

CITY OF SACRAMENTO

DEPARTMENT OF FINANCE
DIVISION OF REVENUES AND COLLECTIONS
915 I STREET SACRAMENTO, CA 95814
ROOM 104 TELEPHONE (916) 448-5881

CITY MANAGER'S OFFICE
RECEIVED
NOV 17 1981

MICHAEL L. MEDEMA
REVENUES AND COLLECTIONS OFFICER

November 17, 1981

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: ADDITIONAL SPECIAL POLICE OFFICER AUTHORIZATION

SUMMARY

This report recommends an extension of the Special Police Officer powers for the Revenue Inspectors of the Revenues and Collections Division.

BACKGROUND

The attached report was presented to and recieved a favorable recommendation for adoption from the Law and Legislation Committee at its meeting on November 12, 1981.

RECOMMENDATION

It is recommended that the City Council adopt the attached resolution extending the Special Police powers of the Revenue Inspectors as indicated.

Respectfully submitted,

Michael L. Medema
Revenues and Collections Officer

Recommendation Approved:

Walter J. Skipe
City Manager

MLM:cls
Attachment

APPROVED
BY THE CITY COUNCIL

NOV 24 1981 November 24, 1981
All Districts

OFFICE OF THE
CITY CLERK



CITY OF SACRAMENTO

37

DEPARTMENT OF FINANCE

DIVISION OF REVENUES AND COLLECTIONS

915 I STREET

SACRAMENTO, CA 95814

ROOM 104

TELEPHONE (916) 449-5681

November 9, 1981

Law & Legislation Committee
Sacramento, California

Honorable Members in Session:

SUBJECT: Additional Special Police Officer Authorization

SUMMARY

This report recommends an extension of the Special Police Officer powers for the Revenue Inspectors of the Revenues and Collections Division.

BACKGROUND

The Revenue Inspectors of the Revenues and Collections Division have been authorized as Special Police Officers for the limited purposes of enforcement of City Code Chapter 19 (Refuse Collection Permits), Chapter 23 (Business Tax), and Chapter 41 (Taxes). The Special Police Officer status permits, when all other means have failed, the Revenue Inspectors to issue misdemeanor citations to persons found to be in violation of the specific chapters authorized. The Revenue Inspectors have been so authorized since 1977.

DISCUSSION

The primary duty of the Revenue Inspectors is field enforcement of the City's Business Tax Codes. Carrying out this duty requires the Inspectors to make on-site inspections of businesses to ascertain that the business has a valid business tax certificate. During the on-site inspections, other violations of City Code relating to permits may be noticed by the Inspectors. However, if a verbal warning does not entice a business to comply with the City Code, the Inspector is powerless to proceed without requesting assistance of the Police Department. Permit enforcement is understandably not a high priority for the Police Department. This has resulted in lost revenue to the City. Additionally, some of the City Code permit requirements are intended to control business activities (example - Street Vendors). Again due to necessity of involving the Police Department, enforcement of the controls suffers since the Revenue Inspectors are powerless to act.

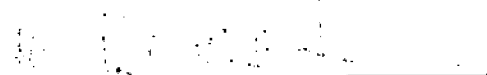
November 9, 1981

As a practical matter, the Revenue Inspectors issue very few (5 to 10 per year) citations. The Revenue Inspectors begin with a verbal warning, then issue a written warning and finally result to an actual citation. If their Special Police Officer status is extended, as recommended, it is not anticipated any significant increase in actual citations will occur. However, without the citation power, the Inspectors are reluctant to provide written warnings that can not be effectively carried out.

RECOMMENDATION

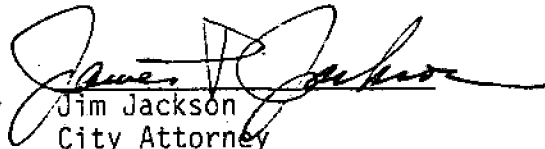
It is recommended that the Law and Legislation Committee recommend the City Council adopt the attached Resolution extending the Special Police powers of the Revenue Inspectors as indicated.

Respectfully submitted,



Michael L. Medema
Revenues & Collections Officer

Recommendation Approved:


Jim Jackson
City Attorney

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RESOLUTION NO. 81-884

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

RESOLUTION APPOINTING CERTAIN INDIVIDUALS
SPECIAL POLICE OFFICERS FOR PURPOSES OF
ENFORCING CERTAIN CHAPTERS OF THE CITY CODE.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

In order to enforce certain provisions of the City Code, those persons hereinafter named are hereby appointed Special Police Officers for the purpose of enforcing those particular provisions of the City Code hereinafter specified, and for those limited purposes only.

NAMES

Steven L. Benoit Alfred Leroy Dodson David Eugene Toelle

TO ENFORCE

- Chapter 5 Article I - Card Rooms
 - Sections 5.3-1
 - 5.3-3
- Article III - Miniature Golf
 - Sections 5.10
 - 5.13
 - 5.14
 - 5.15
 - 5.16
- Article IV - Ferris Wheel, Scenic Railway, Merry-Go-Rounds, etc.
 - Sections 5.17
 - 5.17-1
- Article V - Fairs, Carnivals, Circuses, Animal Shows, etc.
 - Sections 5.19
 - 5.19-1
 - 5.22
- Article VI - Coin-Operated Gaming Machines
 - Sections 5.23
 - 5.24
 - 5.27
 - 5.28
 - 5.29
 - 5.30

