BILL 2013-46

****** Third Reading ******

AGENDA ITEM

TO: Mayor and City Council

FROM: Police Chief Rick Bashor

DATE: October 25, 2013

RE: **Code Change for Door-to-Door Vendors**

Issue:
Recently, two paragraphs of Section 6-235 of the Cameron City Code were identified as requiring amendments. The first amendment identified in paragraph (d) of the section updates the language so that the Police Department communicates a fitness determination directly to the City Clerk and not to any private entities. This change brings the Code into agreement with current practices

The second necessary amendment in paragraph (f) removes the ability of the 'record' subject to obtain a copy of their criminal history from the City of Cameron. The Missouri State Highway Patrol is the records repository for criminal records for the State of Missouri. The Cameron Police Department does not have authority to release their records to any person or entity. The MSHP has other avenues available to the public to obtain copies of their criminal histories by contacting them directly or through their website.

Action:
City Staff recommends approval. This bill is a change in the Code and will require three (3) readings.

Bill 2013-46

AN ORDINANCE OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, AMENDING SECTION 6-235, STATE AND NATIONAL CRIMINAL BACKGROUND CHECK OF PERSONS ENGAGED IN PEDDLING/SOLICITING/DOOR-TO-DOOR SALES, OF ARTICLE VII, PEDDLER, SOLICITOR AND ITINERANT VENDOR LICENSES, OF CHAPTER 6, LICENSES AND BUSINESS REGULATIONS OF THE CITY OF CAMERON CODE

WHEREAS, the City of Cameron has policies and procedures in place to protect the peace and safety of its citizens in regard to peddlers, solicitors and itinerant vendors; and

WHEREAS, from time to time it is necessary to update policies and procedures based on updated information, current practices and or identified inaccuracies.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AS FOLLOWS:

Section 1. The Mayor and City Council are hereby authorized to amend paragraph (d) of Sec. 6-235, State and national criminal background check of persons engaged in peddling / soliciting / door-to-door sales of the City of Cameron Code as follows:

> **Sec. 6-235**
> (d) If an employer or organization is a private entity, the Cameron Police Department shall render a fitness determination based upon the results of the criminal background check and communicate its fitness determination to the City Clerk.

Section 2. The Mayor and City Council are hereby authorized to amend paragraph (f) of Sec. 6-235, State and national criminal background check of persons engaged in peddling / soliciting / door-to-door sales of the City of Cameron Code as follows:

> **Sec. 6-235**
> (f) A record subject may request and receive a copy of his/her criminal history record information from the Missouri State Highway Patrol, Criminal Records Division after completing their request process. Should the record subject seek to amend or correct his/her record, he/she must contact the Missouri State Highway Patrol for a Missouri state record or the Federal Bureau of Investigation for records from other jurisdictions maintained in its file.

Section 3. The Mayor is hereby authorized to sign this Ordinance which is attached hereto and made a part hereof.

Section 4. The City Clerk is directed to attest to the Mayor's signature.

Section 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Passed and approved on first reading this 4th day of November 2013.
Passed and approved on second reading this 18th day of November 2013.
Passed and approved on third and final reading this 2nd day of December 2013.

_____
Mayor Dennis M. Clark

ATTEST:

_____
City Clerk/Finance Clerk