

1 [Proposition J Contract –Interim Emergency Towing, Storage and Disposal Agreement.]

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3 **Resolution concurring with Controller’s certification that it is more economical to**
4 **contract for an Interim Emergency Service Agreement for Towing, Storage and**
5 **Disposal of Abandoned and Illegally parked Vehicles than to provide the same services**
6 **with City and County Employees.**

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8 WHEREAS, The Municipal Transportation Agency, through the Department of Parking
9 and Traffic is responsible for removing illegally parked and abandoned vehicles from the City's
10 streets; and,

11 WHEREAS, San Francisco Traffic Code section 163 directs the Department of Parking
12 and Traffic to contract for the towing, storage and disposal of abandoned and illegally parked
13 vehicles; and,

14 WHEREAS, The City removes approximately six thousand illegally parked vehicles
15 from City streets each month; and,

16 WHEREAS, The City's former tow contractor, Pick Your Part/The City Tow ("City Tow")
17 indicated on January 23, 2004 that it would no longer provide vehicle towing, storage and
18 salvage services to the City after March 21, 2004; and,

19 WHEREAS, The City's inability to remove abandoned and illegally parked vehicles
20 from the City's streets occasioned by City Tow's withdrawing its services was an unexpected
21 occurrence and loss of public services that posed a threat to public health, safety and welfare
22 constituting a public emergency as defined in San Francisco Administrative Code section
23 21.15; and,

24 WHEREAS, To avoid the aforesaid public emergency, the Municipal Transportation
25 Agency Board of Directors, on March 16, 2004, authorized the Director of Transportation to

1 execute an Emergency Interim Service Agreement and Property Use License for Towing,
2 Storage and Disposal of Abandoned and Illegally Parked Vehicles ("Agreement") with
3 TEGSCO, LLC, d.b.a. San Francisco AutoReturn ("AutoReturn"), for a term of March 22, 2004
4 to March 22, 2005, unless sooner terminated upon the City's execution of a long-term towing
5 contract; and,

6 WHEREAS, The Office of the Controller has certified under Charter section 10.104.15
7 that the services provided under the Interim Agreement can be more practically performed
8 under private contract at a lesser cost than similar work performed by City employees and has
9 further certified that the City will realize annual cost savings from contracting towing, storage
10 and disposal services between \$842,828 and \$2,637,332.; and,

11 WHEREAS, The Controller's certification is on file with the Clerk of the Board of
12 Supervisors in File No. _____, which is hereby declared to be a part of this
13 resolution as if set forth fully herein; and,

14 WHEREAS, On February 17, 2004 the Board of Directors of the Municipal
15 Transportation Agency adopted Resolution 04-025; a copy of which is on file with the Clerk of
16 the Board of Supervisors in File. No. _____, which is hereby declared to be a
17 part of this resolution as if set forth fully herein, recommending that the Board of Supervisors
18 concur with the Controller's determination; now, therefore, be it

19 RESOLVED, That the Board of Supervisors concurs with the Controller's certification
20 that it is more economical to contract for an Interim Emergency Service Agreement for
21 Towing, Storage and Disposal of Abandoned and Illegally parked Vehicles than to provide the
22 same services with City and County Employees.

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