

RESOLUTION NO. 2017-29
KOOTENAI COUNTY PROSECUTING ATTORNEY - SURPLUS PROPERTY

WHEREAS, *Idaho Code § 31-808* vests the Board of County Commissioners with the power and authority to manage real and personal property for the benefit of the County; and

WHEREAS, *Idaho Code § 31-829* provides that whenever any elected official has any personal property belonging to the county under his/her jurisdiction or control which, in his/her judgment, is of no further use to the county, he/she may, with the consent of the Board of County Commissioners, have the property declared as surplus and dispose of the property through sale or other means; and,

WHEREAS, *Idaho Code § 37-2744(IV)(ii)* provides that if conveyed property [obtained through civil asset forfeiture proceedings] is sold at public auction, the director, or appropriate prosecuting attorney, shall publish a notice of the sale by at least one (1) publication in a newspaper published and circulated in the city, community or locality where the sale is to take place, at least one (1) week prior to sale of the property.

WHEREAS, the Kootenai County Prosecuting Attorney has obtained through civil asset forfeiture proceedings the following described property:

<u>Item Description</u>	<u>Serial No.</u>
H&R .22 Pistol	AYO13851
J.C. Higgins .22 Caliber Rifle	[N/A]
IJ-70 Baikal Makorov Pistol	AK3579
Phoenix Arms HP22A .22 Caliber Pistol	4242562
Kel-Tec P-11 9mm Pistol	23703
Citadel Govt 1911-22 .22 Caliber Pistol	12L15272
MTRA EC 9mm Luger Tec-DC9 Semi-Auto	D062598
Taurus Tracker .357 Magnum Revolver	DW306220
Browning .22 Caliber Semi-Auto Pistol	515MV02576
Masterpiece Arms 9mm Semi-Auto Pistol	F13145
Bersa Thunder .380 Caliber Semi-Auto	762608
Kel-Tec SU-16 5.56 Caliber Tactical Rifle	NAM57
New England .12 Gauge Single Shotgun	NG272271
CVA Elkhorn Pro Mg .50 Caliber Black Powder Rifle	61-13-050056-11
Norinco SKS 762 x 39 Rifle	19783NP
Weatherby PA-459 Shotgun	AK150977
Springfield Armory XD 45 Caliber Pistol	XD725466

The items are of no use to Kootenai County, and the sale of the same would benefit the County, Kootenai County Sheriff's Office, Coeur d'Alene Police Department, Post Falls Police Department, and the North Idaho Violent Crimes Task Force; and,

WHEREAS, the Kootenai County Prosecuting Attorney does have possession of the items through asset forfeiture judgments; and,

WHEREAS, the Kootenai County Prosecuting Attorney desires to have the items declared as surplus property; and as such, to be disposed of by the County at public auction.

NOW THEREFORE, IT IS HEREBY RESOLVED, that the property described hereinabove be, and hereby are, declared to be surplus property, and, in accordance therewith, said items shall be sold at public auction to the highest bidder in accordance with *Idaho Code § 31-808*.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner _____, and seconded by Commissioner _____, the following vote was recorded:

Commissioner Bingham:
Commissioner Fillios:
Chairman Eberlein:

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of Commissioners of Kootenai County, Idaho, on the 21st day of March, 2017.

**KOOTENAI COUNTY
BOARD OF COMMISSIONERS**

**ATTEST
JIM BRANNON, CLERK**

Marc Eberlein, Chairman

By: _____
Deputy Clerk

Chris Fillios, Commissioner

Bob Bingham, Commissioner