

## Request for Information and Proposal: Respect the Red

### Addendum No. 1

<b>Project Name:</b>	Respect the Red – Red Light Traffic Violation Program	<b>Project No.:</b>	16-17-16
<b>Prepared By:</b>	Denisha Harris	<b>Date:</b>	December 5, 2016

### Clarification

**Please note the following clarifications:**

#### **Questions/Clarifications Concerning Proposal Format:**

Each submittal shall be limited to a maximum number of 20 pages, **excluding** copies of Certificates of Insurance required in Section 1 and copies of Suggested Standard Contract document required in Section 5. The Certificate of Insurance and Suggested Standard Contract will **not** count towards the 20 page maximum.

#### **Questions/Clarifications Concerning Insurance:**

The Owner's and Protective Liability coverage stated in the Request for Information and Proposal will be required. An increase in the limits of the Commercial Liability coverage will not be accepted as a substitute.

#### **Questions/Clarifications Concerning Program Implementation:**

The City is considering the following intersections for monitoring:

Greenville Blvd SE/E. Arlington Blvd.

S. Charles Blvd/E Firetower Rd.

Arlington Blvd/S. Memorial Dr.

Charles Blvd./E. 14<sup>th</sup> St.

Arlington Blvd/E. Firetower Rd.

These intersections are subject to change at the City's discretion. Two approaches per intersection will be selected for monitoring.

Intersections were determined by researching 3 years of crash data comparisons with the corresponding intersections. There were also discussions with Traffic Safety Officers and the City of Greenville Traffic Engineer. The exact approach at each intersection has not been finalized.

The City will be focusing on straight through lanes and left turns. The City will not focus on right turns unless new data emerges.

The largest intersection has 6 lanes of travel approaching the intersection. The City is requesting only two cameras per intersection.

Q: Will the City be enforcing red-light violations when the violator turns right without stopping?

A: The City will not use the cameras to enforce those motorists that violate the right turn on red statute unless we see through crash data that pedestrians are being hit because vehicles are failing to stop and yield. A position will be created for this program. It is very likely that the right turn on red statute will be enforced by that officer during his/her downtime from office work.

Q: Where may I obtain copies of the (1) local ordinance passed by City Council and (2) Interlocal agreement with Pitt County Board of Education? And, if one or both of these is not available, when might they be?

A: Please find information concerning the local ordinance attached. The Memorandum of Agreement with Pitt County Schools is not complete and will not be available prior to submission deadline.

Q: Is this the first red light program for the City?

A: The City of Greenville in 2005 conducted a red light program with warning letters being issued for two intersections for a two month period. The program was suspended and later terminated prior to the commencement of the issuance of citations.

Q: What portion of the fine, additional civil penalty if not paid, and collections assistance is earmarked for the proposer?

A: As a component of a proposal, the suggested division, between the City and the selected vendor, of the proceeds of the program is to be submitted (Section 5 of Submittal Requirements). There is no predetermined portion of the fine, additional civil penalty if not paid, and collections assistance earmarked for the proposer.

Q: Are these intersections, city, county or state DOT Right of Way?

A: City and State ROW

Q: Connections to traffic signal boxes? Is there a power connection to those sites that can be used?

A: Power options are afforded at each location. Depends on the actual design and where the added hardware resides, relative to power source(s). Needs to be determined in final design of the system.

Q: How many notices are sent to the violator? First, second and final?

A: As a component of a proposal, a detailed description of the management process of the program is to be submitted (Section 5 of Submittal Requirements). There is no predetermined number of notices to be sent to a violator.

Q: Is there any preference by the City for a specific red light camera system? Fixed? Portable? both?

A: An all digital camera system is required. The City has a preference for out-of-pavement sensors but will consider other proposals (Section 4 of the Terms and Conditions). There are no other predetermined preferences.

Q: Are you interested in Stop Sign enforcement? If, so, how many stop signs enforced?

A: Stop sign enforcement is not a component of the Request for Information and Proposal.

