

CR# _____ Date: _____ PO # & Loc: 1950236-000

of Bellevue
ce Department - Procurement Services
110th Ave. NE. Bellevue, WA 98004

Contract Routing Form

Current Contract Information:

Contract Title: Photo Enforcement Services Agreement
Contract Description: Exercising the first of two options to extend photo enforcement agreement for another 5 yrs
Total Contract Value: \$4,410,000.00
This Amendment Value: \$2,205,000.00
Department: Police - 593
Contract Manager: Beverly Ni
Contract Type: General Service
Contract Form: Standard COB document with no changes
Budget Expenditure: Expenditure Contract - Sufficient Funds
Maximo User: No

Vendor Information:

New Vendor? No
Vendor Name: American Traffic Solutions
JDE Vendor Number: 136765
Independent Contractor? Yes
COB License #: 89214
UBI #: 602548774
Contractor's Lic. #:

Contract Term:

Original Effective Date: 08/01/2014
End Date: 07/31/2024
Subject To: One 4-year renewal

Council Approval:

Does this contract require council approval? Yes
Council Award Date: 7/15/2019
Council Action: Resolution
Legislative #: 9641

Route:

		<u>In</u>	<u>Out</u>
Procurement Services:	<u>Arecular</u>	<u>7.25.19</u>	_____
Information Technology:	Not Required	_____	_____
Legal:	<u>[Signature]</u>	<u>7/29/19</u>	<u>7/29/19</u>
Insurance Reviewed By:	<u>[Signature]</u>	<u>7-29-19</u>	<u>7-29-19</u>
Department Director:	<u>C. Klumbert (Acting Chief)</u>	<u>7/23/19</u>	<u>7/23/19</u>
Procurement Services:	<u>TC</u>	<u>7/30</u>	<u>7/30</u>
Return To:	Beverly Ni	_____	_____
City Clerk's Office:	_____	_____	_____

Related Contract Information:

Amendment/change order/renewal? Yes
Amendment #: 1
Amendment Effective Date: 8/1/2019
Original PO #: 950144
Original Contract Value: \$2,205,000.00
Total Value of Previous Change Orders/Amendments: \$0.00
This Change Order/Amendment Value: \$2,205,000.00
Has Council approved a new contract amount since original award? Yes
Most Recent Council Approved Amount: \$2,205,000.00
Council Approval Date: 7/15/2019
Total Value of Change Orders/Amendments since last Council Approval: \$2,205,000.00

Percentage increase from most recent Council authorization: 100.0 %

(If the percentage above exceeds 10%, and your total contract exceeds \$90,000, you must take this amendment/change order to council for approval.)

Budget Information:

Line #	Description	GL Date	Account #	Subtotal	Tax	Total
1	Photo Enforcement	08/01/2019	31570.541100.2170	\$220,500.00	No	\$220,500.00
2	Photo Enforcement	1/1/2020	31570.541100.2170	\$441,000.00	No	\$441,000.00
3	Photo Enforcement	1/1/2021	31570.541100.2170	\$441,000.00	No	\$441,000.00
4	Photo Enforcement	1/1/2022	31570.541100.2170	\$441,000.00	No	\$441,000.00
5	Photo Enforcement	1/1/2023	31570.541100.2170	\$441,000.00	No	\$441,000.00
6	Photo Enforcement	1/1/2024	31570.541100.2170	\$220,500.00	No	\$220,500.00

Additional Comments: According to JDE, this document is Amend #3 to PO 950144.

7.26.19 AZ: It appears Amend #2 was intended to be a new agreement, but was entered as Amendment #2 to 950144.

(The original agreement started in 2009 as PO 950144. Amend #1 belongs with 950144.)

Due to system constraints, there is no perfect solution to fix the 2014 error in JDE. It seems the preferred option is to create a new PO with the 7-15-19 council approval and attach Amend #2 (legally a new agreement) as a reference document for terms + conditions.

