

CITY OF DAYTONA BEACH

**MINUTES – Red Light
Camera Violations**

**SPECIAL
MAGISTRATE
HEARING**

June 10, 2014 10:30 AM
City Commission Chambers
301 South Ridgewood Avenue,
Daytona Beach, Florida

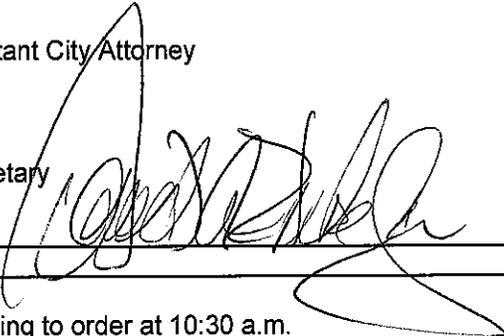
ATTENDEES:

Mr. David Vukelja, Special Magistrate

STAFF:

Anthony E. Jackson, Assistant City Attorney
Gary Sault
Ofc. Chris Pearsall

Ms. Aimee Hampton, Secretary

Approval of Minutes by:  _____ Special Magistrate

Mr. Vukelja called the Hearing to order at 10:30 a.m.

Mr. Vukelja approved the minutes of the April 22, 2014 Red Light Camera Proceeding Minutes.

Mr. Vukelja asked if there were any announcements.

Ms. Hampton stated the following cases have been resolved:

Case 33

CITATION NO. 0160158875 - Thomas Stewart 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 34

CITATION NO. 0160159133 - Daniele L. Turner 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 staff.

Hearing of Cases

Case 1

CITATION NO. 0160157328 - LaErica Shavers is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Mr. Jackson stated the Respondent submitted an affidavit saying she was yielding to an emergency vehicle.

Ofc. Sault played the video and stated there seemed to be no indication of an emergency vehicle.

Mr. Vukelja viewed the video.

Mr. Jackson stated it appears there are no indicators of the Respondent running the red light due to an emergency vehicle.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 2

CITATION NO. 0160157617 - Herman L. Barnes 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. Herman L. Barnes came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Barnes stated he did not want to contest the violation.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 3

CITATION NO. 0160157336 - Lance A. Bremer 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. Lance Bremer came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Bremer stated he agreed his vehicle ran the red light but he did not know who it was because it was one of his three employees driving his company vehicle. Mr. Bremer inquired as to whether his insurance would go up.

Mr. Jackson explained that since this was an administrative hearing, the Court would not be notified and his insurance should not increase.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 4

CITATION NO. 0160157928 - Roberta J. Stephens is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Roberta Stephens came forward and was sworn.

Mr. Vukelja reviewed the video.

Ms. Stephens stated she has medical problems and has people who drive for her. She did not know who was driving that day. Ms. Stephens also stated she cannot see in the video who was driving and believed she had a right to face her accuser and if the camera was working properly.

Mr. Vukelja inquired if she was able to fill out the affidavit transferring liability to another individual

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$100.00 administrative costs payable in 30 days.

Case 5

CITATION NO. 0160158128 - Natasha Azari is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present at the time the case was called.

Ms. Natasha Azari came forward and was sworn at the end of the meeting.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 6

CITATION NO. 0160156542 - Michael C. Blicher 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. Michael Blicher came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Blicher stated there was a police chase or something involving law enforcement so he went through the light in order to avoid causing an accident.

Mr. Jackson reviewed the video and stated he did see emergency vehicle lights flashing behind the direction of where Mr. Blicher was travelling.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 7

CITATION NO. 0160156991 - Nira L. Durden 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. Nira L. Durden came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Durden elected to not contest the citation.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 8

CITATION NO. 0160157848 - David T. Ford/The Franky Revocable Trust is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 9

CITATION NO. 0160157653 - Jeremy Foy 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. Jeremy Foy came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Foy did not contest the violation but asked if he could have 90 days to pay.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 10

CITATION NO. 0160158799 - Carlos A. Giraldo Garces is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 11

CITATION NO. 0160149285 - Anne Hardy 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. Anne Hardy came forward and was sworn.

Mr. Vukelja reviewed the video.

Ms. Hardy stated that her tires were in a bad condition and if she were to slam on the breaks she would have slid through the intersection. Ms. Hardy stated she was pregnant at the time and had her kids in the car.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$100.00 administrative costs payable in 30 days.

Case 12

CITATION NO. 0160156489 - Linda E. Laxton 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. Linda Laxton came forward and was sworn.

Mr. Vukelja reviewed the video.

Ms. Laxton stated she did not want to contest the violation.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 13

CITATION NO. 0160153564 - Rayann McLean is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 14

CITATION NO. 0160159034 - Gregory E. Micallef 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. Gregory Micallef came forward and was sworn.

Mr. Vukelja reviewed the video.

Mr. Micallef stated he did not want to contest the violations.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 15

CITATION NO. 0160156702 - Monika Rice is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 16

CITATION NO. 0160155164 - Timothy D. Wilson 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. Timothy Wilson came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 17

CITATION NO. 0160159832 - Rockie L. Baldwin is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 18

CITATION NO. 0160160687 - Damon Barrs is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Attorney Rotstein was present earlier in the meeting.

Mr. Jackson stated the City was willing to dismiss the case as it was a safe right hand turn.

Ruling

Mr. Vukelja found the Respondent not liable.

Case 19

CITATION NO. 0160157844 - Kenneth A. Baxter is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 20

CITATION NO. 0160159055 - Sheree J. Brabham 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. Sheree Brabham came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 21

CITATION NO. 0160160274 - Daniel M. Campbell 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. Daniel Campbell came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 22

CITATION NO. 0160158325 - Sandra S. Comte 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. Sandra Comte came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 23

CITATION NO. 0160158859 - Gary R. Cooper is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Ruling

Mr. Vukelja found the Respondent liable and imposed the fine of \$158.00 plus \$50.00 administrative costs payable in 30 days.

Case 24

CITATION NO. 0160158994 - Walter C. Davis 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. Walter Davis came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 25

CITATION NO. 0160159587 - Christine E. Good 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. Christine Good came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 26

CITATION NO. 0160157708 - Amy L. Herron 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. Amy L. Herron came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 27

CITATION NO. 0160158669 - Janice Hunter 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. Janice Hunter came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 28

CITATION NO. 0160158904 - Jason Magurczek 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. Jason Magurczek came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 29

CITATION NO. 0160158962 - Richard S. Morgan 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. Richard Morgan came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 30

CITATION NO. 0160160529 - Troy Niles 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. Troy Niles came forward and was sworn. Mr. Niles stated the person in front of his waved him to go around.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 31

CITATION NO. 0160158819 - Desiree A. Raia 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. Desiree Raia came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 32

CITATION NO. 0160159739 - Susanne L. Ratner 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. Susanne L. Ratner came forward and was sworn.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 35

CITATION NO. 0160158417 - Amanda L. 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

Respondent was not present.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Case 36

CITATION NO. 0160158654 - Sameer A. Yousif is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Respondent was not present.

Mr. Vukelja reviewed the video.

Ruling

Mr. Vukelja found the Respondent not liable for the violation.

Miscellaneous Business

There was no miscellaneous business.

Adjournment

The meeting was adjourned at 12:08 p.m.