Q: Is Section 3 - Consultants/Sub-consultants/Other participants an optional or mandatory compliance? If it is mandatory, Does the DBE or MBE firms need to be in-state companies?

A: The use of Disadvantaged Business Enterprises is strongly encouraged. Each firm that submits a proposal attests that they made a Good Faith Effort to include these firms in their proposal. These firms do not have to be in-state, but they must be certified by either the NC Office of Historically Underutilized Businesses or the NC Department of Transportation.

**RFP Questions for Greenville, NC**  
**Provide and Manage a Traffic Signal Red Light Violation Program**

Question Number	RFP Section Title	RFP Page Number	Comment/Clarification/Question
1.	Terms and Conditions, #1	Page 1	<p>This section states: “The initial contract shall be for a period of five (5) years.”</p> <p>Does the City anticipate extending this contract beyond the initial period of five (5) years? If so, how many option years are contemplated?</p> <p><b>A: At this time, there are no current plans to extend the contract beyond the initial period of five(5) years.</b></p>
2.	Terms and Conditions, #3	Page 1	<p>Proposals should be based upon the monitory of a minimum of 10 approaches at various intersections.</p> <p>What lane movements (straight through, left turns, right turns) does the City plan to enforce with this program?</p> <p><b>A: Please see Questions/Clarifications Concerning Program Implementation.</b></p>
3.	Terms and Conditions, #6	Page 1	<p>This item states: “Payment to the City shall be made monthly on a mutually agreed upon schedule and method.”</p> <p>Would the City consider an alternate approach, whereby the Contractor would deposit all collected revenues in a bank account designated by the City on a daily basis, and would invoice the City monthly, on a date mutually agreed upon by the City and the Contractor?</p> <p><b>A: Provided that payment is made to the City at least monthly, the City would consider a schedule and method for the payment to be made to the City proposed by the Contractor.</b></p>
4.	Section 1, Letter of Transmittal	Page 3	<p>This section states:</p> <ul style="list-style-type: none"> <li>• Provide copies of Certificate(s) of Insurance showing General Liability, Automotive,</li> <li>• Workers’ Compensation and Professional Liability Coverage.</li> </ul> <p>Would the City allow these documents to be excluded from the 20 page limit?</p> <p><b>A: See Questions/Clarifications concerning Proposal Format</b></p>
5.	Section 5, Project Requirements, 1 <sup>st</sup> bullet	Page 4	<p>This section states: “Provide a detailed description of hardware and software to be used in the program and the unique capabilities thereof”</p> <p>Would the City allow vendors to install hardware on existing City infrastructure to reduce the footprint of the approaches?</p>

**RFP Questions for Greenville, NC**  
**Provide and Manage a Traffic Signal Red Light Violation Program**

Question Number	RFP Section Title	RFP Page Number	Comment/Clarification/Question
			<p>A: Depends on the hardware and what infrastructure the request would be for. Needs to be determined in final design of the system. Further questions and answers during the interview process may clarify.</p>
6.	Section 5, Project Requirements, 2 <sup>nd</sup> bullet	Page 4	<p>This bullet states: "...examples of all paperwork associated with the program shall be included."</p> <p>Would the City allow this document to be excluded from the 20 page limit?</p> <p>A: See Questions/Clarifications concerning Proposal Format</p>
7.	Section 5, Project Requirements, 3 <sup>rd</sup> bullet	Page 4	<p>This bullet states: "Include copy of suggested standard contract document."</p> <p>Would the City allow this document to be excluded from the 20 page limit?</p> <p>A: See Questions/Clarifications concerning Proposal Format</p>
8.	Section 5, Project Requirements, 5 <sup>th</sup> bullet	Page 4	<p>This bullet states: "The approach that will be taken to conduct the work along with a timeline schedule to complete all work. All major work elements shall be shown"</p> <p>Would the City allow the timeline schedule to be excluded from the 20 page limit?</p> <p>A: See Questions/Clarifications concerning Proposal Format</p>
9.	Section 5, Project Requirements, 6 <sup>th</sup> bullet	Page 4	<p>This bullet states: "A proposal providing the suggested division, between the City and the selected vendor, of the proceeds of the program."</p> <p>Is the City only interested in a revenue sharing program or would the City accept alternate pricing as in fixed fee per approach per month?</p> <p>A: As a component of a proposal, the suggested division, between the City and the selected vendor, of the proceeds of the program is to be submitted (Section 5 of Submittal Requirements). Provided that this component is included in a proposal, the proposal may include other proposed compensation structures.</p>

