

THIS PRINT COVERS CALENDAR ITEM NO. : 10.6

**SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY**

DIVISION: Sustainable Streets

BRIEF DESCRIPTION:

Authorizing the Director of Transportation to execute the Second Amendment to the contract for operational and administrative support services for the Existing Enforcement System of the Automated Camera Enforcement Program between the SFMTA and Xerox State & Local Solutions, Inc. to extend the contract term for an additional two years from May 1, 2014, through April 30, 2016 at no additional cost.

SUMMARY:

- Staff recommends approval of the Second Amendment to the existing contract between Xerox State & Local Solutions and the SFMTA, which expires on April 30, 2014.
- The contract for the Existing Enforcement System is for a total contract term of up to five years, consisting of an initial three-year term with an option to extend the term for up to an additional two years at the City's sole discretion.
- Funding for this contract comes from the SFMTA Operating Budget which includes red light violation revenues.

ENCLOSURES:

1. SFMTAB Resolution
2. Second Amendment to Agreement

APPROVALS:

DATE

DIRECTOR _____

4/7/14

SECRETARY _____

4/7/14

ASSIGNED SFMTAB CALENDAR DATE: April 15, 2014

PAGE 2.

PURPOSE

Authorizing the Director of Transportation to execute the Second Amendment to the Contract #2008/09-52, Automated Photo Enforcement Program between the San Francisco Municipal Transportation Agency (SFMTA) and Xerox State & Local Solutions, Inc. (formerly ACS State and Local Solutions) for operational and administrative support services for the Existing Enforcement System of the Automated Camera Enforcement Program to extend the contract term for an additional two years from May 1, 2014, through April 30, 2016 at no additional cost.

GOAL

The SFMTA will further the following goal of the Strategic Plan through execution of the contract amendment.

Goal 1: Create a safer transportation experience for everyone.

Objective 1.3 – Improve the safety of the transportation system.

DESCRIPTION

SFMTA began the Automated Photo Enforcement Program in collaboration with the Police Department in 1996, to reduce the number of collisions, property damage, physical injuries, and deaths caused by red light running. On August 5, 2009, the SFMTA issued a Request for Proposals (RFP) for continued operational and administrative support services for the Existing Enforcement System of the City's Automated Photo Enforcement System, including acquisition of System-specific equipment, professional services to design intersection installations, construction and construction consultation services, equipment maintenance and servicing, processing citations and other administration duties. On July 8, 2010, Xerox State and Local Solutions (Xerox) was notified that they were the selected highest ranked proposer for the Existing Enforcement System.

On April 19, 2011, the SFMTA Board of Directors approved Resolution 11-051 authorizing the Executive Director/CEO to execute the contract between the SFMTA and Xerox for operational and administrative support services for the Existing Enforcement System which included the administration and operation of 25 existing intersections including 22 locations which utilize "wet film" technology which captures images of violations on traditional 35 mm film and three locations that utilize newer digital imaging/video technology. The contract also provides for the continued leasing of digital camera and system equipment from Xerox for the duration of the contract. The contract was for a term not to exceed five years, consisting of an initial three-year term ending on April 30, 2014, with an option to extend the term for up to an additional two years at the City's sole discretion. The contract amount was not to exceed \$7,500,000. This agreement was amended by the First Amendment dated June 14, 2013

PAGE 3.

ALTERNATIVES CONSIDERED

The existing contract with Xerox includes the option for the SFMTA to self-administer the Automated Photo Enforcement Program. Xerox could lease software, provide training, consultation and software development services to the SFMTA at the following cost:

Software License Lease Per Month	\$447/month per enforcement location
Training Per Hour	\$120
Consultation Services Per Hour	\$120
Software Development Services Per Hour	\$145

This option is not the preferred way to proceed due to the lack of SFMTA staffing resources and technical knowledge as of March 31, 2014, to provide administrative and operational support for the program.

The City Attorney has reviewed this calendar item.

FUNDING IMPACT

The total cost for the two year contract extension is included in the original contract's not to exceed amount of \$7,500,000. Monthly program administrative and operational costs for the two year contract extension period will be as follows:

Equipment lease for digital cameras:

\$49,656 (\$2,069 per location x 24 months) x 5 approaches = \$248,280

Operation of digital cameras:

\$80,352 (\$3,348 per location x 24 months) x 4 intersections = \$321,408

Operation of wet film cameras:

\$58,032 (\$2,418 per location x 24 months) x 32 approaches = \$1,857,024

An additional \$500,000 in operating funds is estimated for maintenance and repairs over the next two years. The funds for this contract come from the SFMTA Operating Budget which includes red light violation revenues.

