

## CITY COUNCIL REGULAR SESSION

Resolution authorizing execution of Amendment No. 1 to the Agreement between the City of Bellevue and American Traffic Solutions (ATS) for the use of automated cameras for issuance of notices of red-light infractions at selected arterial intersections and speeding infractions at selected elementary schools within the city limits (the "Agreement"), exercising the first of two options to extend the Agreement for five years.

Steve Mylett, Chief of Police, 452-4334  
 Patrick Arpin, Assistant Chief of Police, 452-4333  
 Beverly Ni, Fiscal Manager, 452-4296  
*Police Department*

## EXECUTIVE SUMMARY

This Resolution authorizes the execution of an amendment to the Agreement with ATS that extends the term of the agreement for five years.

## RECOMMENDATION

Move to adopt Resolution No. 9641.

If approved, effective date: 07/15/2019

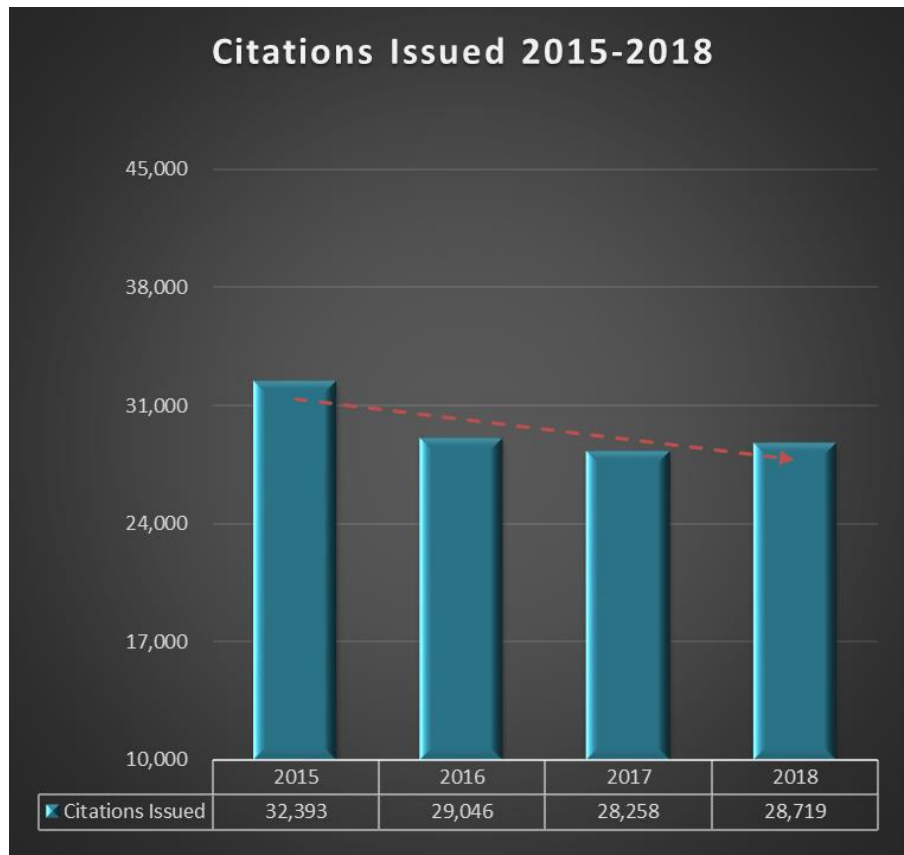
## BACKGROUND/ANALYSIS

The photo enforcement program was originally instituted in 2009 with directions from the City Council after the adoption of Ordinance No. 5868. On March 7, 2014, Council authorized the execution of a new five-year agreement, which also added four new cameras to the five cameras that first became operational in 2009. The current program manages a total of three Speed Zone Enforcement cameras and six Red-Light Enforcement cameras as follows:

Location	Camera Type	Status
WB NE 8th @ 143rd (Stevenson Elementary)	Speed Zone Enforcement	Existing
WB SE 8th @ 143rd Pl (Lake Hills Elementary)	Speed Zone Enforcement	Existing
NB 148th @ Bel-Red Road	Red-Light Enforcement	Existing
SB 148th @ Bel-Red Road	Red-Light Enforcement	Existing
SB 148th @ Main Street	Red-Light Enforcement	Existing
EB NE 8th @ 112th Ave NE	Red-Light Enforcement	Existing
WB NE 8th @ 112th Ave NE	Red-Light Enforcement	Existing
WB NE 8th @ 116th Ave NE	Red-Light Enforcement	Existing
SB West Lake Sammamish Parkway (Sunset Elementary)	Speed Zone Enforcement	Existing

Since expansion of the program in 2014, the total number of citations issued for all nine automated camera locations, excluding violation event rejections and pending cases, demonstrates a decreasing trend. Based on four-year data collected, 23 percent of the infractions took place in school zones and

77 percent happened at red light intersections. Although stabilizing overtime, the total number of citations issued in 2018 was 3,674 less than 2015, or over 900 fewer infractions per year on average.



Amendment No. 1 of the agreement would exercise one of two contractual options to extend the current contract for five years. All other terms and conditions will remain the same as the contract executed on August 1, 2014 under Resolution No. 8782.

## **POLICY & FISCAL IMPACTS**

### **Policy Impact**

RCW 46.63.170 governs the definition and permissible uses of “automated traffic safety cameras” and sets forth provisions that:

- Allow the use of automated traffic safety cameras to detect stoplight or school speed zone violations;
- Require public notice and signage in local ordinances governing automated traffic safety cameras;
- Allow pictures of only the vehicles and vehicle license plates, and only while an infraction is occurring, and does not reveal driver or passenger faces;
- Require that all locations where a camera is used be clearly marked by signs indicating the presence of a camera zone;

- Require that infraction notices be mailed to the registered owner of the vehicle within 14 days of the infraction, and may be responded to by mail; and
- Establishes that infractions detected through the use cameras are not part of the registered owner's driving record.

In 2009, the City Council adopted City Ordinance No. 5868, adding a new Bellevue Code Chapter 11.49 authorizing the use of automated traffic safety and school speed zone cameras for the issuance of notices of red-light infraction at arterial intersections and speeding infractions at elementary schools within the City limits.

Resolution No. 8782 authorized the execution of contract with ATS that allows for two additional five-year extensions. Amendment No. 1 exercises one five-year extension. There will be one additional option for a five-year extension after Amendment No. 1 expires.

### **Fiscal Impact**

The ATS agreement, if executed, will commence on August 1, 2019. The pricing will remain the same. The total annual contract cost is \$441,000. There are sufficient budgeted funds available in the General Fund 2019-2020 Budget, and funds will be requested in future budget cycles to cover the remainder of the contract. All infraction payments by vehicle owners are remitted directly to King County District Court (KCDC). Per the City's contract with King County, the Court retains a portion of the fees received that originate from Bellevue cases to cover related Court costs and remits the remaining portion to the City on a monthly basis.

### **OPTIONS**

1. Adopt the Resolution authorizing execution of Amendment No. 1 to the Agreement between the City of Bellevue and American Traffic Solutions (ATS) for the use of automated cameras for issuance of notices of red-light infractions at selected arterial intersections and speeding infractions at selected elementary schools within the city limits (the "Agreement"), exercising the first of two options to extend the Agreement for five years.
2. Do not adopt the Resolution and provide alternative direction to staff.

### **ATTACHMENTS & AVAILABLE DOCUMENTS**

Proposed Resolution No. 9641

### **AVAILABLE IN COUNCIL LIBRARY**

2014 ATS Agreement  
Amendment No. 1 (in substantial form of the final agreement)