**RFP Questions for Greenville, NC**  
**Provide and Manage a Traffic Signal Red Light Violation Program**

Question Number	RFP Section Title	RFP Page Number	Comment/Clarification/Question
10.	Section 5, Project Requirements, 6 <sup>th</sup> bullet	Page 4	<p>This section states “A proposal providing the suggested division, between the City and the selected vendor, of the proceeds of the program. Include complete financial information for the life of the program.”</p> <p>Would the City consider providing a Price Proposal Form or Template to ensure bidders present their pricing in the same format to facilitate fair and easy evaluation of pricing?</p> <p><b>A: No Price Proposal Form or Template will be provided by the City.</b></p>
11.	Section 5, Project Requirements	Page 4	<p>Would the City confirm the scope of services requested for back end processing includes the following:</p> <ul style="list-style-type: none"> <li>• Initial crop of license plate images</li> <li>• Acquisition of registered owner information</li> <li>• Electronically prepare and submit events to the City for approval</li> <li>• Print and mail of a first notice</li> <li>• Print and mail of a default notice</li> <li>• Collection notices</li> <li>• Lockbox payment processing</li> <li>• Pay-by-web</li> <li>• Pay-by-phone</li> <li>• IVR</li> <li>• Customer service</li> <li>• Adjudication support by court packages</li> <li>• Scheduling hearings</li> <li>• Entering dispositions</li> </ul> <p><b>A: As a component of a proposal, a detailed description of the management process of the program and the approach that will be taken to conduct the work are to be submitted ( Section 5 of Submittal Requirements). The Contractor should include in its submittal the back end processes which it proposes to be conducted as a component of the program including post processing features and documentation suitable to support the issuance of citations.</b></p>
12.	Section 5, Project Requirements	Page 4	<p>In the note section it states: “Note: Each proposal shall be limited to a maximum number of twenty (20) pages. This page limit includes tabs and/or other dividers.”</p> <p>Can the title page be excluded from the 20 page limit?</p> <p><b>A: See Questions/Clarifications concerning Proposal Format</b></p>
13.	Section 5, Project Requirements	Page 4	<p>In the note section it states: “Note: Each proposal shall be limited to a maximum number of twenty (20) pages. This page limit includes tabs and/or other dividers.”</p>

**RFP Questions for Greenville, NC**  
**Provide and Manage a Traffic Signal Red Light Violation Program**

Question Number	RFP Section Title	RFP Page Number	Comment/Clarification/Question
			<p>Will the City reconsider including tabs in the 20 page limit?</p> <p><b>A: See Questions/Clarifications concerning Proposal Format</b></p>
14.	General Question	N/A	<p>Would the City consider allowing vendors to utilize the existing City underground infrastructure (conduits, pullboxes)?</p> <p><b>A: If existing underground infrastructure (conduit and pullbox) are in an appropriate location to collect wiring/hardware needed for the Red Light Running technology, AND there is room within these facilities to accommodate said wiring/hardware, existing underground infrastructure may be utilized on a case by case basis, to be determined when the system is designed. North Carolina DOT will need to respond to this request as well. Final answer can be rendered during the interview process.</b></p>
15.	General Question	N/A	<p>Will the City permit direct connection to the traffic controller for signal light phase and power?</p> <p><b>A: This request depends on the type of connection required and for what specific purpose. North Carolina DOT will need to respond to this request as well. Final answer can be rendered during the interview process.</b></p>
16.	General Question	N/A	<p>Will the City require vendors to provide video validation? Will the selection of approaches be based upon video validation and mutually agreed upon between the City and the vendor?</p> <p>If the City has a list of prospective intersections and approaches, please provide.</p> <p><b>A: Please see Questions/Clarifications Concerning Program Implementation. The City will determine the intersections for monitoring. As a component of a proposal, a detailed description of the management process of the program and the approach that will be taken to conduct the work are to be submitted ( Section 5 of Submittal Requirements). The Contractor should include in its submittal the video validation it proposes to be conducted as a component of the program.</b></p>
17.	General Question	N/A	<p>What is the maximum number of lanes per approach?</p> <p><b>A: Please see Questions/Clarifications Concerning Program Implementation</b></p>

