

CITY COUNCIL STUDY SESSION

TO: Mayor and City Council
FROM: Mari E. Macomber, City Manager
SESSION DATE: November 3, 2014
TIME: 4:30 pm
PLACE: Second Floor Conference Room of City Hall

AGENDA:

- **MoPED REGULATIONS**
- **POLICE DEPARTMENT REPORT**
- **REVIEW CITY COUNCIL AGENDA**
- **REVIEW NEWSLETTER – October 29**
- **DISMISS TO COUNCIL EXECUTIVE SESSION**

MoPED REGULATIONS and POLICE DEPARTMENT REPORT

Chief Hughes will be in attendance to visit with the City Council about MoPed regulations and to also give you an opportunity to learn more about the Police Department's operations.

REVIEW COUNCIL AGENDA

REVIEW COUNCIL NEWSLETTER – October 29

Attachments

- State Law Regarding MoPeds
- City Codes Regarding Motorcycles
- Police Department Report from Police Chief Jim Hughes

Missouri Revised Statutes

Chapter 307

Vehicle Equipment Regulations

Section 307.196

August 28, 2013

Equipment required.

307.196. No person shall operate a motorized bicycle on any street or highway in this state unless it is equipped in accordance with the minimum requirements for construction and equipment of MOPEDS, Regulation VESC-17, approved July, 1977, as promulgated by the Vehicle Equipment Safety Commission, this state being a party thereto as provided in section 307.250, and the regulation is hereby approved as provided in section 307.260, and the regulation shall be published in the code of state regulations.

(L. 1980 H.B. 995 & 1051 § 4)

Effective 6-20-80

- **Sec. 15-163. - Riding on motorcycles, additional passenger, requirements.**

(a) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one (1) person, in which event a passenger may ride upon the permanent and regular seat if designed for two (2) persons, or upon another seat firmly attached to the rear or side of the operator.

(b) The operator of a motorized bicycle shall ride only astride the permanent and regular seat attached thereto, and shall not permit more than one (1) person to ride thereon at the same time, unless the motorized bicycle is designed to carry more than one (1) person. Any motorized bicycle designed to carry more than one (1) person must be equipped with a passenger seat and footrests for the use of a passenger.

State law reference— Similar provisions, RSMo. § 300.345.

- **Sec. 15-91. - Operating a motor vehicle without a driver license.**

(a) It is unlawful for any person to operate a motor vehicle upon any street in the city unless such person has a valid Missouri driver license or unless such person is legally licensed to operate a motor vehicle in the state of his residence.

(b) It is unlawful for any person to operate a motorcycle or motorcycle upon any street in the city unless such person has passed an examination for the operation of a motorcycle or motorcycle as prescribed by the Missouri Director of Revenue or unless such person is legally licensed to operate a motorcycle or motorcycle in the state of his residence.

(c) No person shall operate a motorized bicycle on any highway or street in the city, unless that person has a valid license to operate a motor vehicle.

(Ord. No. 11775, § 1, 9-20-2006; Ord. No. 11835, § IV, 4-14-2008)

- **Sec. 17-4. - Wrecked, damaged, demolished, disabled, disassembled, inoperative, or currently unlicensed vehicles.**

(a) For the purposes of this section, the terms "vehicle" or "automotive vehicle" will include any kind or type of car, truck, motorcycle, or trailer.

(b) At no time shall any vehicle located on any premises within public view be allowed to continually remain in a state of disassembly, disrepair, or in the process of being stripped or dismantled.

(c) Painting of vehicles is prohibited unless conducted inside an approved spray booth. Exception: A vehicle of any type is permitted to undergo major overhaul, including body work or painting, provided that such work is performed inside a private garage or completely enclosed structure approved for such purposes.

(d) At no time shall any inoperative vehicle of any kind or type be parked, stored on, left at, or permitted to remain upon, any portion of any private property or premises, either residentially or commercially zoned, within the City of Kirksville, for a period of time that exceeds seven (7) days.

Exceptions:

(1) Vehicles of the type described above may be parked or stored on such property if the vehicle is in a completely enclosed private garage or building.

(2) Vehicles of the type described above are permitted at the site of any business engaged in motor vehicle sales or vehicle repair, which holds a current city business license.

(3) Vehicles of the type described above that are used for the training of emergency personnel for extraction of vehicle occupants, fire training, medical procedures, etc.

(e) At no time shall any kind, or type of automotive vehicle, be parked, stored on, left at, or permitted to remain upon any portion of any private property or premises, either residentially or commercially zoned, that does not properly display current state issued license plates.

Exceptions:

(1) Vehicles of the type described above may be parked or stored on such property if the vehicle is in a completely enclosed private garage or building.

(2) Vehicles of the type described above are permitted at the site of any business engaged in motor vehicle sales or vehicle repair, which holds a current city business license.

(3) Vehicles with a state license plate that has been expired less than one (1) month.

(4) A vehicle that is manufactured solely for off-road use, or that does not require a state issued license plate if operated on the public roads.

