City of Redmond
WASHINGTON

AM No. 11-043 (C7)

MEMO TO: City Council

FROM: John Marchione, Mayor

DATE: February 15, 2011

SUBJECT: **APPROVAL OF AMENDMENT TO RMC 10.25.080 TO CODIFY RESTRICTIONS ON USE OF FUNDS RECEIVED FROM PENALTIES FOR RED LIGHT AND SCHOOL SPEED ZONE INFRACTIONS DETECTED BY A TRAFFIC SAFETY CAMERA**

I. RECOMMENDED ACTION:

Amend the Redmond Municipal Code to codify restrictions on the City's use of money received from penalties for red light and school speed zone infractions detected by an automated traffic safety camera that reflect the City's stated intent at the time the City Council authorized the one-year enforcement pilot program.

II. DEPARTMENT CONTACTS:

Ron Gibson, Chief of Police	425-556-2528
Shari Shovlin, Police Operations Commander	425-556-2564
Nina Rivkin, Chief Policy Advisor	425-556-2103

III. DESCRIPTION:

After a lengthy and deliberative process, in September 2010 the City Council authorized a 30-day warning period and one-year pilot program for the use of automated traffic safety cameras at specific arterial intersections and school speed zone cameras at Einstein Elementary School. Traffic safety cameras are in use at the following locations:

- *Eastbound on Redmond Way at 148th Avenue NE*
- *Eastbound and westbound on NE 40th Street at 156th Avenue NE*
- *Westbound on Union Hill Road and northbound on Avondale Road*
- *Einstein Elementary School – 18025 NE 116th Street*

At Einstein Elementary School, the traffic safety cameras work in tandem with flashing yellow beacons indicating a school zone speed limit is in effect. Signs at the intersections/school indicate to a driver that a traffic safety camera is in use.

The City has conducted extensive public education and outreach activities since October 2010 (continuing through February 2011) to inform the community about the traffic safety camera enforcement pilot program. The 30-day warning period began on

February 1, 2011, with the issuance of warning notices for red light and school speed zone violations detected by an automated traffic safety camera. Infractions and fines for these traffic violations will be issued starting March 3, 2011.

Money received from penalties for red light and school speed zone infractions detected by an automated traffic safety camera will be kept in a separate account by District Court. Any money remaining after court and program costs are paid will be dedicated to a special city fund to be used for identified traffic safety programs and improvements. At the City Council's request, an amendment to the ordinance authorizing the use of traffic safety cameras has been developed which codifies these restrictions on the city's use of this money. The amendment provides that "*Any money received from penalties for red light and school speed zone infractions detected by an automated traffic safety camera shall be used to cover the cost of the automated traffic safety camera program and any money that exceeds the cost of the program shall only be used for additional traffic safety programs and traffic safety capital improvements within the city.*"

IV. IMPACT:

This amendment codifies the City's intent to restrict the use of money received from this pilot program for pilot program costs and traffic safety programs only.

V. ALTERNATIVES:

The City Council could choose not to approve the attached ordinance; however, approval of the ordinance memorializes the City's stated intent at the time the City Council authorized the enforcement pilot program on restrictions on the use of money received from the pilot program.

VI. TIME CONSTRAINTS:

The 30-day warning period began on February 1, 2011, with the issuance of warning notices for red light and school speed zone violations detected by a traffic safety camera. Infractions and fines for these violations will be issued starting March 3, 2011.

VII. LIST OF ATTACHMENTS:

A. Proposed Ordinance

Ron Gibson, Police Chief — Date: 2-8-11

Approved for Council Agenda — John Marchione, Mayor — Date: 2/8/11

Attachment A

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC 10.25, AUTOMATED TRAFFIC SAFETY CAMERAS, TO ADOPT SUBSECTION 10.25.080(D), CODIFYING RESTRICTIONS ON THE USE OF FUNDS RECEIVED FROM PENALITIES FOR RED LIGHT AND SCHOOL SPEED ZONE INFRACTIONS DETECTED BY AN AUTOMATED TRAFFIC SAFETY CAMERA

WHEREAS, the City is committed to providing a safe traffic/pedestrian environment for its citizenry; and

WHEREAS, the Redmond City Council authorized a thirty-day warning period and one-year pilot program for the use of automated traffic safety cameras at specific arterial intersections and school speed zone cameras at Einstein Elementary School in furtherance of this goal; and

WHEREAS, on September 7, 2010, the Redmond City Council adopted an ordinance authorizing the use of automated traffic safety and school speed zone cameras subject to restrictions; and

WHEREAS, the Redmond City Council wishes to codify restrictions on the City’s use of funding received from penalties for red light and school speed zone infractions detected by an automated traffic safety camera that reflect the

City's intent at the time the City Council authorized the traffic safety pilot program.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Adoption of Subsection. RMC 10.25.080, Penalties, is hereby amended to add subsection (D) to read as follows:

10.25.080 Penalties.

(A) The monetary penalty for a violation of RCW 46.61.055 detected through the use of an automated traffic safety camera shall be set by resolution of the City Council.

(B) The monetary penalty for a violation of RCW 46.61.440 detected through the use of an automated traffic safety camera shall be set by resolution of the City Council.

(C) Fees and penalties for failure to respond shall follow the standard court schedule for

infractions.

(D) Any money received from penalties for red light and school speed zone infractions detected by an automated traffic safety camera shall be used to cover the cost of the automated traffic safety camera program and any money received that exceeds the cost of the program shall only be used for additional traffic safety programs and traffic safety capital improvements within the city.

Section 3. Effective Date. This ordinance shall take effect five (5) days after passage and publication of an approved summary consisting of the title.

ADOPTED by the Redmond City Council this _____ day of _____, 2011.

CITY OF REDMOND

_____
JOHN MARCHIONE, MAYOR

ATTEST:

_____
MICHELLE M. MCGEHEE, CMC, CITY CLERK (SEAL)

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

_____
JAMES HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO.