



Board Report

File #: 2015-1277, File Type: Contract

Agenda Number: 66.

**PLANNING AND PROGRAMMING COMMITTEE
SEPTEMBER 16, 2015****SUBJECT: METRO FREEWAY SERVICE PATROL****ACTION: APPROVE RECOMMENDATIONS****RECOMMENDATIONS**

- A. EXECUTING contract modifications to **16 existing Freeway Service Patrol contracts** as delineated in Attachment B, in an amount not to exceed \$7,696,000, and authorize reallocation of funds to meet unanticipated operational issues.
- Beat No. 3, Navarro's Towing, Inc., Contract No. FSP12-3, for \$475,000 for 8 months
 - Beat No. 5, Neighborhood Towing 4 U, Inc., Contract No. FSP12-5, for \$450,000 for 8 months
 - Beat No. 6, Mighty Transport, Inc. dba Frank Scotto Towing, Contract No., FSP-12-6, for \$420,000 for 8 months
 - Beat No. 7, South Coast Towing, Contract No. FSP12-7, for \$335,000, for 5 months,
 - Beat No. 9, Classic Two, Inc. dba Tip Top Tow, Contract No. FSP12-9, for \$486,000, for 8 months
 - Beat No. 11, J&M Towing, Contract No. FSP12-11, for \$270,000, for 5 months
 - Beat No. 17, Sonic Towing, Inc., Contract No. FSP12-17 for \$495,000 for 9 months
 - Beat No. 23, Navarro's Towing, Contract No. FSP12-23, for \$305,000 for 5 months
 - Beat No. 27, Disco Auto Sales, Inc. dba Hollywood Car Carrier, Contract No. FSP12-27, for \$455,000 for 5 months
 - Beat No. 29, Platinum Tow & Transport, Inc., Contract No. FSP12-29, for \$480,000, for 6 months
 - Beat No. 31, Sonic Towing, Inc., Contract No. FSP12-31, for \$460,000, for 6 months
 - Beat No. 39, J&M Towing, LLC, Contract No., FSP12-39, for \$385,000, for 9 months
 - Beat No. 43, Disco Auto Sales, Inc. dba Hollywood Car Carrier, Contract No. FSP12-43, for \$560,000 for 9 months
 - Beat No. 50, Girard & Peterson, Inc., Contract No. FSP12-50, for \$610,000, for 6 months
 - Beat No. 70, Sonic Towing, Inc., Contract No. FSP12ELTS-70, for \$755,000, for 4 months
 - Beat No. 71, Bob & Dave's Towing, Inc., Contract No. FSP12ELTS-71, for \$755,000 for 4 months

B. EXERCISING option year 2 of two FSP Big Rig Contract for a total value of \$1,512,000.

- Beat No. 60, Hadley Towing, Inc., Contract No. FSP10BR-60, for \$765,000, for 12 months
- Beat no. 61, Hadley Towing, Inc., Contract No. FSP10BR-61, for \$765,000, for 12 months

ISSUE

The proposed contract modifications will extend the term of the expiring FSP tow contracts to align expiration dates with the service start dates of the new contracts yet to be awarded. In addition, the contract modifications will support freeway construction projects and fill operational service vacancies, as they arise. Finally, recommendation B exercises one year options for two FSP Big Rig contracts.

DISCUSSION

The Metro FSP program currently manages 38 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 150 vehicles throughout Los Angeles County that provide assistance to stranded or disabled motorists. On average, FSP performs 25,000 motorist assists per month and provides a benefit to cost ratio of 10.8 to 1 per the most recent statewide evaluation.

Sixteen existing contracts require modification to ensure continuity of service and operation until new contracts are awarded and contractors are mobilized to begin service, and to support operational issues and special events as required. These events 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 applied to the individual contracts that provided the service.
- Special events support - FSP has been used to support special conditions/events that may cause a negative traffic impact. Examples include Rose Bowl Game/Parade and other events.
- 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 serve 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 for an incident beyond the normal work hours, for example SigAlerts.
- Service gap coverage - Depending upon the ability of the new contractors to secure their

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.

