

## **REQUEST FOR BOARD ACTION**

### **HENDERSON COUNTY BOARD OF COMMISSIONERS**

**MEETING DATE:** March 3<sup>rd</sup>, 2025

**SUBJECT:** Surplus and Donation of Piano to the  
Henderson County Public Schools

**PRESENTER:** Trina Rushing, Library Director

**ATTACHMENTS:** 1) Resolution  
2) N.C.G.S. 160A-280  
3) List of Proposed Surplus Property

#### **SUMMARY OF REQUEST:**

Attached for the Board's consideration is a resolution declaring one (1) Perzina Piano no longer used by Henderson County Public Library as surplus property and the donation of the piano to Henderson County Public Schools as allowed by N.C.G.S. 160A-280, to be used for the Hendersonville Middle School orchestra program.

#### **BOARD ACTION REQUESTED:**

Staff requests the Board consider approving the attached resolution declaring the piano as surplus and authorizing the donation to Henderson County Public Schools as allowed by N.C.G.S. 160A-280.

#### ***Suggested Motion:***

***I move that the Board approve the attached resolution declaring the piano presented as surplus and authorize the donation to Henderson County Public Schools as allowed by N.C.G.S. 160A- 280.***

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

**WHEREAS**, Henderson County owns the Perzina Piano 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 County; and

**WHEREAS**, the Henderson County Board of Commissioners is desirous of declaring the Perzina Piano as surplus and transferring to the Henderson County Public Schools via donation as authorized by N.C.G.S. 160A-280 (Exhibit A); and

**WHEREAS**, it is the intent of the County to donate said surplus property.

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

1. The Perzina Piano itemized on the attached Exhibit B is hereby declared to be surplus property.
2. Henderson County Public Library is hereby authorized to transfer by donation, the surplus property described above to the Henderson County Public Schools.
3. 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 3<sup>rd</sup> day of March 2025.

**HENDERSON COUNTY BOARD OF COMMISSIONERS**

**BY:** \_\_\_\_\_  
William Lapsley, Chairman

**ATTEST:**

\_\_\_\_\_  
*Denisa Lauffer, Clerk to the Board*

**[OFFICIAL SEAL]**

## **Exhibit A - N.C.G.S. 160A-280**

### **§ 160A-280. Donations of personal property to other governmental units.**

(a) A city may donate to another governmental unit within the United States, a sister city, or a nonprofit organization incorporated by (i) the United States, (ii) the District of Columbia, or (iii) one of the United States, any personal property, including supplies, materials, and equipment, that the governing board deems to be surplus, obsolete, or unused. The governing board of the city shall post a public notice at least five days prior to the adoption of a resolution approving the donation. The resolution shall be adopted prior to making any donation of surplus, obsolete, or unused personal property. For purposes of this section a sister city is a city in a nation other than the United States that has entered into a formal, written agreement or memorandum of understanding with the donor city for the purposes of establishing a long term partnership to promote communication, understanding, and goodwill between peoples and to develop mutually beneficial activities, programs, and ideas. The agreement or memorandum of understanding establishing the sister city relationship shall be signed by the mayors or chief elective officer of both the donor and recipient cities.

(b) For the purposes of this section, the term "governmental unit" shall have the same meaning as defined by G.S. 160A-274(a) and shall include North Carolina charter schools.

(c) The authority granted to a city under this section is in addition to any authority granted under any other provision of law. (2007-430, s. 1; 2009-141, ss. 1, 2, 3.)

**Exhibit B - List of Proposed Surplus Property:**

<b><u>DEPARTMENT</u></b>	<b><u>Date</u></b>	<b><u>Make</u></b>	<b><u>Model</u></b>	<b><u>Serial#</u></b>	<b><u>Asset#</u></b>
Library	5/1/2015	Perzina	122	7802363	17372