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**ORDINANCE NO. 2012 - 02**

**AN ORDINANCE OF THE CITY OF HALLANDALE BEACH,  
FLORIDA, APPROVING AND AUTHORIZING THE CITY  
MANAGER TO EXECUTE A CONTRACT WITH AAAA  
CROSTOWN TOWING AND RECOVERY, INC. ("AAAA") FOR  
TOWING SERVICES; PROVIDING FOR CONFLICT;  
PROVIDING FOR SEVERABILITY; AND PROVIDING AN  
EFFECTIVE DATE.**

13           **WHEREAS**, Pursuant to Chapter 28 Section 172, Towing Franchise of the City  
14 requested proposals to provide towing services through RFP FY 2011-2012-012; and AAAA  
15 Crosstown Towing and Recovery, Inc. (AAAA) be awarded the franchise agreement for towing  
16 services commencing April 1, 2012 and terminating April 15, 2015; and

17           **WHEREAS**, The City Commission desires to authorize the City Manager to execute the  
18 franchise agreement for towing services to AAAA Crosstown Towing and Recovery, Inc. (AAAA)  
19 in substantially the same form as attached hereto, commencing April 1, 2012 and terminating  
20 April 15, 2015.

21           **WHEREAS**, The City Commission may authorize the City Manager to grant, renew, or  
22 extend a Franchise Agreement contingent on satisfactory services and available funding through  
23 adoption of an ordinance.

24           **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF  
HALLANDALE BEACH, FLORIDA:**

25           **SECTION 1.** The City Commission authorized per Section 5.01(4)(d) to execute the  
26 franchise agreement with AAAA Crosstown Towing and Recovery, Inc. The City Manager is  
27 authorized and directed, as per Section 5.01 (4)(d) of the City Charter, to award the contract  
28 commencing April 1, 2012 terminating April 1, 2015.

29           **SECTION 2.** Furthermore, the City Commission authorizes the City Manager to  
30 execute the attached agreement, and to renew the agreement for two (2) yearly renewals terms  
31 which are contingent upon satisfactory services and available funding. Total contract terms

32 including renewals, is not to exceed five (5) years.

33 **SECTION 3.** The terms, conditions, and specifications of the contract apply and shall be  
34 in compliance with Section 28-172 and 28-173 of the Code of Ordinances.

35 **SECTION 4.** All ordinances or parts of ordinances and all resolutions or parts of  
36 resolutions in conflict herewith are hereby repealed.

37 **SECTION 5.** In the event that any section or provision of this ordinance or any portion  
38 thereof, any paragraph, sentence, or word be declared by a court of competent jurisdiction to be  
39 invalid, such decision shall not affect the validity of the remainder hereof as a whole or part  
40 thereof other than the part declared to be invalid.

41 **SECTION 6.** This Ordinance shall become effective immediately upon passage by the  
42 City Commission on Second Reading.

43 PASSED AND ADOPTED on 1st reading on March 7<sup>th</sup>, 2012.

44 PASSED AND ADOPTED on 2nd reading on March 21, 2012.

45 EFFECTIVE DATE March 21, 2012.

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ATTEST:

CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY  
FORM

V. LYNN WHITFIELD  
CITY ATTORNEY

  
MAYOR-COMMISSIONER

VOTE  
AYE/NAY

Mayor Cooper	✓/—
Vice Mayor Sanders	✓/—
Comm. Lewy	✓/—
Comm. London	✓/—
Comm. Ross	✓/—