


**BUSINESS OF THE CITY COUNCIL
WINDSOR HEIGHTS, IOWA
AGENDA STATEMENT**

Item No. _____
For Meeting of 11.05.07

ITEM TITLE: Consideration of a resolution renewing a primary towing agreement with Krueger's Enterprises

CONTACT PERSON: Gary D. Walters, Police Chief
Marketa George Oliver, City Administrator

SUMMARY EXPLANATION: The attached is an agreement between the City and Krueger's Enterprises to provide towing services to the City in regards to impounded vehicles. This renews an agreement that the City has in place that is working well. The Public Safety Committee reviewed this on October 22nd and recommends its passage.

<p><input checked="" type="checkbox"/> Resolution _____ Ordinance ____ Contract __ Other (Specify) _____</p> <p>Funding Source _____</p> <p>APPROVED FOR SUBMITTAL _____</p> <p style="text-align: center;"> _____ City Administrator</p>

STAFF RECOMMENDATION: Staff supports the agreement and recommends that the Council approve this resolution for a one year period with an annual renewal for no more than two additional years.

COUNCIL ACTION:

RESOLUTION No. 07-1105/251

A RESOLUTION RENEWING A PRIMARY TOWING AGREEMENT WITH KRUEGER'S ENTERPRISES

WHEREAS, the City of Windsor Heights has occasion to need cars towed due to impound and other reasons; and

WHEREAS, Krueger's Enterprises submitted a previous proposal and has maintained a quality record of service; and

WHEREAS, the conditions of the updated proposal are as follows; and

GENERAL PUBLIC RATES

Tow: \$65.00 (includes all miles in Windsor Heights to impound lot)

Winching: \$75.00 for first half hour; \$37.50 per 15 minutes thereafter

Storage: \$20.00 per day

- All personal service calls through Windsor Heights (AKA: private tows) will be charged cash rates.
- See attachment for schedule of cash rates.*

GOVERNMENT ENTITY RATES (including City of Windsor Heights PD)

Normal Tow: \$15.00 (Des Moines surrounding area – no special services)

- Government vehicles involved in accidents will be charged normal cash rates.*
- All vehicles towed for investigative purposes by the Police Department in the Des Moines area will be charged a flat rate of \$35.00; vehicles outside of Des Moines will be charged an additional \$2.00 per mile.
- The City shall not be responsible for the collection or payment of any charges for service rendered by reason of its having dispatched any service unless such service is applicable to City owned or leased equipment.

IMPOUND LOT PICK-UP HOURS

Monday through Friday 8:30am – 4:00pm

Saturday 8:30am – 12:00pm

- All impounded vehicles will be paid and released from 1272 8th St., WDM
- (515) 223-1445

WHEREAS, Krueger's Enterprises agrees to the following conditions; and

- Krueger's Enterprises agrees to keep an accurate record of all vehicles received and disposed of under the terms of this agreement.
- The City will provide Krueger's an inventory of personal property that is in the vehicle at the time and place of impoundment. Krueger's Enterprises assumes responsibility for the vehicle and any personal property in the vehicle at the time of impoundment as described on the inventory list. Such responsibility shall continue until the authorized release of the personal property and/or impounded vehicle (through verification of a signed Impound Release Form), or the Windsor Heights Police Department takes the property into custody.

IMPOUND/ABANDONED VEHICLE AUCTION RESPONSIBILITIES

Krueger's Enterprises agrees to act on behalf of the City of Windsor Heights Police Department and assumes responsibility and liabilities in all matters appropriate according to the regulations set forth regarding private entity disposal of abandoned vehicles set forth by the Code of Iowa sections 321.89 & 321.90, Iowa Administrative Rule 761 Chapter 480, and the Iowa Department of Transportation.

Furthermore, Krueger's Enterprises agrees to reimburse the City of Windsor Heights an administrative fee of \$15.00 per vehicle that is sold at public auction. This fee is to offset administrative services supplied to Krueger's Enterprises from the Windsor Heights Police Department for paperwork and records research regarding each vehicle auctioned off.

