

RESOLUTION NO. 17-18 AMENDED AMENDED

A RESOLUTION AUTHORIZING THE MAYOR TO CONTRACT WITH AMERICAN TRAFFIC SOLUTIONS, INC (ATS) FOR THE CITY OF EAST CLEVELAND'S VIDEO (FIXED AND MOBILE) TRAFFIC ENFORCEMENT PROGRAM AND DECLARING AN EMERGENCY FOR THE PUBLIC WELFARE, HEALTH AND SAFETY.

Requested by: Mayor Brandon L. King
Sponsored by: Timothy Austin, Councilor At-Large

WHEREAS, the City of East Cleveland had a continuing contract with Nestor Traffic Systems, Inc. to provide it with a video traffic enforcement program and Nestor was ultimately obtained by ATS through receivership; and

WHEREAS, the City desires to discontinue the current video traffic enforcement operated through ATS; and

WHEREAS, the City desires to enter into a new agreement for the operation of its video traffic enforcement program with terms that are more effective in achieving the City's objective to provide for its residents' health, safety and welfare; and

WHEREAS, the American Traffic Solutions, Inc., (ATS) has agreed to such terms that enhance the ability of the City to ensure the implementation of video traffic enforcement services that both reflect the laws of the state of Ohio and are responsive to the needs of the East Cleveland community.

WHEREAS, an emergency exists for the immediate preservation of the public peace, property, health and safety in that it is necessary to avoid any gaps in the operation of said program.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of East Cleveland, Ohio, four-fifths (4/5) of all members concurring:

SECTION 1. That the Mayor is hereby authorized to enter into a Contract for a video (fixed and mobile) traffic enforcement program on behalf of the City; a copy of which is attached hereto and contains all terms that are defined, included and incorporated as part of this resolution except with such changes therein as shall in the opinion of the Director of Law not substantially or materially change the terms and provisions thereof to the detriment of the City of East Cleveland as set forth in Exhibit A.

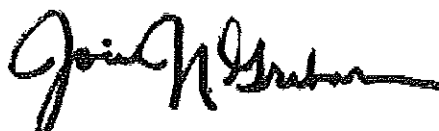
SECTION 2. . That the Mayor, Chief of Police and the Director of Finance are hereby authorized to take such steps and complete such instruments as are necessary in connection with the implementation of the objective of this legislation.

SECTION 3. That the City shall be bound by the terms of such Contract to compensate the Vendor for work performed pursuant to it.

SECTION 4. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of four-fifths (4/5) of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 31, 2018



JOIE GRAHAM
PRESIDENT OF COUNCIL

6/4/18

Date

ATTEST:



DR. KHADIJAH F. GUY
CLERK OF COUNCIL

6/4/18

Date

APPROVED:

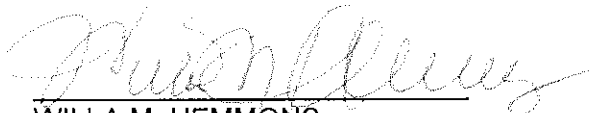


BRANDON L. KING
MAYOR

VETO:

YES _____ NO _____

APPROVED AS TO FORM:



WILLA M. HEMMONS
DIRECTOR OF LAW

Emergency First Read N/A Second Read N/A

	<u>Yea</u>	<u>Nay</u>
Councilor Joie N. Graham	<u>x</u>	_____
Councilor Earnest L. Smith	<u>x</u>	_____
Councilor Barbara J. Thomas		<u>excused</u>
Councilor Nathaniel Martin	<u>x</u>	_____
Councilor Timothy Austin	<u>x</u>	_____