



**METROPOLITAN
TRANSPORTATION
COMMISSION
SERVICE AUTHORITY
FOR FREEWAYS
AND EXPRESSWAYS**

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Memorandum

TO: Operations Committee

DATE: June 1, 2012

FR: Executive Director

W.I.: 6032

RE: Contract - Freeway Service Patrol (FSP) Tow Service Beat 12: K&S Towing (\$297,171)

This memorandum asks for Committee approval of a contract with K&S Towing to provide service on Beat 12 for the Freeway Service Patrol (FSP) program in an amount not to exceed \$297,171.

Background

MTC SAFE terminated its Freeway Service Patrol (FSP) contractor on Beat 12 in March 2012 for default. Currently, contractors with trucks equipped for the FSP program are providing FSP service on Beat 12 as a stop-gap measure, pursuant to the procedure under the FSP program for providing back-up service. MTC SAFE conducted a procurement to find a full-time replacement contractor on Beat 12 until MTC could formally release the FSP Request for Qualifications and Bid Invitation (RFQBI) in October 2012, intended to secure a contractor for approximately 16 tow beats, including Beat 12, beginning on July 10, 2013.

Contractor Selection Process

Staff issued an Invitation for Bid (IFB) in May for FSP service on Beat 12 to five tow contractors. This restricted procurement process was justified based on the need to select tow contractors with garage locations in close proximity to Beat 12 that have already been prequalified as part of the FY 2011 FSP RFQBI. If MTC SAFE had conducted a full procurement, it would have delayed replacement of the defaulting contractor by several months.

The IFB required bidders to be an existing FSP contractor not on probationary status and have two trucks with less than 250,000 miles readily available to provide service on July 1, 2012, with the resulting contract to be awarded to the bidder with the lowest responsive and responsible bid based on the proposed total cost. At bid closing, MTC SAFE received five bids of which K&S Towing was the lowest responsive and responsible bidder. The following chart summarizes bids received from the five responding contractors:

Contractor	Hourly Rate	Total Cost
K&S Towing	\$53.00	\$283,020.00
Ken Betts	\$55.90	\$298,506.00
Redhill	\$58.50	\$312,390.00

Sierra Hart	\$64.17	\$342,667.80
American	\$75.18	\$401,461.20

To account for potential overtime and extra service that may be required over the term of the contract, a 5% increase will be added to the total cost of K&S Towing's bid to determine the not to exceed maximum under the contract.

At contract signing, the trucks proposed by K&S Towing will be inspected by the California Highway Patrol (CHP) to ensure compliance with the Standard Operating Procedures and RFQBI, the provisions of which will be incorporated by reference into the contract.

Funds for this procurement are included in the proposed FY 2012-13 MTC SAFE budget.

Recommendation

Staff requests that the Committee authorize the Executive Director or his designee to negotiate and enter into a contract with K&S Towing to provide FSP service on Beat 12 in an amount not to exceed \$297,171 from July 1, 2012 to July 10, 2013 at a base rate of \$53.00 per hour subject to approval of the FY 2012-13 MTC SAFE budget.



Steve Heminger

SH: SP

REQUEST FOR COMMITTEE APPROVAL

Summary of Proposed Contract

Work Item No.: 6032

Contractor: K&S Towing
Dublin, California

Work Project Title: Freeway Service Patrol (FSP) Tow Service

Purpose of Project: Provide tow service for Beat 12 for the FSP Program from July 1, 2012 – July 10, 2013.

Brief Scope of Work: Provide tow service for Beat 12 during peak hours of congestion.

Project Cost Not to Exceed: \$297,171

Funding Source: SAFE

Fiscal Impact: Funds included in the proposed FY 2012-13 MTC SAFE budget

Motion by Committee: That the Executive Director or his designee is authorized to negotiate and enter into a contract with K&S Towing to provide FSP tow services on Beat 12 in the amount of \$297,171 as described above and in the Executive Director's memorandum dated June 1, 2012, and the Chief Financial Officer is authorized to set aside funds for such contract in the above amount, subject to approval of MTC SAFE's proposed FY 2012-13 annual budget.

Operations Committee: _____
Jake Mackenzie, Chair

Approved: Date: June 8, 2012