

RESOLUTION NO. 97-10-9B

**AN AMENDED RESOLUTION ESTABLISHING A POLICY
ON AUTOMOBILE IMPOUND FEES AND CHARGES**

WHEREAS, the Grant County Board of Commissioners ("Commission") has undertaken a review of the recommendation of the Grant County Sheriff's Office ("Sheriff") to implement a policy regarding the assessment and payment of all fees and charges associated with the towing or impoundment, at the direction of the Sheriff, of abandoned vehicles and vehicles allegedly used in furtherance of a crime; and,

WHEREAS, the Commission has determined the following:

1. That the Sheriff should assess impound charges for vehicles impounded in the Sheriff's impound lot; and,

2. That the County of Grant should not bear any responsibility for costs associated with such towing and impoundment; and

3. Unless otherwise ordered by the Court, that the owner of the vehicle towed or impounded should bear the responsibility for payment of any and all fees and charges associated with the towing and the impoundment of such vehicle at the direction of and in the discretion of the Grant County Sheriff.


NOW, THEREFORE, BE IT RESOLVED by the Commission, as the governing body of Grant County, that the owner of any vehicle towed and/or impounded shall be responsible for payment of any and all fees and charges associated with the towing or impoundment thereof, when such vehicle is towed at the direction of and at the discretion of the Grant County Sheriff or his representative before the vehicle is released to the owner, unless otherwise ordered by the Court; and additionally, that the owner shall pay any and all private fees and charges assessed directly to the private towing company and/or impound lot before the vehicle is released to the owner; and,


BE IT FURTHER RESOLVED that, in addition to any towing charges associated with the impoundment of a vehicle, owners of all vehicles impounded in the Sheriff's impound lot shall be assessed an impound charge of \$2.00 per day or any fraction thereof, and that such charges shall be paid by or on behalf of the owner of the vehicle prior to the release of the vehicle from the Sheriff's impound lot unless otherwise ordered by the Court; and,

BE IF FURTHER RESOLVED that any of the above-mentioned towing and impoundment charges shall act as a lien on the vehicle in the event that these charges remain unpaid sixty days after the impoundment.

PASSED, APPROVED AND ADOPTED by the Board of Commissioners of Grant County, New Mexico, this 9th day of October, 1997.



BOARD OF GRANT COUNTY COMMISSIONERS


Manuel T. Serna, Chairman


Zeke Santa Maria, Member


Carl W. Scholl, Member

ATTEST:



Gabriel Ramos by: Cecilia
Gabriel Ramos
Grant County Clerk Fernandez-Gonzalez Deputy