

**Metro**Los Angeles County  
Metropolitan Transportation AuthorityOne Gateway Plaza  
Los Angeles, CA 90012-2952213.922.2000 Tel  
metro.net**PLANNING & PROGRAMMING COMMITTEE  
SEPTEMBER 17, 2014****SUBJECT: METRO FREEWAY SERVICE PATROL****ACTION: APPROVE CONTRACT MODIFICATION AUTHORITY****RECOMMENDATIONS**

Authorize the expenditure of an amount not-to-exceed \$11,044,000 to execute contract modifications to thirty-two (32) existing FSP contracts (see Attachment B). Contracts to be modified and the amounts for each modification will be determined based on the needs of the FSP program and in the best interest of Metro.

**ISSUE**

Authorize contract modifications to existing FSP light duty tow service contracts. The authorization of modifications to existing FSP contracts will ensure seamless and efficient operation of the FSP program. Each existing FSP contract was awarded with a 7% operational contingency as part of the original contract to provide overall flexibility within the FSP program. During the course of the contract, FSP services were used to support a number of unanticipated items which impacted the contingency amount. In order to continue service, contract modifications will be required.

**DISCUSSION**

The Metro FSP program currently manages 41 light duty tow service contracts covering over 475 center line miles on all major freeways in Los Angeles County. The service is provided by 25 independent tow service operators deploying over 170 vehicles throughout Los Angeles County that provide assistance to stranded or disabled motorists. On average FSP assists over 25,000 motorists per month and per the most recent statewide evaluation provides a benefit to cost ratio of 10.7:1.

**Contract Modifications**

Each FSP contract is awarded with an operational contingency as part of the original contract; however, during the course of the contract FSP services are used to support a number of items which utilized and exceeded the contingency funding and impact the overall flexibility of the FSP program. These include but are not limited to:

- Freeway construction support – FSP is used to support/mitigate construction impacts on freeway traffic. FSP construction support on the Metro 405 Widening Project and various Caltrans construction projects is in addition to the normal FSP services provided during operating hours and generally includes the deployment of vehicles during non-service hours. Although the FSP support on Caltrans construction projects is reimbursed by Caltrans, these funds are reimbursed to Metro and not returned to the individual contracts from which the service was provided, therefore it is necessary to modify the contract authority.
- General redeployment support – On occasion FSP contractors are directed to provide services on other FSP Beats due to a variety of operational and/or administrative issues. Redeployment support is used to ensure that FSP continues to be provided to the public while the operational or administrative issues are handled. Issues can include vehicle breakdown, service suspension, operator/driver unavailability, contractor termination or other related items.
- Other service issues – On occasion FSP contractors are required to continue providing support to an incident beyond the normal work hours, for example disabled vehicles discovered near the end of the shift or support for accidents triggering SigAlerts.
- Service gap coverage – Depending upon the ability of the new contractors to mobilize vehicles, equipment and staff there may be a need to extend expiring contracts for some limited time to provide sufficient transition time. This gap coverage is primarily driven by circumstances beyond the new contractors' direct control.

To ensure there are sufficient funds to complete the term of the contracts, to extend contracts to align contract expiration with new contract start dates, to meet future unanticipated operational issues and to continue supporting freeway construction work when requested, these contracts require modifications of their contract authority. If any of the contractors decline the offer to modify their contract or it is determined that it is in the best interest of Metro not to modify or partially modify a contract, the additional contract authority will be used to modify other existing FSP contracts to ensure that service continues to be provided until new contracts have been secured.

## **DETERMINATION OF SAFETY IMPACT**

The FSP Program provides a vital service to assist motorists with disabled vehicles on the freeways of Los Angeles County. During FSP operating hours, drivers provide specific services to motorists with disabled vehicles to get them safely back on the road or tow them to a designated safe location off of the freeway. FSP drivers patrolling their Beat locate and assist motorists in freeway lanes or along the shoulder significantly faster than it would take to call a private tow service. The FSP Program completes approximately 300,000 assists annually.

## **FINANCIAL IMPACT**

The funding amount of \$11,044,000 for this program is included in the FY15 budget in cost center 3352, Metro Freeway Service Patrol, under project number 300070. The cost center manager and Executive Officer, Congestion Reduction Initiative will be accountable for budgeting the cost in future years.

## **Impact to Budget**

The FSP program is funded through a combination of Proposition C 25% sales tax, State and SAFE funds. There is no impact to bus and rail operating or capital; Proposition A, C and TDA administration; or Measure R administration budgets.

## **ALTERNATIVES CONSIDERED**

The Board may decide not to authorize the execution of contract modifications. This alternative is not recommended as it will adversely impact the existing contracts and the services provided by the FSP contracts.

