



Metro

Metropolitan Transportation Authority

One Gateway Plaza
Los Angeles, CA 90012

39

**OPERATIONS COMMITTEE
MARCH 17, 2005**

SUBJECT: METRO FREEWAY SERVICE PATROL

ACTION: AUTHORIZE THE CEO TO EXECUTE FOURTEEN CONTRACTS FOR THE METRO FREEWAY SERVICE PATROL PROGRAM.

RECOMMENDATION

Authorize the Chief Executive Officer to execute fourteen Metro Freeway Service Patrol (FSP) contracts for a total amount not-to-exceed \$21,189,567, inclusive of a 7% contingency, to the following contractors:

Beat	Contractor	Amount	Contract Period
27	Panorama Towing, San Fernando	\$ 1,667,584	07/01/05 - 06/30/08
29	Classic Club Service, Van Nuys	\$ 1,681,890	07/01/05 - 06/30/08
30	Frank Scotto Towing, Torrance	\$ 1,471,113	07/01/05 - 06/30/08
33	TG Towing, Canyon Country	\$ 1,231,652	08/01/05 - 07/31/08
34	TG Towing, Canyon Country	\$ 1,178,032	08/01/05 - 07/31/08
37	Hadley Towing, Whittier	\$ 1,536,250	08/01/05 - 07/31/08
1	South Coast Towing, Los Angeles	\$ 1,846,040	09/01/05 - 08/31/08
5	Classic Club Service, Van Nuys	\$ 1,503,251	09/01/05 - 08/31/08
9	Tip Top Tow, Santa Monica	\$ 1,654,406	09/01/05 - 08/31/08
13	Tow Masters, Los Angeles	\$ 1,729,864	09/01/05 - 08/31/08
21	California Coach, Walnut	\$ 1,500,020	10/01/05 - 09/30/08
28	Navarro's Towing, Monterey Park	\$ 1,340,500	10/01/05 - 09/30/08
11	Hadley Towing, Whittier	\$ 1,225,122	10/01/05 - 09/30/08
43	Frank Scotto Towing, Torrance	\$ 1,623,843	10/01/05 - 09/30/08
Total Amount Not-to-Exceed		\$21,189,567	

RATIONALE

The fourteen contracts being recommended for Board approval will allow the FSP Program to continue assisting stranded freeway motorists along designated beats (refer to Attachment

C FSP Beat Map for beat locations) for three years. The fourteen beats are currently in operation, and their contract terms are expiring.

FSP contractors are awarded three-year contracts and are given a three-month period to complete the fleet initiation and radio installation process. Before the radio communications and inspections can take place, contractor start-up tasks (hiring and training drivers, procuring and equipping new tow trucks, installing FSP-required decal and signage for all trucks, etc.) must be completed. CHP conducts a final inspection and certification of the trucks/drivers prior to the first day of service.

As with all current FSP contracts, the contracts being recommended for award include a 7% contingency. This contingency allows for minor service adjustments needed for long-term incidents, special events, extended holiday hours, redeployment of backup trucks on other beats when necessary, traffic pattern changes, etc.

FINANCIAL IMPACT

Funding of \$7,000,000 (one-third of the three-year contracted amount) for the recommended FSP service will be included in the proposed FY06 budget in cost center 3352 under project 300070, Freeway Service Patrol. Since these are multi-year contracts, the cost center manager and Deputy Chief Executive Officer will be accountable for budgeting the cost for future years.

ALTERNATIVES CONSIDERED

The Board can also decide to stop contracting Metro FSP service. This option is not recommended as this program has proven to be a cost effective strategy in reducing freeway congestion and is highly appreciated by the motoring public.