Note: Persons choosing not to display current state license plates on a vehicle, and choosing not to store the vehicle in a completely enclosed private garage or building, may remove the vehicle from the city.

(Ord. No. 11907, § 1, 1-4-2010)

**KIRKSVILLE POLICE DEPARTMENT
ANNUAL REPORT**

YEAR	2013	2012	2011	2010	2009	208	2007	2006	2005	2004	2003
CALLS FOR SERVICE	24,960	24868	22252	21953	21,791	20,200	19,367	18,202	18,478	15,958	19,470
KIRKSVILLE POLICE DEPARTMENT CLEARANCE RATE (Part I Crimes)	----	----	32%	34%	32%	41%	41%	35%	36%	37%	38%
TOTAL ARRESTS	917	886	1542	1162	1440	1417	1280	1096	1219	1048	1,302
USE OF FORCE REPORTS	57	78	67**	32	28	28	30	36	40	37	47
TOTAL TRAFFIC STOPS	2220	2368	3740	3433	2845	3021	2415	2144	2841	1788	2,547
TOTAL MISDEMEANOR CITATIONS	2026	1259	1645	1134	1133	1242	973	1033	1371	1147	1,907
BURGLARIES	211	118	90	81	78	56	63	81	85	90	104
RAPE	4	5	4	8	7	14	11	6	5	3	2
AGGRAVATED ASSAULTS *	---	83	17	14	14	34	47	43	36	47	46
SIMPLE ASSAULTS	---	153	88	78	101	108	120	114	105	212	250
PROPERTY CRIMES	---	355	617	593	591	446	569	554	532	444	653
DRIVING WHILE INTOXICATED	41	22	40	56	85	44	45	47	49	70	70
MINORS IN POSSESSION OF ALCOHOL	38	74	77	66	77	78	68	65	114	67	86
PROTECTIVE CUSTODY (Drug & Alcohol Holds)	115	215	57	61	104	94	134	94	214	262	225
THEFTS	438	656	543	538	521	466	535	506	434	532	530
DOMESTIC VIOLENCE CALLS	117	141	287	282	219	226	225	162	216	146	162
ACCIDENTS	461	595	671	707	669	676	735	685	708	612	612
INJURY ACCIDENTS	46	53	47	59	64	57	59	70	61	61	60
FOOT PATROLS	458	661	481	367	378	363	338	315	499	502	495
PRESS RELEASES	237	225	237	222	31	24	28	45	35	35	25

BASIC FUNCTIONS AND CORE SERVICES

<p>Enforcing Laws & Preserving Public Safety & Order</p>
<ul style="list-style-type: none"> ◆ <i>Responding to in-progress crimes against persons</i> ◆ <i>Responding to in-progress felony property crimes</i> ◆ <i>Responding to other specific, in-progress situations/incidents (e.g. injury accidents)</i> ◆ <i>Responding to specified cold calls</i> ◆ <i>Providing specialized enforcement and response services</i>

<p>Reducing Crime & Disorder Through Prevention & Intervention</p>
<ul style="list-style-type: none"> ◆ <i>Conducting proactive policing efforts including:</i> <ul style="list-style-type: none"> - <i>KPD member-initiated crime prevention activities</i> - <i>high visibility patrols</i> ◆ <i>Providing public education addressing:</i> <ul style="list-style-type: none"> - <i>specific community fears</i> - <i>crime targets and potential victims</i> - <i>general information regarding KPD services</i> ◆ <i>Providing assistance/referral to victims in crisis</i> ◆ <i>Utilizing crime data to solve and prevent crimes</i>

<p>Responding to Community Needs Through Partnerships & Joint Problem-solving</p>
<ul style="list-style-type: none"> ◆ <i>Problem-solving</i> ◆ <i>Developing community partnerships to foster collaborative problem-solving</i> ◆ <i>Identifying, responding to and impacting community trends which require police response</i> ◆ <i>Improving/maintaining community perceptions of safety</i>

<p>Investigating & Reporting Serious & Non-serious Crimes for Prosecution</p>
<ul style="list-style-type: none"> ◆ <i>Preparing police reports on incidents and crimes</i> ◆ <i>Investigating and following-up incidents and crimes, including crime scene processing and analysis of physical evidence</i> ◆ <i>Testifying in court and at administrative hearings</i>

