

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
5	08/22/11	Open	Action	08/11/11

Subject: Approving an increase to RT Parking Penalties

## ISSUE

Whether or not to approve an increase in penalties for parking citations as a result of state-mandated surcharges.

## RECOMMENDED ACTION

Adopt Resolution No. 11-08-\_\_\_, Approving an Increase to District Parking Citations as a Result of State Surcharges

## FISCAL IMPACT

None. The penalty increases charged by the Resolution are collected and forwarded to the State pursuant to the provisions of Government Code sections 70372, 76000 and 76000.3.

## DISCUSSION

On September 14, 2009, the Board approved RT Parking Ordinance 09-09-01, which established a Schedule of Penalties for parking violations at RT facilities. The Schedule for Penalties may be amended by Resolution of the RT Board of Directors.

RT's penalty schedule complies with the mandates of Government Code sections 70372 and 76000 which impose state surcharges to parking penalties to fund the Courthouse Construction Fund and the Criminal Justice Facilities Construction Fund. These funds are collected by the District and sent to the County Treasurer, who is required to transmit the funds to the State Controller.

These surcharges were increased as the result of the passage of SB 857, adding Government Code section 76000.3, which increases the mandated surcharge on all parking violations by an additional \$3.00 to fund the Trial Court Trust Fund. Consequently, the District must now transmit a total surcharge of \$12.50 for each citation issued.

In order to maintain RT's share of the penalties imposed pursuant to Ordinance 09-09-01, staff requests that the penalties be increased by \$3.00 per citation, resulting in a proposed amended Schedule of Penalties as follows:

Citation type	State Surcharge		RT's Fine		Total Penalties	
	Before	After	Before	After	Before	After
Failure to pay parking fee	\$9.50	\$12.50	\$20.00	\$20.00	\$29.50	\$32.50
Parking prohibited, signs posted	\$9.50	\$12.50	\$28.00	\$28.00	\$37.50	\$40.50
Parked in excess of 72 hours	\$9.50	\$12.50	\$23.00	\$23.00	\$32.50	\$35.50
Red curb or bus zone in RT lot	\$9.50	\$12.50	\$38.50	\$38.50	\$48.00	\$51.00

Approved:

Presented:

Final 8/12/11

General Manager/CEO

Chief of FBSS Division

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RESOLUTION NO. 11-08-\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

August 22, 2011

**APPROVING AN INCREASE TO DISTRICT PARKING CITATIONS AS A RESULT OF STATE SURCHARGES**

WHEREAS, on September 14, 2009, this Board passed Ordinance 09-09-01, approving regulations for charging fees at RT Park and Ride lots and establishing enforcement procedures for parking violations at RT Facilities; and

WHEREAS, Section 4.01 of the Ordinance, establishes penalties, fines, fees and related charges for parking, traffic and related violations and authorizes the Board to amend the Schedule of Penalties by Resolution; and

WHEREAS, RT is currently required to collect state-mandated surcharges pursuant to California Government Code section 70372, 76000 and 76000.3; and

WHEREAS, the state-mandated surcharges imposed by the Government Code may increase or decrease by future actions of the legislature, resulting in an addition or reduction in the amount of state-mandated surcharges that must be collected by RT; and

WHEREAS, the Board desires to increase the amount of all RT parking citations by \$3.00 to accommodate collection from parking violators of these state-mandated parking penalty surcharges imposed by Government Code section 76000.3 but not reflected in the current schedule of penalties.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT (RT) AS FOLLOWS:

Section 1: The following **Schedule of Penalties** is adopted as follows:

Failure to pay parking fee	\$32.50
Parking prohibited, signs posted	\$40.50
Parked in excess of 72 hours	\$35.50
Red curb or bus zone in RT lot	\$51.00

Section 2: The Schedule of Penalties set fort above, shall be effective September 1, 2011.

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DON NOTTOLI, Chair

A T T E S T:

MICHAEL R. WILEY, Secretary

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CINDY BROOKS, Assistant Secretary