If any of the contractors decline the offer to modify their contract or if it is determined that it is in the best interest of Metro not to modify a contract, then the contract modification will be used to modify other existing FSP contracts to ensure that service continues to be provided until new contracts are in place.

Lastly, two FSP Big Rig contracts require the exercise of one year options, as part of this action.

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

A portion of the funding of \$9,208,000 for this program is included in the FY16 budget in cost center 3352, Metro Freeway Service Patrol, under project number 300070.

Since this is a multi-year contract/project, the cost center manager and Executive Officer, Congestion Reduction, will be accountable for budgeting the funds 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 modifications to existing contracts. This alternative is not recommended as it would result in interruption to FSP services and will prevent staff from managing the FSP program in the most cost-effective and efficient manner possible.

NEXT STEPS

Upon Board approval, staff will execute the modifications.

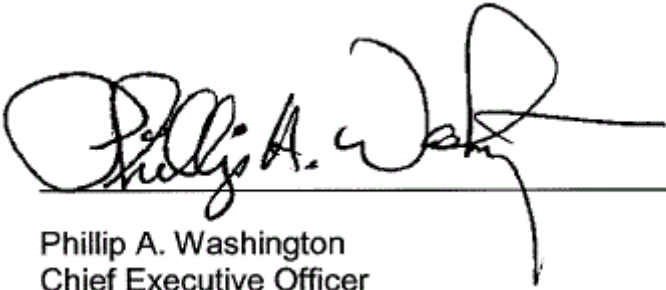
ATTACHMENTS

Attachment A - Procurement Summary
Attachment B - Contract Modification Summary
Attachment C - FSP Beat Map

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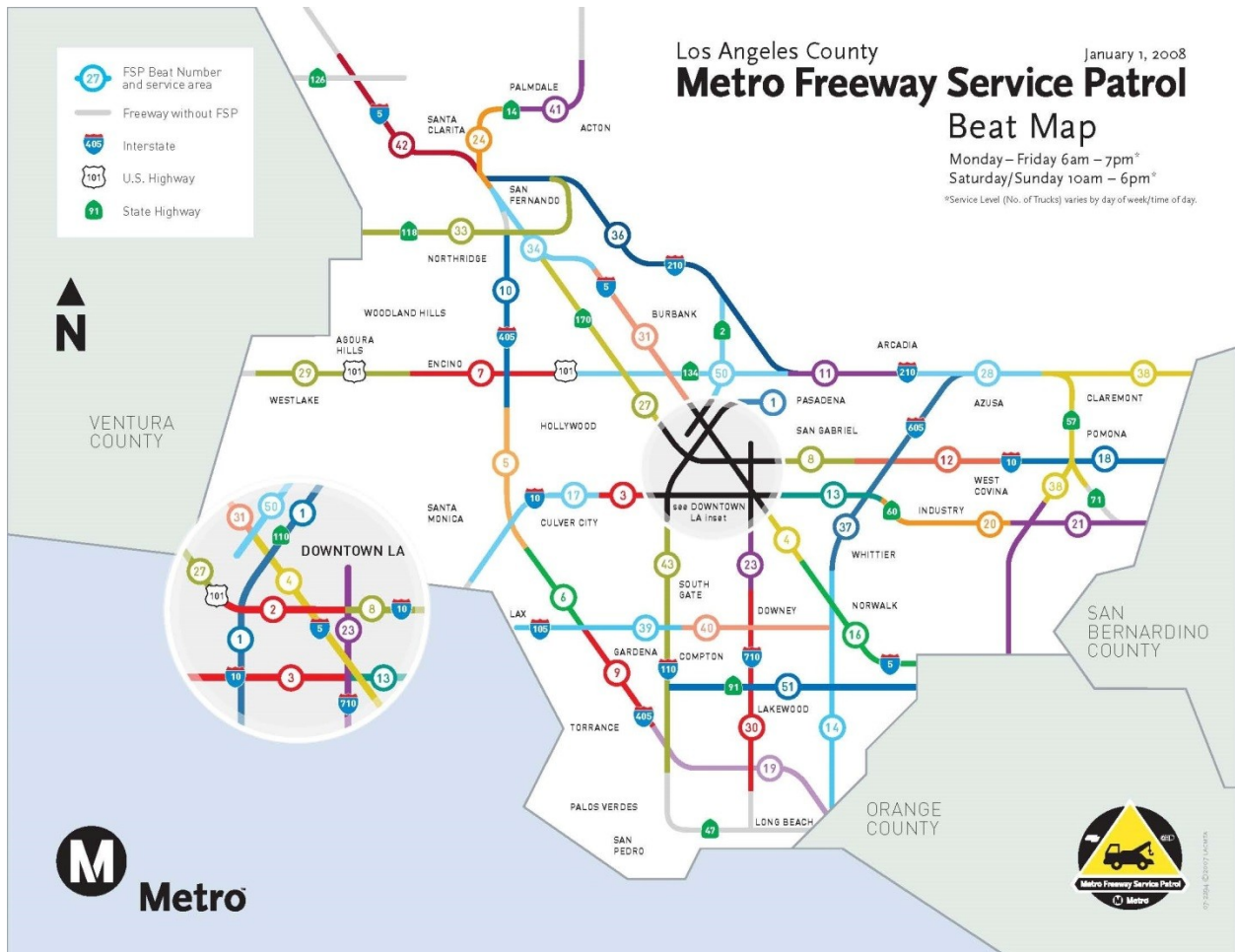


