

FORSYTH COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: APRIL 13, 2015

AGENDA ITEM NUMBER: 11

SUBJECT: RESOLUTION APPROVING THE DONATION OF A SURPLUS COUNTY VEHICLE TO THE WINSTON-SALEM/FORSYTH COUNTY BOARD OF EDUCATION PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-280 TO REPLACE AGING VEHICLES IN THE SCHOOL SYSTEM'S ACTIVE FLEET (GENERAL SERVICES DEPARTMENT)

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS: Recommend Approval

SUMMARY OF INFORMATION:

The motor vehicle identified in the attached letter is no longer adequate for the needs of the County due to its age, condition, and reduction in fleet and is therefore surplus to the needs of the County.

ATTACHMENTS:

YES

NO

SIGNATURE:

J. Lendrey Watts, Jr.
COUNTY MANAGER

DATE:

April 8, 2015

**RESOLUTION APPROVING THE DONATION OF A SURPLUS
COUNTY VEHICLE TO THE WINSTON-SALEM/FORSYTH COUNTY
BOARD OF EDUCATION PURSUANT TO THE PROVISIONS OF
N.C.G.S. 160A-280 TO REPLACE AGING VEHICLES
IN THE SCHOOL SYSTEM'S ACTIVE FLEET
(GENERAL SERVICES DEPARTMENT)**

WHEREAS, Forsyth County owns a certain motor vehicle, identified in the attached letter and incorporated herein by reference, which is no longer useful to the County and should be declared surplus to the County's needs; and

WHEREAS, N.C.G.S. 160A-280 allows counties to donate to another governmental unit any personal property that the Board of County Commissioners deems to be surplus, obsolete, or unused; and

WHEREAS, County staff recommends that the County vehicle, identified in the attached letter, be declared surplus to the County's needs and be donated to the Winston-Salem/Forsyth County Board of Education, a school administrative unit which is a governmental unit as defined by N.C.G.S. 160A-274(a), to replace aging vehicles in the school system's active fleet; and

WHEREAS, the said vehicle would be donated on the conditions that the Winston-Salem/Forsyth County Board of Education agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to replace aging vehicles in the school system's active fleet in Forsyth County and further agrees to waive all rights to make any claims against the County relating to any failure of performance of the said vehicle; and

WHEREAS, pursuant to the provisions of N.C.G.S. 160A-280, the Forsyth County Board of Commissioners has caused a public notice of this proposed Resolution to be posted at least five days prior to the adoption of this Resolution approving the donation.

NOW, THEREFORE, BE IT RESOLVED by the Forsyth County Board of Commissioners that the motor vehicle, identified in the attached letter from Brent Teague, Schools Assistant Director of Maintenance to Kevin Rogers, County Fleet Manager, which is incorporated herein by reference, is hereby declared to be surplus to the County's needs based upon its age and condition.

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby approves the donation, pursuant to the provisions of N.C.G.S. 160A-280, by Forsyth County to the Winston-Salem/Forsyth County Board of Education of the surplus motor vehicle identified in the attached letter from Brent Teague to Kevin Rogers to replace aging vehicles in the school system's active fleet.

BE IT FURTHER RESOLVED that the Chairman or the County Manager and Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, the necessary documents to convey title to the said vehicle by donation to the Winston-Salem/Forsyth County Board of Education pursuant to the provisions of N.C.G.S. 160A-280, on the conditions that said vehicle shall be used or disposed of and the proceeds thereof used by the Winston-Salem/Forsyth County Board of Education solely to replace aging vehicles in the school system's active fleet and that the Winston-Salem/Forsyth County Board of Education shall waive all rights to make any claims against Forsyth County relating to any failure of performance of the said donated vehicle, to which they agree by accepting title to the vehicle, all subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

BE IT FURTHER RESOLVED that pursuant to the provisions of N.C.G.S. 160A-280, a public notice of this proposed donation was posted at least five days prior to the adoption of this Resolution approving the donation and this Resolution was adopted prior to donating the surplus personal property.