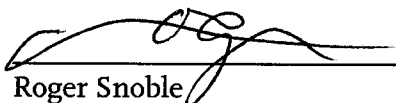
ATTACHMENT (S):

- A Procurement Summary
- A-1 Procurement History
- A-2 List of Recommended Bidders
- B FSP Beat Map

Prepared by: Al Martinez, FSP Program Manager



John B. Catoe, Jr.
Deputy Chief Executive Officer



Roger Snoble
Chief Executive Officer

**ATTACHMENT A
PROCUREMENT SUMMARY**

Metro Freeway Service Patrol, 14 Beats

1.	Contract Number: Various		
2.	Recommended Bidders: See Attachment A-2		
3.	Cost/Price Analysis Information:		
	A. Bid/Proposed Price: \$21,189,567	Recommended Price: \$21,189,567	
	B. Details of Significant Variances are in Attachment A-1.D		
4.	Contract Type: Firm fixed hourly rates over a three-year period		
5.	Procurement Dates:		
	A. Issued: 12-17-04		
	B. Advertised: 12-17-04		
	C. Pre-bid Conference: 01-05-05		
	D. Bids Due: 01-21-05		
	E. Pre-Qualification Completed: 02-14-05		
	F. Conflict of Interest Form Submitted to Ethics: 02-16-05		
6.	Small Business Participation: No goal recommended		
	A. Bid Goal: 0.0%	Date Small Business Evaluation Completed: N/A	
	A. Small Business Commitment: N/A		
7.	Invitation for Bid Data:		
	Notifications Sent: 398	Bids/Proposals Picked up: 38	Bids/Proposals Received: 18
8.	Evaluation Information:		
	A. Bidders/Proposers Names: List of bidders is in Attachment A-2	<u>Bid/Proposal Amount:</u> \$21,189,567	<u>Best and Final Offer Amount:</u> N/A
	B. Evaluation Methodology: Lowest responsive and responsible bidder & Price Analysis		
9.	Protest Information:		
	A. Protest Period End Date: 03-02-05		
	B. Protest Receipt Date: 02-22-05		
	C. Disposition of Protest Date: 02-25-05		
10.	Contract Administrator: Ted Sparkuhl	Telephone Number: 922-7399	
11.	Project Manager: Al Martinez	Telephone Number: 922-2956	

**ATTACHMENT A-1
PROCUREMENT HISTORY**

Metro Freeway Service Patrol, 14 Beats

A. Background on Contractors

All contractors have been in the towing business for at least three years. Each contractor must meet certain vehicle and facility qualifications in order to be considered for contract award. All contractors recommended for award have met the facility and vehicle inspection requirements.

Ten contractors will be awarded a total of fourteen contracts. Contractors are limited to an award of no more than two contracts (beats) each.

	Contractor	Previous MTA Experience
1.	Panorama Towing	Yes
2.	Classic Club Service	Yes
3.	Frank Scotto Towing	Yes
4.	TG Towing	Yes
5.	Hadley Towing	Yes
6.	South Coast Towing	Yes
7.	Tip Top Tow	No
8.	Tow Masters	Yes
9.	California Coach	Yes
10.	Navarro's Towing	Yes

B. Procurement Background

Hollywood Car Carrier Service (HCCS) filed a protest on December 20, 2004, concerning the content of the IFB's minimum responsibility requirements and evaluation criteria, alleging unfair competitive practices. HCCS' protest was denied. HCCS submitted an appeal to the Office of the Chief Executive Officer. The appeal was denied.

Reliable Delivery Service, Inc.'s (Reliable) application for Pre-Qualification was denied on January 20, 2005 and therefore Reliable's bid for FSP05A was not considered.

S & W Towing and Storage (S & W) was disqualified for failing to pass the responsibility criteria established in the IFB because of their terminated status within the California Highway Patrol (CHP) tow rotation program. Metro received S&W's notice of protest on February 22, 2005. Metro responded to S&W on February 25, 2005 by denying the protest.

Inter City Towing, Inc. (Inter City) was disqualified from the bidding process for failing to submit an Application for Pre-Qualification.

AFT Towing (AFT) was disqualified from the bidding process for failing to provide proof of ownership and operation of a minimum of three (3) registered tow truck for twelve (12) months prior to the bid issuance date.

Freeway Towing, Inc. (Freeway) was disqualified for having a financial relationship with an existing FSP contractor in violation of responsibility criteria requirements established to maintain the Board’s Beat Cap Policy.

