

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Matthew J. Fertal
Dept.: City Manager
Subject: RECOMMENDATION TO EXTEND PHOTO ENFORCEMENT AGREEMENT WITH REDFLEX TRAFFIC SYSTEMS, INC.

From: William E. Murray
Dept.: Public Works
Date: February 14, 2012

OBJECTIVE

To request City Council authorization to extend the current photo enforcement agreement with Redflex Traffic Systems, Inc. for six (6) months.

BACKGROUND

The City's Photo Enforcement Program, or red light camera system, was initiated in July of 1999. Over the years, with careful planning, the program has expanded to include eight (8) intersections. The program has proven to reduce accidents and save lives.

The most recent agreement with Red Flex Traffic Systems, Inc. was executed on February 13, 2007. The contract has previously been extended.

DISCUSSION

In order to keep this beneficial program in place, the Public Works Department is proposing a six (6) month extension. This proposed Amendment to the 2007 Agreement would maintain the terms of the original agreement.

The purpose for this short-term extension is twofold. First, Staff anticipates rulings in on-going court litigation concerning red light cameras in the near future. Secondly, this six-month extension would allow for the exploration of a longer-term agreement benefiting the motorists within Garden Grove.

FINANCIAL IMPACT

There is no impact to the General Fund. Historically, the photo enforcement program has been revenue neutral for the City.

RECOMMENDATION TO EXTEND PHOTO ENFORCEMENT AGREEMENT WITH
REDFLEX TRAFFIC SYSTEMS, INC. FOR SIX MONTHS

February 14, 2012

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RECOMMENDATION

It is recommended that the City Council:

- Approve the First Amendment with Redflex Traffic Systems, Inc. extending the 2007 Agreement, including extensions, by six (6) months.
- Authorize the City Manager to execute the professional services agreement Amendment with Redflex Traffic Systems, Inc.


William E. Murray, P.E.
Public Works Director/City Engineer


By: Dan Candelaria, P.E., T.E.
City Traffic Engineer

Attachment 1: First Amendment to the Agreement

Recommended for Approval


Matthew Ferial
City Manager

PROFESSIONAL SERVICES AGREEMENT
REFLEX TRAFFIC SYSTEMS, INC.

THIS FIRST AMENDMENT TO THE AGREEMENT is to be effective the 13th day of February 2012, by the CITY OF GARDEN GROVE, a municipal corporation, ("CITY"), and Reflex Traffic Systems, Inc., a Delaware corporation, ("SERVICE PROVIDER").

RECITALS

The following recitals are a substantive part of this Agreement:

1. This Agreement is entered into pursuant to Garden Grove City Council authorization.
2. CITY desires to utilize the services of SERVICE PROVIDER to furnish all equipment, licenses, applications and back office processor related to the SMARTCAM digital red light traffic enforcement cameras for monitoring and enforcement of red-light running violations at up to 25 approaches within the City of Garden Grove.
3. SERVICE PROVIDER is qualified by virtue of experience, training, education and expertise to accomplish services.

AMENDED TERMS AND CONDITIONS

1. Extension of Term. The term of this Agreement, which was made on the 13th day of February 2007, and was automatically extended for two (2) additional one (1) year terms from said date of execution, shall be extended for an additional six (6) month term, through 13 August 2012.
2. During the current extension of term, either party shall have the right to terminate this Agreement by providing 30 days written notice to the other party.
3. All other provisions of the Agreement shall remain in full force and effect.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS THEREOF, these parties have executed this Agreement on the date and year shown below.

"CITY"

CITY OF GARDEN GROVE

Dated: _____, 2012

By: _____

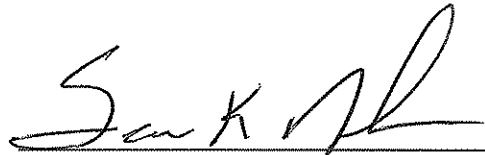
City Manager

ATTEST

"CONSULTANT"

Redtlex Traffic Systems, Inc.

By: _____



Title: _____

CFO

City Clerk

Dated: _____, 2012

Dated: 2-3, 2012

APPROVED AS TO FORM:

If CONSULTANT/CONTRACTOR is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to CITY



Garden Grove City Attorney

Dated: 2/8, 2012