

RESOLUTION NO. _____

WHEREAS, the City and Roadside entered into an agreement (the “Agreement”) for Roadside to provide Wrecker Impoundment Services on April 23, 2020 pursuant to Resolution No. 20-348 of the Huntsville City Council; and

WHEREAS, the term of the Agreement was one-year beginning on May 1, 2020, and ending September 30, 2020, with the City of Huntsville’s right to extend the contract for two additional one (1) year periods as allowable by State Law; and

WHEREAS, due to the current labor shortage in Huntsville, Roadside is unable to hire enough employees to keep its office staffed 24 hours a day, 7 days a week: and

WHEREAS, the price of fuel has increased significantly since the beginning of this contract and Roadside is no longer able to fulfill its obligations sufficiently to meet the City’s needs without an additional fuel surcharge per impound.

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to modify the Agreement as follows:

1. Roadside shall staff its office from 7:00 A.M. to 8:00 P.M. Monday through Saturday and 8:00 A.M. to 4:00 P.M. on Sunday and shall provide 24 hours daily phone access for an after-hours, on-call response for wrecker impoundment services, including, but not limited to, the release of vehicles to registered owners, if needed.
2. Roadside shall be permitted to charge an additional \$15.00 fuel surcharge per impound.
3. All other terms of the Agreement remain unchanged and in full force and effect.

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and is hereby authorized to modify an Agreement between Roadside Towing & Collision, and the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "Modification No. 1 to Agreement Between the City of Huntsville, Alabama and the Roadside Towing & Collision" consisting of two (2) pages, and the date of February 24, 2022, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

IN WITNESS WHEREOF, the parties hereunto entered into this Modification agreement on the day first written above.

ADOPTED this the ____ day of _____, 2022

President of the City Council of the
City of Huntsville, Alabama

APPROVED this the ____ day of _____, 2022

Mayor of the City of Huntsville, Alabama