A RESOLUTION BY

00-R-2095

PUBLIC SAFETY/ LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION TO AMEND RESOLUTION **00-R-1695** SO AS TO AUTHORIZE THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO.2 AND AMENDMENT NO. 1 TO INCORPORATE REVISED TERMS AND CONDITIONS PURSUANT TO ORDINANCE **00-O-1428**, WHICH AMENDS PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 AND 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that Resolution 00-R-1695 is hereby amended and the Mayor is hereby authorized to execute Renewal Agreement No. 2 and Amendment No. 1 to incorporate revised terms and conditions pursuant to ordinance 00-O-1428 which increased towing fees to a maximum cost of $85.00 and storage fees to a maximum cost of $10.00 per day.

BE IT FINALLY RESOLVED, that all resolutions or parts of resolutions in conflict with this resolution are hereby repealed.

CITY COUNCIL
ATLANTA, GEORGIA

00-R-1695

A SUBSTITUTION RESOLUTION BY

PUBLIC SAFETY/LEGAL ADMINISTRATION COMMITTEE

AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 2 FOR WRECKER SERVICES FOR VEHICLES UNDER (2) TONS WITH ROBINSON & STEPHENS TOWING, INC., FOR FC-6777-97, ZONE 3; ON BEHALF OF THE ATLANTA POLICE DEPARTMENT WITH ALL TERMS AND CONDITIONS REMAINING THE SAME. ALL REVENUES GENERATED UNDER THIS CONTRACT AGREEMENT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBER: 1 A01 462316 B00001.

WHEREAS, the City did enter into a contractual agreement with Robinson & Stephens Towing, Inc. for FC-6777-97, Zone 3 for Wrecker Services for Vehicles Under Two (2) Tons; on behalf of the Atlanta Police Department; and

WHEREAS, the Chief of the Atlanta Police Department and the Director of the Bureau of Purchasing and Real Estate recommend approval of said renewal agreement.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into Renewal Agreement No. 2 with Robinson & Stephens Towing, Inc., for FC-6777-97, Zone 3; on behalf of the Atlanta Police Department with all terms and conditions remaining the same.

BE IT FURTHER RESOLVED, that the Director of the Bureau of Purchasing and Real Estate be and is hereby directed to prepare an appropriate renewal agreement for execution by the Mayor, to be approved by the City Attorney, as to form.

BE IT FURTHER RESOLVED, that this renewal agreement shall not become binding on the City, and the City shall incur no liability upon same until such renewal agreement has been executed by the Mayor and delivered to the contracting parties.

BE IT FINALLY RESOLVED, that all revenue generated under this contract shall be deposited to Fund, Account and Center Number: 1A01 462316 B00001.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

(BPRE-KER/cpb/9/22/00)

ADOPTED as amended by Council — November 20, 2000
APPROVED by the Mayor — November 28, 2000

CORRECTED COPY

CITY COUNCIL
ATLANTA, GEORGIA

00-O-1428

AN ORDINANCE
BY: COUNCILMEMBERS VERN MCCARTY,
MICHAEL BOND AND CLETA WINSLOW

AN ORDINANCE TO AMEND PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 and 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

WHEREAS, wrecker and towing services provide a necessary service to the City of Atlanta; and

WHEREAS, the provision of safe wrecker and towing services, as well as the provision of secure and safe storage for impounded vehicles, furthers the health, safety and welfare of the general public; and

WHEREAS, the cost of providing safe wrecker and towing services and providing a secure and safe storage area for impounded vehicles has increased since the date that the maximum $5.00 per day storage fee and the maximum $75.00 towing fee were enacted by the Atlanta City Council and Mayor and imposed upon impound lots and wrecker services; and

WHEREAS, Section 162-277 of the Atlanta Code of Ordinances anticipates that costs for removal of vehicles and the cost to store vehicles might vary over time and specifically provides that certain towing and storage fees for vehicles should be established annually:

NOW, THEREFORE, BE IT ORDAINED by the Atlanta City Council as follows:

Section 1: That Section 162-223(d)(4)(a) which reads as follows:

a. Such vehicles may be removed at a maximum cost of $75.00 and stored at a maximum cost of $5.00 per day to be paid by the owner;

be deleted in its entirety and replaced with the following language:

a. Such vehicles may be removed at a maximum cost of $85.00 and stored at a maximum cost of $10.00 per day for each day thereafter, all of which shall be paid by the owner.

Section 2. That Section 162-227(a) which reads as follows:

a. Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess *of* $75.00 for the removal of the vehicle or personal property or in excess of $5.00 per day for storage fee; however no storage fees shall be charged for the first 24-hour period from the time the vehicle or personal property is removed from the storage facility. The fee of $75.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.

CORRECTED COPY

be deleted in its entirety and replaced with the following language:

a. **Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess of $85.00 for the removal of the vehicle or personal property or in excess of $10.00 per day each day thereafter until the vehicle or personal property is removed from the storage facility. The fee of $85.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.**

Section 3. That all ordinances or parts of ordinance in conflict with this ordinance are hereby repealed.

Section 4. In the event that any section, subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared invalid or unconstitutional were not originally a part thereof.

OMC- Amendment Incorporated by tcp 11/17/00

A true copy,
Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED as amended by the Council NOV 06, 2000
APPROVED by the Mayor NOV 14, 2000