

JY:amt  
12/8/83

AN ORDINANCE 58007

ESTABLISHING A PROCESSING FEE OF \$15.00 TO BE CHARGED TO EACH MOTORIST WHO PETITIONS THE MUNICIPAL COURT TO TAKE A DEFENSE DRIVING COURSE.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. There is hereby created a fifteen dollar (\$15.00) processing fee to be charged each motorist alleged to have violated the traffic laws who petitions the City of San Antonio Municipal Court to take defensive driving course and who wishes the City to handle all paperwork and processing. The processing fee is an administrative fee to be charged the motorist-petitioner by the Court Clerk or his designated agent after the judge in said case defers the proceedings pursuant to Article 6701d, §143A, V.A.T.C.S., and refers said motorist-petitioner to the Court Clerk or his designated agent. Monies collected from the processing fee shall be deposited into the City treasury and shall be used to defray the cost of personnel, data processing, and equipment required to process and monitor the necessary paperwork for this program.

SECTION 2. Motorist-petitioners may, at their option, choose not to participate in the City processing program. Such individuals shall not be charged the fifteen dollar (\$15.00) processing fee but shall be responsible for and required to, on their own, secure and supply the Court with all necessary documentation evidencing successful compliance pursuant to Article 6701d, §143A(2), V.A.T.C.S.

SECTION 3. All proposals received from contractors in response to legal notices published in the Commercial Recorder on October 12 and 19, 1983, to provide the City of San Antonio Municipal Courts with a course on Defensive Driving according to certain specifications therein are hereby rejected. The rejection of all such proposals allows each motorist to attend the defensive driving school of his choice if it is one approved by the Texas Department of Public Safety and the Municipal Court.

SECTION 4. Any defensive driving school which has been approved by the Texas Department of Public Safety may in writing ask to be placed on the list of schools approved by the City of San Antonio Municipal Court. Any school which the Texas Department of Public Safety disapproves subsequent to its approval shall be withdrawn from the list of Municipal Court approved schools.

SECTION 5. This ordinance becomes effective January 1, 1984.

PASSED AND APPROVED this 8<sup>th</sup> day of December, 1983.

*Henry Cisneros*  
M A Y O R

ATTEST:

*Norma S. Rodriguez*  
City Clerk

APPROVED AS TO FORM:

*Tom Friday*  
City Attorney

83-58

AVIATION	
BUDGET & RESEARCH	1
BUILDING INSPECTIONS	
BUILDING INSPECTIONS-HOUSE NUMBERING	
CITY WATER BOARD	
COMMERCIAL RECORDER	<i>caption only</i> 1
CONVENTION & VISITORS BUREAU	
CONVENTION FACILITIES	
ECONOMIC & EMPLOYMENT DEVELOPMENT	
EQUAL EMPLOYMENT OPPORTUNITY	
FINANCE DIRECTOR	
ASSESSOR	
CONTROLLER	1
TREASURY DIVISION	
GRANTS SECTION	
INTERNAL AUDIT	
RISK MANAGEMENT	
FIRE CHIEF	
HEMISFAIR PLAZA	
HUMAN RESOURCES & SERVICES	
INFORMATION RESOURCES	
LEGAL-CITY ATTORNEY	
LIBRARY DIRECTOR	
MARKET SQUARE	
METROPOLITAN HEALTH DISTRICT	
MUNICIPAL COURTS	1
PARKS & RECREATION	
PERSONNEL DIRECTOR	
PLANNING	
POLICE CHIEF	
PUBLIC UTILITIES	
PUBLIC WORKS DIRECTOR	
ENGINEERING DIVISION	
ENGINEERING DIVISION-CENTRAL MAPPING	
WASTEWATER ENGINEERING	
REAL ESTATE DIVISION	
TRAFFIC ENGINEERING DIVISION	
PURCHASING	
ZONING ADMINISTRATION	

ITEM NO. 31.

MEETING OF THE CITY COUNCIL DATE: 12-8-83

MOTION BY: Thompson SECONDED BY: HARRINGTON

ORD. NO. 58007 ZONING CASE \_\_\_\_\_

RESOL. \_\_\_\_\_ PETITION \_\_\_\_\_

	ROLL CALL	AYES	NAYS
MARIA A. BERRIOZABAL PLACE 1		✓	
JOE WEBB PLACE 2		✓	
HELEN DUTMER PLACE 3			X
FRANK D. WING PLACE 4		✓	
BERNARDO EURESTE PLACE 5			X
BOB THOMPSON PLACE 6		✓	
JOE ALDERETE, JR. PLACE 7		<i>absent</i>	
G.E. "ED" HARRINGTON PLACE 8		✓	
VAN ARCHER PLACE 9		✓	
JAMES C. HASSLOCHER PLACE 10		✓	
HENRY G. CISNEROS PLACE 11 (MAYOR)		✓	

**83-58**

*#2*

03-01-01  
CITY OF SAN ANTONIO

AGENDA ITEM NO. 31

Interdepartment Correspondence Sheet

TO: Mayor and City Council Members  
FROM: Bill R. Arnette, Director of Municipal Courts  
COPIES TO: J. Rolando Bono, Asst. City Manager; File  
SUBJECT: PROCESSING FEE FOR DEFENSIVE DRIVING COURSES

Date Nov. 17, 1983

Summary and Recommendation

In 1979, the Texas Legislature passed a law permitting motorists who receive a traffic citation to take a defensive driving course at the Court's discretion. If the motorist successfully completes the course, his or her citation would be dismissed by the Court. However, in 1981 the Texas Legislature amended the law for defensive driving courses which removed the Court's discretion on who may take the course.

