

MARSHALLTOWN

— I O W A —

Joel Greer, Mayor
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TO: Mayor and City Council
FROM: Captain Christopher Jones
DATE: January 4, 2023
RE: ATE Ordinance Revision

Strategic Plan:

- Strategy 1: Expand and improve development in the community.
- Strategy 2: Enhance Marshalltown's public image.
- Strategy 3: Continually improve and sustain the City's infrastructure, organization, and services.
- Strategy 4: Partner with citizens, for-profit, non-profit, and others to improve quality of life.

Plan Objective: Review City policies, procedures, plans, ordinances, programs, and services for updates and efficiencies.

Recommendation: Amend 70.073 Notice of Automated Traffic Citation to allow the Automated Traffic Enforcement Contractor 30 days to mail the notice and waive the 2nd and 3rd readings.

Budget Impact: N/A

Description/Background: In reviewing implementation strategies with our Automated Traffic Enforcement (ATE) contractor, Sensys Gatso Group, it was determined that the following section of our approved ATE ordinance processing time frame may be too restrictive. A revision to the following section of Chapter 70 is recommended.

Current Section

§ 70.073 NOTICE OF AUTOMATED TRAFFIC CITATION.

- A) Upon a Marshalltown Police Officer's determination that the Automated Traffic Enforcement System has detected a violation described in subsection 70.072, a notice of an Automated Traffic Citation will be mailed to the Vehicle Owner for each such violation recorded by the Automated Traffic Enforcement System. The Automated Traffic Enforcement Contractor shall mail the notice within 30 days of receiving information about the Vehicle Owner. The notice shall include the name and address of the Vehicle Owner; the vehicle make if available and readily discernable; the vehicle registration number; the violation alleged; the time, date, and location of the alleged violation; the applicable fine; information as to how the Automated Traffic Citation may be challenged; and that the basis of the notice is a photographic or video record generated by an Automated Traffic Enforcement System.

Revised Section

§ 70.073 NOTICE OF AUTOMATED TRAFFIC CITATION.

- A) Upon a Marshalltown Police Officer's determination that the Automated Traffic Enforcement System

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has detected a violation described in subsection 70.072, a notice of an Automated Traffic Citation will be mailed to the Vehicle Owner for each such violation recorded by the Automated Traffic Enforcement System. The Automated Traffic Enforcement Contractor shall mail the notice within **30 days** of receiving information about the Vehicle Owner. The notice shall include the name and address of the Vehicle Owner; the vehicle make if available and readily discernable; the vehicle registration number; the violation alleged; the time, date, and location of the alleged violation; the applicable fine; information as to how the Automated Traffic Citation may be challenged; and that the basis of the notice is a photographic or video record generated by an Automated Traffic Enforcement System.

By increasing the time our contractor may mail the notice of an infraction from 10 days to 30 days we may allow more time for citations to be reviewed accurately and account for reasonable unexpected delays during the processing and mailing of violations.

I would also recommend the Mayor and City Council waive the 2nd and 3rd readings of this ordinance revision to help prevent a potential delay in the implementation of our ATE program.

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