

Resolution 2017-80
Surplus Equipment/SWAT Rifles and Scopes
Kootenai County Sheriff's Office

WHEREAS, *Idaho Code* § 31-807 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* § 31-808 provides that property with a value exceeding \$250.00 shall be offered for sale at public auction, after proper notice has been published, in accordance with Idaho law; and

WHEREAS, the Kootenai County Sheriff's Office has in its possession the following items of property:

Mega Arms LLC Semi-Automatic Rifle, Model MA-Ten, Caliber 7.62
NATO, Serial No. M00558
Mega Arms LLC Semi-Automatic Rifle, Model MA-Ten, Caliber 7.62
NATO, Serial No. M00884
Swarovski Scope, Model Z6i 5-30X50p HD, Serial No. R800273436
Swarovski Scope, Model Z6i 5-30X50p HD, Serial No. R800273446

WHEREAS, each of the two rifles described hereinabove was purchased in 2013 for the approximate sum of \$2,300, and each has been utilized since acquisition by the SWAT Team and other law enforcement personnel in conducting law enforcement duties/activities in Kootenai County and surrounding areas; and

WHEREAS, each of the rifles described hereinabove is in good condition, and it is estimated that the retail value of each is approximately \$800; and

WHEREAS, due to the age and mechanical makeup of the two rifles, it is difficult to obtain replacement parts when repairs are needed; and

WHEREAS, each of the scopes described hereinabove was purchased in 2013 for the approximate sum of \$2,600, and each has been utilized since acquisition by the SWAT Team and other law enforcement personnel in conducting law enforcement duties/activities in Kootenai County and surrounding areas; and

WHEREAS, each of the scopes described hereinabove is in good condition, and it is estimated that the retail value of each is approximately \$500; and

WHEREAS, due to the age and mechanical makeup of the two scopes, a degradation of accuracy could occur, thereby reducing the effectiveness of the equipment for the purpose it was intended; and

WHEREAS, the Sheriff's Office has purchased replacement rifles and scopes which are more modern and technologically advanced and which will be more useful in meeting the ever expanding needs of law enforcement personnel while conducting law enforcement duties/activities; and

WHEREAS, the Kootenai County Sheriff's Office desires to have the above-described rifles and scopes declared as surplus equipment and disposed of pursuant to Idaho law; and it is the recommendation of the Sheriff's Office that the rifles be offered for sale to a licensed firearms dealer at public auction, establishing a minimum bid of \$500 for each; and, that the scopes be offered for sale to a licensed firearms dealer at public auction, establishing a minimum bid of \$250 for each; and

WHEREAS, the rifles and scopes referenced above were purchased with federal forfeiture funds, and it is therefore the recommendation of the Kootenai County Sheriff's Office that any proceeds from the sale of the rifles and scopes be deposited back into the Federal Forfeiture Account, Account No. 158.6.605.3-8060 (Federal), to be utilized for future law enforcement activities as authorized by law.

NOW THEREFORE, IT IS HEREBY RESOLVED that the rifles and scopes above-described be, and hereby are, declared to be surplus equipment, and in accordance therewith the Board of County Commissioners hereby authorizes the Sheriff's Office to dispose of said equipment through public auction to a licensed firearms dealer who submits the highest bid, after advertising the same as surplus equipment in accordance with Idaho Code § 31-808.

BE IT FURTHER RESOLVED that the proceeds from the sale of the surplus equipment be deposited into the Federal Forfeiture Account, Account No. 158.6.605.3-8060 (Federal), for use in further law enforcement activities as authorized by law.

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

Commissioner Bingham:	Aye
Commissioner Fillios:	Aye
Chairman Eberlein:	Aye

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 12th day of September, 2017.

Dated this 12th day of September, 2017.

KOOTENAI COUNTY
BOARD OF COMMISSIONERS

Marc Eberlein, Chairman

Chris Fillios, Commissioner

Bob Bingham, Commissioner

ATTEST:
JIM BRANNON, CLERK

By: _____
Deputy Clerk