

**RESOLUTION NO. 2013- 59**  
**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 vehicles [obtained through civil asset forfeiture proceedings] are sold at public auction, the attorney general, 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 vehicles:

<u>Year</u>	<u>Vehicle Description &amp; VIN</u>
2002	Nissan Altima, VIN No. 1N4AL11D82C213319
1998	Ford Escort Coup, VIN No. 3FALP1137WR129861
1998	Ford Expedition SUV, VIN No. 1FMPU18L9WLB66169
2002	Volkswagen Passat, VIN No. WVWPD63B62P174247
1997	Ford Explorer SUV, VIN No. 1FMDU35P1VUB35464
1995	Dodge Neon, VIN No. 1B3ES62C9SD180280

The vehicles are of no use to Kootenai County, and the sale of the same would generate income for the County, Kootenai County Sheriff's Office, Coeur d'Alene Police Department and Post Falls Police Department; and,

**WHEREAS**, each of the vehicles described hereinabove has a value in excess of \$250; and

**WHEREAS**, the Kootenai County Prosecuting Attorney does have possession of the original Certificates of Title for the vehicles; and,

**WHEREAS**, the Kootenai County Prosecuting Attorney desires to have the vehicles 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 vehicles described hereinabove be, and hereby are, declared to be surplus property, and, in accordance therewith, said vehicles shall be sold at public auction to the highest bidder in accordance with *Idaho Code § 31-808*.

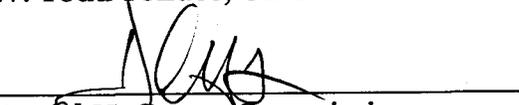
Upon a motion to adopt the text of the foregoing Resolution made by Commissioner Nelson, and seconded by Commissioner Green, the following vote was recorded:

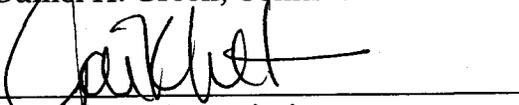
Commissioner Nelson:	Aye
Commissioner Green:	Aye
Chairman Tondee:	Aye

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 23<sup>rd</sup> day of July, 2013.

**KOOTENAI COUNTY  
BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
W. Todd Tondee, Chairman

  
\_\_\_\_\_  
Daniel H. Green, Commissioner

  
\_\_\_\_\_  
Jai Nelson, Commissioner

**ATTEST  
CLIFFORD T. HAYES, CLERK**

By:   
\_\_\_\_\_  
