

RESOLUTION R-04-14

A RESOLUTION ESTABLISHING A ROTATION SYSTEM FOR THE CITY'S WRECKER FRANCHISE AMONG QUALIFIED AND WILLING WRECKER SERVICES, SETTING A FLAT FRANCHISE FEE FOR INCLUSION INTO THE ROTATION, WAIVING THE NORMAL BIDDING PROCESS, AND FOR OTHER PURPOSES

WHEREAS, the city council wishes to reorganize its procedures for the 2004-2005 wrecker franchise award to allow multiple franchisees assigned on a monthly rotation basis, and

WHEREAS, The Conway City Code Section 4.56 as amended by Ordinance O-01-66 allows the city council to determine from year to year how to bid and/or award the annual wrecker franchise, and

WHEREAS, the monthly rotation system as awarded last year proved satisfactory in delivering service to the city by three qualified franchisees,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF CONWAY, ARKANSAS THAT

SECTION 1. The wrecker franchise bidding process as described in the Conway City Code 4.56.01 is hereby waived and the city wrecker franchise shall be opened to all qualified contractors of wrecker services who meet all the standards of equipment and performance outlined in the Conway City Code 4.56.

SECTION 2. All wrecker services determined to be qualified shall be placed on a monthly rotation by the drawing of names of those qualified services.

SECTION 3. At 12:01 a.m. on June 1, 2004 the wrecker service whose name was drawn first among those who were deemed qualified shall have the wrecker service franchise with the city until 12:01 a.m. of the first day of the following month at which time the second wrecker drawn from the qualified services shall have the franchise. The rotation shall continue in this manner on a monthly basis in sequence and in repetition until May 31, 2005.

SECTION 4. Wrecker services shall submit proof of their ability to meet the standards for equipment and performance as listed in Conway City Code 4.56 by noon, Thursday, May 27, 2004 at which time the drawing will be held.

SECTION 5. All wrecker services ascertained to meet standards shall also be required to submit a franchise fee equivalent to their pro-rata share of \$ 37,000 as divided on a monthly basis multiplied by the number of months they are to hold the monthly rotation prior to being placed in the rotation. The rotation will be set at 4:00 p.m. Friday, May 28, 2004. The franchise fee must be paid by that time.

SECTION 6. All other terms of the Conway City Code 4.56 covering the city wrecker franchise shall apply.

Passed this 25th day of May, 2004

Signed:



Mayor Tab Townsell

Attested:



City Clerk Mike Garrett