CONTRACT REVIEW CRITERIA

Dept.	PS	
<input type="checkbox"/>	<input type="checkbox"/>	Does the Contract Routing/Approval Form and Contract have consistent information?
<input type="checkbox"/>	<input type="checkbox"/>	Is the Contract Type and template appropriate for the services performed?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are the contract values (i.e aggregate values, yearly budget totals, taxable amounts, acct. numbers, etc.) accurate?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the JDE vendor name and number accurate?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the Company have a Bellevue Business License? If not, date Tax Office was notified? _____.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Do the Contract Start/End Dates comply with current policies (maximum 5 years unless exception noted)?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is this an amendment or renewal? If so, are the original contract #'s and values indicated?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Has the Selection Method been explained in Additional Comments? Are results attached?
<input type="checkbox"/>	<input type="checkbox"/>	If there is an ordinance, <u>resolution</u> , motion for this contract, are the date and # noted and a copy attached?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the contractor meet requirements of the Independent Contractor Threshold question?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is Attachment "A" (Scope of Work and/or Services) attached?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is Attachment "B" (Insurance Requirements) attached?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are any additional riders required? If so, which one's? _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does Insurer have a Best rating of A- or better? <u>AH, A+, A++, A++</u>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the Contractor identified as the insured?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the Contractor have Commercial General Liability, Commercial Auto Liability, Worker's Compensation, and Employer's Liability/Stop Gap and special coverages as required?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are the policy expiration date(s) on the Certificate of Insurance current? <u>7-1-20</u>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the Contractor have a self-insured retention? Is it above \$25,000?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the City listed as the Certificate Holder?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the Certificate signed?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the City of Bellevue (& contracting partners) listed as an additional insured on the Certificate of Insurance? Is the additional insured status primary and non-contributory?
<input type="checkbox"/>	<input type="checkbox"/>	If this contract requires the payment of Prevailing Wages, are current Wage Rates referenced in Attachment "C"?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the Contractor have an open account with the Washington State Department of Revenue?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are the Contractor's worker's compensation premiums current?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Does the Vendor have an active Professional/Contractor License with the Washington State Department of Licensing?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Have you checked the Office of Minority and Women-Owned Businesses website?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Have you checked the King County Small Business Certification website?
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Is the Vendor on the Federal Debarred Suspended List? <u>No</u>



CONTRACT FACE SHEET

Document Type:

- Contract
- MOU
- Interlocal Agreement
- Notice of Acceptance
- Retainage
- Franchise Agreement
- Right of Way Use Agreement
- Lien
- Correspondence
- Collective Bargaining Agreement

Status:

- New
- Amendment
- Change Order
- Renewal
- Cancellation

Contract Documents:

Scan and toss

Do *not* scan and toss (keep)

***Vendor Name:**

American Traffic Solutions

***JDE PO Number:**

950144

***Effective Date:**

08/01/2014

***Termination Date:**

07/31/2024

Amendment Effective Date:

08/01/2019

***Clerk's Receiving Number:**

Related Receiving Number:

Bid/RFP/RFQ/ITQ Number:

Ordinance Number:

Resolution Number:

9641

CIP Number:

Project Name:

Photo Enforcement Services Agreement

Site Name:

Vendor Number:

136765

File Location:

*Denotes mandatory fields. If referring to Retainage, please indicate the Termination Date same as the Contract Termination Date.

Face Sheet Date: _____

Scan Date: _____

Index Date: _____



City of Bellevue
450 110th Ave. NE
Bellevue, WA 98004

Amendment # 1

Professional Services Agreement, PO #950144.001 dated August 1, 2014, between the City of Bellevue and American Traffic Solutions, Inc. (ATS) (the "Agreement") is hereby amended as follows:

SECTION 5 "TERM AND EFFECTIVE DATE" of the Agreement is replaced in its entirety with:

This contract shall be effective on the date of the last signature below ("Effective Date.") The term of this Agreement shall be for five (5) years from the Effective Date and may be extended for one additional five (5) year period. Customer may extend this Agreement at the expiration of any term by providing sixty (60) days' written notice of renewal to ATS.

SECTION 8(C) "Warranties of Performance" of the Agreement is replaced in its entirety with:

C. Warranty of Performance. For the term of this Agreement, ATS warrants that the Camera Systems will perform in accordance with the specifications and requirements contained in this Agreement. ATS warrants to Customer that the Deliverables, as defined in Exhibit A, Section 1, will perform in accordance with the description of the functions and capabilities, provided that the Deliverables are properly used in accordance with ATS' instructions. ATS agrees that it will promptly make corrections of errors in accordance with the response guarantees defined in Exhibit A, Section 1 which are reported in writing to ATS.

The "NOTICES" Paragraph on Page 15 of the Agreement is replaced in its entirety with:

NOTICES:

Any notices or demand which under the terms of this Agreement or under any statute must or may be given or made by ATS or Customer shall be in writing and shall be given or made by Personal service, first class mail, FedEx, or by certified or registered mail to the parties at the following address:

The City of Bellevue

450 – 110th Avenue NE

Bellevue, WA 98004

Attn: Major John McCracken

American Traffic Solutions, Inc.

1150 N. Alma School Road

Mesa, AZ 85201

Attn: Legal Department, Contracts Division

Purpose of Amendment:

Extend the term of the Agreement by one (1) term of five (5) years.

Contract Summary:

<u>Agreement</u>	<u>Dollar Value</u>
Original Contract	\$2,205,000.00
Total of Previous Amendments/Renewals	\$0.00
This Amendment/Renewal	\$2,205,000.00
Total Contract Value	\$4,410,000.00

All other terms and conditions shall remain the same.

Consultant: American Traffic Solutions, Inc. (ATS)

By:



Printed Name

Garrett Miller

Title: EVP, Government Solutions

Date:

7/18/19

Phone:

City of Bellevue:

By:

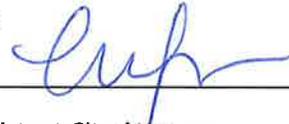
C. Kleinknecht 7/23/

Department Director (Acting Chief)

CARL KLEINKNECHT

Executed this 23 day of July, 2019.

By:



Assistant City Attorney

