Date: 11/19/98

To: Board of Trustees

From: Dr. Philip R. Day, Jr., Chancellor

Subject: Authorization to Contract for Processing & Collecting Parking Tickets (Resolution No. 981119-B8)

BACKGROUND INFORMATION:

On January 1, 1994, the processing and adjudication of parking violations was decriminalized and removed from the courts and turned over to the citing authority. This was done when the California state legislature passed Assembly Bill 403. The citing authorities were mandated to put into place an administrative review and hearing process enabling the citizen or registered vehicle owner to challenge the parking violation.

The California Vehicle Code stipulates that parking violation processing, administrative review and hearing process may be contracted out by the issuing agency and encourages that various citing authorities can join together to perform these functions. The San Francisco Community College District elected to have the San Francisco Department of Parking and Traffic process and adjudicate its parking violations in accordance with the California Vehicle Code and to allocate all revenues received from parking citations to pay for public safety by San Francisco Community College District Board Resolution No. 941205-B3. A memorandum of understanding was executed.

The City and County of San Francisco, Department of Parking and Traffic is now going to a collection agency to collect parking fines. The MOU now must be modified to take into account fees and expenses. The District’s share of these fines remains unchanged.
RECOMMENDATION:

WHEREAS: The California Vehicle Code stipulates that the parking violation processing, administrative review and hearing process may be contracted out by the issuing agency and encourages that various citing authorities can join together to perform these functions, and

WHEREAS: The District Chief of Police and Administration recommend that the San Francisco Department of Parking and Traffic process and adjudicate the District's parking violations in accordance with the California Vehicle Code

RESOLVED: That the SFCCD is authorized to enter into a Memorandum of Understanding with the City and County of San Francisco, Department of Parking and Traffic (DPT) for processing of City College parking citations by the DPT, with revenue distribution split as follows: SFCCD, 65%; SFDPT, 35% and

FURTHER BE IT RESOLVED: That the Chancellor, Chief Operating Officer, and/or Vice Chancellor, are hereby authorized to execute such an MOU on behalf of the SFCCD.

Chuck N. Collins, Originator

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