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APPROVAL OF TOWING CONTRACT
WITH SPILLANE’S TOWING & RECOVERY

In the year Two Thousand Eleven.....
Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, the Burlington Police Department (DEPARTMENT) is authorized to enforce the laws of the City of Burlington and the State of Vermont, including those pertaining to the parking and operation of motor vehicles within the City of Burlington, as well as being authorized to conduct civil ordinance violation and criminal investigations; and

WHEREAS, the DEPARTMENT from time to time must arrange for the removal of vehicles parked or left in violation of a declared snow emergency parking ban pursuant to Burlington Code of Ordinances section 20-56, as well as arrange for the removal of vehicles subject to removal pursuant to Articles III and VI of Chapter 20 of the Burlington Code of Ordinances, including but not limited to §§ 20-63, 20-71, 20-79, and 20-158 thereof; and

WHEREAS, the DEPARTMENT is authorized and may be required to remove and impound vehicles pursuant to a police investigation or other lawful process, where the vehicle impounded may be towed to DEPARTMENT headquarters, another authorized location or directly to a designated impoundment lot without the approval or knowledge of the registered owner or operator; and

WHEREAS, vehicles removed from such areas of the City may be removed to another street or if warranted may be impounded and transported to a remote site within a five (5) mile radius from the boundaries of the City until such time as the vehicle may be released to its owner or other lawful authority; and

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39 WHEREAS, the DEPARTMENT has worked with the Chief Administrative Officer, the
40 City Attorney’s Office and the Department of Public Works in establishing the City’s
41 requirements for vehicle removal and impoundment and creating a bid process to solicit
42 proposals; and

43 WHEREAS, the DEPARTMENT solicited proposals, selected Spillane’s Towing &
44 Recovery, and has negotiated a contract that it believes satisfies the City’s need for vehicle
45 removal in a manner that fairly and reasonably protects the public’s interests; and

46 WHEREAS, Spillane’s Towing & Recovery is able and willing to remove vehicles and
47 have them securely stored on a remote site or to another street during a declared parking ban or
48 when otherwise requested by the DEPARTMENT; and

49 WHEREAS, the Administration and on December 5, 2011 the Board of Finance have
50 reviewed the selection process and the proposed contract and recommend approval by the City
51 Council;

52 NOW, THEREFORE, BE IT RESOLVED that Chief of Police Michael Schirling or his
53 designee be and hereby is authorized to execute on behalf of the City of Burlington the
54 Agreement For Towing Services by and between the City of Burlington and Spillane’s Towing
55 & Recovery per the terms and conditions of the Agreement attached hereto, subject to the prior
56 review and approval of the City Attorney.