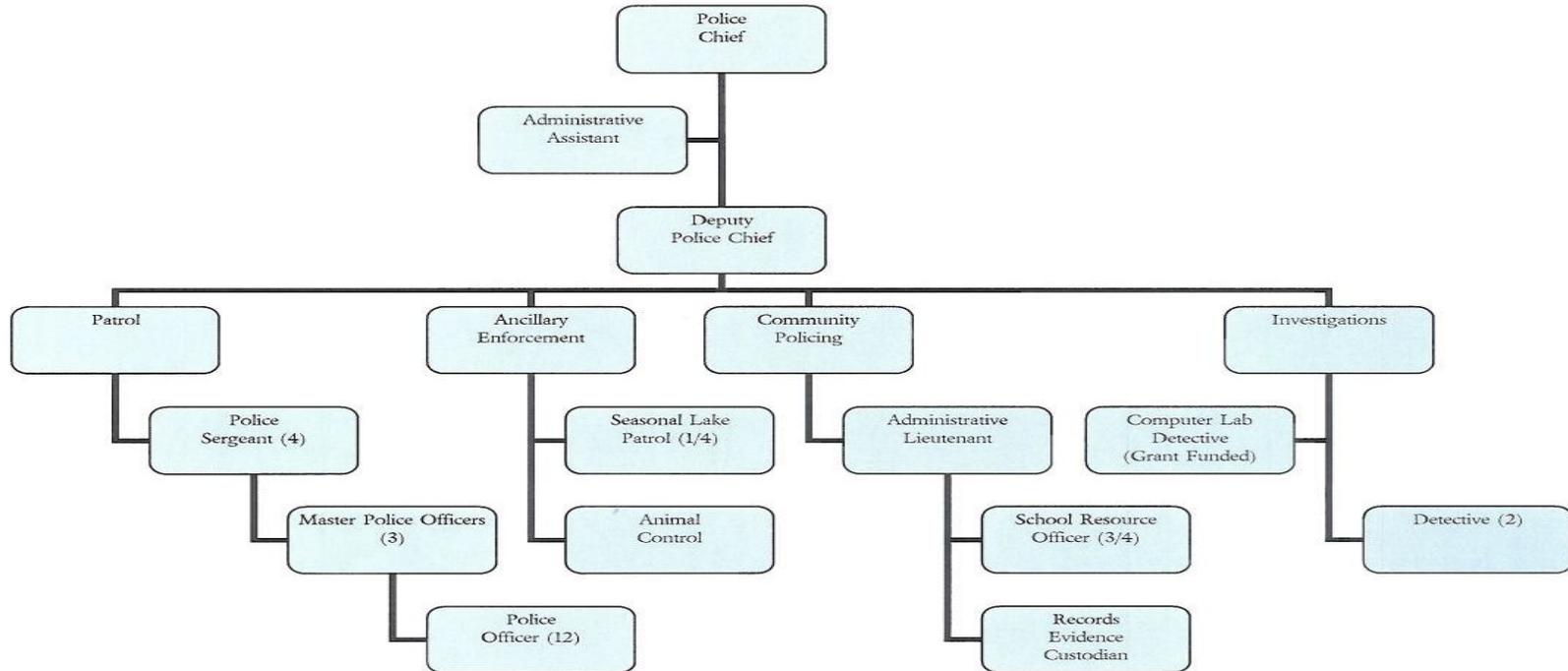
<ul style="list-style-type: none"> ◆ <i>Serving summonses</i> ◆ <i>Executing search and arrest warrants</i> ◆ <i>Storing and administering evidence and property</i>
<ul style="list-style-type: none"> ◆ <i>Collecting, maintaining, analyzing and disseminating information for the purpose of:</i> <ul style="list-style-type: none"> - <i>maintaining records required by law and which document official police business</i> - <i>responding to and/or referring inquiries and requests from members of the public, businesses, community groups and other service providers</i> - <i>responding to court orders and public records requests</i> - <i>providing the data and information necessary for police work</i> - <i>informing KPD members regarding the work of the Department</i> - <i>reducing community crime fears and increasing their sense of safety and positive perception of the Department</i>

<p>Managing & Administering KPD Operations</p>
<ul style="list-style-type: none"> ◆ <i>Managing service delivery including:</i> <ul style="list-style-type: none"> - <i>staffing allocations</i> - <i>workload management</i> - <i>crisis and critical incident management</i> ◆ <i>Managing resources including:</i> <ul style="list-style-type: none"> - <i>staff management</i> - <i>equipment management</i> - <i>financial management (e.g., budgeting and financial reporting)</i> - <i>human resource management (e.g., recruitment and selection)</i> ◆ <i>Planning for the organization including:</i> <ul style="list-style-type: none"> - <i>performance planning and review</i> - <i>program and policy development, assessment, review and implementation</i> - <i>technological planning</i> - <i>strategic planning</i> ◆ <i>Managing professional standards (i.e., establishing, maintaining and ensuring compliance with standards of conduct)</i> ◆ <i>Providing basic, required and advanced training</i> ◆ <i>Providing Department support including:</i> <ul style="list-style-type: none"> - <i>administrative and clerical assistance</i> - <i>building and equipment maintenance</i> - <i>provision of supplies and uniforms</i> - <i>technical support and assistance</i>

POLICE

2014

(2013 Calls for Service = 24,960)



TOTAL FULL-TIME EMPLOYEES: 29 (with grant)

- Police Administration (5)
- Police Patrol (20)
- Police Investigations (2)
- Animal Control (1)
- Temporary Grant
- Funded Detective (1)
- School Resource (1)