



AGENDA REPORT

- CITY COUNCIL
- COMMUNITY DEVELOPMENT COMMISSION
- SUCCESSOR AGENCY
- BUENA SANITATION DISTRICT
- JOINT POWERS FINANCING AUTHORITY

Department: Engineering

Item No: C7

Prepared By: Husam Hasenin, Principal Engineer

Meeting Date: April 8, 2014

John Conley, Director

Approved By: Patrick Johnson, City Manager

Agenda Location: Consent Calendar

SUBJECT: RED LIGHT PHOTO ENFORCEMENT PROGRAM AGREEMENT AMENDMENT NO. 2

RECOMMENDATION: Adopt City Council Resolution No. 2014- , approving Amendment No. 2 to the Agreement with Redflex Traffic Systems, Inc. for the Red Light Photo Enforcement Program.

PRIOR ACTION: On May 12, 2009, adopted City Council Resolution No. 2009-86, approving an agreement with Redflex Traffic Systems for the Red Light Photo Enforcement Program (Vote: 5-0).

Please see Exhibit 3 for a complete list of prior City Council actions on this issue.

STATEMENT ON THE SUBJECT: In 2009, the City entered into a five-year agreement with Redflex Traffic Systems (Redflex) to continue to operate the City's red light photo enforcement program for nine approaches at five intersections. The agreement expires on May 12, 2014, and has the option to be extended for two additional two-year terms. On November 1, 2010, the City Manager approved the First Amendment to the agreement with Redflex to update terms of the maintenance of the system.

Analysis shows the red light photo enforcement program has had an effect on the total number of violations and collisions at the five photo enforced intersections. The trend in the number of citations over the life of the program, as represented in the graph in Exhibit 5, indicates lower violation rates. In addition, the total number of collisions at these intersections has decreased since the implementation of the enforcement systems, as demonstrated in the graph in Exhibit 6. For these reasons, staff recommends extending the agreement with Redflex for two additional two-year terms.

The current agreement specifies a flat compensation fee of \$2,833 per approach, per month, for Redflex to operate the red light photo enforcement system. This is in compliance with State law and no change to the fee amount is proposed.

FISCAL IMPACT: The fiscal goal of the red light photo enforcement program is for the City to recover all operational expenses. Sufficient funding is budgeted to pay Redflex during this fiscal year and funding has been included in the Fiscal Year 2014/15 Operating Budget.

ACTION:

Clerk/Secretary

SUBJECT: RED LIGHT PHOTO ENFORCEMENT PROGRAM AGREEMENT AMENDMENT NO. 2

EXHIBITS:

1. City Council Resolution No. 2014- , approving Amendment No. 2 to the Agreement with Redflex Traffic Systems, Inc. for the Red Light Photo Enforcement Program
2. Amendment No. 2 to the Agreement with Redflex Traffic Systems, Inc.
3. Current Agreement with Redflex Traffic Systems, Inc. (on file in the Office of the City Clerk)
4. City Council Prior Actions
5. Red Light Photo Enforcement Citation Trend
6. Red Light Photo Enforcement Collision Trend

RESOLUTION NO. 2014-

A RESOLUTION OF THE CITY COUNCIL OF THE CHARTERED CITY OF VISTA, CALIFORNIA, APPROVING AMENDMENT NO. 2 TO THE AGREEMENT WITH REDFLEX TRAFFIC SYSTEMS, INC. FOR THE RED LIGHT PHOTO ENFORCEMENT PROGRAM

The City Council of the City of Vista does resolve as follows:

1. Findings. The City Council hereby finds and declares the following:

A. Chapter 3.08 of the Vista Municipal Code authorizes the City to contract for goods and services.

B. Section 21455.5 of the California Vehicle Code authorizes local agencies to install automated enforcement systems at signalized intersections and contract out the operation of such systems, and on May 12, 2009, the City entered into an Agreement with Reflex Traffic Systems, Inc. to operate and maintain the City's automated enforcement system.

C. The City of Vista desires to exercise its first two-year option to extend the term of the Agreement, and to amend the Agreement with Redflex Traffic Systems, Inc. to memorialize the extension of the Term.

