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June 17, 2022

BPC #22-125

The Honorable City Council
City of Los Angeles, Room 395
c/o City Clerk's Office

Dear Honorable Members:

RE: OFFICIAL POLICE GARAGE CONTRACT RENEWAL FOR SEVENTH STREET
GARAGE, INC. TRANSFER OF OWNERSHIP TO MR. GARY BAINS.

At the regular meeting of the Board of Police Commissioners held Tuesday, June 14, 2022 the Board APPROVED the Department's report relative to the above matter.

This matter is being forwarded to you for approval.

Respectfully,

BOARD OF POLICE COMMISSIONERS

A handwritten signature in blue ink that reads "Rebecca Munoz".

REBECCA MUNOZ
Commission Executive Assistant

Attachment

c: Chief of Police

INTRADEPARTMENTAL CORRESPONDENCE

May 31, 2022
1.0

TO: The Honorable Board of Police Commissioners

FROM: Executive Director, Board of Police Commissioners

SUBJECT: REQUEST TO TRANSFER OWNERSHIP OF OFFICIAL POLICE GARAGE, SEVENTH STREET GARAGE, INC. TO MR. GARY BAINS, AN INDIVIDUAL

RECOMMENDED ACTION

1. That the Board of Police Commissioners (Board) APPROVE the request to transfer ownership of Seventh Street Garage, Inc., the Official Police Garage (OPG) for Service Area 5, Contract No. C-129768, to Mr. Gary Bains, an individual, in accordance with Los Angeles Municipal Code Section 80.77.4.
2. That the Board TRANSMIT this report to the City Council with a recommendation for APPROVAL of the request for the transfer of ownership.

DISCUSSION

Seventh Street Garage, Inc., has requested the approval to sell its OPG operation to Mr. Gary Bains, an individual. Gary Bains does not currently own or operate an OPG for the City of Los Angeles.

Los Angeles Municipal Code Section 80.77.4 (e)(2) states that any sale or transfer of a majority of either the ownership interest or stock, except public share stocks, of any OPG shall be subject to the approval of the City Council which shall consider any recommendation of the Board.

Gary Bains has extensive experience in the towing industry and in the operation of an Official Police Garage. From March 1991 to July 2013, he operated U.S. Tow, Inc. which in April of 2004 was awarded the OPG Contract for Newton Division. He also provided towing service under contract with the Hawthorne Police Department. In July 2013 to May 2015, he established and operated Los Angeles Tow, the Heavy-Duty OPG for South Bureau of the Los Angeles Police Department.

CID conducted a background check of Gary Bains which included a criminal history check and financial disclosure of the funds being used for the purchase. No discrepancies were noted. In

March of 2022, CID conducted an interview with Gary Bains to discuss his background, experience and intent upon his purchase of Seventh Street Garage, Inc. He was forthcoming and enthusiastic about the acquisition and his intent to make improvements to the operation. He also shared his ideas in how he can assist in the current challenges with the storage of impounded motorhomes.

As part of the sales agreement, the parties will abide by the City's Service Contractor Worker Retention Ordinance. The ordinance requires that when a City contract has been terminated and will be replaced by a new contractor for the same services, the outgoing contractor must provide the successor contractor with a list of employees who meet certain requirements. Gary Bains plans to retain all of Seventh Street Garage's employees to minimize service interruptions and maintain the current level of service.

Additionally, as part of the sale, Gary Bains will be responsible for all liabilities for towing activities upon assumption of the operation.

A redacted copy of the sales agreement has been reviewed by the City Attorney's Office and no issues were discovered.

Based on the above report, CID recommends the approval of the transfer of ownership of Seventh Street Garage, Inc. to Mr. Gary Bains.


RICHARD M. TEFANK, Executive Director
Board of Police Commissioners

**BOARD OF
POLICE COMMISSIONERS**
Approved *June 14, 2022*
Secretary *Rebecca Murray*