

RESOLUTION

WHEREAS, the Township of West Orange is authorized to issue certain towing licenses for a period of three (3) years; and

WHEREAS, on or about November 25, 2015, the Township advertised a "Notice of Public Application Process for Municipal Towing Contracts," pursuant to an application process under N.J.S.A. 40A:11-5(1)(u) and Township Code Section 5-32; and

WHEREAS, full and complete applications with all required responsive materials were due from the applicants no later than December 23, 2015 (the "Application Deadline"); and

WHEREAS, three (3) towing companies applied for towing licenses to operate in the Township of West Orange, including Select Towing Service, Inc. ("Select"), Twin, Inc. T/A Twin Towing ("Twin Towing"), and AJACO Towing, Inc. ("AJACO"); and

WHEREAS, pursuant to Township Code Section 5-32.4(b), after the Application Deadline, the Township Police Department reviewed and investigated the applicants and applications to determine whether the requirements of all applicable Township Code Sections were fully and completely satisfied, a copy of the Township Police Departments Towing License Application Investigation (the "Investigation") is annexed hereto as Exhibit "A"; and

WHEREAS, the Investigation concluded that Select, and Twin Towing had satisfied the objective requirements of Township Code Section 5-32; and

WHEREAS, the Investigation concluded that AJACO's does not have the indoor parking facilities to meet the requirement of Township Code Section 5-32.8(b) to provide sufficient indoor storage space for at least four (4) vehicles for exclusive use by the West Orange Police Department for impounded vehicles and vehicles that are the subject of any Police investigation; and

WHEREAS, N.J.S.A. 40A:11-5(1)(u) requires that all awards of towing contracts be made on “non-exclusionary and non-discriminatory terms and conditions,” which terms and conditions include satisfaction of the Application Deadline and satisfaction of the requirements of Township Code Section 5-32; and

WHEREAS, based on the Investigation, the Chief of Police recommends that towing operator licenses be issued to Select and Twin Towing; and

WHEREAS, the Chief of Police further recommends that AJACO's application for a towing operator license be denied.

NOW, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that towing licenses for the time period from April 20, 2016 through April 19, 2019 be and are hereby awarded to Select and Twin Towing; and be it further

RESOLVED, that the Municipal Clerk shall cause a copy of this award to be published in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Victor Cirilo
Council President

Adopted: May 24, 2016

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