Extreme Inc. (Keyser Towing) was disqualified for failure to pass the California Highway Patrol (CHP) vehicle inspection performed in accordance with responsibility criteria requirements for Facility and Vehicle’s.

The recommended bid price of **\$21,189,567** for a three-year period is based on hourly unit rates stated in different bids received from 18 contractors. These unit rates were determined to be fair and reasonable based on price analysis selection of the lowest responsible and responsive bidders.

The Diversity and Economic Opportunity Department (DEOD) did not recommend a Voluntary Anticipated Level of Participation (VALP) goal for this procurement. The contract services required for the Metro Freeway Service Patrol (FSP) Program do not involve subcontracting opportunities. Based on industry practices, it is expected that the Prime FSP Contractor will provide all the services, equipment and/or supplies required on this contract. Notwithstanding, DEOD records show that thirty percent (30%) of the Metro Freeway Service firms participating in the program are owned and operated by Minority Business Enterprises.

C. Evaluation of Bids

All bidders recommended for award are in full compliance with the technical and bid specifications.

D. Cost/Price Analysis Explanation of Variances

The recommended unit rates are higher on average than the current historical unit rates due to escalation and increases in the cost of labor, insurance and the uncertainty of fuel prices over the three-year term of the contract. The unit rates were determined to be fair and reasonable based upon selection of the lowest, responsive, responsible bidders.

	CONTRACT	RECOMMENDED UNIT RATE	HISTORICAL UNIT RATE	PRICE VARIANCE
1.	FSP05A-27	\$ 41.77	\$ 36.89	\$ 4.88
2.	FSP05A-29	\$ 45.29	\$ 42.40	\$ 2.89
3.	FSP05A-30	\$ 47.88	\$ 45.94	\$ 1.94

4.	FSP05A-33	\$ 45.94	\$ 41.89	\$ 4.05
5.	FSP05A-34	\$ 43.94	\$ 40.94	\$ 3.00
6.	FSP05A-37	\$ 50.00	\$ 37.25	\$12.75
7.	FSP05A-1	\$ 46.24	\$ 46.94	-\$.70
8.	FSP05A-5	\$ 45.25	\$ 42.45	\$ 4.05
9.	FSP05A-9	\$ 49.80	\$ 45.50	\$ 2.80
10.	FSP05A-13	\$ 43.33	\$ 39.75	\$ 3.58
11.	FSP05A-21	\$ 55.95	\$ 44.69	\$11.26
12.	FSP05A-28	\$ 50.00	\$ 44.75	\$ 5.25
13.	FSP05A-11	\$ 51.00	\$ 50.00	\$ 1.00
14.	FSP05A-43	\$ 48.88	\$ 45.40	\$ 3.48

**ATTACHMENT A-2
LIST OF RECOMMENDED BIDDERS**

Metro Freeway Service Patrol, 14 Beats

Beat	Contractor	MBE/WBE
27	Panorama Towing	No
29	Classic Club Service	No
30	Frank Scotto Towing	No
33	TG Towing	Yes
34	TG Towing	Yes
37	Hadley Towing	No
1	South Coast Towing	No
5	Classic Club Service	No
9	Tip Top Tow	No
13	Tow Masters	No
21	California Coach	No
28	Navarro's Towing	No
11	Hadley Towing	No
43	Frank Scotto Towing	No

LIST OF BIDDERS

No.	Contractor
1.	AFT Towing
2.	California Coach
3.	Classic Club Service
4.	Cliff's Towing
5.	Extreme Towing
6.	Frank Scotto Towing
7.	Freeway Towing
8.	Hadley Tow
9.	Intercity Towing
10.	Mid Valley Towing
11.	Navarro's Towing
12.	Panorama Towing
13.	Reliable Delivery Service
14.	S&W Towing
15.	South Coast Towing
16.	TG Towing
17.	Tip Top Tow Service
18.	Tow Masters

ATTACHMENT B FSP BEAT MAP

Metro Freeway Service Patrol, 14 Beats

