

REQUEST FOR BOARD ACTION

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: February 15, 2006

SUBJECT: Resolution Authorizing the Disposition of
Personal Property by Private Sale to a Local
Governmental Unit

ATTACHMENTS: Request from Dauphin County, PA
Draft Resolution
N.C.G.S. 160A-274

SUMMARY OF REQUEST:

Henderson County has received a request (attached) from the County of Dauphin in Harrisburg, PA to purchase thirty (30) Danaher 1242 electronic voting machines that have been de-certified by the State of North Carolina and declared surplus by the Board of Commissioners. The Director of the Board of Elections negotiated a price of \$250 per machine for a total of \$7,500 for the thirty (30) machines with the Director of Elections in Dauphin County.

Attached for the Board's consideration and approval is a draft resolution authorizing the private sale of these voting machines to another local governmental unit as allowed under N.C.G.S. 160A-274 (attached).

COUNTY MANAGERS RECOMMENDATION:

Approval of the attached resolution by the Board to sell the thirty (30) electronic voting machines, which have been de-certified by the State and declared surplus by the Board, by private sale to another county government as allowed under N.C. General Statutes would be appropriate at today's meeting.

P.O. Box 1295
HARRISBURG, PA 17108
(717) 780-6300
(717) 255-2684 FAX

CHIEF CLERK/ CHIEF OF STAFF
CHAD SAYLOR

February 8, 2006

Steve Chiavetta
Director
Registration & Elections
Administration Building

Dear Steve:

Please be advised that the Dauphin County Board of Commissioners approved at the Commissioners' Meeting held Wednesday, February 8, 2006 the purchase of thirty (30) voting machine from Henderson County, North Carolina at the cost of \$250.00 each for a total of \$7,500.00.

If you have any questions, please feel free to contact me.

Sincerely,



Jeff Haste
Chairman,
Dauphin County Board of Commissioners



**RESOLUTION OF THE BOARD OF COMMISSIONERS
OF HENDERSON COUNTY AUTHORIZING THE DISPOSITION
OF PERSONAL PROPERTY BY PRIVATE SALE TO ANOTHER
LOCAL GOVERNMENTAL UNIT AS AUTHORIZED BY N.C.G.S 160A-274**

WHEREAS, the Director of the Henderson County Board of Elections has received a request to purchase thirty (30) Danaher 1242 Electronic Voting Machines which have been de-certified by the State of North Carolina and declared surplus by the Henderson County Board of Commissioners at their February 6, 2006 meeting; and

WHEREAS, the Elections Director has negotiated a price with the County of Dauphin located in Harrisburg, PA to purchase the thirty (30) voting machines for \$250 each for a total of \$7,500; and

WHEREAS, the Henderson County Board of Commissioners desire to sell personal property which has been declared surplus and the disposition of personal property by private sale to another local governmental unit is authorized by N.C.G.S. 160A-274.

NOW, THEREFORE, BE IT RESOLVED by the Henderson County Board of Commissioners as follows:

- (1) The Director of the Board of Elections and the Finance Director are hereby authorized to dispose of the aforementioned electronic voting machines by private sale to the County of Dauphin located in Harrisburg, PA at the negotiated price of \$250 per machine as authorized by N.C.G.S. 160A-274.

This the 15th day of February 2006.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: _____
William L. Moyer, Chairman

ATTEST:

Elizabeth W. Corn, Clerk to the Board

[OFFICIAL SEAL]

§ 160A-274. Sale, lease, exchange and joint use of governmental property.

(a) For the purposes of this section, "governmental unit" means a city, county, school administrative unit, sanitary district, fire district, the State, or any other public district, authority, department, agency, board, commission, or institution.

(b) Any governmental unit may, upon such terms and conditions as it deems wise, with or without consideration, exchange with, lease to, lease from, sell to, or purchase from any other governmental unit any interest in real or personal property.

(c) Action under this section shall be taken by the governing body of the governmental unit. Action hereunder by any State agency, except the Department of Transportation, shall be taken only after approval by the Department of Administration. Action with regard to State property under the control of the Department of Transportation shall be taken by the Department of Transportation or its duly authorized delegate. Provided, any county board of education or board of education for any city administrative unit may, upon such terms and conditions as it deems wise, lease to another governmental unit for one dollar (\$1.00) per year any real property owned or held by the board which has been determined by the board to be unnecessary or undesirable for public school purposes. (1969, c. 806; 1971, c. 698, s. 1; 1973, c. 507, s. 5; 1975, c. 455; c. 664, s. 9; c. 879, s. 46; 1977, c. 464, s. 34; 2001-328, s. 6.)