2. Action.

A. Amendment No. 2 to the Agreement between the City of Vista and Redflex Traffic Systems, Inc., dated April 8, 2014, is approved, and the Mayor is authorized to execute the Amendment.

B. The City Manager is authorized, in the City Manager's discretion, to execute the remaining two-year extension option to the Agreement.

3. Adoption. PASSED AND ADOPTED at a meeting of the City Council held on April 8, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

JUDY RITTER, MAYOR

APPROVED AS TO FORM:
DAROLD PIEPER, CITY ATTORNEY

ATTEST:
MARCI KILIAN, CITY CLERK

By: _____

By: _____

APPROVED
Darold Pieper
1456 031314

EXHIBIT 1
C7

04/08/14

3 of 8

SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF VISTA AND REDFLEX TRAFFIC SYSTEMS, INC. FOR THE RED LIGHT PHOTO ENFORCEMENT PROGRAM

THIS SECOND AMENDMENT ("Second amendment") to the Agreement between the City of Vista and Redflex Traffic Systems, Inc., dated May 12, 2009 ("Agreement"), is made and entered into as of April 8, 2014, by and between the **City of Vista**, a chartered municipal corporation ("City"), and **Redflex Traffic Systems, Inc.**, a Delaware corporation ("Contractor").

RECITALS

City and Contractor desire to enter into a Second amendment to the Agreement to memorialize the exercise of City's option to extend the term of the Agreement through the exercise of the first of its two extension options.

NOW, THEREFORE, in consideration of these recitals and the mutual covenants contained herein, City and Contractor agree as follows:

1. The term of the Agreement as provided in Section 2, **TERM**, is a period of seven (7) years commencing on May 12, 2009, and continuing through May 11, 2016. Pursuant to the April 8, 2014, Resolution of the City Council exercising the first two-year option and approving this Agreement, the City's second two-year option under Section 2 may be exercised by written notice to Redflex from the City Manager without further action by the City Council or formal amendment of this Agreement.

2. All other terms and conditions of the Agreement shall continue in full force and effect.

IN WITNESS WHEREOF, the parties have executed and entered into this Amendment as of the date first written above.

CITY OF VISTA, a chartered municipal corporation

By: _____
JUDY RITTER, MAYOR

ATTEST:
Marci Kilian, City Clerk

APPROVED AS TO FORM:
Darold Pieper, City Attorney

By: _____
APPROVED
Darold Pieper
0815 040114

REDFLEX TRAFFIC SYSTEMS, INC., a Delaware corporation

By: _____
James Saunders
Controller
Name/Title: CEO, Redflex Traffic Systems, Inc.

