

RESOLUTION NO. 2024-27

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO DISPOSE OF SURPLUS PERSONAL PROPERTY PURSUANT TO SECTION 274.05, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, from time to time, the Village possesses tangible personal property that is obsolete or the continued use of which is uneconomical or inefficient, or serves no useful function (“Surplus Property”); and

WHEREAS, it is in the best interest of the Village that such Surplus Property be disposed of in a manner consistent with applicable law; and

WHEREAS, Section 274.05, Florida Statutes permits municipalities to sell or donate Surplus Property to another governmental unit in the county, sell or donate Surplus Property to a private nonprofit agency, or sell the property to the public; and

WHEREAS, Section 274.01(1) defines a governmental unit as a governing board, commission, or authority of a county, a county agency, a municipality, a special district, or taxing district of the state, or the sheriff of the county.

WHEREAS, the Village Manager has determined that the Village is in possession of Surplus Property as described in Exhibit “A”, attached hereto and incorporated by reference herein, and recommends that it is in the best interest of the Village to sell said property, via auction, to the highest bidding member of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, THAT:

Section 1. Recitals. The above recitals are true and correct, and incorporated herein by this reference and are hereby adopted as the legislative and administrative findings of the Village Commission.

Section 2. Declaring Personal Property Surplus Property. The Village Commission declares that the personal property identified in Exhibit “A”, attached hereto and incorporated by reference herein, is obsolete, or the continued use of which is uneconomical or inefficient or serves no useful function and is therefore declared to be Surplus Property.

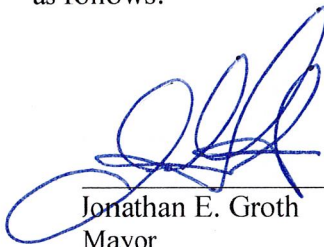
Section 3. Advertisement, Sale, and Disposal of Surplus Property. The Village Manager is hereby authorized to sell and/or dispose of the Surplus Property described in Exhibit “A” to governmental units in the County as defined in Section 274.01(1), Florida Statutes, to private nonprofit agencies, or the public for the best price following due and proper advertisement of said property. Any property remaining unsold after completion of said sale shall be donated or otherwise disposed of as provided by law.

Section 4. Revenue of Sales. All revenue received from the sale of the described property shall be paid into the general fund, unless required otherwise by agreement or other applicable law or regulation.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 9th day of July, 2024.

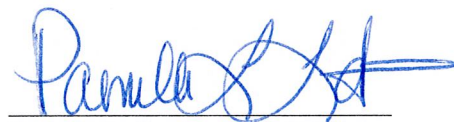
The foregoing Resolution was offered by Commissioner Kennedy, who moved its adoption. The motion was seconded by Vice-Mayor Huntington, and upon being put to a vote the vote was as follows:


Jonathan E. Groth
Mayor

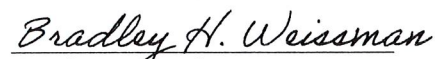
The foregoing Resolution upon being put to a vote, the vote was as follows:

Mayor Groth:	<u>Y</u>
Vice-Mayor Huntington:	<u>Y</u>
Commissioner Amsler:	<u>Y</u>
Commissioner Gonzalez:	<u>Absent</u>
Commissioner Kennedy:	<u>Y</u>

Attest:


Pamela L. Latimore, MMC
Village Clerk

Approved as to form:


Bradley H. Weissman
Village Attorney

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EXHIBIT A

<u>Description</u>	<u>VIN</u>
2013 Dodge Charger	2C3CDXAT5DH721357
2013 Dodge Charger	2C3CDXAT6DH570898
2012 Dodge Charger	2C3CDXAT3CH205013
2015 Dodge Charger	2C3CDXAG8FH975258