


COUNCIL COMMUNICATION

	Number:	19-260	Meeting:	June 3, 2019
	Agenda Item:	56	Roll Call:	19-0926
	Submitted by:	Dana Wingert, Chief of Police		

AGENDA HEADING:

Approving an exception to the procurement ordinance competitive Request for Proposal (RFP) process for good cause and approving renewal amendment for automated traffic enforcement (ATE) services contract with Sensys Gatso USA, Inc. (900 Cummins Center, Beverly MA, Andrew Noble, President).

SYNOPSIS:

Approve good cause shown exception and authorize the City Manager to enter into a 3-year contract with three (3) optional 1-year renewal options with Sensys Gatso USA beginning July 2, 2019. The initial term would run through July 2, 2022.

FISCAL IMPACT:

Amount: Estimated \$4,052,000 in revenue from ATE program in Fiscal Year (FY) 2019. Of that, \$1,319,000 was paid to Sensys Gatso in citation based fees.

- Revenue from the ATE program is used in part to pay debt service on the City Radio Replacement Project and fund other public safety projects.

Funding Source: Patrol Operations Section, FY 2020 Recommended Operating Budget page 189. Revenues are deposited into Patrol Operations and contractual expenditures are paid from the same organizational code.

ADDITIONAL INFORMATION:

- Gatso has agreed to lower their service fee from \$25 to \$24 red light citations, and from \$24 to \$23 for speed citations. This will result in approximately \$60,000 in additional revenue to the City.
- Language was added to the contract to allow GATSO to increase their fees to the maximum allowed by law should those amounts be lowered by State law below the proposed \$24 for red light citations and \$23 for speed citations.
- Both parties may terminate with cause with a 30-day notice which includes changes in State or federal law to prohibit use. The City may terminate without cause with a 60-day notice.

- The City of Des Moines entered into a 3-year agreement with Gatso on July 12, 2010 and exercised an additional 3-year renewal agreement in 2013. City Council approved a 1-year agreement and authorized the City Manager to enter an additional year.
- Gatso owns, operates, and is responsible for the maintenance and upkeep of four (4) red light stationary cameras across the City, four (4) speed cameras on eastbound Interstate 235, and three (3) mobile units. Gatso is responsible for the removal of their equipment should the contract be terminated or void by state law. Gatso is responsible for maintaining a database of encrypted photos and videos of violations and providing payment processing and support.
- The good cause shown exception to the request for proposal process as stated in Municipal Code §2-710(b) is being recommended by the City Manager for a number of reasons including:
 - GATSO has professional technical and Information Technology staff located within the State of Iowa and have been responsive and effective in the City's requests for services. The company has been responsive in providing reports and other information requested of them.
 - City staff is trained to use the GATSO software and technology for ease of payment processing, citation review, and assisting with the appeal process.
 - GATSO is willing to continue the terms agreed to in the original RFP issued in 2010.
 - GATSO owns, operates, and maintains all ATE infrastructure with no investment by the City.

PREVIOUS COUNCIL ACTION(S):

Date: June 26, 2017

Roll Call Number: [17-1083](#)

Action: [Exception](#) to procurement ordinance competitive bidding requirements for good cause and approving renewal amendment for Automated Traffic Enforcement (ATE) Services Contract with GATSO USA, Inc. to provide automated electronic speed and red-light enforcement cameras and citation processing services for use by the Police Department. ([Council Communication No. 17-494](#)) Moved by Hensley to adopt. Motion Carried 6-1. Absent: Cownie.

BOARD/COMMISSION ACTION(S): NONE**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.