CITY OF BETHEL

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Introduced by: City Manager Weaver
Date: October 24, 1995
Public Hearing Date: November 14, 1995
Action: Passed
Vote: 4-Yes, 0-No

ORDINANCE #95-28

AN ORDINANCE OF THE BETHEL CITY COUNCIL AMENDING CHAPTER 4.10 OF THE BETHEL MUNICIPAL CODE ENTITLED DISPOSAL OF PERSONAL PROPERTY OF THE CITY TO INCREASE THE MINIMUM VALUE OF PROPERTY FOR WHICH PUBLIC BIDDING IS REQUIRED PRIOR TO DISPOSAL FROM ONE THOUSAND TO FIVE THOUSAND DOLLARS.

NOW, THEREFORE, BE IT ENACTED by the Bethel City Council as follows:

Section 1: If any part or provision of this ordinance or application thereof to any person or circumstances is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision, or application directly involved in all controversy in which this judgment shall have been rendered, and shall not affect or impair the validity of the remainder of this title or application thereof to other persons or circumstances. The City Council hereby declares that it would have enacted the remainder of this ordinance even without such part, provision, or application.

Section 2: This ordinance shall not be construed as abating any action now pending under, or by virtue of, prior existing laws or as discontinuing, abating, modifying, or altering any penalty accruing or about to accrue, or as affecting the liability of any person, or as waiving any right of the City under any section or provision existing at the time this ordinance is adopted, or as vacating or annulling any right obtained by any person, firm or corporation, by lawful action of the City except as shall be expressly provided for in this title.

Section 3: Chapter 4.10 of the Bethel Municipal Code is hereby amended to read as follows:

Sections:

4.10.010	Disposal of City-Owned Personal Property Valued at Five Thousand Dollars ($5000) or Less.
4.10.020	Disposal of City-Owned Personal Property Valued at More than Five Thousand Dollars ($5000).
4.10.030	Surplus Stock.
4.10.040	Certificate of Sale.

4.10.010 Disposal of City-Owned Personal Property Valued at Five Thousand Dollars ($5000.00) or Less.

Personal property, other than surplus stock, that is valued at $5000.00 or less may be disposed of upon such notice and terms considered reasonable by the City Manager, taking into consideration the value of the article, the reason for the disposal and the general preference of

"Deep Sea Port and Transportation Center of the Kuskokwim"

disposal by competitive bid. The City Manager shall report all disposals of personal property valued at five thousand dollars or less to the City Council.

4.10.020 Disposal of City-Owned Personal Property Valued at More than Five Thousand Dollars ($5000.00).

A. Personal property no longer needed for municipal purposes and valued at more than $5000.00 shall be disposed of in one or more of the following manners:

1. By public outcry auction to the highest bidder;
2. By public sealed bid auction to the highest bidder;
3. To the best qualified proposer who responds to a request for proposals to acquire the property;
4. To an educational, religious, charitable or non-profit association or corporation providing service to residents of Bethel; or
5. To the United States, the State of Alaska, or an Alaska municipal corporation or any agency or department thereof.

B. The City Council shall, by resolution, determine which method or methods specified in this section shall be used to dispose of personal property valued at more than $5000.00.

4.10.030 Surplus Stock.

A. All City departments shall submit to the City Manager, at all times and in such form as he or she shall prescribe, reports showing stocks of all supplies which are no longer used or which have become obsolete, worn out or scrapped.

B. The City Manager may transfer surplus stock between departments

C. The City Manager may sell, trade or exchange surplus or obsolete supplies, materials and equipment following adoption of a City Council resolution declaring the supplies, materials or equipment obsolete and/or surplus. Sales of more than $5000.00 in any one transaction shall be made pursuant to 4.10.020.

4.10.040 Certificate of Sale.

Upon full receipt of payment, the City Manager shall issue a certificate of sale for the purchases made under this chapter.

Section 4: This ordinance shall take effect upon passage.

PASSED AND APPROVED THIS 14TH DAY OF NOVEMBER, 1995.

Ruth M. Richardson, Mayor

ATTEST:

Connie Tucker, City Clerk