

ORDINANCE NO. 2018-019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND EMERALD TRANSPORTATION CORPORATION TO PROVIDE CITY-WIDE WRECKER TOWING SERVICES PURSUANT TO RFP NO. 07-11-18-09; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City issued a Request for Proposals (RFP) to establish a multi-year franchise agreement for city-wide wrecker towing services for the removal and storage of vehicles that are creating a traffic hazard, abandoned, disabled from a traffic accident, or for non-consensual removal of vehicles from public streets and areas within the City; and

WHEREAS, the current Agreement with Emerald Transportation Corporation expires on September 30, 2018; and

WHEREAS, on June 10, 2018, the City issued four electronic invitations through the eBid System and received one responsive submittal; and

WHEREAS, the Selection Committee, comprised of Police Officer Chris Ku, Police Traffic Division; Sergeant Darren Karp, Police Supervisor; and Jeannette Camacho, Police Legal Advisor, evaluated the proposal in accordance with the following criteria: (1) Operational Plan for the City; (2) Qualifications and Experience; (3) Resources and Availability, (4) Past Performance; and (5) Price/Franchise Fee. This resulting in Emerald Towing Corporation being ranked number one to perform the services required for an annual franchise fee of \$45,000.00; and

WHEREAS, the franchise fee paid to the City shall be increased each year of the contract by a minimum of five percent (5%) from the previous year's fee; and

WHEREAS, based on past business relations, the results of the reference surveys, and the proposal evaluation, the Selection Committee is recommending that Emerald Transportation Corporation be awarded the contract to provide city-wide wrecker towing services and other related services; and

WHEREAS, the initial contract period shall be for five (5) years with the option to extend for five (5) additional one (1) year periods; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City of Coconut Creek to contract with Emerald Transportation Corporation to provide city-wide wrecker towing services.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:

Section 1: That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance. All Exhibits attached hereto are incorporated herein and made a specific part of this Ordinance.

Section 2: That the City Commission has reviewed and hereby approves the Agreement, attached hereto and made a part hereof, between the City of Coconut Creek and Emerald Transportation Corporation to provide city-wide wrecker towing services.

Section 3: That the City Manager, or designee, is hereby authorized to execute the Agreement between the City of Coconut Creek and Emerald Transportation Corporation to provide city-wide wrecker towing services.

Section 4: That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5: That if any clause, section, other part or application of this Ordinance is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this Ordinance.

Section 6: That this Ordinance shall become effective upon its passage on second and final reading.

PASSED FIRST READING THIS 13TH DAY OF SEPTEMBER, 2018.

PASSED SECOND READING THIS _____ DAY OF _____, 2018.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

	<u>1st</u>	<u>2nd</u>
Rydell	<u>Aye</u>	_____
Welch	<u>Aye</u>	_____
Tooley	<u>Aye</u>	_____
Sarbone	<u>Aye</u>	_____
Belvedere	<u>Aye</u>	_____