



**February 3, 2020**

**To:** Regional Planning and Highways Committee

**From:** Darrell E. Johnson, Chief Executive Officer

**Subject:** Amendment to Agreements for Freeway Service Patrol Services

### **Overview**

The Orange County Transportation Authority currently provides Freeway Service Patrol services using three contracted service providers, under six contracts, covering ten service areas. In May 2010, the Orange County Transportation Authority Board of Directors authorized agreements with two tow truck companies to provide Freeway Service Patrol services in four of the ten service areas. In order to align expiration dates of these two contracts with the other four contracts providing the same services in the other service areas and afford staff the opportunity to review and adjust service areas more effectively, staff is recommending amendments to two contracts to align the expiration dates.

### **Recommendations**

- A. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-5-3109 with California Coach Towing, Inc., to extend the term of the agreement for ten months to October 1, 2021, and increase the contract authority by \$1,182,858. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$9,601,401.
- B. Authorize the Chief Executive Officer to negotiate and execute Amendment No. 3 to Agreement No. C-5-3374 with Team A&B, Inc., doing business as A&B Towing, to extend the term of the agreement for ten months to October 1, 2021, and increase the contract authority by \$199,201. This will increase the maximum cumulative obligation of the agreement to a total contract value of \$1,843,013.

### ***Discussion***

The Orange County Freeway Service Patrol (FSP) program is a traffic management and motorist aid program designed to mitigate traffic congestion by providing timely response to accidents and other incidents such as blocked lanes due to a disabled vehicle or removal of debris from the freeways. The FSP trucks patrol an assigned segment of the freeway referred to as a beat, looking for motorists whose vehicles have become disabled. Multiple adjacent beats are grouped into service areas for procurement, contract, and service management purposes.

The Orange County Transportation Authority (OCTA) contracts with private tow companies to provide FSP services that comply with standard operating guidelines developed by the California Highway Patrol and OCTA. Through these contracts, the tow companies provide all tow trucks, insurance, personnel, uniforms, equipment, fuel, tools, and other items used to assist motorists.

The FSP tow contracts are competitively bid following OCTA procurement guidelines. In total, there are six FSP agreements in the OCTA program as shown in the table below. Solicitations for new agreements are done for roughly half of the service areas every five years. The overall number of service areas and agreements has changed over time to reflect growth in the program. At present, there are ten service areas operated through six agreements.

### **FSP Service Area Realignment Plan**

Contract Number	Current Contract Expiration	Service Area	Proposed Contract Expiration	Future FSP Procurement 2021	Future FSP Procurement 2023
C-5-3109	11/20/2020	1, 3, 6	10/1/2021	✓	
C-5-3374	11/20/2020	10	10/1/2021	✓	
C-5-3787	12/3/2021	5		✓	
C-6-1029	12/3/2021	8		✓	
C-7-2155	12/1/2023	2, 4, 9			✓
C-8-1620	12/1/2023	7			✓

In May 2010, the OCTA Board of Directors (Board) approved the release of Request for Proposals 0-1577 for six FSP service areas. Proposals and pricing were received from qualified tow companies; however, pricing for two of the service areas was significantly higher than the other four areas. The Board

awarded two agreements for four service areas, and staff conducted a new procurement for the remaining two service areas. This action resulted in the award of two additional agreements and changed the procurement cycle for these two service areas. Staff is recommending the extension of the two agreements, last awarded in June 2015, to align the terms with the other two agreements providing FSP in these six service areas before the next procurement is required. This will assist in aligning expiration dates of all contracts and allow staff to review and adjust service areas more effectively.

Before each FSP procurement, staff evaluates the different service areas. Adjustments are often made at this time to ensure tow truck deployment reflects congestion, as patterns change over the life of the agreements. To ensure there is good competition for the next procurement among tow truck companies, it is sometimes necessary to move beats from one service area to another so that no one service area becomes too large or too small. Aligning the terms of these four FSP agreements will allow staff to complete this evaluation and make the adjustments that are typically done before each FSP procurement cycle begins again.

### ***Procurement Approach***

The FSP procurement was originally handled in accordance with OCTA Board-approved policies and procedures for professional and technical services. The original agreements were awarded on a competitive basis and were previously amended as described in Attachments A and B.

The proposed Amendment No. 2 to Agreement No. C-5-3109 is to extend the term of agreement for ten months through October 1, 2021. Amending this agreement will increase the maximum cumulative payment obligation by \$1,182,858, bringing the total contract value to \$9,601,401.

The proposed Amendment No. 3 to Agreement No. C-5-3374 is to extend the term of agreement for ten months through October 1, 2021. Amending this agreement will increase the maximum cumulative payment obligation by \$199,201, bringing the total contract value to \$1,843,013.

The hourly rates for these two amendments will remain the same through October 1, 2021, as the hourly rates in the current contracts.

**Fiscal Impact**

The project is included in the OCTA Fiscal Year (FY) 2019-20 and proposed FY 2020-21 Budgets, Motorist Services Department - Service Authority for Freeway Emergencies Fund, Account 0013-7629-S1002-AVX, and is funded through State Highway Account and Road Repair and Accountability Act funds, with at least a 25 percent match provided by OCTA from local Service Authority for Freeway Emergencies and Measure M2 funding.

***Summary***

Based on the information provided, staff recommends the Board authorize the Chief Executive Officer to negotiate and execute Amendment No. 2 to Agreement No. C-5-3109 with California Coach Towing, Inc., to extend the term of the agreement for ten months, through October 1, 2021, in the amount of \$1,182,858, and Amendment No. 3 to Agreement No. C-5-3374 with Team A&B, Inc., doing business as A&B Towing, to extend the term of the agreement for ten months, through October 1, 2021, in the amount of \$199,201, for Freeway Service Patrol services.

***Attachments***

- A. California Coach Towing Inc., Agreement No. C-5-3109 Fact Sheet
- B. Team A&B, Inc., doing business as A&B Towing, Agreement No. C-5-3374 Fact Sheet

**Prepared by:**



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**Approved by:**



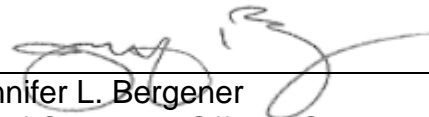
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