

CITY OF DAYTONA BEACH

MINUTES – Red Light
Camera Violations

SPECIAL
MAGISTRATE
HEARING

October 14, 2014
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
Tiffany Enborg
Ofc. Gary Sault
Ms. Aimee Hampton, Secretary

Approval of Minutes by:  _____ Special Magistrate

Mr. Vukelja called the Hearing to order at 10:35 a.m.

Mr. Vukelja approved the September 9, 2014 Red Light Camera Proceeding Minutes.

Mr. Vukelja asked if there were any announcements.

Ms. Hampton made the following announcements:

Case 2

CITATION NO. 0160164347 - John T. Boyd is cited for Section 316.074(1) or Section 316.075(1)(c), Florida Statutes, - Photo/Camera - Failure to Stop at Steady Red Signal

Resolved by payment.

Ms. Hampton announced three additional cases that needed to be added to the Agenda:

CITATION NO. 0160163316 – Nebe Akosa
CITATION NO. 0160165010 – Star A. Long
CITATION NO. 0160165352 – Sheila D. Long

Mr. Vukelja reviewed the procedure for hearing.

Ms. Hampton swore in members of staff that would be testifying.

Hearing of Cases

Case 1

CITATION NO. 0160161743 – Shanita Brown 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. Shanita Brown came forward and was sworn.

Ms. Brown stated she was getting her brakes checked at Midas and they were supposed to send her a paper but she will not receive the paper until October 20th.

Mr. Vukelja considered another continuance to the November meeting.

Ms. Brown stated she could not keep taking off work and agreed to accept liability.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 3

CITATION NO. 0160163452 - Katie M. Grammel 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. Katie Grammel came forward and was sworn.

The video was reviewed.

Ms. Grammel stated she thought she could make it through the light but did not and conceded it was bad judgment.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 4

CITATION NO. 0160163663 - Star A. Long 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. Star Long came forward and was sworn.

The video was reviewed.

Ms. Long stated she is a good driver and she believed she was pushed to go through the red light. Ms. Long stated she did not have the funds to pay for the tickets.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

** Additional Case

CITATION NO. 0160165010 - Star A. Long 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. Long was present and previously sworn.

The video was reviewed.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 5

CITATION NO. 0160164024 - Angela C. McGuinness 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 \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 6

CITATION NO. 0160164561 - Latisha M. Robinson 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. Latisha Robinson came forward and was sworn.

The video was reviewed.

Ms. Robinson stated the thought she was already over the stop bar when the light turned red.

Mr. Vukelja stated it was close but she was beyond the stop bar.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days

Case 7

CITATION NO. 0160165275 - Aaron A. Smith-Crawford 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. Aaron Crawford came forward and was sworn.

The video was reviewed.

Mr. Crawford stated the video does not show it but he was actually in the center lane and in order for him to avoid getting into an accident he had to go around that person and ended up running the red light and it was raining and he could not stop in time.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 8

CITATION NO. 0160163702 - Carrie J. Taylor 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. Carrie J. Taylor came forward and was sworn.

The video was reviewed.

Ms. Taylor stated the vehicle was her daughter's car and she was the co-signer.

Mr. Vukelja inquired if Ms. Taylor completed and affidavit of transfer to her daughter.

Ms. Taylor stated she thought she could come to the meeting to take care of the transfer.

Ms. Taylor completed the affidavit and submitted it to staff.

Ruling

Mr. Vukelja found the Respondent not liable.

Case 9

CITATION NO. 0160162583 - Kimberly A. Taylor 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. Kimberly Taylor came forward and was sworn.

The video was reviewed.

Ms. Taylor stated she was not driving that day and she submitted an affidavit but was not aware she was legally responsible for providing who the driver was.

Mr. Vukelja stated it was either going to her or someone who she provides the information for in the affidavit.

Ruling

Mr. Vukelja found the Respondent not liable.

Case 10

CITATION NO. 0160164416 - Richard D. Walker 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 D. Walker came forward and was sworn. Mr. Walker stated he owns the car but does not drive it and unless there is a picture of who was driving he does not know who was driving.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 11

CITATION NO. 0160163378 - Timothy J. Ziegler 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 Ziegler came forward and was sworn.

The video was reviewed.

Mr. Ziegler stated he did not have enough time to react to stopping at the yellow light. Mr. Ziegler stated he was driving a 3 ton vehicle and he would have ended up in the middle of the intersection if he would have stopped.

Mr. Jackson stated the yellow light time was adequate for the Respondent to stop.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Case 12

CITATION NO. 0160163316 – Nebe C. Akosa 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. Nebe Akosa came forward and was sworn.

Mr. Akosa stated it was not necessary to review the video but he was requesting an extension to be able to pay the amount of the ticket. Ms. Akosa stated he would like to make payments.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 60 days.

Case 13

CITATION NO. 0160165352 – Sheila D. Murphy 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. Sheila Murphy came forward and was sworn.

The video as reviewed.

Ruling

Mr. Vukelja found the respondent liable and imposed the \$158 fine plus \$50 administrative fee subject to being paid within 30 days.

Miscellaneous Business

There was no miscellaneous business.

Adjournment

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