

Resolution 188
Matters Pertaining to the Parking Commission

WHEREAS, the City of St. Louis Board of Aldermen Streets, Traffic and Refuse Committee has a duty to consider matters pertaining to streets, alleys, sidewalk, traffic and signage, parking and refuse; and

WHEREAS, Missouri Revised Statute 82.485(4) establishes a Parking Commission for the City of St. Louis, and consisting of the City of St. Louis' Treasurer, Tishaura Jones, in her capacity as Supervisor of Parking Meters as chairperson of the Commission, the City's Comptroller, the chairperson of the Board of Aldermen Streets, Traffic and Refuse Committee, and the City's Director of Streets and the Director of Parking Operations; and

WHEREAS, Missouri Revised Statute 82.487, Sections 1 and 2 provide that:

1. The parking commission of any city not within a county shall be the city's authority for overseeing public parking, including planning and coordinating policies, programs and operations for any parking facility or spaces owned in whole or part, leased or managed by the parking division. On behalf of the city, the parking commission shall approve:

- (1) Guidelines governing the administrative adjudication, disposition and collection of any parking violations or complaints issued by the city;
- (2) Budget modifications for the parking fund, also known as the "parking meter fund"; and
- (3) The acquisition, development, regulation and operation of such parking facilities or spaces owned in whole or in part, leased or managed by the parking division.

2. The treasurer of any city not within a county shall be the parking supervisor, also known as the "supervisor of parking meters", for any parking facility or space owned in whole or part, leased or managed by the city parking division, and by virtue of his office, **shall be subject to the oversight and authorized funding in whole or in part, by the parking commission:**

- (1) Shall provide the comptroller with monthly reports of all parking revenues collected by the city; and
- (2) Make biannual installment payments of the annual general fund transfer subject to the parking commission's approval and provide the comptroller and treasurer with monthly reports of all parking revenues collected by the city; and

WHEREAS, monies from the Parking Meter Fund have been spent without the authorization of the Parking Commission as required under Missouri Revised Statute 82.487; and

WHEREAS, during the 2017 calendar year the Parking Commission only met three times which would constitute a violation of City of St. Louis Ordinance No. 70611, which requires the Parking Commission to hold regular monthly meetings; and

WHEREAS, The Treasurer, without consulting a majority of the Parking Commission’s membership, posted notice on the Treasurer’s website that Parking Commission meetings are suspended until further notice, citing “pending litigation”; and

WHEREAS, there is no pending litigation or claim against the City of St. Louis or the Treasurer relating to Ordinance No. 70611, that would justify the Treasurer’s failure to comply with the meeting requirements established in Ordinance No. 70611; and

WHEREAS, The Treasurer is in deliberate violation Ordinance No. 7061, and in a most undemocratic fashion has effectively repressed the authority granted the Parking Commission under Missouri Revised Statute 82.487; and

WHEREAS, Article IV, Section 8 and Article XXV Section 10, of the City of St. Louis Charter empowers the Board of Aldermen to hold hearings, subpoena witnesses, and order the production of books and papers relating to any subject within its jurisdiction and to delegate the same to any of its standing committees; and

WHEREAS, the Board of Aldermen must take seriously the importance of the oversight obligations Missouri Revised Statute 82.487 imposes on the Parking Commission and should therefore delegate to the Streets, Traffic and Refuse Committee the authority to compel members of the Parking Commission, and members of the Parking Commission staff to appear before the Committee if, after receiving reasonable notice from the chairperson of the Committee directing any such person to appear at a scheduled meeting of the Committee such person fails to do so.

NOWHEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that the Streets, Traffic and Refuse Committee is hereby delegated the authority to compel via subpoena the members of the Parking Commission, and members of the Parking Commission’s staff to appear before the Streets, Traffic and Refuse Committee and to compel the production of documents and records if, after receiving reasonable notice from the chairperson of the Committee directing any such person to appear at a scheduled meeting of the Committee such person fails to do so.

Introduced this 5th day of January, 2018 by:

The Honorable Jeffrey L. Boyd, Alderman 22nd Ward

Adopted this 5th day of January, 2018 as attested by:

Donna Elliot
Assistant Clerk, Board of Aldermen

Lewis E. Reed
President, Board of Aldermen