

FORSYTH COUNTY
BOARD OF COMMISSIONERS

**BRIEFING
DRAFT**

MEETING DATE: JUNE 21, 2018

AGENDA ITEM NUMBER: 21

SUBJECT: RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE, OR UNUSED COUNTY VEHICLE TO OLD RICHMOND FIRE AND RESCUE PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-280 FOR FIRE AND RESCUE SERVICES IN FORSYTH COUNTY (GENERAL SERVICES DEPARTMENT AND EMERGENCY SERVICES DEPARTMENT)

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:

SUMMARY OF INFORMATION:

The County motor vehicle identified below and in the attached letter is no longer adequate for the needs of the County due to the age and/or condition.

Vehicle #	Year	Make	Mileage	VIN#
8425	2005	Ford F-350	129,676	1FTWX31P75EC36609

ATTACHMENTS: YES NO

SIGNATURE: _____ DATE: _____
COUNTY MANAGER

**RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE,
OR UNUSED COUNTY VEHICLE TO OLD RICHMOND FIRE AND RESCUE
PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-280
FOR FIRE AND RESCUE SERVICES IN FORSYTH COUNTY
(GENERAL SERVICES DEPARTMENT AND
EMERGENCY SERVICES DEPARTMENT)**

WHEREAS, Forsyth County owns a certain motor vehicle, identified as a 2005 Ford F-350 with more than 120,000 miles, VIN# 1FTWX31P75EC36609, which vehicle is surplus, obsolete, or unused and is therefore no longer economically beneficial 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 a nonprofit organization any personal property that the Board of County Commissioners deems surplus, obsolete, or unused; and

WHEREAS, County staff recommends that the one (1) County vehicle, identified in the attached letter, be declared surplus, obsolete, or unused by the County and be donated to Old Richmond Fire and Rescue, which is a nonprofit organization, to be used for fire and rescue services in Forsyth County; and

WHEREAS, the said vehicle would be donated on the condition that Old Richmond Fire and Rescue agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to provide fire and rescue services 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 herein and in the attached letter from Alan Fariss, Chief of Old Richmond Fire and Rescue to Gary Styers, Deputy Chief/Fire Marshall, which is incorporated herein by reference, is hereby declared to be surplus, obsolete, or unused by the County.

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby approves the donation by Forsyth County to Old Richmond Fire and Rescue of the surplus, obsolete, or unused County vehicle identified herein pursuant to the provisions of N.C.G.S. 160A-280.

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 Old Richmond Fire and Rescue 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 Old Richmond Fire and Rescue solely to provide fire and rescue services in Forsyth County and that Old Richmond Fire and Rescue 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, obsolete, or unused personal property.

Adopted this the 21st day of June 2018.

**PUBLIC NOTICE OF PROPOSED
RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE,
OR UNUSED COUNTY VEHICLE TO OLD RICHMOND FIRE AND RESCUE
PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-280
FOR FIRE AND RESCUE SERVICES IN FORSYTH COUNTY
(GENERAL SERVICES DEPARTMENT AND
EMERGENCY SERVICES DEPARTMENT)**

WHEREAS, Forsyth County owns a certain motor vehicle, identified as a 2005 Ford F-350 with more than 120,000 miles, VIN# 1FTWX31P75EC36609, which vehicle is surplus, obsolete, or unused and is therefore no longer economically beneficial 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 a nonprofit organization any personal property that the Board of County Commissioners deems surplus, obsolete, or unused; and

WHEREAS, County staff recommends that the one (1) County vehicle, identified in the attached letter, be declared surplus, obsolete, or unused by the County and be donated to Old Richmond Fire and Rescue, which is a nonprofit organization, to be used for fire and rescue services in Forsyth County; and

WHEREAS, the said vehicle would be donated on the condition that Old Richmond Fire and Rescue agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to provide fire and rescue services 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 herein and in the attached letter from Alan Fariss, Chief of Old Richmond Fire and Rescue to Gary Styers, Deputy Chief/Fire Marshall, which is incorporated herein by reference, is hereby declared to be surplus, obsolete, or unused by the County.

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby approves the donation by Forsyth County to Old Richmond Fire and Rescue of the surplus, obsolete, or unused County vehicle identified herein pursuant to the provisions of N.C.G.S. 160A-280.

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 Old Richmond Fire and Rescue 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 Old Richmond Fire and Rescue solely to provide fire and rescue services in Forsyth County and that Old Richmond Fire and Rescue 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, obsolete, or unused personal property.

Adopted this the 21st day of June 2018.

OLD RICHMOND FIRE and RESCUE

**7975 REYNOLDA ROAD
TOBACCOVILLE, N.C 27050
Phone (336)924-6867 Fax (336)923-2255**

Gary Styers
Deputy Chief/ Fire Marshal
Forsyth County

I understand that vehicle #8425 serial number 1FTWX31P75EC36609 is being replaced with a newer vehicle. This vehicle would help Old Richmond Volunteer Fire Department with fire prevention and fire extinguishment in district as well as other districts as needed. We will be carrying firefighting equipment onboard to the scenes. This would also help to keep from raising tax rates. I would like to request that this vehicle be donated to Old Richmond Volunteer Fire Department when it is available.

Thank you
Alan Fariss, Chief Old Richmond Fire Dept.
October 10, 2017

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