Phillip A. Washington
Chief Executive Officer

ATTACHMENT B**CONTRACT MODIFICATION SUMMARY**

Beat #	Contractor	Contract No.	Current Contract Expiration Date	Current Contract Amount	Proposed Modification Amount	No. of Months to Extend	Amendment Justification
3	Navarro's Towing, Inc.	FSP12-3	9/30/2015	\$1,913,558	\$475,000	8	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
5	Neighborhood Towing 4 U, Inc.	FSP12-5	9/30/2015	\$2,396,661	\$450,000	8	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
6	Mighty Transport, Inc. dba Frank Scotto Towing	FSP12-6	9/30/2015	\$1,651,718	\$420,000	8	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
7	South Coast Towing	FSP12-7	9/30/2015	\$1,829,820	\$335,000	5	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
9	Classic Tow, Inc. dba Tip Top Tow	FSP12-9	9/30/2015	\$1,926,504	\$486,000	8	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
11	J&M Towing	FSP12-11	9/30/2015	\$1,611,527	\$270,000	5	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
17	Sonic Towing, Inc.	FSP12-17	9/30/2015	\$2,162,122	\$495,000	9	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
23	Navarro's Towing	FSP12-23	9/30/2015	\$1,743,647	\$305,000	5	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage

Beat #	Contractor	Contract No.	Current Contract Expiration Date	Current Contract Amount	Modification Amount	No. of Months to Extend	Amendment Justification
27	Disco Auto Sales, Inc. dba Hollywood Car Carrier	FSP12-27	9/30/2015	\$2,430,119	\$455,000	5	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
29	Platinum Tow & Transport, Inc.	FSP12-29	9/30/2015	\$2,083,304	\$480,000	6	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
31	Sonic Towing, Inc.	FSP12-31	9/30/2015	\$2,222,697	\$460,000	6	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
39	J&M Towing, LLC	FSP12-39	9/30/2015	\$1,640,078	\$385,000	9	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
43	Disco Auto Sales, Inc. dba Hollywood Car Carrier	FSP12-43	9/30/2015	\$2,011,563	\$560,000	9	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
50	Girard & Peterson, Inc.	FSP12-50	9/30/2015	\$2,784,083	\$610,000	6	Schedule Alignment, General Redeployment Support, Caltrans Construction Support, Special Event Support, Service Coverage
70	Sonic Towing, Inc.	FSP12ELTS-70	9/30/2015	\$3,785,202	\$755,000	4	Schedule Alignment, Service Coverage
71	Bob & Dave's Towing, Inc.	FSP12ELTS-71	9/30/2015	\$3,951,621	\$755,000	4	Schedule Alignment, Service Coverage
			Total		\$7,696,000		
OPTION EXERCISE							
60	Hadley Towing, Inc.	FSP10BR-60	9/30/2015	\$4,590,125	\$765,000	12	Exercise Option Year 2, approved per Metro Board on March 25, 2010, Item No. 48
61	Hadley Towing, Inc.	FSP10BR-61	9/30/2015	\$4,590,125	\$765,000	12	Exercise Option Year 2, approved per Metro Board on March 25, 2010, Item No. 48