Adopted this the 13th day of April 2015.

**PUBLIC NOTICE OF PROPOSED
RESOLUTION APPROVING THE DONATION OF A SURPLUS
COUNTY VEHICLE TO THE WINSTON-SALEM/FORSYTH COUNTY
BOARD OF EDUCATION PURSUANT TO THE PROVISIONS OF
N.C.G.S. 160A-280 TO REPLACE AGING VEHICLES
IN THE SCHOOL SYSTEM'S ACTIVE FLEET
(GENERAL SERVICES DEPARTMENT)**

WHEREAS, Forsyth County owns a certain motor vehicle, identified in the attached letter and incorporated herein by reference, which is no longer useful to the County and should be declared surplus to the County's needs; and

WHEREAS, N.C.G.S. 160A-280 allows counties to donate to another governmental unit any personal property that the Board of County Commissioners deems to be surplus, obsolete, or unused; and

WHEREAS, County staff recommends that the County vehicle, identified in the attached letter, be declared surplus to the County's needs and be donated to the Winston-Salem/Forsyth County Board of Education, a school administrative unit which is a governmental unit as defined by N.C.G.S. 160A-274(a), to replace aging vehicles in the school system's active fleet; and

WHEREAS, the said vehicle would be donated on the conditions that the Winston-Salem/Forsyth County Board of Education agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to replace aging vehicles in the school system's active fleet in Forsyth County and further agrees to waive all rights to make any claims against the County relating to any failure of performance of the said vehicle; and

WHEREAS, pursuant to the provisions of N.C.G.S. 160A-280, the Forsyth County Board of Commissioners has caused a public notice of this proposed Resolution to be posted at least five days prior to the adoption of this Resolution approving the donation.

NOW, THEREFORE, BE IT RESOLVED by the Forsyth County Board of Commissioners that the motor vehicle, identified in the attached letter from Brent Teague, Schools Assistant Director of Maintenance to Kevin Rogers, County Fleet Manager, which is incorporated herein by reference, is hereby declared to be surplus to the County's needs based upon its age and condition.

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BE IT FURTHER RESOLVED that the Chairman or the County Manager and Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, the necessary documents to convey title to the said vehicle by donation to the Winston-Salem/Forsyth County Board of Education pursuant to the provisions of N.C.G.S. 160A-280, on the conditions that said vehicle shall be used or disposed of and the proceeds thereof used by the Winston-Salem/Forsyth County Board of Education solely to replace aging vehicles in the school system's active fleet and that the Winston-Salem/Forsyth County Board of Education shall waive all rights to make any claims against Forsyth County relating to any failure of performance of the said donated vehicle, to which they agree by accepting title to the vehicle, all subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

BE IT FURTHER RESOLVED that pursuant to the provisions of N.C.G.S. 160A-280, a public notice of this proposed donation was posted at least five days prior to the adoption of this Resolution approving the donation and this Resolution was adopted prior to donating the surplus personal property.

Adopted this the 13th day of April 2015.



Mr. Kevin Rogers
Fleet Manager
Forsyth County
3730 N. Liberty Street
Winston-Salem, NC 27105

Dear Mr. Rogers,

The Winston-Salem/Forsyth County Board of Education would like to request the following vehicles from Forsyth County. We understand that these vehicles are earmarked for auction. We ask that Forsyth County donate the following vehicles to the Winston-Salem/Forsyth County Board of Education to be used as replacements for the below aging vehicles in WSFCS active fleet:

F/C	ID#	Year	Mileage	Make	Model	Vin Number
	8247	2007	127,493	Chevy	2500 Silverado	1GBHK29K17E572905

Sincerely,

A handwritten signature in cursive script that reads "Brent Teague".

Brent Teague
Assistant Director, Maintenance
Winston-Salem/Forsyth County Schools