

ORDINANCE 17-1700-1001

MOTION: Councilmember Carrera SECOND: Vice Mayor Naddoni

Amended by Ordinance 17-1700-1007 August 15 2017

Date of Meeting May 2, 2017

AN ORDINANCE

TO AMEND ARTICLE II, OPERATION OF VEHICLES, OF CHAPTER 24, TRAFFIC CODE, OF THE CODE OF THE CITY OF MANASSAS PARK, VIRGINIA, TO ALLOW THE MANASSAS PARK CITY SCHOOL BOARD TO INSTALL AND OPERATE A VIDEO-MONITORING SYSTEM IN OR ON SCHOOL BUSES OPERATED BY THE SCHOOL BOARD, OR TO CONTRACT WITH A PRIVATE VENDOR TO DO SO, FOR THE PURPOSE OF RECORDING VIOLATIONS OF SUBSECTION 46.2-844.A. OF THE CODE OF VIRGINIA

BE IT ORDAINED by the Governing Body of the City of Manassas Park that:

1. Article II, Operation of Vehicles, of Chapter 24, Traffic Code, of the Code of the City of Manassas Park, Virginia, is hereby amended by adding a new Section 24-41 to read as follows:

**“Sec. 24-41. Photo and video monitoring systems to enforce law against passing stopped school buses; penalty.**

(a) The Manassas Park City School Board is hereby authorized to install and operate photo and/or video monitoring systems in or on public schools buses operated by the School Board, or to contract with a private vendor to install and operate such systems, for the purpose of recording violations of subsection 46.2-844.A. of the Code of Virginia.

(b) For purposes of this section, “monitoring system” means a system with one or more camera sensors and computers installed and operated on a school bus that produce live digital and recorded photographs or videos of motor vehicles being operated in violation of section 46.2-859 of the Code of Virginia.

(c) All monitoring systems installed on public school buses shall, at a minimum, produce a recorded image of the license plate of the motor vehicle and shall record the activation status of at least one warning device as prescribed in section 46.2-1090 of the Code of Virginia, and the time, date, and location of the school bus when the image is recorded.

(d) The drive of a motor vehicle found to be in violation of Section 46.2-859 of the Code of Virginia, based on evidence obtained from a photo or video monitoring system, shall be liable for a civil penalty of \$250.00 imposed in accordance with this section.

(e) Any person who receives a summons or notice of violation from a law enforcement officer pursuant to this section may waive his right to appear in court and be formally tried for the offense pursuant to subsection 16.1-69.40:1.B. of the Code of Virginia. The waiver shall be effective when the person pays \$250.00 to the Manassas Park Treasurer's office within fifteen (15) business days after receipt of the summons or notice of violation.

(f) All penalties collected for violations pursuant to this section shall be paid into the city treasury. The treasurer, after first deducting costs incurred by the police department in reviewing violations, shall remit the remaining balance of funds received to the school board.”

2. All sections of the Code of the City of Manassas Park, Virginia that are inconsistent with and/or in conflict with this Ordinance are hereby repealed.

3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.
4. This Ordinance shall be effective upon its adoption.

Approved: May 2, 2017

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Jeanette Rishell, Mayor

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Lana A. Conner, City Clerk

AYES: Carrera, Naddoni, Banks, Cendejas, Machado, Rishell  
NAYS: Shuemaker  
ABSENT: None  
ABSTAIN: None