WHEREAS, the Police Chief recommends entering into this primary towing agreement with Krueger's Enterprises; and

WHEREAS, the City of Windsor Heights may terminate this agreement at any time that Krueger's Enterprises fails to carry out the above provisions or acts in such a manner that is contradictory to best business practices or state law. Changes in provisions or services to be furnished may only be made in writing and must be mutually approved between Krueger's Enterprises and the City of Windsor Heights. Every person party to this agreement is hereby notified and agrees that the City of Windsor Heights, the using agency and any funding source for the using agency are immune from liability and suit for or from Krueger's activities involving third parties and arising from this resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Windsor Heights, Iowa, that the City Council established a primary towing agreement with Krueger's Enterprises pursuant to the above rate schedule, which will be charged by Krueger's to the vehicle's owner for a period of one year, with two, one-year renewals at the Police Chief's discretion.

PASSED AND APPROVED THIS 5th DAY OF NOVEMBER, 2007.

David J. Sullivan, Mayor

ATTEST:

Marketa George Oliver, City Administrator/Clerk

KRUEGER'S ENTERPRISES

*CASH RATES (6:00AM TO 10:00PM)

FUEL SURCHARGE (ON ALL CASH RATE CALLS).....	10% of total bill
MILEAGE TO THE SCENE (PER MILE, AFTER FIVE FREE MILES).....	1.00
HOOKUP.....	45.00
MILEAGE (LOADED) (PER MILE).....	3.00
SERVICE CALLS.....	45.00
DOLLIES AND GOJAKS.....	35.00 PLUS
HOOKUP	
WINCHES.....FIRST HALF-HOUR MINIMUM	75.00
PER EACH FIFTEEN MINUTES MINIMUM THERE AFTER.....	37.50
FLATBED.....	55.00
FLATBED MILEAGE TO THE SCENE (PER MILE, AFTER FIVE FREE MILES).....	1.00
FLATBED MILEAGE (LOADED) (PER MILE).....	4.00
WAIT TIME (PER 15 MINUTES INTERVALS) (STARTS AFTER 5 MINUTES).....	15.00
SERVICE CALLS AT STATION.....	22.50
GOA FOR TOW TRUCK (FLATBED 27.50).....	22.50
CASH CALLS (2200 - 0600) OVERNIGHT AND HOLIDAY	

*CASH RATES FOR OVERNIGHT AND HOLIDAY RATES (10:00PM TO 6:00AM)

ALL OVERNIGHT AND HOLIDAY CALLS REQUIRE CREDIT CARD PAYMENT UP FRONT.
NO CREDIT CARD, NO CALL.

MILEAGE TO THE SCENE (PER MILE, AFTER FIVE FREE MILES).....	2.00
HOOKUP.....	69.00
MILEAGE (LOADED) (PER MILE).....	4.50
SERVICE CALLS.....	69.00
DOLLIES.....	35.00 PLUS
HOOKUP	
WINCHES.....FIRST HALF-HOUR MINIMUM	110.00
PER EACH FIFTEEN MINUTES MINIMUM THERE AFTER.....	50.00
FLATBED.....	79.00
FLATBED MILEAGE TO THE SCENE (PER MILE, AFTER FIVE FREE MILES).....	2.00
FLATBED MILEAGE (LOADED) (PER MILE).....	5.50
WAIT TIME (PER 15MINUTE INTERVALS) (STARTS AFTER 5 MINUTES).....	20.00
GOA WILL PAY FULL RATE 69.00 OR 79.00	

ALL OVERNIGHT CALLS: CREDIT CARD WILL BE RUN FOR 69.00 FOR TRUCK (79.00 FOR FLATBED) BEFORE DRIVER IS DISPATCHED. CREDIT CARD WILL BE RUN AGAIN FOR EXTRA CHARGES AFTER CALL HAS BEEN COMPLETED. IF CUSTOMER WANTS TO PAYS CASH WE WILL CREDIT BACK ALL CHARGES AFTER DRIVER RECIEVES CASH.

NO CALL IS DISPATCHED WIHTOUT CREDIT CARD AND APPROVAL!