

Date

AFFIRMING HEARING OFFICER'S REPORT ON APPEAL OF RFP EVALUATION AND SELECTION COMMITTEE RECOMMENDATION FOR AWARD OF CONTRACT FOR THE PROVISION OF AUTOMATED ELECTRONIC SPEED & RED LIGHT ENFORCEMENT CAMERAS & CITATION PROCESSING SERVICES TO GATSO USA, INC., ACCEPTING PROPOSAL OF GATSO USA, INC., AND APPROVING AWARD OF CONTRACT TO GATSO USA, INC., AND AUTHORIZING THE POLICE DEPARTMENT TO NEGOTIATE, AND THE CITY MANAGER TO EXECUTE, A CONTRACT FOR THE PROVISION OF SAME

WHEREAS, on November 13, 2009, the Finance Department Procurement Division issued an RFP to solicit Automated Electronic Speed & Red Light Enforcement Cameras & Citation Processing Services (No. V10-041) ("the RFP") and received four proposals; and

WHEREAS, an Evaluation and Selection Committee comprised of Police Department and Engineering Department Traffic and Transportation Division staff members reviewed the proposals and recommended the selection of GATSO USA, Inc. (Andrew Noble, President), 900 Cummings Ctr 321-U, Beverly, MA 01915, as the highest scorer based on the weighting criteria described in the RFP; and

WHEREAS, an appeal of the Evaluation and Selection Committee's recommendation was filed by a proposer whose proposal was not recommended by the Committee, Redflex Traffic Systems, Inc., 23751 N. 23<sup>rd</sup> Avenue, Phoenix, Arizona 85085 ("Redflex"); and

WHEREAS, the Deputy City Manager, the Hearing Officer appointed by the City Manager, reviewed such appeal, a hearing was held on the appeal on April 21, 2010, and a report has been made overruling the objections of Redflex, pursuant to the RFP appeal process under Sec. 2-756 of the Procurement Ordinance and the RFP provisions.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the City Council hereby affirms the report of the Hearing Officer overruling the objections of Redflex stated in its appeal.

BE IT FURTHER RESOLVED that the City Council hereby accepts and approves the proposal submitted by GATSO USA, Inc. for Automated Electronic Speed & Red Light Enforcement Cameras & Citation Processing Services and the Police Department is authorized to negotiate an agreement with GATSO USA, Inc. to provide such services for a period of three years with one three year renewal, subject to the review and approval as to form by the Legal Department, and the City Manager is authorized and directed to execute said agreement for and on behalf of the City of Des Moines, and the City Clerk is authorized to attest to his signature, and the Police Chief is authorized to execute one three year renewal option, subject to approval as to form by the Legal Department.

(Council Communication No. 10-310 ) Moved by Coleman to consider this item at the July 12 Council Meeting.

Approved as to form: Ann DiDonato Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

T. M. Franklin Mayor

Diane Rauh City Clerk