

Chapter 2.60

DISPOSAL OF SURPLUS REAL AND PERSONAL PROPERTY

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2.60.010 Determination of Property to be Declared Surplus. Prior to selling or otherwise disposing of any City property, the City Council shall determine whether the property to be sold or otherwise transferred is necessary to the further and efficient operation of the City. In making such determination, the City Council shall comply, if applicable, with the provisions of RCW 39.33.020, as now enacted or hereafter amended by holding a public hearing. At least ten days but not more than twenty-five days prior to such hearing, the City Clerk shall publish a public notice of reasonable size in display advertising form, setting forth the date, time and place of the hearing at least once in a newspaper of general circulation. A news release pertaining to the hearing shall be disseminated among the printed and electronic media. If real property is involved, the public notice and news release shall identify the property using a description which can easily be understood by the public and shall describe the proposed use of the lands involved. If the Council determines the property to be no longer necessary, it shall so declare by motion. Disposal of the property shall then be in accordance with the terms of this Chapter. (Ord. 2593 §1, 6/13/90; Ord. 2254 §1, 5/4/83; Ord. 2168 §1, 10/3/81.)

2.60.020 Exceptions to Chapter Applicability. This Chapter shall not apply to the following dispositions of property:

- A. When the estimated value of the property to be disposed of is \$15,000 or less;
- B. When personal property disposed of is to be traded in upon the purchase of a like vehicle, provided that the provisions of Section 2.60.030 shall be complied with;
- C. When the Council, by resolution, has determined that an emergency exists. (Ord. 2878, 8/11/95; Ord. 2593 §2, 6/13/90; Ord. 2168 §2, 10/3/81.)

2.60.030 Trade-ins of Personal Property.

- A. The City Council may direct either the sale or the "trade-in" of old personal property upon the purchase of new, similar personal property.
- B. If the Council elects to trade-in used personal property, it shall include, in a call for bids for the new equipment, a notice that the City has for sale or trade-in used equipment of a specific type and description which will be sold or traded-in on the same day and hour that bids on the new equipment are opened. Any bidder on the new equipment may include, in his offer to sell, an offer to accept the used equipment as a part payment of the new equipment purchase price, setting forth the amount of such allowance.
- C. Persons wishing to bid on the purchase of the used property only, may submit a bid for such purchase independent of a bid on the new equipment.
- D. In determining the lowest and best bid on the new equipment, the Council shall consider the net cost to the City of such new equipment after trade-in allowances have been deducted.

E. The City Council may accept the new equipment bid of any bidder, without trading in the old equipment, but may not require any bidder to purchase the used equipment without awarding the bidder the new equipment contract.

F. The Council may accept an independent offer to purchase the used equipment, rather than allowing a trade-in, if that is the most cost effective to the City. (Ord. 2168 §3, 10/3/81.)

2.60.040 Sale of Real Property. The City Council may sell real property upon any terms and conditions which it deems appropriate. (Ord. 2168 §4, 10/3/81.)

2.60.050 Sale at Public Auction. All sales of City property, not otherwise exempt from the provisions of this Chapter, may be sold at public auction. The City Council may determine whether such auction shall be by closed bid, or by public auction. If the Council determines that the sale is to be by public auction, the City Council shall determine the time and location of such public auction. (Ord. 2452 §1, 8/4/87; Ord. 2168 §5, 10/3/81.)

2.60.060 Advertisement of Sale.

A. Whenever City property is to be sold, either by sealed bid or at public auction, the City Clerk shall publish notice thereof once during each of two successive weeks in the official newspaper of the City. Notice shall also be posted in a conspicuous place at City Hall. The date of first publication shall be at least ten days prior to the date fixed by the City Council for the sale of the property.

B. The notice of sale shall particularly describe the property to be sold, designate the day, hour, place of sale, and the method of bidding. (Ord. 2168 §6, 10/3/81.)

2.60.070 Transfer of Title. The title to any City property sold at public auction shall not be transferred until the purchase price therefor has been fully paid. (Ord. 2168 §7, 10/3/81.)

2.60.080 Intergovernmental Sale. The City Council may dispose of City property to another governmental agency, and may acquire property from another governmental agency by means of private negotiations, upon such terms as may be agreed upon, and for such consideration as may be deemed by the City Council to be appropriate. (Ord. 2168 §8, 10/3/81.)