

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, EXTENDING, ON A MONTH TO MONTH BASIS, THE CURRENT TOWING PERMITS WITH THE CITY'S TWO (2) TOWING PERMITTEES, BEACH TOWING SERVICES, INC. AND TREMONT TOWING, INC., RESPECTIVELY, WHICH ARE CURRENTLY SET TO EXPIRE ON FEBRUARY 28, 2021, FOR A PERIOD NOT TO EXCEED THREE (3) MONTHS, OR UNTIL MAY 28, 2021, TO PROVIDE THE CITY ADMINISTRATION WITH ADDITIONAL TIME TO PREPARE THE RECOMMENDATIONS REQUESTED BY THE CITY COMMISSION PURSUANT TO RESOLUTIONS NO. 2020-31501 AND NO. 2020-31507.

WHEREAS, on January 15, 2020, the Mayor and City Commission adopted Resolution No. 2020-31147, urging the City's Inspector General (IG) to take the following actions regarding the audits performed on the City's two (2) towing permittees, Beach Towing Services, Inc., and Tremont Towing Services, Inc.:

- (1) transmit the draft audit reports to the towing permittees, and allow the permittees to provide any comments, in writing, to the IG;
- (2) following the "comment period" deadline, requesting that the IG take such action(s) as necessary to finalize the audits (incorporating, as the IG deemed necessary, any comments provided by the towing permittees); and
- (3) requesting the IG to place a follow-up discussion item regarding the final towing audit reports on the City Commission agenda; and

WHEREAS, the Resolution also extended both permittees' towing permits, which were set to expire on February 28, 2020, on a month-to-month basis, for up to six (6) months after the expiration date (or August 28, 2020); and

WHEREAS, on July 29, 2020, the Mayor and City Commission adopted Resolution No. 2020-31371, further extending the towing permits on a month to month basis, up to three (3) months after the expiration date of August 28, 2020 (or November 28, 2020), to allow City staff sufficient time to update the towing permits, incorporating the IG's recommendations; and

WHEREAS, the IG's report regarding the towing permit audits was finalized on September 24, 2020; and

WHEREAS, on November 18, 2020, the Mayor and City Commission adopted Resolution No. 2020-31501 (relating to City Commission Item No. R7 F), further extending the towing permits, on a month to month basis, up to three (3) months after the expiration date of November 28, 2020 (or February 28, 2021), to provide the Administration with additional time to consider the IG's recommendations, as well as other recommendations including, without limitation, those from Miami Beach United (MBU), and provide its recommendations, to be incorporated in the new towing permits; and

WHEREAS, on November 18, 2020, the Mayor and City Commission also adopted Resolution No. 2020-31507 (relating to City Commission Item No. R7 O), directing the Administration to (1) consider the recommendations of the IG's report and those of MBU, (2) provide its own recommendations, which may include possible amendments to the Administrative Rules and Regulations and/or the City's Code of Ordinances; and (3) prepare a solicitation for the issuance of towing permits, pursuant to Chapter 106 of the City Code, for the City's Police Department and Parking Department, for the approval of the City Commission; and

WHEREAS, in order to enable the Police and Parking Departments to tow vehicles on public property, as deemed necessary and required, and provide the City Administration with sufficient time to provide the City Commission with the foregoing submittals, the Administration recommends extending both towing permits, on a month-to-month basis, for up to three (3) months, or until May 28, 2021.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby extend, on a month to month basis, the current tow permits with the City's two (2) towing permittees, Beach Towing Services, Inc. and Tremont Towing, Inc., respectively, which are currently set to expire on February 28, 2021, for a period not to exceed three (3) months, or until May 28, 2021, to provide the City Administration with additional time to prepare the recommendations requested by the City Commission pursuant to Resolutions No. 2020-31501 and No. 2020-31507.

PASSED and ADOPTED this _____ day of _____, 2021.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

2-3-21
Date