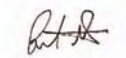


ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 11/22/10
Item No.: 9.a

Department Approval



City Manager Approval



Item Description: Consider Adopting an Ordinance Amending Title Five
Section 506.03 User Fees regarding False Alarms

BACKGROUND

It is the responsibility of the Roseville Police Department to respond to any alarm call in the City of Roseville. By the end of 2010, the Roseville Police Department will respond to 1,200 residential and business alarm calls. 1,176 (98%) of these alarm calls will be false alarms. False alarm calls make it more difficult for police to respond to real emergencies and are costly to the Roseville tax payer. Council asked staff to review the "rolling calendar" rather than the current yearly calendar. Staff has determined this would cause undo burden on current resources assigned to tracking and invoicing false alarms. Staff recommends maintaining our current tracking system.

POLICY OBJECTIVE

To more accurately reflect the actual cost of false alarm calls, the Roseville Police Department is requesting that the Council approve updating Roseville Ordinance 506.03: User Fees, as noted in *Attachment A*. Updating Roseville Ordinance 506.03: User Fees, would establish false alarm fees as set forth in city code, Section 314.05, Fee Schedule.

FINANCIAL IMPACTS

Based on current 2010 false alarm calls, increasing the fee as recommended in *Attachment A* would generate an increase of \$7,200 false alarm fees annually. This dollar amount does not reflect the additional fees incurred by users for the fourth or subsequent false alarm responses.

STAFF RECOMMENDATION

Update Roseville Ordinance 506.03: User Fees, to establish false alarm fees as set forth by the city fee schedule in city code Section 314.05.

REQUESTED COUNCIL ACTION

Approve updating Roseville Ordinance 506.03: User Fees, to establish false alarm fees as set forth by the city fee schedule in city code Section 314.05.

27 **Prepared by: Lorne Rosand Patrol Lieutenant**

Attachments: A: Chapter 506 False Alarms
B: Ordinance 506.3
C: Alarm Fees

Attachment "A"

Chapter 506 False Alarms - Security and Alarm Systems

SECTION:

506.01: Purpose

506.02: Definitions

506.03: User Fees

506.04: Payment of Fees

506.01: PURPOSE:

The purpose of this Chapter is to provide regulations for the use of burglary, fire and safety alarms, including establishment of use fees for false alarms. (Ord. 1076, 4-23-90)

506.02: DEFINITIONS:

As used in this Chapter, the following words and terms shall have the meanings ascribed to them in this Section:

ALARM SYSTEM: Any alarm installation designed to be used for the prevention or detection of burglary, robbery or fire on the premises which contains an alarm installation. Automobile alarm devices shall not be considered an alarm system under the terms of this Chapter.

ALARM USER: The person, firm, partnership, association, corporation, company or organization of any kind in control of any building, structure or facility where an alarm system is maintained.

FALSE ALARM: An alarm signal eliciting a response by public safety personnel when a situation requiring a response does not exist and which is caused by the activation of the alarm system through mechanical failure, alarm malfunction, improper installation or the inadvertence of the user of an alarm system or its employees or agents. False alarms do not include alarms caused by climatic conditions such as tornadoes, thunderstorms, utility line mishaps or violent conditions of nature nor do they include alarms caused by third persons over whom the user has no control.

PUBLIC SAFETY PERSONNEL: Duly authorized City employees. (Ord. 1076, 4-23-90)

506.03: USER FEES:

A. False Alarms: The user of an alarm system who reports multiple false alarms to the Police Department or Fire Department in a single calendar year will be charged a fee as established by the City Fee Schedule in Section 314.05.

B. Appeal: An alarm user required by the City to pay a user fee as a result of a false alarm may make a written appeal of the false alarm user fee to the Chief of Police or Fire Chief, as appropriate, within ten days of notice by the City of the false alarm charge. An adverse decision by the Chief of Police or Fire Chief may be appealed to the City Manager within ten days of receipt of the Chief of Police's or Fire Chief's decision. The City Manager will have authority to make a final determination as to whether or not the user is to be charged a user fee for the false alarms. (Ord. 1076, 4-23-90)

506.04: PAYMENT OF FEES:

A. Payment of user fees provided for herein must be paid to the City Treasurer within 30 days from the date of notice by the City to the alarm user. Failure to pay the fee within 30 days will result in the imposition of a penalty of ten percent of the user fee.

B. All unpaid user fees and penalties shall be certified as an assessment against the property on which the alarm was located and shall be collected each year along with the taxes on such property. (Ord. 1076, 4-23-90)

**City of Roseville
ORDINANCE NO.**

**AN ORDINANCE AMENDING TITLE FIVE, FALSE ALARMS – SECURITY
AND ALARM SYSTEMS, SECTION 506.03 USER FEES**

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1: Title Five, Section 506.03 of the Roseville City Code is amended to read as follows:

506.03: USER FEES:

A. False Alarms: The user of an alarm system who reports ~~multiple~~ ~~more than three~~ false alarms to the Police Department or ~~more than two false alarms to the~~ Fire Department in a single calendar year ~~(and who has received notice of such false alarms)~~ will be charged a fee ~~for each subsequent false alarm(s)~~ as established by the City Fee Schedule in Section 314.05.