By: _____
Virginia D'Neely
Name/Title: Vice President General Counsel

RISK MANAGEMENT REVIEW:
Dolores Gascon, Risk Manager

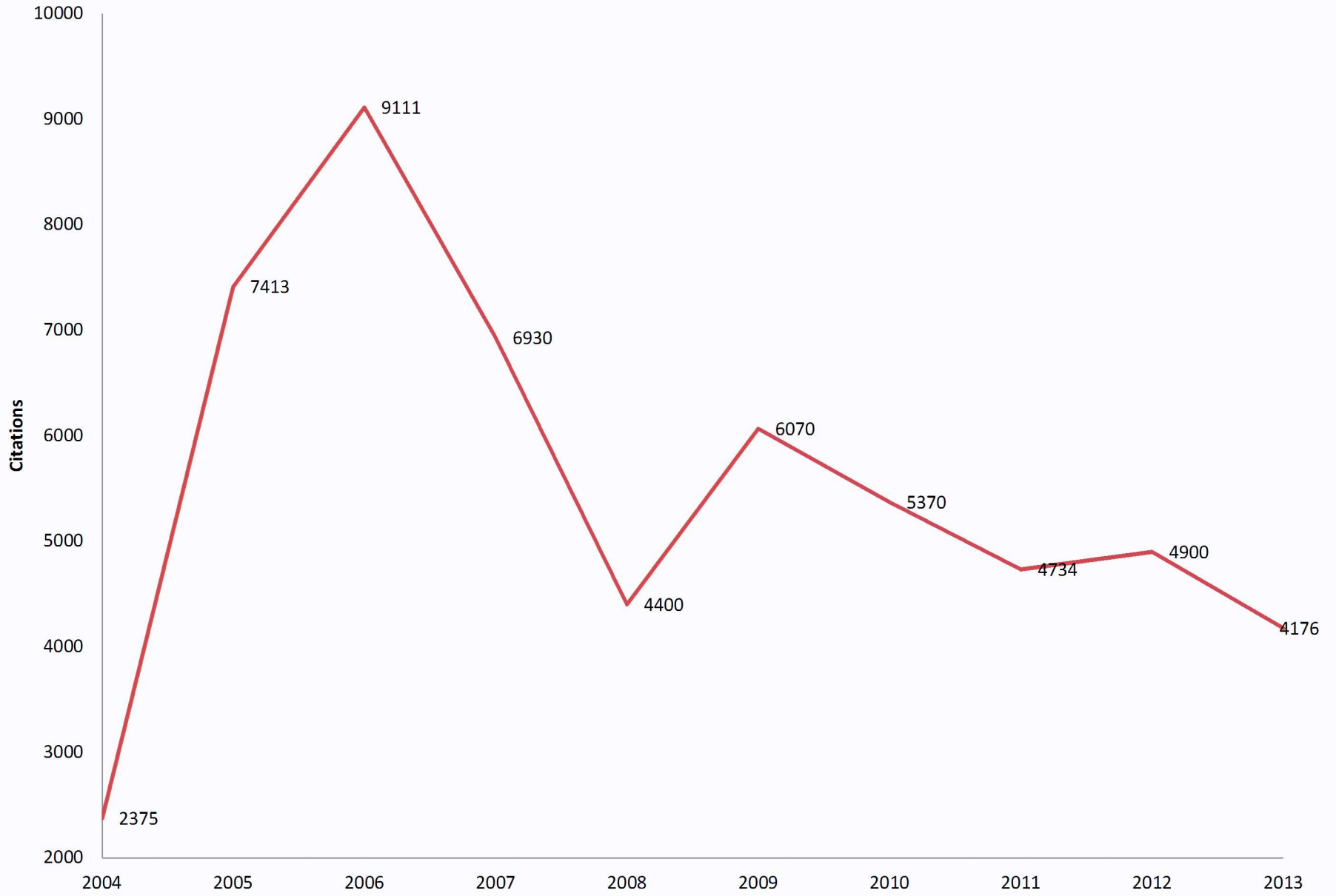
By: _____

On file in the Office of the City Clerk

Exhibit 3
April 8, 2014
Red Light Photo Enforcement Program Amendment No. 1
City Council Prior Actions

- On December 13, 2005, adopted City Council Resolution No. 2005-297, approving the installation of an automated enforcement system for southbound traffic on Sycamore Avenue at Shadowridge Drive (Vote: 5-0).
- On September 13, 2005, directed staff to: 1) continue the Red Light Camera Program; 2) accept Redflex's offer to replace the existing cameras with improved photo quality cameras; 3) accept Redflex's offer to provide one additional camera at a site to be determined; 4) bring a report back to City Council with staff recommendations for the location of the additional red light camera; and 5) review the program results after a year of operation with the upgraded equipment (Vote: 5-0).
- On April 27, 2004, adopted City Council Resolution No. 2004-82 approving a median on Vista Village Drive at N. Santa Fe Avenue for the placement of red light camera equipment (Vote: 4-1, Campo opposed).
- On December 9, 2003, adopted City Council Resolution No. 2003-262, approving an agreement with Redflex Traffic Systems for a red light photo enforcement program (Vote: 5-0).
- On September 30, 2003, directed staff to bring the red light camera program back to the City Council with a request for proposals (Vote: 5-0).
- On August 26, 2003, directed staff to schedule an item at an upcoming workshop to explore the merits of a red light camera program (Vote: Consensus).

Citation Trend



Collision Trend

