

	<div style="text-align: center;"> <h2 style="margin: 0;">AGENDA ITEM SUMMARY</h2> </div> <div style="border: 1px dashed purple; padding: 5px; margin-top: 10px;"> <p>District Impacted</p> <p><input type="checkbox"/> 1 = Wolosin</p> <p><input type="checkbox"/> 2 = Woolard</p> <p><input type="checkbox"/> 3 = Scott</p> <p><input type="checkbox"/> 4 = Fowler</p> <p><input type="checkbox"/> 5 = Macaluso</p> <p><input checked="" type="checkbox"/> All</p> </div>
AGENDA DATE	<i>December 10, 2019</i>
DESCRIPTION	CONSIDER REQUEST FROM PANTUSA TOWING & RECOVERY, LLC AS A THIRD PROVIDER FOR THE MASTER TOW TRUCK ROTATION LIST.
STAFF'S RECOMMENDED ACTION (be specific)	Deny the request from Pantusa Towing & Recovery, LLC as a provider for the Master Tow Truck Rotation List.
CONTACT PERSON	Chief James Kohler
SUMMARY	<p>In December 2018 I received a request from PantusaTowing to be placed on the City of Boerne Master Tow Truck Rotation list. The application was completed and the owner, Dorian and Ryan Pantusa, have supplied all of the necessary paperwork required by the ordinance.</p> <p>In December 2018, I met with Ryan Pantusa at their impound lot which is located at 26575 IH-10 West. This location is in Bexar County on the IH-10 Access Road and is 6.5 miles from the Boerne Police Department. The impound lot met all specifications contained within our ordinance.</p> <p>Currently, there are only two companies that are utilized by the City of Boerne and they are 5-Star Towing, and KW Towing. These two companies have been providing their services to the police department for many years and have done an excellent job. They are primarily used when we arrest someone and their car needs to be towed, removing vehicles from accidents, towing police cars, and lock outs are a few examples of their duties.</p> <p>There are general duties and responsibilities outlined under Tow Truck Ordinance No. 2014-55. There have been no issues and/ or violations of the ordinance with either tow company we utilize today.</p> <p>Under the Ordinance, City Council reserves the right in determining the maximum number of towing companies to be placed on the rotation list. See below section 12-306.</p> <p>DIVISION 2. ROTATION LIST PRIVILEGE Sec. 12-306. - Number of privileges granted; administrative responsibilities; no property rights granted.</p> <p>(a) The City Council hereby reserves the right to determine a maximum number of towing businesses to be placed on the rotation list. Placement on the master tow truck rotation list is a privilege, not a right. Furthermore, placement on the list does not create any property rights and does not guarantee continued placement thereon.</p>

	<p>(b) All tow truck rotation list privilege holders are independent contractors while acting pursuant to this section, and shall not be deemed to be, considered as, or in any way represented to be employees or agents of the city.</p> <p>The numbers below indicate the number of tows within the city limits for the past three years:</p> <p>2017-536 tows. 2018-552 tows. 2019-462 tows: year to date.</p> <p>It is unknown if the City of Fair Oaks Ranch and the Kendall County Sheriff's Department will allow Pantusa Towing on their rotation as the City of Boerne has no control over that.</p> <p>The request in December of 2018 was denied by the council, in part, because their impound yard is in Bexar County. The yard is located at 26575 IH-10 West which is 6.5 miles from the police department. As I recall there was also some discussion on enough business to be split 3 ways rather than two as well.</p> <p>In December 2019 I received another request from Pantusa Towing to be placed on the City of Boerne Master Tow Truck Rotation List. As mentioned before, the Boerne City Council reserves the right to determine the amount of towing businesses to be placed on the rotation list.</p>
COST	
SOURCE OF FUNDS	
ADDITIONAL INFORMATION	

This summary is not meant to be all inclusive. Supporting documentation is attached.