

RESOLUTION NUMBER R- 297074

ADOPTED ON SEP 17 2002

WHEREAS, the Council of the City of San Diego adopted Resolution No. R-287600 on July 8, 1996, authorizing the City Manager to negotiate and enter into an agreement for an automated Red Light Photo Enforcement pilot program; and

WHEREAS, the City of San Diego entered into a contract with U.S. Public Technologies, now Affiliated Computer Services, to provide services for a five-year Red Light Photo Enforcement Program, ending April 2003; and

WHEREAS, the program was suspended in June 2001 because of concerns about internal camera settings and loop placement and measurement at some of the nineteen photo enforced intersections in San Diego, and an independent audit was initiated; and

WHEREAS, PB Farradyne Inc. released the City of San Diego Photo Enforcement System Review Final Report in January 2002, and the Bureau of State Audits released a report on automated photo enforcement systems in California in July 2002; and

WHEREAS, both audits made several recommendations to improve San Diego's existing Red Light Photo Enforcement Program and found that a properly operated red light photo enforcement system prevents red light violations and reduces the possibility of collisions caused by running red lights; and

WHEREAS, both audits recommended continuing San Diego's Red Light Photo Enforcement Program after implementing certain recommendations including: moving the

camera activation loops behind the limit lines; requiring future installations be done in accordance with the City's plan check process; adding an additional camera to obtain a rear view of the vehicle (providing a photograph of the vehicle in the actual intersection while the light is red); adding additional warning signs in advance of the intersection; identifying and implementing engineering solutions to enhance safety to the extent possible prior to installing camera at an intersection; conducting a more rigorous oversight of the vendor; destroying confidential information in established time period; maintaining confidentiality of photographs and DMV information; and using speed surveys in conjunction with the Institute of Transportation Engineer's (ITE) standards to establish consistent yellow clearance intervals at photo enforced locations. It is also recommended that a biannual report be made to the Public Safety and Neighborhood Services Committee on the status of the program; and

WHEREAS, after a thorough review of the two independent audits and after conducting a comprehensive analysis of similar programs throughout the state as well as nation, the City Manager and San Diego Police Department believe that a red light photo enforcement program will enhance the safety of our citizens, and that with the implementation of the above-listed recommendations, the public can be assured that the program will run accurately and will target only those motorists who violate the law; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego, as follows: that San Diego's Red Light Photo Enforcement Program be reinstated and that the above-listed recommendations be implemented, with a public awareness campaign on the program and biannual reports on the program to the Public Safety and Neighborhood Services Committee.

BE IT FURTHER RESOLVED, that the City Manager is directed to renegotiate the contract with the current vendor, Affiliated Computer Services (ACS), so that the current fee arrangement is restructured to eliminate any perceived conflict of interest, and that the final negotiated agreement and contract is brought back before council for review and approval.

BE IT FURTHER RESOLVED, that the City Manager is also directed to:

1. Work with the traffic engineers and return with a reasonable compromise between 3.4 seconds and 4.0 seconds for yellow light timing.
2. Prior to the installation of any new cameras and subject to the criteria as outlined in City Manager's Report No. 02-203 dated September 11, 2002, post on the City's website for a period of no less than thirty days, a list of the proposed camera installations giving the public an opportunity to comment.
3. Establish during contract negotiations that in addition to the penalties suggested including employee termination, a severe financial penalty clause that would be sanctioned by the City against the contractor for any breaches under this portion of the contract.

APPROVED: CASEY GWINN, City Attorney

By 

Paul E. Cooper
Deputy City Attorney

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