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T E N N E S S E E

November 17, 2003

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County: Davidson

Project No.: IM-40-5(118)213

19008-3180-44

HPP/NH-155(13)

19076-3239-14

Contract No. : CNB147

SPECIAL PROVISION

REGARDING

CONTRACTOR PROVIDED SERVICE PATROL

Description. This work shall consist of furnishing and maintaining a Service Patrol within the project limits as specified herein or as directed by the Engineer. The Service Patrol shall provide assistance to stalled, disabled or abandoned vehicles or vehicles involved in an incident/accident in accordance with these specifications or as directed by the Engineer. Authorization to move a vehicle involved in a traffic accident is retained exclusively by law enforcement officers. When a Uniformed Police Officer is assigned to the project, the Service Patrol Operator shall coordinate his activities with the Officer as specified herein.

Definition of terms:

- A. Department: Tennessee Department of Transportation
- B. Uniformed Police Officer: A commissioned police officer assigned to the project and having the responsibility of enforcing regulatory speed limits and coordinating the removal of vehicles throughout the work zone. If no police officer is assigned to the project, the term refers to the law enforcement agency having jurisdiction within the project limits.
- C. Service Patrol: The entity engaged for hire to provide for assistance to disabled vehicles and towing of wrecked, disabled or abandoned motor vehicles
- D. Driver or Operator: A hired driver or operator of the Service Patrol Vehicle duly licensed by the Tennessee Highway Patrol.

Construction Requirements

Service Patrol Vehicle Requirements and/or Procedures. The Contractor is to provide one service patrol vehicle and Driver or Operator within 48 (forty-eight) hours after notification by the Engineer. The Engineer will assign time periods and locations for operation of the Service Patrol during various phases of the project. No meals or breaks will be permitted during the hours of operation. The Contractor shall furnish the Department a certification or a copy of the wrecker service's permit stating that the service

patrol vehicle meets the requirements of a Class A tow truck as set forth in the Wrecker Service Standards Manual of the Tennessee Department of Safety.

The Service Patrol Operator is required to patrol the project at one hour intervals unless otherwise instructed by the Engineer. During these patrols, if the Operator observes any debris in the travel lanes which is affecting traffic, the Operator will remove the debris unassisted; or if the Operator cannot, in his judgment, safely exit his vehicle and remove the debris, the Operator will radio the Uniformed Police Officer for assistance. When not patrolling, the Operator will position his vehicle at a designated interchange location as directed by the Engineer.

In addition to the minimum equipment required by the Tennessee Highway Patrol regulations set forth in the Wrecker Service Standards Manual, the service patrol vehicle(s) are to be equipped with the following items in order to provide a minimum service to disabled motorists:

1. Sufficient unleaded gasoline to enable the Operator to provide (2) gallons of gasoline to any stranded vehicle out of gas.
2. Sufficient diesel fuel to enable the Operator to provide two (2) gallons of fuel to any stranded vehicle out of fuel.
3. Quart containers of motor oil (12 +/-) 10W-40.
4. Five gallon +/- can of water.
5. Cellular phone.
6. Vehicle door unlocking tool.
7. Jumper cables.
8. Push broom.
9. Tire sealant (6 cans) and compressed air tank.
10. State and local area maps.
11. Two-way radio able to communicate to the Uniformed Police Officer and Contractor (to be supplied by the Contractor).
12. A magnetic type of sign on each door of each tow vehicle with the legend: **Tennessee Department of Transportation Courtesy Service Patrol.**

Upon observing or being notified by the Uniformed Police Officer of an incident/accident, the Service Patrol Operator is to proceed promptly to the site. If the incident is first observed by the Operator, a radio message is to be sent immediately to the Uniformed Police Officer advising of location and requesting backup from the Uniformed Police Officer. Flashing yellow safety lights will be used only while the

service patrol vehicle is approaching and/or working at an incident/accident location and while towing/pushing a disabled vehicle. Flashing yellow lights shall not be used during routine patrolling.

The following procedure will apply for different situations:

1. Abandoned Vehicle on Roadway - When a vehicle is abandoned and is blocking a travel lane, the Operator will immediately advise the Uniformed Police Officer . Upon receiving authorization from the Uniformed Police Officer, the Operator will immediately tow the vehicle to the designated area at the nearest interchange. Towing from this location and from other locations where an abandoned vehicle is not blocking traffic or creating an immediate safety hazard will be done by others in accordance with procedures agreed upon by the Uniformed Police Officer and the Department.
2. Disabled Vehicle on Roadway
 - a. Disabled vehicle blocking lane - If the Operator is first to reach a disabled vehicle blocking a lane, the motorist shall be advised that prior to servicing their vehicle it must be removed from the traffic lane and that this service is being provided free of charge as a courtesy by the Tennessee Department of Transportation. If in the judgment of the Operator the vehicle can be safely removed from the traffic lane without waiting for Uniformed Police Officer backup, the Operator may proceed with removal procedures subject to the motorists written permission. Consent forms shall be provided to the operator for this purpose. Should a motorist refuse to allow a vehicle to be moved, the Operator will then wait for Uniformed Police Officer authorization. Once removal is approved by the motorist or authorized by the Uniformed Police Officer, the vehicle shall be pushed or towed to the nearest shoulder or roadside area with adequate width (minimum 12 feet) or to the designated area at the nearest interchange. Once at this location, the Operator shall determine if the service needed can be accomplished within 20 minutes (i.e. adding fuel, fixing a flat tire, etc.). If so, the service will be provided. If it is determined that more than 20 minutes is required to make the vehicle operable, or if after 20 minutes of service, it is determined further service or towing is necessary, the Uniformed Police Officer will immediately be requested to contact a wrecker service; or if the vehicle is not blocking traffic or creating an immediate safety hazard, the motorist may be authorized to use the Service Patrol cellular phone to request further towing by the motorist's preferred towing company.
 - b. Disabled vehicle not blocking a lane - If the Operator or the Uniformed Police Officer determines the vehicle is in a safe location, then service will be provided using the same procedure described above.
3. Accidents. The Operator will request the Uniformed Police Officer to contact the appropriate agencies to investigate and discharge the accident. The Uniformed Police Officer and/or the Operator shall provide assistance until arrival of the enforcement agency with authority and then resume their normal duties.

The Operator is not to request or accept any gratuities or compensation for services rendered or material provided from any individual or other entity to whom services are provided. The Operator shall maintain a detailed written log of his activities in a format provided by the Engineer and shall submit the log to the Engineer for verification each month.

Compensation

Basis of Payment. The verified and accepted quantities for Service Patrol shall be paid for at the contract unit price per hour which price shall be full compensation for all labor, materials, equipment, profit, overhead and incidentals necessary to complete the work. If additional hours are directed by the Engineer, the additional hours will be paid at the contract unit price. The unit price for Service Patrol shall include the cost of furnishing those items specified above for assistance to stalled or disabled vehicles.

<u>Item No.</u>	<u>Pay Item</u>	<u>Pay Unit</u>
712-08.05	Service Patrol	Hour