B. Appeal: An alarm user required by the City to pay a user fee as a result of a false alarm may make a written appeal of the false alarm user fee to the Chief of Police or Fire Chief, as appropriate, within ten days of notice by the City of the false alarm charge. An adverse decision by the Chief of Police or Fire Chief may be appealed to the City Manager within ten days of receipt of the Chief of Police's or Fire Chief's decision. The City Manager will have authority to make a final determination as to whether or not the user is to be charged a user fee for the false alarms. (Ord. 1076, 4-23-90)

SECTION 2: Effective date. This ordinance shall take effect upon its passage and publication.

Passed by the City Council of the City of Roseville this ____ day of _____ 200_.

(SEAL)

CITY OF ROSEVILLE

BY: _____
Craig D. Klausing, Mayor

ATTEST:

William J. Malinen, City Manager

**City of Roseville
ORDINANCE NO.**

**AN ORDINANCE AMENDING
TITLE THREE, SECTION 309.03
MASSAGE THERAPY ESTABLISHMENTS**

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1: Title Three, Section 309.03 of the Roseville City Code is amended to read as follows:

309.03: GRANTING, DENYING OR RESCINDING OF LICENSES:

- A. Zoning Compliance: Licenses may be granted only to establishments associated with and operating within the confines of and incidental to a properly zoned beauty parlor or health club.
- B. ~~Number of Therapists Per Establishment: No more than four (4) massage therapist individual licenses will be issued to any business establishment. (Ord. 1180, 4-28-1997)~~
- C. Building, Safety and Sanitation Regulations: Licenses may be denied or rescinded if the premises of the massage therapy establishments do not meet the requirements of the City Council, and of the building, safety and sanitation regulations of the City and State.
- D. Fraud or Deception: Licenses may be denied or rescinded if there is any fraud or deception involved in the license application.
- E. History of Violations: Licenses may be denied or rescinded if the applicant, licensee or employee of the same fails to comply with, or have a history of violations of the laws or ordinances which apply to health, safety or moral turpitude.
- F. Additional Conditions: The City Council may attach such reasonable conditions to the license as it, in its sole discretion, deems to be appropriate. (Ord. 1142, 6-13-1994)
- G. ~~Number of Establishments: The number of licensed massage therapy establishments shall not exceed eight (8). (Ord. 1205, 6-8-1998)~~

SECTION 2: Effective date. This ordinance shall take effect upon its passage and publication.

Passed by the City Council of the City of Roseville this 16th day of June, 2003.

Sample Council Action Requested

Adopt an Ordinance amending Title ____ Section ____, title of the Title and Section, brief description of the amendment.

Summary of Alarm Costs

Agency	License/Permit	Free Alarms	1st Alarm	2nd Alarm	3rd Alarm	4th Alarm	5th Alarm	6th Alarm	7th Alarm
Roseville	No	3	Free	Free	Free	\$100.00	\$135.00	\$170.00	\$205.00
Roseville PROPOSED	No	2	Free	Free	\$100.00	\$200.00	\$300.00	\$400.00	\$500.00
Maplewood	Yes	2	Free	Free	\$25.00	\$40.00	\$50.00	\$100.00	\$100.00
St. Anthony	Yes	1	Free	\$75.00	\$100.00	\$125.00	\$150.00	\$175.00	\$200.00
Edina	No	0	\$25.00	\$110.00	\$110.00	\$110.00	\$200.00	\$200.00	\$200.00
New Brighton	No	2	Free	Free	\$180.00	\$360.00	\$540.00	\$720.00	\$900.00
St. Paul	Yes	2	Free	Free	\$25.00	\$50.00	\$75.00	\$100.00	\$150.00
White Bear Lake	No	3	Free	Free	Free	\$50.00	\$75.00	\$100.00	\$125.00
North St. Paul	No	3	Free	Free	Free	Free	Free	Free	Free
Lino Lakes	No	3	Free	Free	Free	\$50.00	\$50.00	\$50.00	\$50.00
Minneapolis	Yes	0	\$30.00	\$100.00	\$200.00	\$300.00	\$400.00	\$500.00	\$600.00
Average									
Minimum									
Maximum									

Summary of Alarm Costs

End of Calender Year Total
\$610.00
\$1,500.00
\$315.00
\$825.00
\$955.00
\$3,780.00
\$400.00
\$350.00
\$0.00
\$200.00
\$2,130.00
\$1,005.91
\$0.00
\$3,780.00