

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: December 3, 2007

SUBJECT: Resolution Authorizing the Surplus and Disposition of Personal Property by Private Sale

ATTACHMENTS: N.C.G.S. 160A-274 – Sale of Governmental Property Proposed Resolution

SUMMARY OF REQUEST:

In his continuing efforts to reduce the number of sport utility vehicles in his department's fleet, the Henderson County Sheriff has received a request from Jones County, North Carolina to purchase a 2005 Dodge Durango, VIN#1D4HB38N35F578941. This vehicle is currently being driven by the department and is scheduled to be replaced by a new patrol vehicle. The Sheriff has negotiated a purchase price of \$15,900 for the vehicle with Jones County.

The sale of personal property to another local governmental unit is authorized under N.C.G.S. 160A-274.

BOARD ACTION REQUESTED:

The Sheriff requests that the Board consider approving the attached resolution declaring the 2005 Dodge Durango as surplus and authorizing the sale of this vehicle to Jones County, North Carolina at the stated price.

Suggested Motion:

I move that the Board of Commissioners approve the proposed resolution declaring the 2005 Dodge Durango as surplus and authorizing the sale of this vehicle to Jones County, North Carolina at the stated price.

§ 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.)

*This document (also available in PDF and RTF formats) is not an official document.
Please read the caveats on the main NC Statutes page for more information.*

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

WHEREAS, the Sheriff of Henderson County continues efforts to reduce the number of sport utility vehicles in his department's fleet; and

WHEREAS, the Sheriff has received a request from Jones County, North Carolina to purchase a 2005 Dodge Durango, VIN#1D4HB38N35F578941, currently being driven by the department and scheduled to be replaced with a new patrol vehicle; and

WHEREAS, a selling price of \$15,900 has been negotiated by the Sheriff with Jones County, North Carolina; and

WHEREAS, the Henderson County Board of Commissioners desire to surplus and sell the vehicle to Jones County, North Carolina as allowed under N.C.G.S. 160A-274.

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

- (1) The 2005 Dodge Durango, VIN#1D4HB38N35F578941, is declared surplus personal property.
- (2) The Sheriff and the Finance Director are hereby authorized to dispose of the aforementioned vehicle by private sale to Jones County, North Carolina at a price of \$15,900 as authorized by N.C.G.S. 160A-274.

This the 3rd day of December 2007.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: _____
William L. Moyer, Chairman

ATTEST:

Elizabeth W. Corn, Clerk to the Board

[OFFICIAL SEAL]