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**EXHIBIT 1
ORDINANCE NO. 2023 -**

AN ORDINANCE OF THE CITY OF HALLANDALE BEACH, FLORIDA, AWARING RFP FY#2022-2023-001, FRANCHISE TOWING SERVICES, TO WESTWAY TOWING, INC. TO PROVIDE CITYWIDE TOWING SERVICES; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A FRANCHISE AGREEMENT WITH WESTWAY TOWING, INC.; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

14 **WHEREAS**, pursuant to Chapter 28, Article V, Section 28-172, Towing
15 Franchise, of the City of Hallandale Beach Code of Ordinances, the City Commission
16 may allow a private towing agency to provide towing services for all damaged, disabled
17 and abandoned motor vehicles; and

18
19 **WHEREAS**, pursuant to Chapter 23, Section 23-4, Competitive Bidding
20 Required, all purchases of and contracts for equipment, supplies and contractual
21 services, when the estimated cost shall exceed \$50,000.00 shall be based on
22 competitive bids; and

23 **WHEREAS**, Section 5.01(4)(d) of the City Charter requires a franchise be
24 granted by ordinance: and

25 **WHEREAS**, RFP # FY 2022-2023-001 was issued on October 6, 2022 and on
26 February 28, 2023 the Evaluation Committee convened and Westway Towing, Inc.
27 received the highest ranking among responsive and responsible bidders; and

28 **WHEREAS**, the City Commission desires to award RFP # FY 2022-2023-001 to
29 Westway Towing, Inc and authorize the City Manager to negotiate and execute a

30 franchise agreement for towing services.

31 **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY**
32 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**
33

34 **SECTION 1.** The Mayor and City Commission pursuant to Section 5.01(4)(d)
35 award RFP # FY 2022-2023-001 to Westway Towing, Inc. and authorize the City
36 Manager to negotiate and execute a franchise agreement for towing services.

37
38 **SECTION 2. Conflict.** All ordinances or portions of the Code of Ordinances of
39 the City of Hallandale Beach in conflict with the provisions of this ordinance shall be
40 repealed to the extent of such conflict.

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42 **SECTION 3. Codification.** It is the intention of the Mayor and City Commission
43 that the provisions of this ordinance be incorporated into the Code of Ordinances; to
44 effect such intention the words "ordinance" or "section" may be changed to other
45 appropriate words.

46
47 **SECTION 4. Severability.** Should any provision of this ordinance be declared by
48 a court of competent jurisdiction to be invalid, the same shall not affect the validity of the
49 ordinance as a whole, or any part thereof, other than the part declared to be invalid.

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51 **SECTION 5. Effective Date.** This Ordinance shall become effective upon
52 adoption.

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54 PASSED AND ADOPTED on 1st reading on _____, 20__.

55
56 PASSED AND ADOPTED on 2nd reading on _____, 20__.

57
58
59 _____
60 JOY F. COOPER
61 MAYOR

61 SPONSORED BY: CITY ADMINISTRATION

62 ATTEST:

63

64

65 _____
JENORGEN GUILLEN

66 INTERIM CITY CLERK

67

68 APPROVED AS TO LEGAL SUFFICIENCY

69 FORM

70

71

72 _____
JENNIFER MERINO

73 CITY ATTORNEY