PROCUREMENT SUMMARY

METRO FREEWAY SERVICE PATROL

1.	Contract Number: Various, see Attachment B			
2.	Contractor: Various, see Attachment B			
3.	Mod. Work Description: General Redeployment, Caltrans Construction & Special Event Support			
4.	Contract Work Description: Freeway Service Patrol			
5.	The following data is current as of: September 1, 2015			
6.	Contract Completion Status		Financial Status	
	Contract Awarded:		Contract Award Amount:	Various, See Attachment B
		Various		
	Notice to Proceed (NTP):	N/A	Total of Modifications Approved:	Various, See Attachment B
	Original Complete Date:	N/A	Pending Modifications (including this action):	Various, See Attachment B
	Current Est. Complete Date:	Various	Current Contract Value (with this action):	Various, See Attachment B
7.	Contract Administrator: Aielyn Q. Dumaua		Telephone Number: (213) 922-7320	
8.	Project Manager: John Takahashi		Telephone Number: (213) 922-6346	

A. Procurement Background

The proposed modifications for 16 (14 FSP12 General Purpose Lanes and 2 FSP12 ExpressLanes) contracts for an amount of \$7,696,000 will continue required services for the FSP program and extend the period of performance to support unanticipated events, redeployment, support during freeway construction work, and service delivery until new contracts are in place.

On February 23, 2012, the Board approved, Item No. 44 to award 15 multi-year firm fixed unit rate requirements General Purpose Lane contracts under Bid No. FSP12. On December 13, 2012, the Board approved, Item No. 81 to execute two pilot Metro FSP12 ExpressLanes contracts. On October 2, 2014, the Board approved Item No. 18, authorizing contract modifications to 32 existing FSP contracts; of which 14 were FSP12 General Purpose Lane contracts and two were FSP12 ExpressLanes contracts.

In addition, on March 25, 2010, the Board approved Item No. 48 to award two six-year fixed unit rate Big Rig FSP contracts in the not-to exceed amount of \$9,180,250 to Hadley Tow, inclusive of two single year options for each contract. Option Year 1 of both Big Rig contracts has been previously exercised. This modification will exercise Option Year 2 of both contracts for a total value of \$1,512,000. As a result of, and in accordance with the directive on Item No. 14 of the

June 24, 2014 Board Meeting requiring Board approval of options exceeding \$500,000 in total value, Year 2 option pricing for the Big Rig contracts is being presented to the Board for approval.

Contract modifications are processed in accordance with Metro's Board approved policies and procedures. Attachment B shows the list of contracts that require contract modifications.

B. Cost/Price Analysis

The final modification amounts will comply with all requirements of Metro's Acquisition Policy and Procedures Manual. Fair and reasonable prices were determined based upon full and open competition resulting from the sealed bid process in the original procurement. These contract modifications utilize the same rate structure as previously authorized by the Board on March 25, 2010, February 23, 2012, December 13, 2012, and October 2, 2014. The contract period of performance will be extended up to twelve months based on the required support needed.

C. Living Wage Service Contract Worker Policy

The Living Wage and Service Contract Worker Retention Policy is not applicable to this modification.

