



Official Police Tow Truck Service Agreement 2017-2019

RIVERSIDE POLICE DEPARTMENT

Public Safety Committee
Lieutenant Gary Leach
August 2, 2016

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Contract Status

1. Current Contract
 - 14 tow companies
 - Expires January 1, 2017

2. New Contract
 - 2-year period through January 1, 2019
 - Allows for two separate one-year extensions

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Contract Modifications

1. Approximately 10 non-substantive changes (address, phone numbers, etc.)
2. Changes reflect last two contract extensions
3. Increased "due process" guidelines
4. Less punitive approach

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Fines in Lieu of Suspension and/or Termination (New)

Section G.4 (page 7)

- | | |
|--|---------|
| 1. Exceeding the maximum Response Time (each violation) | \$200 |
| 2. Excessive Passes (3 per month) | \$500 |
| 3. Equipment Violations or Business Omissions (per day). If violation is not addressed within 10 days, a suspension may result | \$200 |
| 4. Unauthorized release of vehicles | \$1,000 |
| 5. Lack of required equipment (each violation) | \$200 |
| 6. Failure to meet yard standards (pursuant to RMC Section 5.15.100) | \$500 |

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Standards for Tow Truck Owners/Drivers/Operators

Section H.1.2 (page 8)

1. Drivers be ~~over~~ 18 years **or older, successfully complete a submit to—a** background check **administered by the Contract Administrator or his/her designee**
2. No DULs with ~~seven (7)~~ **four (4)** years
3. Moral Turpitude Definition (see next slide)
4. **Misdemeanor conviction will not result in an automated disqualification; however, each applicant history will be evaluated on a case-by-case basis.**
5. Pull Notices

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Moral Turpitude

Crimes of moral turpitude are generally defined as acts of baseness, vileness or depravity in the private and social duties, they are contrary to the accepted and customary rule of moral, right and duty between people and can be either felonies or misdemeanors. Crimes of moral turpitude include but are not limited to arson, burglary, blackmail, forgery, fraud, larceny (grand or petty), robbery, theft, perjury, contributing to the delinquency of a minor, assault with intent to kill, commit rape, commit robbery or commit serious bodily harm, battery, pimping and pandering, child endangerment, battery on a spouse, indecent exposure, evading police, auto theft and DUI.

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Pull Notices (New)

Section H.1.2 (page 8)

1. Any Contractor that receives a DMV Pull Notice Program action notification shall provide the Contract Administrator with the driver's name and notification summary by 0900 hours the following day.
2. Pursuant to CVC 1808.1

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Investigative Process (New)

Section H.8 (page 12)

The City retains the ability to immediately suspend a Contractor per RMC Section 5.15.145. However, when an allegation of misconduct or a potential breach of this Agreement is identified, the Contract Administrator will conduct an investigation of the allegations. As part of the investigative process and prior to the City reaching a conclusion as to the allegations, the involved OPTS will be provided an opportunity to meet with the investigating authority and provide information that is relevant to the allegations.

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Non-Contractual Modifications

1. Approved Driver List
2. Driver Application Process
3. Reporting Practices
 - Single format
 - Daily reporting

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Recommendation

That the Public Safety Committee receive this report and forward to City Council with the recommendation that the City Council approve the new two-year agreement.

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QUESTIONS?

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