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015**

**SESSION LAW 2016-64  
HOUSE BILL 1126**

AN ACT TO MAKE CHANGES TO THE LAW GOVERNING RED LIGHT CAMERAS IN THE CITY OF GREENVILLE.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 3 of S.L. 2007-341 reads as rewritten:

**"SECTION 3.** Section 1 of this act applies to the Cities of Albemarle, Charlotte, Durham, Fayetteville, Greenville, Locust, and Rocky Mount and to the municipalities in Union County."

**SECTION 2.** G.S. 160A-300.1(c), as amended by S.L. 2007-341, is amended by adding a new subdivision to read:

**"(4a)** A municipality enacting an ordinance implementing a traffic control photographic system may enter into a contract with a contractor for the lease, lease-purchase, or purchase of the system. The municipality may enter into only one contract for the lease, lease-purchase, or purchase of the system, and the duration of the contract may be for no more than 60 months. After the period specified in the contract has expired, the system shall either be the property of the municipality, or the system shall be removed and returned to the contractor."

**SECTION 3.** G.S. 160A-300.1(c)(2), as amended by S.L. 2007-341, and by Section 1 of this act, reads as rewritten:

**"(2)** A violation detected by a traffic control photographic system shall be deemed a noncriminal violation for which a civil penalty of ~~seventy five dollars (\$75.00)~~ one hundred dollars (\$100.00) shall be assessed, and for which no points authorized by G.S. 20-16(c) shall be assigned to the owner or driver of the vehicle nor insurance points as authorized by G.S. 58-36-65."

**SECTION 4.** The City of Greenville and the Pitt County Board of Education may enter into an interlocal agreement necessary and proper to effectuate the purpose and intent of G.S. 160A-300.1 and this act. Any agreement entered into pursuant to this section may include provisions on cost-sharing and reimbursement that the Pitt County Board of Education and the City of Greenville freely and voluntarily agree to for the purpose of effectuating the provisions of G.S. 160A-300.1 and this act.

**SECTION 5.** This act applies only to the City of Greenville and the Pitt County Board of Education.

**SECTION 6.** Section 3 of this act becomes effective October 1, 2016, and applies to violations committed on or after that date. The remainder of this act becomes effective July 1, 2016.

In the General Assembly read three times and ratified this the 30<sup>th</sup> day of June, 2016.

s/ Daniel J. Forest  
President of the Senate

s/ Tim Moore  
Speaker of the House of Representatives



ORDINANCE NO. 16-052  
AN ORDINANCE CREATING ARTICLE X OF CHAPTER 2 OF TITLE 10  
OF THE GREENVILLE CITY CODE RELATING TO TRAFFIC CONTROL  
PHOTOGRAPHIC SYSTEMS

The City Council of the City of Greenville, North Carolina does hereby ordain:

Section 1. That Chapter 2 of Title 10 of the Code of Ordinances of the City of Greenville, North Carolina, is hereby amended by the addition of an Article X, to read as follows:

**ARTICLE X. - TRAFFIC CONTROL PHOTOGRAPHIC SYSTEMS**

**Sec. 10-2-281. Definitions.**

The following words, terms, and phrases when used in this article shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

*In operation.* Operating in good working condition.

*System location.* The approach to an intersection toward which a photographic, video, or electronic camera is directed and is in operation.

*Traffic control photographic system.* An electronic system consisting of a photographic, video, or electronic camera and a vehicle sensor installed to work in conjunction with an official traffic control device to automatically produce photographs, video, or digital images of each vehicle violating a standard traffic control statute or ordinance.

*Vehicle owner.* The person identified as the registered owner of a vehicle by the North Carolina Division of Motor Vehicles or by the agency of another state which maintains vehicle registration information for that state.

**Sec. 10-2-282. General.**

(a) The city shall maintain a list of system locations where traffic control photographic systems are installed. A citation for a violation of any provision of this article shall be issued by officials or agents of the city.

(b) A citation issued for a violation of any provision of this article shall clearly state when the penalty is due and the manner in which the violation may be appealed. The citation shall be processed by officials or agents of the city and shall be forwarded by personal service or first-class mail to the vehicle owner's address as given on the motor vehicle registration.

(c) Any citation for a violation of North Carolina General Statute 20-158 issued by an officer of the Greenville Police Department at a system location shall be treated in the same manner as prescribed in this article.

Sec. 10-2-283. Offense.

(a) It shall be unlawful for a vehicle to cross the stop line at a system location when the traffic signal for that vehicle's direction of travel is emitting a steady red light, or for a vehicle to violate any other traffic regulation specified in North Carolina General Statute 20-158.

(b) The owner of a vehicle shall be responsible for a violation under this section, except when he can provide evidence that the vehicle was in the care, custody, or control of another person at the time of the violation, as described in subsection (c).

(c) Notwithstanding subsection (b), the owner of the vehicle shall not be responsible for the violation if, within thirty (30) days after the date of personal service or mailing of notification of the violation, he furnishes the officials or agents of the city either of the following:

(1) An affidavit by him stating the name and address of the person or entity who had the care, custody, and control of the vehicle at the time of the violation; or

(2) An affidavit by him stating that, at the time of the violation, the vehicle involved was stolen. The affidavit must be supported with evidence that supports the affidavit, including insurance or police report information.

(d) Notwithstanding subsections (b) and (c), the owner of the vehicle shall not be responsible for the violation if notice of the violation is given to the owner of the vehicle more than ninety (90) days after the date of the violation.

Sec. 10-2-284. Penalty.

Any violation of section 10-2-283(a) shall be deemed a noncriminal violation for which a civil penalty of one hundred dollars (\$100.00) shall be assessed, and for which no points authorized by North Carolina General Statute 20-16(c) shall be assigned to the owner or driver of the vehicle nor insurance points as authorized by North Carolina General Statute 58-36-65. Failure to pay the civil penalty or file an appeal within thirty (30) days after the date the citation is served or mailed shall result in an additional penalty of one hundred dollars (\$100.00). Failure to pay the civil penalty within thirty (30) days after the service or mailing of the second notification of the violation shall result in the assessment of a collection assistance fee of twenty dollars (\$20.00). The city may establish procedures for the collection of the civil penalties and may enforce the penalties by a civil action in the nature of a debt.

Sec. 10-2-285. Appeals.

A notice of appeal shall be filed within thirty (30) days after the date the citation is served or mailed. The failure to give notice of appeal within this time period shall constitute a waiver of

the right to contest the citation. Appeals shall be heard through an administrative process established by the city. Once an appeal is requested, an appeal hearing will be scheduled. The hearing officer's decision is subject to review in the Superior Court of Pitt County by proceedings in the nature of certiorari.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. Any part or provision of this ordinance found by a court of competent jurisdiction to be in violation of the Constitution or laws of the United States or North Carolina is hereby deemed severable and shall not affect the validity of the remaining provisions of the ordinance.

Section 4. This ordinance shall become effective on October 1, 2016.

This the 8th day of September, 2016.



Allen M. Thomas, Mayor

ATTEST:



Carol L. Barwick, City Clerk

