

CITY OF DAYTONA BEACH

MINUTES – Red Light
Camera Violations

SPECIAL
MAGISTRATE
HEARING

September 10, 2013
City Commission Chambers
301 South Ridgewood Avenue,
Daytona Beach, Florida

10:30 AM

ATTENDEES:

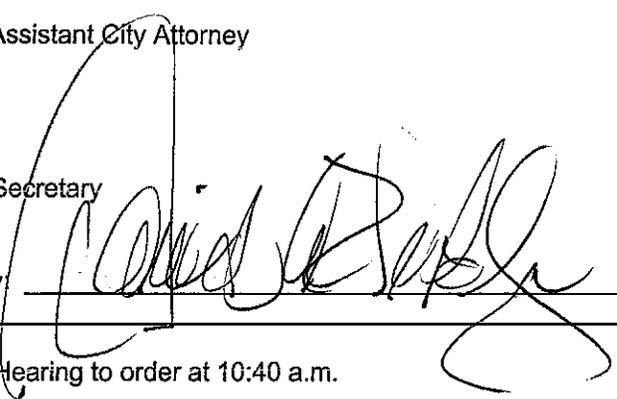
Mr. David Vukelja, Special Magistrate

STAFF:

Anthony E. Jackson, Assistant City Attorney
Gary Sault
Tiffany Enborg
Mallory Taylor

Ms. Aimee Hampton, Secretary

Approval of Minutes by


Special Magistrate

Mr. Vukelja called the Hearing to order at 10:40 a.m.

Mr. Vukelja asked if there were any announcements.

Ms. Hampton stated the following cases were resolved:

Case 1

CITATION NO. 0160147993 - Joseph T. Williams is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Case 4

CITATION NO. 0160147515 - Jamie P. Hempel is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Ms. Hampton swore in members of City staff.

Mr. Vukelja announced to the audience the procedure of the meeting and how high the fees could potentially be and further they would be given an opportunity to view the video.

Hearing of Cases:

Case 2

CITATION NO. 0160147849 - Gwendolyn H. Coy is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Ms. Coy came forward and was sworn.

Mr. Jackson stated the City would like to show Ms. Coy the video and give her the opportunity to make a decision regarding how she wants to proceed.

Ms. Coy viewed the video and elected to go ahead and plea to the violations.

Ruling

Mr. Vukelja found Ms. Coy liable for the violation and ordered the fine amount of \$158.00 plus \$50.00 administrative costs payable within 30 days.

Case 3

CITATION NO. 0160148084 - Robert A. Fitzpatrick is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Mr. Fitzpatrick came forward and was sworn.

Mr. Jackson stated the City would like to show Mr. Fitzpatrick the video and give her the opportunity to make a decision regarding how she wants to proceed.

Mr. Fitzpatrick viewed the video and elected to go ahead and contest the violation because he believed that when he proceeded by turning right on red because it was not a hazardous condition when he turned right.

Mr. Jackson presented argument on behalf of the City and read the statute to the Magistrate and argued Mr. Fitzpatrick failed to stop before turning right on the red light.

Ruling

Mr. Vukelja found Mr. Fitzpatrick liable for the violation and ordered the fine amount of \$158.00 plus \$100.00 administrative costs payable within 30 days.

Case 5

CITATION NO. 0160147771 - Regina M. Krouse is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Ms. Krouse failed to appear for the hearing.

Mr. Jackson showed the video to the Magistrate.

Ruling

Mr. Vukelja found Ms. Krouse liable for the violation and ordered the fine amount of \$158.00 plus \$100.00 administrative costs payable within 30 days.

Case 6

CITATION NO. 0160147234 - Jason C. Vogelsberg is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Mr. Vogelsberg came forward and was sworn.

Mr. Jackson stated the City would like to show Mr. Vogelsburg the video and give him the opportunity to make a decision regarding how he wanted to proceed.

Mr. Vogelsberg viewed the video and elected to go ahead and contest the violation as he and his girlfriend were sharing his car at the time and he did not know if it was his girlfriend or him that was driving.

Mr. Jackson provided the Magistrate the statute regarding the liability of the vehicle owner and how to transfer the liability of the owner to the actual driver of the vehicle.

Ruling

Mr. Vukelja found Mr. Vogelsberg liable for the violation and ordered the fine amount of \$158.00 plus \$100.00 administrative costs payable within 30 days.

Case 7

CITATION NO. 0160148036 - Yuanming Yao is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal.

Ms. Yao came forward and was sworn.

Mr. Jackson stated the City would like to show Ms. Yao the video and give her the opportunity to make a decision regarding how she wants to proceed.

Ms. Yao viewed the video and elected to go ahead and plea to the violations.

Ruling

Mr. Vukelja found Ms. Yao liable for the violation and ordered the fine amount of \$158.00 plus \$50.00 administrative costs payable within 30 days.

Adjournment

The meeting was adjourned at 11:30 a.m.