180	Police Vehicles Only
10.36.190	Over Lines in Parking Space
10.36.210	Parking in Alleys
10.36.240	No Construction Permit
10.36.280	No Permit for Community Center Signs

Sacramento City Code	Description
10.36.290	Angle Parking (Marked Spaces)
10.36.340	Parking For Special Events Only (No Permit)
10.40.080	Failure to make proper deposit/set timing mechanism in operation/display receipt
10.40.090	Meter Expired
10.40.100	Overtime (Meter Zone – Extending Parking Beyond Designated Maximum)
10.44.010.A	Parking on Private Property Without Consent
10.44.010.B	Parking on Private Property (Unimproved)
10.44.010.C	Parking on Vacant Property - With for Sale Sign
10.44.020	Parking Commercial Vehicles on Private Residential Property
10.44.030	Parking on City Property
10.44.090	Fees to be paid for Parking in municipal lots
10.44.100.B	Validation Abuse
10.44.100.C	Employee Use of Validation
10.48.120	Residential Permit Parking Misuse
10.48.150.A	Residential Permit Parking Violation
10.48.150.B	Falsely Represent Eligibility For Permit
10.48.150.C	Displaying Permit on Vehicle Other Than Assigned
10.48.150.D	Use of Permit for Commuter Parking
10.48.150.E	Counterfeit, Copy, Buy, Sell, Exchange, or Assign Permit
12.44.050	Parking on Mall (No Permit)
12.44.100	Damage to Mall Surface (No Drip Pan)
12.44.110	Parking in Mall Intersection

EXHIBIT B

California Vehicle Code	Description
4461	Unlawful Use of Forms of Registration, Plates, Permits or Placards, or Validation Tabs
5200	No Front or Rear Plate Displayed/With Proof
5204a	No Current Month or Year Tab on Rear Plate/With Proof
21211	Parking in a Bike Lane
22500.1	Parking in Posted Fire Lane
22500a	Parking in Intersections
22500b	Parking or Blocking Crosswalk
22500c	Parking Between Safety Zone & Right Hand Curb or Between Zone and Sign or Red Curb
22500d	Parking Within 15 Feet - Fire Station Driveway
22500e	Parking Blocking a Driveway
22500f	Parking on Sidewalk
22500g	Parking Blocking Excavation or Obstruction/While Obstructing Traffic
22500h	Double Parked
22500j	Parking in Tube or Tunnel
22500k	Parking Upon Bridge, Unless Posted to Permit
22500l	Parking Blocking Sidewalk Wheelchair Access
22502a	Parallel Parking (More than 18" from Curb)
22502b	Vehicle Stopped/Parked in Opposite Direction of Traffic (Two-way Street)
22502e	Parallel Parking on Left (One-way Street)
22507.8a	Blue Zone - Disabled Plates Only

EXHIBIT B

California Vehicle Code	Description
22507.8b	Block or Bar Access to Disabled Space
22507.8c	Parked On Line/Boundaries of Designated Disabled Parking
22514	Parking Within 15 Feet of Fire Hydrants
22521	Parking Upon or Near Railroad Tracks
22522	Parking Near Sidewalk Access Ramp
Sacramento County Codes	Description
CVC22514	Fire Hydrant parked within 15ft.
SCO 10.24.010(3)	Overtime-passenger loading
SCO 10.24.170(b)	Parking prohibited limited restricted
SCO 10.25.030(b)	Prohibited stop/stand
CVC22500(h)	Double parked
CVC22500(b)	In crosswalk
CVC22502(a)	More than 18 inches from curb-right
CVC22502(e)	More than 18 inches from curb-left
CVC22507.8(a)	Unlawful parking in disabled space
CVC22500.1	Fire Lane
SCO 9.36.065(d)	Prohibited zone within park
SCO 9.36.065(e)	Parking inside closed park
SCO 10.24.030(b)	Prohibited stop/stand park-red zone
SCO 9.36.048	Failure to pay parking fees
SCO 10.24.175	Violation of signs