

TERMS AND CONDITIONS, FORMS AND AGREEMENT

VARIANCE FORM

Any variances to the specifications, RFP, etc., must be specified here (provide additional pages if necessary): If no variances, please state none. Your firm must provide this form completed with your proposal.

[illegible]

Variance Form

Exhibit I, Page 5

City Owned/Leased Vehicles: City owned or leased vehicles will be towed twenty-four (24) hours a day, seven (7) days a week, without charge from any location in Broward, Miami-Dade or Palm Beach Counties, upon request of the appropriate City officials, to any location of the City's choice.

AAAA Crosstown Towing & Recovery, Inc will only tow (free of charge) city owned vehicles within Broward and Metro Dade at no charge. We do not have an occupational license for West Palm Beach as our work does not warrant one. Disabled/Inoperable city vehicles will be towed to the city garage for further assistance.

Exhibit I, Page 8 (b)

Protection of vehicles and property: The Contractor shall assume responsibility for any and all articles of value left in the impounded vehicles and abandoned vehicle and listed on the vehicle storage receipt. Contractor shall replace any such article upon verification of the loss by the designated investigative agency representing the City and/or Code Enforcement Officer representing the City.

AAAA Crosstown Towing & Recovery, Inc will follow protocol and procedures as established by our insurance carrier for such matters.

Exhibit I, Page 10 (m)

Owner Notification: The Contractor shall be responsible for notifying the registered owner or agent of the location of the vehicle within forty-eight (48) hours of impoundment, by certified mail, if the owner's identity has been supplied on the Vehicle Storage Receipt. If the owner's identity is not supplied, the Contractor shall notify the registered owner or agent as soon thereafter as the information is received in accordance with F.S. 713. The Contractor shall maintain a log at their place of business listing date, time, and method of notification.

AAAA Crosstown Towing & Recovery, Inc will exceed protocol as established by Florida Laws. Instead of notifying the owner and all interested parties within seven business days (Florida Law 713.78), we will notify within 5 business days.

Exhibit I Page 11 "Reports"

Pertaining to 2 paper logs

All reports and forms will be submitted via electronic communications (email for communications between Hallandale Beach Police Department and AAAA Crosstown Towing will need to be established), thus eliminating paper copies and logs effectively reducing paper waste. This proves to be a more environmentally sustainable solution. Allowing both AAAA Crosstown and the city of Hallandale Beach showing initiative implementing an environmentally conscious approach. Each vehicle towed currently produces a minimum of 5 duplicate copies per vehicle. An email system will be more sustainable.

Exhibit I, Page 12 "Seized Vehicles"

Vehicles seized for investigative purposes pursuant to the Police Department's instructions shall be stored at no charge until the Police Department either notifies the Contractor to tow the vehicle to a City location or instruct the Contractor to charge the owner of the vehicle for towing and storage in accordance with the rate structure, see Exhibit A.

Addendum 3 Answer: The Police Department does not foresee any circumstances where the tow contractor will have to provide services above and beyond the requirements of the RFP. Vehicles that the police intends to seize for forfeiture by policy should be driven to the police department by an investigator. Should the contractor be asked to provide

services for such vehicles, reimbursement for those services will be addressed on a case by case basis.

The City of Hallandale Beach will be responsible for collecting for AAAA Crosstown Towing any and all monies owed (per the rate structure) for services rendered. This includes if a seized vehicle is released to the owner or is sold for profit by the city.

*Please see Exhibit 2, FS 323.001(b).

Exhibit I, Page 13 "Rate Structure"

AAAA Crosstown Towing & Recovery, Inc will adapt and enforce the pricing law from Department of Highway and Motor Vehicle for the Maximum Rates for Towing and Storage. WRECKER QUALIFICATIONS AND ALLOCATION SYSTEM, Rule Chapter: 15B-9 specifically 15B-9.010 2(a) & 2(b)

*Please See Exhibit 1, Broward County Tow Rates

Exhibit I, Page 15

e. Waiting time and extra labor cost; i.e. "Retrieving", special handling, accomplished within sixty (60) minutes of arrival at the scene shall be included in the base tow rate. If, and only if, such waiting time or extra labor consumes more than sixty (60) minutes, an extra waiting time or extra labor charge per fifteen (15) minutes or any fraction thereof, may be assessed by the Contractor commencing sixty minutes after arrival at the scene.
PER FHP: Hourly Rate - It does not include travel time or the first 30 minutes of working or waiting on the scene. AAAA Crosstown Towing will enforce the same for Hallandale.

*Please See Exhibit 1, Broward County Tow Rates

Exhibit I, Page 15

j. The City shall not be held responsible or liable to the Contractor for nonpayment of any towing or storage fees to the Contractor by the owner of the vehicle.

**Please see seized vehicles, *Exhibit 2, FS 323.001(b).

ADDITIONAL CLAUSES

Indemnification Clause: The city will indemnify AAAA Crosstown Towing & Recovery, Inc. for any legal proceedings and/or lawsuits which may arise from AAAA Crosstown Towing & Recovery, Inc. acting on direct orders from the city, including police calls, to AAAA Crosstown Towing & Recovery, Inc. performing contractual duties.

AAAA Crosstown Towing & Recovery, Inc. will be called for any accidents/incidents requiring the service of a tow truck regardless of a third party (by vehicle owner) being called. This is to clear the roads and maintain fluidity for Hallandale. If a third party attaches to the vehicle prior to AAAA Crosstown, we relinquish any right to the tow. This will aid with Florida's Slow Down Move Over law by minimizing obstruction and simply clearing the roadways making it safer for all employees and residents.