

File No. 141157

Committee Item No. _____

Board Item No. 47

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date _____

Board of Supervisors Meeting

Date November 18, 2014

Cmte Board

- | | | |
|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
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Completed by: John Carroll Date November 13, 2014

Completed by: _____ Date _____

1 [Urging the Municipal Transportation Agency to Negotiate a Provision in the Upcoming Towing
2 Contract that Eliminates or Reduces Fees Imposed on Victims of Motor Vehicle Theft]

3 **Resolution urging the Municipal Transportation Agency to include a provision in its**
4 **2015 towing contract that either waives all fees imposed on all victims of motor vehicle**
5 **theft in San Francisco, or significantly reduces the towing fee and significantly extends**
6 **the grace period during which victims of motor vehicle theft can recover their vehicles**
7 **before incurring storage fees.**

8
9 WHEREAS, San Francisco Administrative Code, Section 10C.8-1 was enacted in 1984
10 and provided San Francisco residents who were the victims of motor vehicle theft with
11 reimbursement for all administrative, towing and storage fees associated with recovering their
12 towed stolen vehicles; and

13 WHEREAS, The Board of Supervisors repealed San Francisco Administrative Code,
14 Section 10C.8-1 in 2005, thus making residents of San Francisco financially responsible for all
15 towing and storage fees associated with stolen vehicles; and

16 WHEREAS, On October 23, 2014, at the request of Supervisor Wiener, the
17 Government Audit & Oversight Committee held a hearing at which with the Municipal
18 Transportation Agency (SFMTA), San Francisco Police Department (SFPD), and AutoReturn
19 discussed how the City and AutoReturn treats recovered stolen vehicles; and

20 WHEREAS, AutoReturn currently processes an average of 195 stolen vehicles a
21 month; and

22 WHEREAS, When a vehicle that has been reported stolen is found on the street, the
23 SFPD will contact the owner and give him or her 20 minutes to retrieve the vehicle; and

24 WHEREAS, If the owner does not appear within 20 minutes, the SFPD authorizes the
25 impound of the vehicle; and

1 WHEREAS, The vehicle is then towed and the victim must retrieve it from AutoReturn,
2 the same as if he or she had simply parked the vehicle in a tow-away zone instead of having it
3 stolen; and

4 WHEREAS, The victim is charged a \$220.75 tow fee in addition to storage fees, which
5 accumulate quickly, in order to retrieve the vehicle; and

6 WHEREAS, Car owners have only four hours during which they can recover their
7 vehicles before AutoReturn begins charging a storage fee; and

8 WHEREAS, Storage fees can accrue to the point where a car owner is required, in
9 order to retrieve the stolen vehicle, to pay an amount higher than the value of the vehicle; and

10 WHEREAS, Some people choose to abandon their vehicle rather than pay significant
11 storage and towing fees, meaning that AutoReturn will auction off the vehicle in order to
12 satisfy the fees; and

13 WHEREAS, AutoReturn has significantly improved towing operations in San Francisco
14 but is required to enforce these contract provisions relating to stolen vehicles; and

15 WHEREAS, AutoReturn's existing contract was approved in 2010 by the Board of
16 Supervisors and expires in July 2015; now, therefore, be it

17 RESOLVED, That victims of motor vehicle theft should not be treated as if they have
18 illegally parked their cars and that doing so effectively subjects owners of stolen vehicles to
19 additional victimization; and, be it

20 FURTHER RESOLVED, That the Board of Supervisors states its strong view that the
21 towing contract presented by the SFMTA to the Board of Supervisors for approval in 2015
22 should contain a provision that either (a) completely waives all fees associated with stolen
23 vehicles, or (b) significantly reduces the towing fee and extends the grace period during which
24 victims of car theft can recover their vehicles from AutoReturn before incurring storage fees;
25 and, be it

1 FURTHER RESOLVED, That the Board of Supervisors does not wish this amended
2 provision, relating to stolen vehicles, to have negative financial consequences for the SFMTA
3 and that the contract should adjust pricing in order to keep the SFMTA whole.
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Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.

Sponsor(s):

Supervisor Scott Wiener

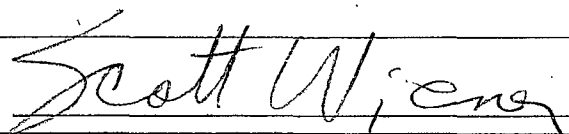
Subject:

Resolution Urging the San Francisco Municipal Transportation Agency to Negotiate a Provision in the Upcoming Towing Contract that Eliminates or Reduces Fees Imposed on Victims of Motor Vehicle Theft

The text is listed below or attached:

Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) to include a provision in its 2015 towing contract that either (a) waives all fees imposed on all victims of motor vehicle theft in San Francisco, or (b) significantly reduces the towing fee and significantly extends the grace period during which victims of motor vehicle theft can recover their vehicles before incurring storage fees.

Signature of Sponsoring Supervisor:



Clerk's Use Only:

