

RESOLUTION NO. 2011- 74
KOOTENAI COUNTY SHERIFF'S DEPARTMENT - 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 § 37-2807(b)(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 Sheriff's Department has obtained through civil asset forfeiture proceedings the following described motorcycle and vehicles:

<u>Year</u>	<u>Vehicle/Motorcycle Description</u>
1998	Suzuki GSXR600 Motorcycle, VIN No. JS1GN78A9W2103057
1992	Mitsubishi Eclipse, VIN No. 4A3CS34T8NE073881
1996	Chevrolet C15 Pickup, VIN No. 1GCEK19R4TE187323
1996	Dodge Avenger, VIN No. 4B3AU42Y2TE308314
1999	Subaru Legacy, VIN No. 4S3BG6856X7617136
1999	Cadillac Seville, VIN No. 1G6KY5490XU930168
2000	Honda Accord, VIN No. 1HGCG3157YA033444
2001	Audi AA4, VIN No. WAUDC68D11A080405

The motorcycle and vehicles are not useful to the Sheriff's Department, and the sale of the same would generate additional income for the Department; and,

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

WHEREAS, the Kootenai County Sheriff's Department desires to have the motorcycle and 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 motorcycle and vehicles described hereinabove be, and hereby are, declared to be surplus property, and, in accordance therewith, said motorcycle and 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 _____, and seconded by Commissioner _____, the following vote was recorded:

Commissioner Nelson:
Commissioner Green:
Chairman Tondee:

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 2nd day of August, 2011.

**KOOTENAI COUNTY
BOARD OF COMMISSIONERS**

**ATTEST:
CLIFFORD T. HAYES, CLERK**

W. Todd Tondee, Chairman

By: _____
Deputy Clerk

Daniel H. Green, Commissioner

Jai Nelson, Commissioner