

RESOLUTION NO. 2011- 75
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 vehicles:

<u>Year</u>	<u>Vehicle Description</u>
1998	Jeep Cherokee, VIN No. 1J4FJ28S2WL246073
1998	Chevrolet Blazer, VIN No. 1GNCT18W4WK203643
1999	Mercedes 500, VIN No. WDBGA51G9XA420055

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

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

WHEREAS, the Kootenai County Sheriff's Department does not have possession of the original Certificates of Title for the vehicles described hereinabove but is in the process of obtaining the Certificates of Title on each vehicle and will present the same to the Board upon receipt; and,

WHEREAS, the Kootenai County Sheriff's Department 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, after the original Certificates of Title have been presented to the Board for signature.

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

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