Resolution # 2019-075

A RESOLUTION DECLARING PERSONAL PROPERTY SURPLUS AND AUTHORIZING THE SALE OF SUCH SURPLUS PROPERTY TO OTHER LOCAL GOVERNMENTS

WHEREAS, the City of Rapid City currently owns the following property:

Twelve (12) L3 Flash Back 3HD Digital In-car Video Cameras
Serial Nos.: FBH402565, FBH402570, FBH402573, FBH402576, FBH402577, FBH402579, FBH402580, FBH402581, FBH406070, FBH406071, FBH406072, and FBH406073

WHEREAS, the Common Council of the City of Rapid City has determined that the above-described property is no longer necessary, useful, or suitable for municipal purposes; and

WHEREAS, SDCL 6-5-5 authorizes the City of Rapid City to sell any personal property it owns to other units of government, upon such terms and conditions as are provided in a resolution of the Common Council; and

WHEREAS, the City of Spearfish, Lawrence County, and the City of Box Elder are all political subdivisions of the State of South Dakota; and

WHEREAS, the law enforcement organizations designated below have expressed their need and desire to acquire the above-described property; and

WHEREAS, the law enforcement organizations intend to use the above-described property for public purposes.

NOW, THEREFORE, BE IT RESOLVED that the above-described property be and is hereby declared surplus, to be disposed of according to state law.

BE IT FURTHER RESOLVED, that the City of Rapid City sell the above-described property to the following local governments:

City of Spearfish/Spearfish Police Department: 5 L3 Cameras
Lawrence County/Lawrence County Sheriff: 4 L3 Cameras
City of Box Elder/Box Elder Police Department: 3 L3 Cameras

BE IT FURTHER RESOLVED that the terms of sale are as follows:

1. Each camera shall be sold for $200;
2. Each camera shall be sold AS-IS and without any warranties,
3. The warranties of merchantability and fitness for a particular purpose are specifically disclaimed; and
4. Title to and possession of each camera shall pass to the respective agency upon payment.

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are authorized to substitute one or more alternative qualifying agencies under SDCL 6-5-5, under the same terms of sale, should any sale to the listed agencies above not be finalized as contemplated by this Resolution.

BE IT FURTHER RESOLVED that the Mayor and Finance Officer may do all other acts necessary to dispose of this property in accordance with this resolution and state law.

Dated this _____ day of ______________, 2019.

CITY OF RAPID CITY

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Steve Allender, Mayor

ATTEST:

_____________________________
Pauline Sumption, Finance Officer

(seal)