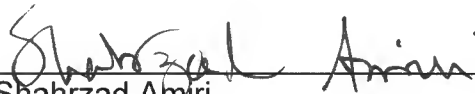
## **NEXT STEPS**

Upon Board approval, the Contracting Officer will execute modifications.

## **ATTACHMENTS**

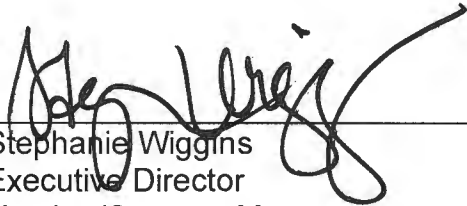
- A. Procurement Summary
- B. Contract Modifications Summary
- C. Metro FSP Beat Map

Prepared by: Kathy McCune, Director, Congestion Reduction  
John Takahashi, Sr. Highway Operations Program Manager



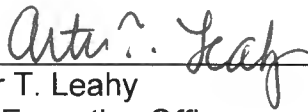
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Shahrzad Amiri  
Executive Officer  
Congestion Reduction Initiative



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Stephanie Wiggins  
Executive Director  
Vendor /Contract Management



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Arthur T. Leahy  
Chief Executive Officer

**PROCUREMENT SUMMARY  
METRO FREEWAY SERVICE PATROL**

|    |  |                 |   |
|----|--|-----------------|---|
| 1. | <b>Contract No(s):</b> Various (See Attachment B)                        |                 |   |
| 2. | <b>Contractor(s):</b> Various (See Attachment B)                         |                 |   |
| 3. | <b>Mod. Work Description:</b> Contract Extensions and Additional Funding |                 |   |
| 4. | <b>Work Description:</b> Freeway Service Patrol                          |                 |   |
| 5. | <b>The following data is current as of</b>                               | August 28, 2014 |   |
| 6. | <b>Contract Completion Status:</b>                                       |                 |   |
|    | Bids Opened  | N/A             | Financial Status  |
|    | Contract Awarded   |                 | Contract Award Amount<br>See Attachment B                         |
|    | NTP  |                 | Total of Modifications approved<br>See Attachment B               |
|    | Orig. Complete Date  |                 | Pending Modifications (including this action)<br>See Attachment B |
|    | Current Est. Complete Date   | Various         | Current Contract Value (with this action)<br>See Attachment B     |
| 7. | <b>Contract Administrator:</b><br>W. T. (Ted) Sparkuhl                   |                 | <b>Telephone Number:</b><br>213) 922-7399                         |
| 8. | <b>Project Manager:</b><br>John Takahashi                                |                 | <b>Telephone Number:</b><br>(213) 922-5633                        |

**A. Procurement Background**

The proposed modifications for an amount of \$11,044,000 will cover the extended period of performance and associated costs. Contract modifications are required to support a number of unanticipated items which negatively impacted the contingency and the overall flexibility of the FSP program.

This contract changes will be handled in accordance with the LACMTA approved policies and procedures for contract modifications. Attachment B shows the list of firms that require contract modifications.

## B. Cost/Price Analysis

The final modification amounts will comply with all requirements of Metro's Acquisition Policy and Procedures. Fair and reasonable prices were determined based upon full and open competition resulting from the sealed bid process. These contracts are based on firm, fixed unit prices and the unit prices have not changed for these extensions.

## C. Small Business Participation

The FSP10 contract was awarded in 2010 prior to the implementation of SBE goals on IFB projects. No goal was applied to the FSP10 contract.

The Diversity and Economic Opportunity Department (DEOD) established a 5% Small Business Enterprise (SBE) goal for FSP12. The SBE commitment and current participation of the FSP12 contractors are as follows:

### Beat 3 – Navarro's Towing

|    | SBE Subcontractor(s)            | % Commitment  | % Participation |
|----|---------------------------------|---------------|-----------------|
| 1. | Dyson Electrical                | 11.98%        | Substituted     |
| 2. | Serrano's Auto Supply & Service | 1.02%         | Withdrew bid    |
| 3. | AAA Oils                        | 11.98%        | 15.02%          |
|    | <b>Total</b>                    | <b>13.00%</b> | <b>15.02%</b>   |

### Beat 5 – Neighborhood Towing 4U, Inc.

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Dyson Electrical     | 5.10%        | 4.42%           |
|    | <b>Total</b>         | <b>5.10%</b> | <b>4.42%</b>    |

### Beat 6 – Mighty Transport, Inc.

|    | SBE Subcontractor(s)            | % Commitment  | % Participation |
|----|---------------------------------|---------------|-----------------|
| 1. | Cumbre Insurance                | 10.30%        | Withdrew bid    |
| 2. | Serrano's Auto Supply & Service | 1.68%         | Withdrew bid    |
| 3. | JCM                             | 0.17%         | 0.16%           |
| 4. | Patten Energy                   | 0.24%         | 0.08%           |
| 5. | Performance Autobody/Paint      | 0.27%         | 0.00%           |
|    | <b>Total</b>                    | <b>12.66%</b> | <b>0.23%</b>    |

