



Agenda Report

Fullerton City Council

MEETING DATE: MAY 21, 2019

TO: CITY COUNCIL / SUCCESSOR AGENCY

SUBMITTED BY: KENNETH A. DOMER, CITY MANAGER

PREPARED BY: ROBERT DUNN, INTERIM CHIEF OF POLICE

SUBJECT: EXTENSION OF TOW CONTRACTS AND MODIFICATIONS
TO TOW GUIDELINES

SUMMARY

Staff is requesting City Council approval to extend the police towing services contracts on a month-to-month basis, approval of revisions to the City of Fullerton Police Department Tow Policy Guidelines and Requirements and authorization to issue a Request for Proposals for professional towing services.

RECOMMENDATION

1. Approve respective amendments to the towing services contracts with Anaheim Fullerton Towing and Hadley Tow to extend such contracts on a month-to-month basis, and authorize the City Manager to execute the amendments.
2. Adopt Resolution No. 2019-XX.

RESOLUTION NO. 2019-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA APPROVING REVISIONS TO THE CITY OF FULLERTON POLICE DEPARTMENT TOW POLICY GUIDELINES AND REQUIREMENTS AND AUTHORIZING THE CHIEF OF POLICE TO MAKE FUTURE REVISIONS

3. Direct Staff to issue a Request for Proposals for professional towing services.

PRIORITY POLICY STATEMENT

This item matches the following Priority Policy Statement/s:

- Public Safety.

FISCAL IMPACT

No fiscal impact.

DISCUSSION

On March 18, 2014, following a formal bidding process, the City Council awarded tow franchise agreements to Anaheim Fullerton Towing and Hadley Tow. On April 15, 2014, the City Council authorized the City Manager to execute agreements with each towing company. The agreements with each towing company were effective on June 1, 2014. The agreements provide for an initial term of five years, with the option to extend the term for an additional two year period. The initial term of both agreements will expire on May 31, 2019.

On November 3, 2015, the City Council introduced for first reading an ordinance amending Section 3.74.060 of the Fullerton Municipal Code relating to the applicable towing rates. At the same meeting, the City Council adopted a resolution revising the maximum rates for police tow providers and approved an amendment to the existing towing agreements, which included revisions to the City of Fullerton Police Department Tow Policy Guidelines and Requirements ("Tow Policy") and authorized the City Manager to execute the amendment with each towing company. On November 17, 2015, the City Council gave second reading to and adopted the ordinance amending Section 3.74.060 of the Fullerton Municipal Code.

Although the agreements with the City's current towing service providers provide the option to extend the terms for an additional two-year period, Staff believes it is in the City's best interest to conduct a new Request for Proposal process at this time. Accordingly, Staff is recommending that the City Council approve month-to-month extensions of the agreements with Anaheim Fullerton Towing and Hadley Tow until a Request for Proposal process is completed and new contracts are awarded by the City Council.

In anticipation of a Request for Proposal process, Staff revised the Tow Policy to clarify and update existing provisions. The revisions also include deletion of provisions that are duplicative of requirements already existing in the Fullerton Municipal Code. If the City Council adopts the resolution approving the revised Tow Policy, the revised Tow Policy will be provided to Anaheim Fullerton Towing and Hadley Tow and incorporated into future contracts for towing services.

Attachments:

- Attachment 1 – Amendment One to the Agreement with Hadley Tow
- Attachment 2 – Amendment Two to the Agreement with Anaheim Fullerton Towing
- Attachment 3 – Resolution No. 2019-XX
- Attachment 4 – Revised Tow Policy
- Attachment 5 – Redline Revisions to Tow Policy