

THE TOWN OF FOREST HEIGHTS
RESOLUTION 41-13

A RESOLUTION TO APPROVE A JOINT RETAINER AGREEMENT FOR AN AUDIT OF SPEED CAMERA FUND COLLECTIONS AND DISTRIBUTIONS BETWEEN THE TOWN OF FOREST HEIGHTS (THE "TOWN") AND OPTOTRAFFIC LLC, AND LINDSEY & ASSOCIATES, LLC, CERTIFIED PUBLIC ACCOUNTANTS

Introduced By: Mayor Jacqueline Goodall

WHEREAS, pursuant to Section 33-57 of the Town Charter, the financial books and accounts of the Town shall be audited annually by a certified public accountant selected by the Mayor and Council; and

WHEREAS, the Town Charter, § 33-63(e) authorizes the Mayor and Council to enter into contracts involving professional services such as accounting, architecture, auditing, engineering, law, planning, and surveying, which shall not be on a bid basis, but shall be negotiated by the Council; and

WHEREAS, pursuant to Paragraph 7 of a Service Agreement between the Town of Forest Heights and Optottraffic, LLC entered into on October 3, 2011, as amended, the Town and its speed camera vendor will jointly retain the services of a third party auditor to perform an annual audit of collections and distributions of funds pertinent to citation payments described in the Services Agreement, and the parties will jointly determine the final auditor's scope of work in accordance with the provisions of said paragraph and agree to share a not-to-exceed audit cost equally; and

WHEREAS, Lindsey & Associates, LLC, a company in good standing with the State of Maryland and prior professional services provider for the Town, has submitted a proposal for audit services with certain rates not exceeding \$150/hr. and a total cost to be shared with said vendor estimated to be \$2,776.00; and

WHEREAS, a representative of Optottraffic, LLC has reviewed said proposal and has approved the joint agreement on behalf of said vendor, and the Council finds that it is in the best interest of the Town enter into said agreement with said firm.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Town Council of the Town of Forest Heights hereby approves the said proposal regarding auditing of speed camera revenues for the sums described above to be shared pursuant to the referenced agreement and performed in accordance with the terms of the proposal, and hereby authorizes the Mayor to sign the proposal or retainer agreement on behalf of the Town Council, which is attached hereto as Exhibit A and incorporated by reference herein; and

BE IT FURTHER RESOLVED, that the cost of said audit shall be considered a direct cost to the speed camera program and shall be paid for from line item 7300 (Speed Camera – Direct Cost Administration) of the FY '13 Budget; and

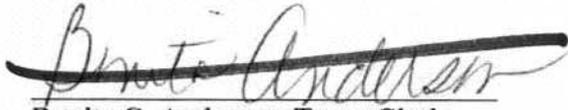
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BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this 15th day of May 2013.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ATTEST:


Bonita C. Anderson, Town Clerk

THE MAYOR AND COUNCIL OF THE
TOWN OF FOREST HEIGHTS, MARYLAND

By: 
Jacqueline Goodall, Mayor

By: 
C. Lynn Smith-Barnes, Council President

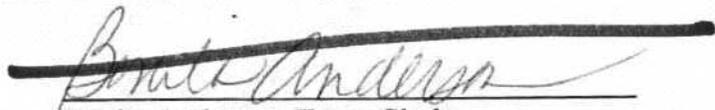
ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

GOODALL	<u>YEA</u>
KENNEDY II	<u>YEA</u>
STONER	<u>YEA</u>
BARNES	<u>YEA</u>
MUHAMMAD	<u>YEA</u>
SMITH-BARNES	<u>YEA</u>
MANN	<u>YEA</u>

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 15th day of May 2013 with 7 Aye votes and 0 Nay, constituting a majority of at least four (4) affirmative votes, the aforesaid Resolution 41-13 passed.


Bonita Anderson, Town Clerk