### Beat 7 – South Coast Towing, Inc.

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Patten Energy        | 1.00%        | 0.0%            |
| 2. | Dyson Electrical     | 4.80%        | 6.82%           |
|    | <b>Total</b>         | <b>5.80%</b> | <b>6.82%</b>    |

**Beat 9 – Classic Tow, Inc.**

|    | SBE Subcontractor(s)            | % Commitment | % Participation |
|----|---------------------------------|--------------|-----------------|
| 1. | Patten Energy                   | 0.01%        | 0.02%           |
| 2. | EJG Associates, Inc.            | 1.00%        | Substituted     |
| 3. | ENLOO, Inc.                     | 1.00%        | 0.37%           |
| 4. | Serrano's Auto Supply & Service | 1.00%        | Withdrew bid    |
| 5. | AAA Oils                        | 4.30%        | 3.95%           |
|    | <b>Total</b>                    | <b>5.31%</b> | <b>4.33%</b>    |

**Beat 10 – Classic Tow, Inc.**

|    | SBE Subcontractor(s)            | % Commitment | % Participation |
|----|---------------------------------|--------------|-----------------|
| 1. | Patten Energy                   | 0.01%        | 0.02%           |
| 2. | EJG Associates, Inc.            | 1.00%        | Substituted     |
| 3. | ENLOO, Inc.                     | 1.00%        | 0.44%           |
| 4. | Serrano's Auto Supply & Service | 1.00%        | Withdrew bid    |
| 5. | AAA Oils                        | 4.30%        | 4.68%           |
|    | <b>Total</b>                    | <b>5.31%</b> | <b>5.14%</b>    |

**Beat 11 – J & M Towing, Inc.**

|    | SBE Subcontractor(s)            | % Commitment | % Participation |
|----|---------------------------------|--------------|-----------------|
| 1. | Patten Energy                   | 4.60%        | 0.00%           |
| 2. | JCM & Associates                | 0.50%        | 0.00%           |
| 3. | Dyson Oil                       | 2.76%        | 7.52%           |
| 4. | Performance Autobody & Paint    | 0.75%        | 0.00%           |
| 5. | Serrano's Auto Supply & Service | 0.70%        | Withdrew bid    |
| 6. | Wincal Tech                     | 0.33%        | 0.00%           |
|    | <b>Total</b>                    | <b>9.64%</b> | <b>7.52%</b>    |

**Beat 17 – Sonic Towing, Inc.**

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Dyson Electrical     | 5.10%        | 3.95%           |
|    | <b>Total</b>         | <b>5.10%</b> | <b>3.95%</b>    |

**Beat 23 – Navarro's Towing**

|    | SBE Subcontractor(s)            | % Commitment  | % Participation |
|----|---------------------------------|---------------|-----------------|
| 1. | Dyson Electrical                | 11.51%        | Substituted     |
| 2. | Serrano's Auto Supply & Service | 1.07%         | Withdrew bid    |
| 3. | AAA Oils                        | 11.53%        | 14.59%          |
|    | <b>Total</b>                    | <b>12.58%</b> | <b>14.59%</b>   |

**Beat 27 – Disco Auto Sales, Inc.**

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Dyson Electrical     | 6.00%        | 8.80%           |
|    | <b>Total</b>         | <b>6.00%</b> | <b>8.80%</b>    |

**Beat 29 – Platinum Tow & Transport, Inc.**

|    | SBE Subcontractor(s)           | % Commitment | % Participation |
|----|--------------------------------|--------------|-----------------|
| 1. | Platinum Tow & Transport - SBE | 100%         | 100%            |
|    | <b>Total</b>                   | <b>100%</b>  | <b>100%</b>     |

**Beat 31 – Sonic Towing, Inc.**

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Dyson Electrical     | 5.10%        | 4.58%           |
|    | <b>Total</b>         | <b>5.10%</b> | <b>4.58%</b>    |

**Beat 39 – J & M Towing, LLC**

|    | SBE Subcontractor(s)            | % Commitment | % Participation |
|----|---------------------------------|--------------|-----------------|
| 1. | Patten Energy                   | 4.60%        | 0.0%            |
| 2. | JCM & Associates                | 0.50%        | 0.0%            |
| 3. | Dyson Oil                       | 2.76%        | 6.63%           |
| 4. | Performance Autobody & Paint    | 0.75%        | 0.0%            |
| 5. | Serrano's Auto Supply & Service | 0.70%        | Withdrew bid    |
| 6. | Wincal Tech                     | 0.33%        | 0.0%            |
|    | <b>Total</b>                    | <b>9.64%</b> | <b>6.63%</b>    |