D. Small Business Participation

The Diversity and Economic Opportunity Department (DEOD) established a 5% Small Business Enterprise (SBE) goal for FSP12. All the FSP providers are exceeding their SBE commitment, with the exception of Mighty Transport, Inc.

Mighty Transport made a 12.32% Small Business Enterprise (SBE) commitment. Current SBE participation is 9.78%, representing a shortfall of 2.54%. Their contract is 96% complete. Mighty Transport confirmed their intention to utilize their current fuel supplier, Patten Energy, to fulfill their SBE commitment. DEOD will perform a final compliance review to determine if appropriate administrative sanctions are warranted.

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%	Out of Business
3.	AAA Oils	Added	19.68%
	Total	13.00%	19.68%

Beat 5 – Neighborhood Towing 4U, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	5.10%	7.45%
	Total	5.10%	7.45%

Beat 6 – Mighty Transport, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1	Cumbre Insurance	10.00%	Substituted
.			
2	Serrano’s Auto Supply & Service	1.68%	Out of Business
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3	JCM	0.17%	0.18%
.			
4	Patten Energy	0.22%	0.23%
.			
5	Performance Autobody/Paint	0.25%	0.27%
.			
6	Dyson Electrical	Added	9.10%
.			
	Total	12.32%	9.78%

Beat 7 – South Coast Towing, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	4.80%	12.37%
2.	Patten Energy	1.00%	0.00%
	Total	5.80%	12.37%

Beat 9 – Classic Tow, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Patten Energy	2.40%	0.02%
2.	EJG Associates, Inc.	1.00%	Substituted
3.	ENLOO, Inc.	Added	0.38%
4.	Performance Auto Body/Paint	1.00%	0.00%
4.	Serrano’s Auto Supply &	1.00%	Out of

	Service		business
5.	AAA Oils	Added	7.58%
	Total	5.40%	7.98%

Beat 10 – Classic Tow, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Patten Energy	2.40%	0.02%
2.	EJG Associates, Inc.	1.00%	Substituted
3.	ENLOO, Inc.	Added	0.45%
4.	Performance Autobody & Paint	1.00%	0.00%
5.	Serrano's Auto Supply & Service	1.00%	Out of business
6.	AAA Oils	Added	9.09%
	Total	5.40%	9.56%

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%	11.54%
4.	Performance Autobody & Paint	0.75%	0.00%
5.	Serrano's Auto Supply & Service	0.70%	Out of business
6.	Wincal Tech	0.33%	0.00%
	Total	0	11.54%

Beat 17 – Sonic Towing, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	5.10%	4.48%
2.	AAA Oil, Inc.	Added	2.63%
	Total	5.10%	7.11%

Beat 23 – Navarro's Towing

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	11.51%	Substituted
2.	Serrano's Auto Supply & Service	1.07%	Out of business
3.	AAA Oils	Added	15.98%
	Total	12.58%	15.98%

Beat 27 – Disco Auto Sales, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	6.00%	12.49%
	Total	6.00%	12.49%

Beat 29 – Platinum Tow & Transport, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Platinum Tow & Transport - SBE	100%	100%

Beat 31 – Sonic Towing, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	5.10%	4.97%
2.	AAA Oil, Inc.	Added	4.27%
	Total	5.10%	9.24%

Beat 39 – J & M Towing, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Patten Energy	4.60%	0.0%
2.	JCM & Associates	0.50%	0.0%
3.	Dyson Oil	2.76%	10.94%
4.	Performance Autobody & Paint	0.75%	0.0%
5.	Serrano's Auto Supply & Service	0.70%	Out of business
6.	Wincal Tech	0.33%	0.0%
	Total	0	10.94%

Beat 43 – Disco Auto Sales, Inc.

	SBE Subcontractor(s)	% Commitment	% Participation
1.	Dyson Electrical	6.00%	14.89%
	Total	6.00%	14.89%

E. Prevailing Wage Applicability

Prevailing wage is not applicable to this modification.