RECOMMENDATION

Authorizing the Director of Transportation to execute the Second Amendment to Contract #2008/09-52, Automated Photo Enforcement Program between the SFMTA and Xerox State & Local Solutions, Inc. for operational and administrative support services for the Existing Enforcement System of the Automated Camera Enforcement Program. This Second Amendment is to extend the contract term for an additional two years from May 1, 2014, through April 30, 2016 at no additional cost

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. _____

WHEREAS, SFMTA began the Automated Photo Enforcement Program in collaboration with the Police Department in 1996, to reduce the number of collisions, property damage, physical injuries, and deaths caused by red light running; and,

WHEREAS, On August 5, 2009, a Request for Proposal was issued for operational and administrative support services for the Automated Photo Enforcement Program; and,

WHEREAS, The SFMTA selected Contractor as the highest ranked proposer to provide operational and administrative support services for the Existing Enforcement System on July 8, 2010; and,

WHEREAS, The contract for the Existing Enforcement System is for a total contract term of up to five years, consisting of an initial three-year term with an option to extend the contract term for up to an additional two years at the City's sole discretion; therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Director of Transportation to execute the Second Amendment to Contract #2008/09-52, Automated Photo Enforcement Program with Xerox State & Local Solutions, Inc. for operational and administrative support services for the Existing Enforcement System of the Automated Camera Enforcement Program to extend the contract term for an additional two years from May 1, 2014, through April 30, 2016 at no additional cost.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of April 15, 2014.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

**City and County of San Francisco
Municipal Transportation Agency
One South Van Ness Ave. 7th Floor
San Francisco, California 94103**

Second Amendment to Agreement

Contract No. SFMTA-2008/9-52

THIS AMENDMENT (this “Amendment”) is made as of April 16, 2014, in San Francisco, California, by and between **Xerox State & Local Solutions, Inc.** (“Contractor”), formerly known as “ACS State and Local Solutions, Inc.,” and the City and County of San Francisco, a municipal corporation (the “City”), acting by and through its Municipal Transportation Agency (the “SFMTA”).

RECITALS

- A. City and Contractor have entered into the Agreement (as defined below).
- B. City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to extend the duration of the contract.
- C. Approval for this Amendment was obtained when the Civil Service Commission approved Contract number PSC #406810/11 on March 7, 2011.

NOW, THEREFORE, Contractor and the City agree as follows:

1. Definitions. The following definitions shall apply to this Amendment:

1a. Agreement. The term “Agreement” shall mean the Agreement dated May 1, 2011, between Contractor and City, as amended by the:

First amendment dated June 14, 2013, and

1b. Other Terms. Terms used and not defined in this Amendment shall have the meanings assigned to such terms in the Agreement.

2. Modifications to the Agreement. The Agreement is hereby modified as follows:

2a. Section 2. Section 2 “Term of the Agreement” of the Agreement currently reads as follows:

Subject to Section 1, the term of this Agreement shall be from May 1, 2011 to April 30, 2014.

In addition, the City shall have the option to extend the term for up to an additional two (2) years, which the City may exercise in its sole, absolute discretion.

Such section is hereby amended in its entirety to read as follows:

Subject to Section 1, the term of this Agreement shall be from May 1, 2011 to April

30, 2016.

3. Effective Date. The modification set forth in Section 2 shall be effective on May 1, 2014.

4. Legal Effect. Except as expressly modified by this Amendment, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect. IN WITNESS WHEREOF, Contractor and City have executed this Amendment as of the date first referenced above.

CITY	CONTRACTOR
San Francisco Municipal Transportation Agency	Xerox State & Local Solutions, Inc. (formerly known as ACS State and Local Solutions, Inc.)
_____ Edward D. Reiskin Director of Transportation Approved as to Form: Dennis J. Herrera City Attorney By:	_____ Allen Shutt Senior Vice President 12410 Milestone Center Dr. Germantown, MD 20876 City vendor number: 68769
_____ John I. Kennedy Deputy City Attorney San Francisco Municipal Transportation Agency Board of Directors Resolution No. _____ Adopted: _____ Attest: _____ Secretary, SFMTA Board of Directors	