

ORDINANCE TO AMEND CHAPTER 21, CODE OF ORDINANCES, CITY OF
MEMPHIS, TO MODIFY SECTION 21-80 (b) OF THE TRAFFIC CONTROL
PHOTOGRAPHIC SYSTEM REQUIREMENTS

Whereas, on June 21, 2005, the Memphis City Council approved a traffic control photographic system to provide for the health, safety and welfare of the citizens of the city; and

Whereas, a traffic control photographic system captures recorded images of the rear tag of drivers who have crossed the stop line at a traffic system location and disregarded the traffic control sign, signal or device in violation of Chapter 21, sections 21-371 or 21-378; and

Whereas, the ordinance provided for the distribution of any excess revenues generated from penalties and assessments to first be applied to all equipment, administrative and associated processing costs and additional revenues limited to the payment of costs associated with traffic and safety education programs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that Section 21-80 (b) penalty be replaced and amended as follows:

(b) All revenues generated from penalties and assessments associated with the enforcement of this ordinance shall first be applied to all equipment, administrative and associated processing costs. Remaining revenues shall be used for the purchase and installation of cameras and/or GPS systems in all Memphis police department patrol cars (the Police Department will submit a budget and plan outlining the number of cars that can be outfitted in a given year). Additionally, 21% of the gross revenues or an amount not less than \$300,000 but not to exceed \$500,000 annually shall be allocated for the Memphis Neighborhood Watch program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF MEMPHIS, that the provisions of this ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases or parts is held unconstitutional or void, the remainder of this ordinance shall continue in full force and effect.

BE IT FURTHER RESOLVED, that this ordinance shall take effect from and after the date it shall have been passed by the City Council, signed by the chairman of the council, certified and delivered to the office of the mayor in writing by the comptroller, and become effective as otherwise provided by law.

Harold Collins