APPROVED
BY THE CITY COUNCIL

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SECTION 1. - CONTINUED

Chapter 5 - Continued

Article VII - Amusement Arcades

Sections 5.71
5.71-1
5.77
5.77-1

Chapter 7 - Auctions and Other Sales

Article I - Auctions Generally

Sections 7.3
7.3-1
7.9

Article II - Jewelry Auctions

Sections 7.17
7.19
7.24

Article III - Closing-Out, Etc., Sales

Sections 7.34
7.36
7.40
7.42
7.44
7.45
7.47
7.48
7.49

Article IV - Street and Sidewalk Vending

Division 1 - General
Sections 7.53
7.54

Division 2 - Old Sacramento - Special Events

Sections 7.55
7.58

Division 3 - Vendors Permit Requirements

Sections 7.60
7.62
7.65
7.66

Chapter 8 - Billiard and Pool Parlors

Article II - License

Sections 8.5
8.7
8.9

Chapter 10 - Canvassing, Peddling, and Soliciting

Article I - Solicitors Generally

- Sections 10.2
- 10.7
- 10.7-1

Article II - Magazine, Etc., Canvassers

- Section 10.10

Chapter 13 - Dance and Concert Regulations

Article I - Public Dances

- Section 13.01

Article II - Club Dances

- Section 13.10

Article III - Dance Concerts

- Section 13.20

Article IV - Taxi Dancing

- Section 13.30

Article V - Issuance and Revocation of Permits

- Sections 13.61
- 13.62

Chapter 15 - Fire Protection

Article II - Fire Protection

- Sections 15.206
- 15.33-1
- 15.33-3A
- 15.33-4

Chapter 18 - Gambling

Article I - Bingo Games

- Sections 18.100
- 18.106
- 18.111
- 18.116
- 18.117
- 18.118
- 18.119
- 18.120
- 18.121
- 18.122
- 18.123
- 18.126
- 18.127
- 18.128

SECTION 1. - CONTINUED

Chapter 19 - Garbage, Rubbish, Weeds and Waste Matter

Article III - Refuse Collectors

Sections 19.303
19.304
19.305
19.306-1
19.311
19.312
19.313
19.314
19.315
19.316
19.324

Chapter 22 - Hotels, Rooming Houses, and Other Similar Establishments

Article II - Permit for Rooming Houses

Sections 22.4
22.5-1
22.11

Chapter 23 - Business Operations Tax

Article I - General Provisions
All sections.

Article II - Administration
All sections.

Article III - Business Requirements and Exemption
All sections.

Article IV - Terms and Conditions of Certificate
All sections.

Article V - Application and Issuance
All sections.

Article VI - Business Operations Tax
All sections.

Article VII - Downtown Business Improvement Area
All sections.

Article VIII - Old Sacramento Business Improvement Area
All sections.

Chapter 28 - Permits

Article I - Activities & Business Required to Obtain
Regulatory Permit
Section 28.1

Article II - Permit Procedure
Sections 28.10
28.12
28.30
28.31

SECTION 1. - CONTINUED

Chapter 29 - Burglary and Robbery Alarm Systems

- Article I - General
- Sections 29.2
- 29.4

Chapter 31 - Producers' Market

- Sections 31.3
- 31.5
- 31.6
- 31.9

Chapter 35 - Searchlights

- Sections 35.1
- 35.2
- 35.4

Chapter 41 - Taxation

- Article I - In General
- All sections.
- Article III - Sales and Use Tax
- All sections.
- Article IV - Uniform Transient Occupancy Tax
- All sections.
- Article V - Real Property Transfer Tax
- All sections.
- Article VI - Utility Users Tax
- All sections.
- Article VII - Tax on Construction of Mobilehome Lots and Residential Dwelling Units
- All sections.
- Article VIII - Admissions Tax
- All sections.
- Article IX - Additional Real Property Transfer Tax
- All sections.

Chapter 42 - Taxicabs and Other Vehicles for Hire

- Article II - Taxicabs
- Sections 42.1 Sections 42.29
- 42.2 42.32
- * 42.3 * 42.34
- 42.5 42.40
- 42.6 42.41
- 42.13 42.55
- 42.14 42.56
- 42.14-3 42.63
- 42.14-5 42.64
- 42.23 42.65
- 42.24 42.66
- 42.26 42.68
- 42.27 42.69
- 42.28 42.70

SECTION 1. - CONTINUED

Chapter 43 - Tents and Other Canvas Covered Structures

Article II - Permit to Construct
Section 43.3

Article III - Permit to Occupy
Section 43.6

Article IV - Permit for Certain Land Uses
Section 43.13

Chapter 69 - Film Permits

Sections 69.102
69.110

SECTION 2.

Those individuals appointed Special Police Officers pursuant to Section One (1) shall have no authority to use firearms in their activity as Special Police Officers and shall have authority to act as Special Police Officers only when on duty, during their regular working hours or when on special assignment at the direction of the Director of Finance or his/her authorized designee.

SECTION 3.

Notwithstanding the appointment of the aforementioned individuals as Special Police Officers, such persons shall not be considered safety personnel for purposes of the Sacramento City Employees' Retirement System.

SECTION 4.

Nothing herein shall be read to limit the power or authority of any duly appointed law enforcement officer of the City to enforce those Chapters of the City Code heretofore set forth.

SECTION 5.

This resolution is enacted pursuant to California Penal Code §830.6, 832 and 832.6.

MAYOR

ATTEST:

CITY CLERK