

RESOLUTION NO. R-2021-113

A RESOLUTION AUTHORIZING THE EXECUTION OF CITY AGREEMENTS NOS. 236, 237, AND 238 WITH DACRA TECH, LLC AND ITS AFFILIATED COMPANIES, VIOLATIONS PAYMENT.COM, LLC AND MUNICIPAL COLLECTION SERVICES, LLC, FOR SOFTWARE AND SERVICES AS PART OF A COMPREHENSIVE MUNICIPAL CODE ENFORCEMENT SYSTEM

WHEREAS, the City of Wheaton, Illinois ('City') is an Illinois Home Rule Municipality pursuant to provisions of Article VII, Section 6, of the Illinois Constitution of 1970, and as such the City may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, in June 2021, the City adopted an ordinance establishing a system of administrative adjudication for the charges of municipal code violations; and

WHEREAS, DACRA Tech, LLC ("DACRA"), and its affiliated companies, Violations Payment.com, LLC ("VPCI"), and Municipal Collection Services, LLC ("MCSI") submitted proposals to provide software and/or services as part of a comprehensive municipal code enforcement system which efficiently manages the entire violation process from citation issuance through compliance to collections of unpaid fines; and

WHEREAS, DACRA provides software as a service (SaaS) consisting of systems administration, system management, and system monitoring activities; Violations Payment.com, LLC provides the ability for violators to pay their issued violations online; and Municipal Collection Services, LLC provides a municipal adjudication payment enforcement system for the charges of debt collection; and

WHEREAS, DACRA, VPCI, and MCSI propose to provide software and services for an initial one-year term that automatically renews unless the City provides written notice to stop such renewal at least 30 days in advance of the 12-month anniversary date of the initial term; and

WHEREAS, the City budgeted funds for a comprehensive municipal code enforcement system in the CY2022 General Fund for an amount of \$28,800; and

WHEREAS, it was determined by the City that the proposals submitted by DACRA, VPCI and MCSI meet the City's needs; and

WHEREAS, the City and DACRA Tech, LLC. agree to the terms and conditions set forth in Agreement No. 236 for a comprehensive municipal enforcement system; the City and Violations Payment.com LLC agree to the terms and conditions set forth in Agreement No. 237 for online payment services; and the City and Municipal Collection Services, LLC agree to the terms and conditions set forth in Agreement No. 238 for debt collection services; and

WHEREAS, the corporate authorities of the City of Wheaton, DuPage County, Illinois find it reasonable and appropriate to enter into agreements with DACRA Tech, LLC, Violations Payment.com LLC, and Municipal Collection Services LLC for the provision of software and services for the City's system of administrative adjudication.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois, that:

Section 1: The foregoing recitals are incorporated into and are made a part of this Resolution as findings of the Mayor and the City Council.

Section 2: The Mayor and City Council hereby waive the requirement of competitive bidding for the procurement of municipal code enforcement software and services from DACRA Tech, LLC, Violations Payment.com, and Municipal Collection Services, LLC, for the management of the City's code violation process.

Section 3: The Mayor is authorized to sign, and the City Clerk is hereby directed to attest to City of Wheaton Agreement No. 236 with DACRA Tech, LLC., located at 10275 W. Higgins Rd., Suite 490, Rosemont, IL 60018 for software as a service (SaaS) as set forth in Group Exhibit A to City of Wheaton Agreement No. 236; and that a copy of that certain City of Wheaton Agreement No. 236 is on file with the City Clerk's office as **Exhibit A** to this Resolution R-2021-____ and is hereby incorporated into this Resolution as if fully set forth herein; and

Section 4: The Mayor is authorized to sign, and the City Clerk is hereby directed to attest to City of Wheaton Agreement No. 237 with Violations Payment.com, LLC., an affiliate company of DACRA Tech, LLC., located at 10275 W. Higgins Rd., Suite 490, Rosemont, IL 60018 for online payment services for the terms and conditions set forth in Exhibit B, Web Based Payment Services to City of Wheaton Agreement No. 237; and that a copy of that certain City of Wheaton Agreement No. 237 is on file with the City Clerk's office as **Exhibit B** to this Resolution R-2021-____ and is hereby incorporated into this Resolution as if fully set forth herein; and

Section 5: The Mayor is authorized to sign, and the City Clerk is hereby directed to attest to City of Wheaton Agreement No. 238 with Municipal Collection Services, LLC., an affiliate company of DACRA Tech, LLC., located at 10275 W. Higgins Rd., Suite 490, Rosemont, IL 60018 for collection services for the schedule of fees as set forth in Group Exhibit B, Section 3.00 to City of Wheaton Agreement No. 238 which is on file with the City Clerk's office as **Exhibit C** to this Resolution R-2021-113 and is hereby incorporated into this Resolution as if fully set forth herein; and

ADOPTED this 20th day of December 2021.



Mayor

ATTEST:



City Clerk

Roll Call Vote:

Ayes: Councilman Brown
Mayor Suess
Councilwoman Fitch
Councilwoman Robbins
Councilman Weller
Councilman Barbier
Councilwoman Bray-Parker

Nays: None

Absent: None

Motion Carried Unanimously

