



CENTRAL TEXAS REGIONAL
MOBILITY AUTHORITY

March 30, 2022
AGENDA ITEM #13

Discuss and consider approving a settlement with Kapsch TrafficCom USA, Inc. for liquidated damages related to toll system maintenance key performance indicators

Strategic Plan Relevance:	Not Applicable
Department:	Operations
Contact:	Tracie Brown, Director of Operations
Associated Costs:	Not applicable
Funding Source:	Not applicable
Action Requested:	Consider and act on a draft resolution

Project Description/Background: Kapsch TrafficCom USA, Inc. serves as the Mobility Authority’s system integrator. In this role, Kapsch is tasked with installing and maintaining the Authority’s toll system equipment hardware, software and intelligent traffic systems (ITS). Kapsch also provides license plate image review and transcription services necessary to facilitate the billing of the Authority’s Pay By Mail toll transactions as well as traffic management operations support.

In 2019 key performance indicators (KPIs) were incorporated into Kapsch’s maintenance contract to ensure consistent performance of the maintenance operation and protect the Authority in the event of lost revenue. The KPIs are monitored monthly by the Operations staff and its consulting team. Penalties are assessed in instances where the KPI goal isn’t met and deducted from the monthly maintenance invoice or paid directly to the Authority per the restated agreement.

This item seeks to resolve certain performance failures related to the March 2021 – October 2021 maintenance periods.

Previous Actions & Brief History of the Program/Project: The Central Texas Regional Mobility Authority entered into a contract with Caseta Technologies, Inc. April 27, 2005, for the design, procurement, and installation of a toll collection system on the Authority's turnpike system. Kapsch TrafficCom USA, Inc. is the successor in interest to the contract with Caseta Technologies, Inc. In November 2019 the Mobility Authority's Board approved a Restated Maintenance Agreement with Kapsch TrafficCom or enhanced toll system maintenance services for the roadside lane equipment, project host system, intelligent transportation systems (ITS), wrong way detection and communication infrastructure installed by Kapsch TrafficCom USA for all CTRMA toll facilities.

Financing: Not applicable.

Action requested/Staff Recommendation: Approve a settlement with Kapsch TrafficCom, USA for liquidated damages related to toll system maintenance key performance indicators.

Backup provided: To be provided at the Board Meeting