CITY OF BETHEL

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Introduced by: City Manager Hunter
Date: June 27, 1995
Public Hearing Date: July 11, 1995
Action: Passed
Vote: 7-Yes, 0-No

ORDINANCE #95-20

AN ORDINANCE OF THE BETHEL CITY COUNCIL AMENDING TITLE 4 OF THE BETHEL MUNICIPAL CODE BY ADDING A NEW CHAPTER 4.10 ENTITLED DISPOSAL OF PERSONAL PROPERTY OF THE CITY

WHEREAS, Title 29 provides power in municipalities to acquire, control, manage, use and dispose of their personal property; and

WHEREAS, the City of Bethel owns personal property which it, on occasion, has need to dispose of; and

WHEREAS, it is in the interest of the City of Bethel to receive maximum economic or community value upon disposition of its personal property; and

WHEREAS, an ordinance providing a method of disposal of the City's personal property would further the City's interest in maximizing the economic or community value it receives upon disposition of its personal property.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL AS FOLLOWS:

Section 1: This is a Code ordinance.

Section 2: If any part or provision of the ordinance or application thereof to any person or circumstances is adjudged invalid by any court of competent jurisdiction, such judgment shall be confirmed 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 3: Title 4 of the Bethel Municipal Code is hereby amended by adding a new Chapter 10 to read as follows:

Sections:

4.10.010 Disposal of City-Owned Personal Property Valued at One Thousand Dollars ($1000.00) or Less.

"Deep Sea Port and Transportation Center of the Kuskokwim"

4.10.020 Disposal of City-Owned Personal Property Valued at More than One Thousand Dollars ($1000.00).
4.10.030 Surplus Stock.
4.10.040 Certificate of Sale.

4.10.010 Disposal of City-Owned Personal Property Valued at One Thousand Dollars ($1000.00) or Less.

Personal property, other than surplus stock, that is valued at $1000.00 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 disposal by competitive bid. The City Manager shall report all disposals of personal property valued at one thousand dollars or less to the City Council.

4.10.020 Disposal of City-Owned Personal Property Valued at More than One Thousand Dollars ($1000.00).

A. Personal property no longer needed for municipal purposes and valued at more than $1000.00 shall be disposed of in one or more than one 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 $1000.00.

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 $1000.00 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 be effective upon adoption.

PASSED AND APPROVED THIS 11TH DAY OF JULY, 1995.

Allan Wintersteen, Mayor

ATTEST:

Connie Tucker, City Clerk