

## RESOLUTION NO. 2023-192

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CHULA VISTA AMENDING THE CITY-INITIATED TOW  
LICENSE FEE

WHEREAS, on December 7, 2021, City Council approved agreements with seven companies to provide tow and impound services for City-initiated tows; and

WHEREAS, each agreement provides that the Tow License Fee is subject to review and revision each year; and

WHEREAS, the Police Department is requesting Council approval to update this fee for the calendar year 2024; and

WHEREAS, California Vehicle Code section 12110 authorizes the City to assess a Tow License Fee to tow companies “to reimburse the public entity for its actual and reasonable costs incurred in connection with the towing program”; and

WHEREAS, the Tow License Fee relates to staff recovery costs of requesting a tow call for service, from the start time a police employee calls for a tow request to the end time that the tow company leaves the scene; and

WHEREAS, the computation of the City’s Tow License Fee for 2024, effective January 1, 2024, as presented to the City Council, will be apportioned equally among the City’s contracted tow service providers for payment to City; and

WHEREAS, the City intends to re-calculate and revise the City-initiated Tow License Fee every year using the same methodology.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it amends the City-initiated Tow License Fee as follows:

(Annual estimate of police-initiated tows) x (Estimated time spent per tow) x (Fully burdened hourly rate) = Tow License Fee

Position	Annual Estimate of Police-Initiated Tows <sup>1</sup>	Hours Spent per Police-Initiated Tow <sup>2</sup>	Fully Burdened Hourly Rate <sup>3</sup>	Tow License Fee
Peace Officer	1,497	0.53	\$141.59	\$112,339
Community Service Officer	1,197	0.53	\$69.96	\$44,383
Sr Parking Enforcement Officer	631	0.53	\$73.76	\$24,668
Police Dispatcher	3,325	0.08	\$100.50	\$26,733

**TOTAL \$208,123**

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<sup>1</sup> 2-year average of calendar years 2021 and 2022 is 3,325 tows. Does not include private tows or tows during grant-funded operations. Tow request breakdown by classification (Officer 45% of tow requests; CSO 36%; PEO 19%)

<sup>2</sup> Estimated 32 minutes of Officer/CSO/PEO time during a tow call for service. Estimated 5 minutes of Police Dispatcher time

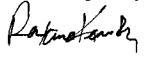
<sup>3</sup> Fully Burdened Hourly Rate provided by Finance Department

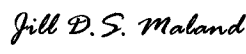
BE IT FURTHER RESOLVED, that the total Tow License Fee shall be divided equally among the tow operators under the agreements with the City during calendar year 2024.

[SIGNATURES ON THE FOLLOWING PAGE]

Presented by


Approved as to form by

DocuSigned by:  
  
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 \_\_\_\_\_  
 Roxana Kennedy  
 Chief of Police

DocuSigned by:  
  
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 Jill D.S. Maland  
 Lounsbury Ferguson Altona & Peak  
 Acting City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 5th day of December 2023 by the following vote:

AYES: Councilmembers: Cardenas, Chavez, Gonzalez, Preciado, and McCann  
 NAYS: Councilmembers: None  
 ABSENT: Councilmembers: None

DocuSigned by:  
  
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 John McCann, Mayor

ATTEST:

DocuSigned by:  
  
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 Kerry K. Bigelow, MMC, City Clerk

STATE OF CALIFORNIA     )  
 COUNTY OF SAN DIEGO    )  
 CITY OF CHULA VISTA    )

I, Kerry K. Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Resolution No. 2023-192 was duly passed, approved, and adopted by the City Council at a regular meeting of the Chula Vista City Council held on the 5th day of December 2023.

Executed this 5th day of December 2023.

DocuSigned by:  
  
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 Kerry K. Bigelow, MMC, City Clerk