**Beat 43 – Disco Auto Sales, Inc.**

|    | SBE Subcontractor(s) | % Commitment | % Participation |
|----|----------------------|--------------|-----------------|
| 1. | Dyson Electrical     | 6.00%        | 10.32%          |
|    | <b>Total</b>         | <b>6.00%</b> | <b>10.32%</b>   |

**Beat 50 – Girard & Peterson**

|    | SBE Subcontractor(s)  | % Commitment  | % Participation |
|----|-----------------------|---------------|-----------------|
| 1. | Dyson Electrical      | 0.31%         | 0.36%           |
| 2. | Buchanan & Associates | 0.37%         | 0.28%           |
|    | <b>Total</b>          | <b>0.68%*</b> | <b>0.65%</b>    |

*\*Girard & Peterson passed the GFE evaluation by achieving 85 points and was deemed responsive to the SBE requirement.*



## FSP CONTRACT MODIFICATIONS SUMMARY

| Beat | Contractor                 | Contract No. | Current Contract Expiration Date | No. of Months to Extend | Amendment Justification   |
|------|----------------------------|--------------|----------------------------------|-------------------------|---|
| 1    | South Coast Towing         | FSP10-1      | 9/30/2014                        | 4                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 2    | Neighborhood Towing 4 U    | FSP10-2      | 9/30/2014                        | 5                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 3    | Navarro's Towing           | FSP12-3      | 4/30/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 4    | L.A. Car Carrier           | FSP11-4      | 9/30/2014                        | 5                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 5    | Neighborhood Towing 4 U    | FSP12-5      | 5/10/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 6    | Frank Scotto Towing        | FSP12-6      | 5/14/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 7    | South Coast Towing         | FSP10-1      | 5/31/2015                        | 2                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 8    | Freeway Towing, Inc.       | FSP11-8      | 9/30/2014                        | 5                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 9    | Tip Top Tow                | FSP12-9      | 5/19/2015                        | 2                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 10   | Tip Top Tow                | FSP12-10     | 3/30/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 11   | J&M Towing                 | FSP12-11     | 4/23/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 12   | Bob & Dave's Towing, Inc.  | FSP11-12     | 9/30/2014                        | 7                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 17   | Sonic Towing, Inc.         | FSP12-17     | 4/15/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 20   | Bob & Dave's Towing, Inc.  | FSP11-20     | 9/30/2014                        | 7                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 21   | California Coach Auto Body | FSP10-21     | 9/30/2014                        | 7                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 23   | Navarro's Towing           | FSP12-23     | 4/15/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 24   | T.G. Towing, Inc.          | FSP11-24     | 9/30/2014                        | 6                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |

| Beat | Contractor                 | Contract No. | Current Contract Expiration Date | No. of Months to Extend | Amendment Justification   |
|------|----------------------------|--------------|----------------------------------|-------------------------|---|
| 27   | Hollywood Car Carrier      | FSP12-27     | 4/30/2015                        | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 28   | Hadley Towing              | FSP10-28     | 9/30/2014                        | 8                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 29   | Platinum Tow & Transport   | FSP12-29     | 3/31/2015                        | 4                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 31   | Sonic Towing, Inc.         | FSP12-31     | 5/1/2015                         | 3                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 33   | Platinum Tow & Transport   | FSP10-33     | 9/30/2014                        | 6                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 34   | Sebo Towing                | FSP10-34     | 9/30/2014                        | 6                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 36   | Lara's Towing              | FSP10-36     | 9/30/2014                        | 6                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 37   | Hadley Towing              | FSP10-37     | 9/30/2014                        | 8                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 38   | California Coach Auto Body | FSP10-38     | 9/30/2014                        | 8                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 39   | J&M Towing                 | FSP12-39     | 3/31/2015                        | 4                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 42   | EZ Towing                  | FSP10-42     | 9/30/2014                        | 7                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 43   | Hollywood Car Carrier      | FSP12-43     | 3/31/2015                        | 4                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 50   | Girard & Peterson          | FSP12-50     | 3/13/2015                        | 5                       | Procurement Schedule, General Redeployment Support, Special Event Support, Service Coverage |
| 70   | Sonic Towing, Inc.         | FSP12ELTS-70 | 4/2/2015                         | 4                       | Procurement Schedule, Expresslanes Redeployment, Service Coverage                           |
| 71   | Bob & Dave's Towing, Inc.  | FSP12ELTS-71 | 2/24/2015                        | 5                       | Procurement Schedule, Expresslanes Redeployment, Service Coverage                           |

Staff has identified the above mentioned contracts for modification, however staff will evaluate the needs of the FSP Program and allocate funds as needed and in the best interest of MTA.

