

CITY OF CHESAPEAKE, VIRGINIA

NUMBER 1.28

ADMINISTRATIVE REGULATION

EFFECTIVE DATE: 06/23/2011

**SUBJECT: CITY MANAGER'S OFFICE:
RED LIGHT PHOTO ENFORCEMENT
VIOLATIONS POLICY**

SUPERSEDES: 03/22/2011

I. PURPOSE

Failure to observe traffic signals can result in serious injury or death. City employees who operate City vehicles in the course of their duties are required to observe traffic signals, except as may otherwise be provided by law for emergency fire, medical and law-enforcement response. The City has installed red light photo-monitoring systems at certain intersections in the City. In conjunction with these installations, the City has implemented the PhotoSAFE program through the Chesapeake Police Department as a means to reduce the incidence of red light running in the City. The purpose of this regulation is to establish administrative policy and procedure for the handling of red light violations at PhotoSAFE intersections by City employees operating city vehicles.

II. APPLICABILITY

All City employees within departments which are under the direction of the City Manager shall be covered under this policy.

III. PROCEDURE

Virginia Code § 15.2-968.1(O) allows the City to use the images recorded by its PhotoSAFE photo-monitoring system, and any associated information, for employee disciplinary purposes when the system captures a vehicle owned, leased or rented by the City.

In the event the Chesapeake Police Department determines pursuant to its standard PhotoSAFE procedures that a red light violation has occurred by the operator of a City vehicle, the PhotoSAFE enforcement officer shall use City vehicle records to identify the department responsible for the vehicle. Once the responsible department has been identified, the department head will be notified of the violation by the PhotoSAFE enforcement officer, who will provide the department head with the photographic evidence and twelve second video of the violation, in addition to a short description of the specific traffic code violation captured by the system. The video and photographic evidence, as well as any other associated information forwarded to the department by the PhotoSAFE enforcement officer, may not be reproduced or disseminated to any other persons except for the purpose of investigating the incident, administering discipline or presenting to a grievance panel in the event of a grievance.

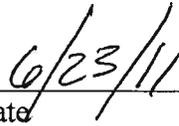
Department heads or their designees shall conduct an investigation in order to determine the identity of the individual operating the vehicle at the time of the violation, as well as to determine the facts and circumstances of the violation.

IV. VIOLATIONS

An employee who is determined to have committed a red light violation pursuant to the City's PhotoSAFE program shall be subject to disciplinary action. The provisions of Administrative Regulation 2.11, "Disciplinary Policy," shall apply to such action. Virginia Code § 15.2-968.1 does not authorize the City to assess a monetary penalty against a City employee who commits a red light violation while operating a City vehicle.



William E. Harrell, City Manager



Date