Before the law was changed in 1981, there were only a few schools in San Antonio providing this service to the community. Since the change in 1981, there has been an increase in the number of schools providing this service to citizenry.

For the past two years, there has been an increase in the number of motorists requesting to take the defensive driving course. The administrative paperwork and staff that's needed to support this defensive driving program has more than tripled. We are requesting that a processing fee of \$15.00 be charged to each motorist who petitions the Court to take the defensive driving course.

In order for the Municipal Court to recover the additional cost for this service, we are recommending that a \$15.00 processing fee be charged and that this ordinance be passed by the City Council.

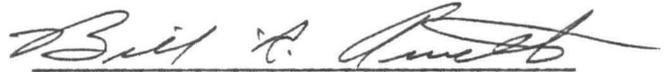
Policy Analysis

Until June of 1981, the City of San Antonio conducted its own defensive driving course free of charge to all motorists who received a traffic citation within the City limits of San Antonio. Pursuant to the law being amended by the Legislature in July, 1981, the Court discontinued its school.

There has never been a policy to establish a processing fee charge for the administrative services provided by Municipal Court to the users.

Financial Impact

The personnel, data processing, and equipment cost required to process and monitor the necessary paperwork for this program is currently being absorbed into the cost of other daily administrative process. This requested fee will allow the administrative aspect of the defensive driving option to become self-supportive. Revenues of \$50,000 were budgeted for FY 1983-84.



BILL R. ARNETTE

Director of Municipal Courts

Approved by:



LOUIS J. FOX  
City Manager

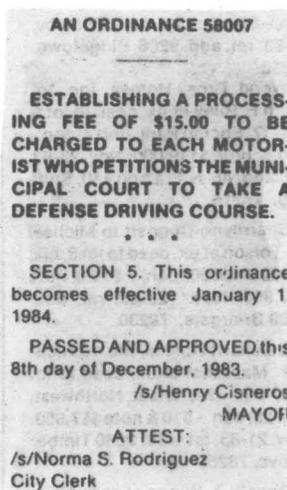
BRA:1a1

# Affidavit of Publisher

THE STATE OF TEXAS, }

COUNTY OF BEXAR  
CITY OF SAN ANTONIO }

Before me, the undersigned authority, on this day personally appeared Irene Palencia, who being by me duly sworn, says on oath that she is Office Supervisor of the Commercial Recorder, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance #5 8007 hereto attached has been published in every issue of said newspaper on the following days, to-wit: December 13, 1983.



Irene Palencia

Sworn to and subscribed before me this 13th Day of December 19 83

Stella A. Drozow

Notary Public in and for Bexar County,  
Texas

31 ~~29~~ 0, JOSE

DO NOT TYPE IN THIS SPACE		CITY OF SAN ANTONIO  <b>Request For Ordinance/Resolution</b>	For CMO use only	
<b>Approval</b>			Date Considered	
Finance	Budget		Consent <input type="checkbox"/>	Individual <input type="checkbox"/>
Legal	Coordinator		Item No.	Ord. No.

Date: November 17, 1983	Department: MUNICIPAL COURTS	Contact Person/Phone # BILL R. ARNETTE, 299-7710
Date Council Consideration Requested: ASAP	Deadline for Action: ASAP	Dept. Head Signature: 

**SUMMARY OF ORDINANCE**

Before the law was changed in 1981, there were only a few schools in San Antonio providing defensive driving courses to the community. Since the change in 1981, there has been an increase in the number of schools providing this service to citizenry.

For the past two years, there has been an increase in the number of motorists requesting to take the defensive driving course. The administrative paperwork and staff that's needed by Municipal Courts to support this defensive driving program has more than tripled. We are requesting that a processing fee of \$10.00 be charged to each motorist who petitions the Court to take the defensive driving course.

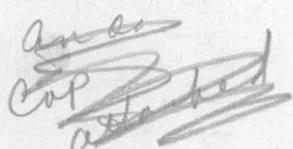
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Council Memorandum Must Be Attached To Original

Other Depts., Boards, Committees Involved (please specify):  
None

Contract signed by other party  
Yes  No

<b>FISCAL DATA (If Applicable)</b>	<b>Budgetary Implications</b>
Fund No. _____ Amt. Expended _____	Funds/Staffing Budgeted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Activity No. _____ SID No. _____	Positions Currently Authorized _____
Index Code _____ Project No. _____	Impact on future O & M _____
Object Code _____	If positions added, specify class and no. _____

Comments:  
  
an ordinance establishing a Processing Fee of \$10.00 to be charged to each motorist

who petitions the Court to take the defensive driving course.

→ call Bill Arnette on this 57

Coordinator — White  
Legal — Green  
Budget — Canary  
Finance — Pink  
Originator — Gold

CITY OF SAN ANTONIO

JOSE

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Handwritten notes: Ordinance... Arnette on this... processing fee of \$10.00... to be charged to each motorist... who petitions the Court to... defend the defensive driving course... J.F.

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BILL R. ARNETTE  
Director of Municipal Courts

Approved by:

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LOUIS J. FOX  
City Manager

BRA:lal