

# FORSYTH COUNTY

## BOARD OF COMMISSIONERS

MEETING DATE: APRIL 15, 2021

AGENDA ITEM NUMBER: 18

**SUBJECT: RESOLUTION APPROVING THE DONATION OF A SURPLUS COUNTY VEHICLE TO THE FORSYTH COUNTY HUMANE SOCIETY & S.P.C.A., INC., PURSUANT TO N.C.G.S. 160A-279 (GENERAL SERVICES DEPARTMENT)**

**COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:**

### SUMMARY OF INFORMATION:

In January 2018, Forsyth County and the Forsyth County Humane Society & S.P.C.A. (D.D. Schouler Chapter), Inc., entered into an agreement whereby the Humane Society would operate the Forsyth County Animal Shelter on Sturmer Park. The Humane Society also operates its own facility on Country Club Road. Intake of animals primarily occurs at Sturmer Park, and adoptions and redemptions primarily occur at the Country Club location. The Humane Society requested the donation of a County vehicle to transport animals between the facilities. This agenda item seeks to donate a surplus 2002 Dodge Caravan to the Humane Society for the transport of animals between the Sturmer Park and Country Club shelter locations.

ATTACHMENTS:

YES

NO

SIGNATURE:

*f. Dudley Watt, f./AMS*

COUNTY MANAGER

DATE:

**RESOLUTION APPROVING THE DONATION OF A SURPLUS COUNTY VEHICLE  
TO THE FORSYTH COUNTY HUMANE SOCIETY & S.P.C.A., INC.,  
PURSUANT TO N.C.G.S. 160A-279  
(GENERAL SERVICES DEPARTMENT)**

**WHEREAS** Forsyth County owns the following motor vehicle (Surplus Vehicle) which is no longer economically beneficial to the County:

<u>Year</u>	<u>Make</u>	<u>Mileage</u>	<u>VIN#</u>
2002	Dodge Caravan	129,378	1B4GP25312B618652

**WHEREAS** pursuant to N.C.G.S. 160A-279, the County may donate personal property to a private nonprofit organization, to which the County is authorized to appropriate funds, provided that such property must be used for a public purpose;

**WHEREAS** Forsyth County Humane Society & S.P.C.A. (D.D. Schouler Chapter), Inc. (the Humane Society) performs services at the Forsyth County Animal Shelter on behalf of the County, and the County staff recommends that the Surplus Vehicle be donated to the Humane Society, to be used by the Humane Society for the public purpose of performing such Animal Shelter services and promoting the adoption of domestic animals in the County; and

**WHEREAS** pursuant to the provisions of N.C.G.S. 160A-267, the Forsyth County Board of Commissioners must publish a public notice of this proposed Resolution at least ten days prior to the consummation of this donation;

**NOW, THEREFORE, BE IT RESOLVED**, that the Forsyth County Board of Commissioners hereby authorizes the Clerk to the Board to publish a notice of this resolution, and authorizes the Chairman or the County Manager and Clerk to the Board to execute, following at least 10 days after such publication of notice, on behalf of Forsyth County, necessary documents to convey title of the Surplus Vehicle by donation to the Humane Society, on the conditions that said vehicle shall be used or disposed of and the proceeds thereof used by the Humane Society for a public purpose and that the same shall waive all rights to make any claims against Forsyth County relating to any failure of performance of the Surplus 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; and

**BE IT FURTHER RESOLVED**, that in the event the Humane Society no longer has a public purpose for the vehicle or of proceeds from its sale, then the vehicle or such proceeds shall revert to Forsyth County.

Adopted this the 15<sup>th</sup> day of April 2021.