

REQUEST FOR BOARD ACTION

HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: April 7, 2014

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

PRESENTER: Marcus Jones, County Engineer

ATTACHMENTS: Resolution
N.C.G.S. 160A-267
Agreement to Purchase from Mountain Home Health & Rehabilitation
List of Proposed Surplus Property

SUMMARY OF REQUEST:

The County Engineer has negotiated a private sale with Mountain Home Health & Rehabilitation in Hendersonville, NC for the purchase of three (3) sewage pumps no longer used by the Cane Creek Sewer & Water District for a negotiated price of \$12,000.00.

Attached for the Board's consideration and approval is a resolution declaring this equipment as surplus and authorizing the private sale to this company as allowed under N.C.G.S. 160A-267 (attached).

BOARD ACTION REQUESTED:

Staff requests that the Board consider approving the attached resolution declaring the sewage pumps no longer used by the Cane Creek Water & Sewer District as surplus and selling them to Mountain Home Health & Rehabilitation as allowed under N.C. General Statutes.

Motion suggested:

I move that the Board approve the attached resolution declaring the equipment as surplus and authorizing the private sale to Mountain Home Health & Rehabilitation at the negotiated total purchase price of \$12,000.00.

**RESOLUTION DECLARING PERSONAL PROPERTY AS SURPLUS
AND AUTHORIZING THE DISPOSITION OF PERSONAL PROPERTY
BY PRIVATE SALE**

WHEREAS, Henderson County's Cane Creek Water & Sewer District owns the sewage pumps itemized on the attached Exhibit B, hereinafter referred to as "surplus property", that is either obsolete or no longer needed for any governmental use by the District; and

WHEREAS, the Henderson County Board of Commissioners is desirous of declaring the sewage pumps as surplus and selling via private sale to Mountain Home Health & Rehabilitation as authorized by NCGS 160A-267; and

WHEREAS, it is the intent of the County to sell said surplus sewage pumps.

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

1. The sewage pumps itemized on the attached Exhibit B are hereby declared to be surplus property.
2. The Purchasing Agent is hereby authorized to dispose by private sale the surplus property described above in the amount of \$12,000.00 to Mountain Home Health & Rehabilitation.
3. All surplus property will be sold "as is", all sales final. Henderson County makes no express or implied warranties of merchantability of any surplus property, or part thereof, or its fitness for any particular purpose regardless of any oral statements that may be made concerning the surplus property or any part thereof.

THIS the 7th day of April, 2014.

HENDERSON COUNTY BOARD OF COMMISSIONERS

BY: _____
Charles Messer, Chairman

ATTEST:

Teresa L. Wilson, Clerk to the Board

[OFFICIAL SEAL]

§ 160A-267. Private sale.

When the council proposes to dispose of property by private sale, it shall at a regular council meeting adopt a resolution or order authorizing an appropriate city official to dispose of the property by private sale at a negotiated price. The resolution or order shall identify the property to be sold and may, but need not, specify a minimum price. A notice summarizing the contents of the resolution or order shall be published once after its adoption, and no sale shall be consummated thereunder until 10 days after its publication. (1971, c. 698, s. 1; 1979, 2nd Sess., c. 1247, s. 24.)



March 26, 2014

Greg Wiggins
Henderson County Engineering
Solid Waste Division
191 Transfer Station Drive
Hendersonville, NC 28791

Dear Mr. Wiggins,

Health Services Management Group (Mountain Home Health and Rehabilitation) is interested in purchasing the three pumps from Cane Creek Sewer District. The Yeomen pumps are one new pump and two rebuilt pumps for the price of \$12,000.

Sincerely,

A handwritten signature in black ink, appearing to read "Melissa Pate".

Melissa Pate
Administrator



Melissa Pate
CEO

200 Heritage Way
Hendersonville, NC 28791
1.828.693.5849 (p)
1.828.697.5707 (f)
1.828.989.8920 (cell)
MountainHome.CEO@healthservices.cc

Exhibit B

Sewer Pumps

3- 20HP Yeoman 9100 Series Sewage Pumps