



CITY COUNCIL ACTION FORM

Department	Presented by	Date
City Clerk	Erin Kelley - City Clerk	November 2, 2021

ITEM Resolution 2021-38 – Amending the 2021 Fee Schedules

BACKGROUND

On September 21, 2021, City Council adopted Ordinance 2021-14 to update procedures related to parking and traffic violations. In relevant part, Ordinance 2021-14 allowed violators to appeal the entry of default judgement for certain parking and traffic violations by petitioning for a hearing before the Municipal Court. At present, fees for the court costs and victim's assistance fund associated with the two-hour parking infraction are not included in the 2021 Fees Schedule. This Resolution would provide that \$30.00 in court costs and \$5.00 for the victim's assistance fund are permissible fees for this violation, as is the standard practice for other parking violations.

STAFF RECOMMENDATION

Staff recommends approval, so as to fairly recouperate administrative costs associated with hearings contesting two-hour parking violations.

SUGGESTED MOTION

"I move to approve Resolution 2021-38, amending the 2021 Fee Schedules."

RESOLUTION NO. 38
(Series 2021)

**A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF SALIDA,
COLORADO AMENDING THE 2021 FEE SCHEDULES**

WHEREAS, the Salida Municipal Code (“Code”) establishes rules and regulations for the operations of the City of Salida (“City”) and provides for the establishment of fees for various City services throughout the Code;

WHEREAS, the City relies upon fees to administer services to its customers, residents, and citizens;

WHEREAS, fees associated with the services provided by the City require adjustment from time to time to account for matters such as: increases in costs to provide services; the implementation of new services, regulations, and procedures; changing circumstances; and amendments to the Code;

WHEREAS, on December 15, 2020, City Council adopted the 2021 Fee Schedules via Resolution No. 2020-43;

WHEREAS, following the adoption of the 2021 Fee Schedules, City Council amended the 2021 Fee Schedule on October 5, 2021 via Resolution 2021-34;

WHEREAS, on September 21, 2021, City Council adopted Ordinance 2021-14 to update procedures related to parking and traffic violations;

WHEREAS, Ordinance 2021-14 allows violators to appeal the entry of default judgement for certain parking and traffic violations by petitioning for a hearing before the Municipal Court;

WHEREAS, at present, no fees are authorized for the court costs and victim’s assistance surcharge associated with violation of the two-hour parking limit;

WHEREAS, City Council has determined that the amended fees, as they relate to the court costs and victim’s assistance surcharge for two-hour parking limit violations, are appropriate, fair, and justified; and

WHEREAS, the applicable portion of the amended 2021 Fee Schedules is attached hereto and incorporated herein as Exhibit A.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO THAT:

1. The City Council incorporates the foregoing recitals as its conclusions, facts, determinations, and findings.
2. This resolution and updated Fee Schedules are intended to supersede all previous fee

schedules adopted by the City Council.

3. Effective upon approval, the City hereby adopts the amended 2021 Fee Schedules, with the applicable updated portions attached hereto as Exhibit A.

RESOLVED, APPROVED, AND ADOPTED this 2nd of November, 2021.

City of Salida

Mayor P.T. Wood

ATTEST:

City Clerk/Deputy City Clerk

Exhibit A

Amended Portion of 2021 Fee Schedules

STATUTE	CHARGE	Code	FINE	CC+VA	PTS
PARKING VIOLATIONS					
MTC 210	Failed to Display Required Lights When Parked	350	\$25	\$30 +\$5	0
MTC 1202	(Stopped/Parked/Left Standing) Vehicle on Paved Portion of Highway	350	\$25	\$30 +\$5	0
MTC 1203	Two Hour Parking	350	\$20	\$30 +\$5	0
MTC 1206	Failed to (Lock Ignition of/Remove Key From) Parked Vehicle	350	\$25	\$30 +\$5	0
MTC 1206	Parked Vehicle Without Setting Brakes	350	\$25	\$30 +\$5	0
MTC 1206	Parked Vehicle on Grade Without Turning Wheels to Side of Curb	350	\$25	\$30 +\$5	0
MTC 1207	(Opened Door/Left Door Open) Into Lane of Traffic (When Not Safe/and Interfered With Traffic	916	\$25	\$30 +\$5	0
MTC 1208	Improper Use of Disabled Parking Privileges When Not Disabled	362	\$100	\$30 +\$5	0
MTC 1211	Limitations on Backing	153	\$50	\$30 +\$5	2
MTC 1204	Stopping, standing, or parking prohibited in specified places				
(1) A,B,C,D,E,F,G,H,I			\$30	0	0
(2) F			\$30	0	0
(3) A			\$30	0	0
(2) A,C,D			\$30	0	0
(1) E,F,J,K			\$30	0	0
(3) B			\$30	0	0
(2) E			\$30	0	0
MTC 1204	Parking in a Fire Lane		\$50	0	0
MTC 1205	Double Parking, Parked Facing Wrong Way, Parked Over 12" From		\$30	0	0

PASSING

MTC 802	Passed Vehicle Stopped for Pedestrian in (Marked Unmarked) Crosswalk	203	\$75	\$30 +\$5	3
MTC 1002	Failed to Yield One-Half of the Roadway to Oncoming Vehicle	190	\$100	\$30 +\$5	4
MTC 1003	Passed on Left in Unsafe Manner	192	\$100	\$30 +\$5	4
MTC 1007	(Attempted to Pass/Passed) on Shoulder of Right Hand Traffic Lane	222	\$100	\$30+\$5	4

PEDESTRIAN/ANIMAL RIDER VIOLATIONS

MTC 802	Pedestrian Suddenly (Walked/Ran/Rode Bicycle Into Path of Vehicle	411	\$25	\$30 +\$5	0
MTC 805	(Pedestrian/Animal Rider) Failed to (Walk/ Ride) (Along/Upon) Roadway as Required	408	\$25	\$30+\$5	0
MTC 805	Pedestrian on Highway Under the Influence of (Alcohol or a Controlled Substance	803	Summons		0
MTC 801	Pedestrian obedience to traffic control devices a regulations	401	\$25	\$30+\$5	0
MTC 803	Crossing at other than crosswalks	407	\$25	\$30 +\$5	0