

Ordinance

Amending section 57-251 of the Corpus Christi Code by allowing for assignment when specialized equipment is needed; amending section 57-254 (d) 1. g of the Corpus Christi Code by increasing the additional half hour fee to \$25.00 ; amending section 57-254 (d) 1. i. of the Corpus Christi Code by increasing the clean up only fee to \$60.00 and clarifying clean up definition; repealing section 57-242 of the Corpus Christi Code (Transfer of disabled vehicles by wrecker not under permit); amending the FY 2012-2013 Operating Budget adopted by Ordinance No. 029577 by increasing revenue and expenditures in the General Fund No. 1020 by \$2,000; providing an effective date; providing for severance; and providing for publication.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS, THAT:

SECTION 1. Sec. 57-251. is revised to read as follows:

Sec. 57-251. - Dispatching of category A and category B wreckers.

When the police dispatcher assigns a rotation wrecker to the scene of a disabled or impounded vehicle, the assignment will include how many and what category of auto wrecker shall be sent to the scene. The owner, his agent or employee will advise the police dispatcher how many of its permitted auto wreckers are available at the time of the call.

Owner shall not refer an assignment to another auto wrecker company, even if the owner owns the other company. Any such referral may result in revocation or suspension of owner's auto wrecker permit, which may be appealed as set out in section 57-233, at the chief of police discretion. An owner can refer an assignment to a company(owned or not owned) with specialized equipment such as a crane, backhoe, or fork lift when necessary. Specialized equipment is not a Class A or Class B wrecker.

If an auto wrecker is not at owner's business location, or if an auto wrecker has been assigned to the scene of a disabled or impounded vehicle and not already on its way back to owner's business address at the time of the police dispatcher's call, an auto wrecker is not available for being assigned a new scene.

Neither owner nor his agents or employees shall drive a disabled or impounded vehicle which they have been assigned to tow.

SECTION 2. Section 57-254 (d) g. is revised to read as follows:

- g. Additional fee for each half-hour or portion thereof at the scene in excess of one-half hour not caused by delay on the part of the permit holder, per 30 minutes~~15.00~~ 25.00

SECTION 3. Section Sec. 57-254 (d) i. is revised to read as follows:

- i. Cleanup only, no tow required~~35.00~~ 60.00
(debris only, not including environmental clean ups)

SECTION 4. Section 57-242 of the Corpus Christi Code (Transfer of disabled vehicles by wrecker not under permit), as last amended by Ordinance 028965, is hereby repealed.

SECTION 5. That the FY 2012-2013 operating budget adopted by Ordinance 029577 is amended by increasing revenue and expenditures in the General Fund No. 1020 by \$2,000

SECTION 6. The effective date of this ordinance is the date of final City Council approval.

SECTION 7. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

SECTION 8. Publication shall be made one time in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, _____, by the following vote:

| | | | |
|----------------|-------|------------------|-------|
| Nelda Martinez | _____ | Chad Magill | _____ |
| Kelley Allen | _____ | Colleen McIntyre | _____ |
| Rudy Garza | _____ | Lillian Riojas | _____ |
| Priscilla Leal | _____ | Mark Scott | _____ |
| David Loeb | _____ | | |

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, _____, by the following vote:

| | | | |
|----------------|-------|------------------|-------|
| Nelda Martinez | _____ | Chad Magill | _____ |
| Kelley Allen | _____ | Colleen McIntyre | _____ |
| Rudy Garza | _____ | Lillian Riojas | _____ |
| Priscilla Leal | _____ | Mark Scott | _____ |
| David Loeb | _____ | | |

PASSED AND APPROVED, this the _____th day of _____, _____.

ATTEST:

Armando Chapa
City Secretary

Nelda Martinez
Mayor