ORDINANCE NO. 187727

* Amend contract with Xerox State and Local Solutions, Inc. for the Photo Radar System to expand services and increase the not to exceed amount by $4,500,000, authorize a related Memorandum of Understanding between the City and Multnomah County Circuit Court, and find ten roadways as urban high crash corridors eligible for fixed speed safety cameras.(Ordinance; amend Contract No. 31000129)

The City of Portland ordains:

Section 1. The Council finds:

1. The number of people killed on Portland's roadways has remained stubbornly flat over the past 20 years. In 2015, 37 people died in traffic crashes in Portland and many more were injured.

2. Speeding and aggressive driving are top contributing factors to serious and fatal crashes. Photo radar is a method of traffic speed enforcement that is used to detect speeding violations and record identifying information about the vehicle and driver. The program is a cornerstone of the City's efforts to reduce speeding.

3. The City of Portland's photo radar program has been successful in reducing speeds and improving traffic safety within the city boundaries, but automated photo radar speed enforcement has been limited by statute to require an officer present and to enforce speed limits no more than four hours per day in any one location.

4. To address these limitations and improve safety on Portland roads, Council identified authorizing the use of unmanned fixed speed safety cameras on urban high crash corridors as one of the City's six priority legislative initiatives on January 7, 2015.

5. The City's effort to gain authority to pilot fixed speed safety cameras on urban high crash corridors was successful and on July 20, 2015 Governor Kate Brown signed House Bill 2621, making it Chapter 721 of the 2015 Oregon Laws.

6. That the Portland Police Bureau, Multnomah County Circuit Court, and Portland Bureau of Transportation all have responsibilities related to automated speed enforcement, and the three agencies have identified respective roles and responsibilities related to automated traffic enforcement for each party in a Memorandum of Understanding included as Exhibit B.

7. This contract is funded by receipts of citation revenues from the Photo Radar Camera System. Any revenues from fixed speed safety cameras in excess of contract costs and the cost of administration are dedicated to improving traffic safety for all modes of transportation per Section 3 of Chapter 721 of the 2015 Oregon Laws.

8. That all ten of the High Crash Corridors identified in Exhibit C have an incidence rate of reported traffic crashes resulting in fatalities that is at least 25 percent higher than the rate for highways with the same speed limit or designated speed limit within the City of Portland on average between January 1, 2006 and December 31, 2015, which is the most recent data available.

9. That speeding has a negative impact on traffic safety on these ten High Crash Corridors identified in Exhibit C, and that these ten roadways will be considered "urban high crash corridors" under Chapter 721 of the 2015 Oregon Laws and thus authorized for fixed speed safety cameras.

10. On April 1, 2010 ACS State and Local Solutions, Inc. was awarded a contract to provide a Photo Radar System.

11. ACS State and Local Solutions, Inc. was subsequently purchased and now operates as the vendor under this contract as Xerox State and Local Solutions, Inc.

12. Ordinance No. 183673, passed by the Council on April 7, 2010, authorized Contract No. 31000129 for a five year term.

13. Ordinance No. 187059, passed by the Council on March 25, 2015, renewed Contract No. 31000129 until March 31, 2019.

14. Immediate amendment of this agreement by emergency Ordinance is warranted because further delay threatens the expansion of this beneficial program to include fixed speed safety cameras, and because the City seeks to keep good faith commitments to the public and our partners in the Multnomah County Circuit Court to launch a fixed speed safety program this summer.

NOW, THEREFORE, the Council directs:

a. The Chief Procurement Officer is authorized to amend an agreement between the City and with Xerox State and Local Solutions, Inc. as outlined in a form similar to the amendment attached as Exhibit A and add $4,500,000 to the contract not to exceed amount.

b. The Commissioner-in-Charge and Auditor are hereby authorized to draw and deliver checks payable to the contractor for the negotiated and executed contract and chargeable to the Portland Bureau of Transportation and Portland Police Bureau's budgets for a total not to exceed amount of $11,750,000 when demand is presented and approved.

c. That the Memorandum of Understanding between the Portland Police Bureau, the Portland Bureau of Transportation and the Multnomah County Circuit Court attached as Exhibit B is accepted by the City Council as a framework for improving traffic safety on Portland roads via automated enforcement tools.
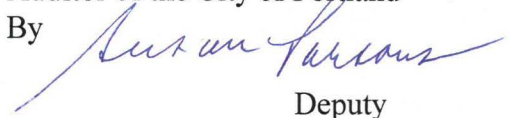
Section 2.   The Council declares that an emergency exists because a delay threatens the expansion of this beneficial program; therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council: MAY 0 4 2016

Commissioner: Steve Novick
Prepared by: Gabriel Graff:sld
Date prepared: April 4, 2016

Mary Hull Caballero
Auditor of the City of Portland
By *[signature]*
                                        Deputy

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Agenda No.
ORDINANCE NO. 187727
Title

	* Amend contract with Xerox State and Local Solutions, Inc. for the Photo Radar System to expand services and increase the not to exceed amount by $4,500,000, authorize a related Memorandum of Understanding between the City and Multnomah County Circuit Court, and find ten roadways as urban high crash corridors eligible for fixed speed safety cameras (Ordinance; amend Contract No. 31000129)

INTRODUCED BY Commissioner/Auditor: **COMMISSIONER STEVE NOVICK**	CLERK USE: DATE FILED _____ APR 26 2016
COMMISSIONER APPROVAL	Mary Hull Caballero Auditor of the City of Portland
Mayor—Finance and Administration - Hales	
Position 1/Utilities - Fritz	By: _____
Position 2/Works - Fish	Deputy
Position 3/Affairs - Saltzman	
Position 4/Safety – Novick	**ACTION TAKEN:**
BUREAU APPROVAL	
Bureau: **Transportation** Policy, Planning and Projects **Manager: Art Pearce** **Director: Leah Treat** Prepared by: Gabriel Graff Date Prepared: April 4, 2016 Supervisor: Margi Bradway	
Impact Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date **May 4, 2016**	

AGENDA		FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
TIME CERTAIN ☒ **Start time: 2:45pm** 30 minutes **Total amount of time needed: 1 hour** (for presentation, testimony and discussion)				YEAS	NAYS
		1. Fritz	1. Fritz	✓	
CONSENT ☐		2. Fish	2. Fish	——	
REGULAR ☐ **Total amount of time needed: _____** (for presentation, testimony and discussion)		3. Saltzman	3. Saltzman	✓	
		4. Novick	4. Novick	✓	
		Hales	Hales	✓	