

**TOWN OF PRESCOTT VALLEY
REQUEST FOR COUNCIL ACTION
Date: September 24, 2015**

SUBJECT: Disposition of Used Police Motorcycles

SUBMITTING DEPARTMENT: Police Department

PREPARED BY: Christy Awtrey-Tieman, Assistant to Chief of Police Bryan Jarrell

AGENDA LOCATION: Comments/Communications , Consent , Work/Study ,
New Business , Public Hearing , Second Reading

ATTACHMENTS: None

SUMMARY/BACKGROUND: ARS 9-402(A)&(B) normally requires that unused “personalty” of the Town (things other than land and structures) be disposed of by being offered for sale at a public auction. However, a “rule of reason” applies that also allows staff to exercise some discretion to simply trash items that have no further inherent value. And, the authority in ARS 9-402(D) for municipalities to donate unclaimed property to nonprofit charitable organizations and in ARS 9-407 for municipalities to donate real property to other governments has previously been interpreted by the Town as a basis for the Town Council to specifically authorize either donation or direct sales of personalty to other government entities where there is a recognized “public benefit”. In this case, the broad authority in ARS Title 26, Chapter 2 for the Town to participate in emergency management in coordination with the State of Arizona and its subdivisions (as well as other states and their subdivisions) suggests a public benefit if the Town Council would specifically authorize certain unneeded Police Department equipment to either be donated or sold at a negotiated price to other police agencies in the state rather than sold at auction.

Four (4) out-of-service police motorcycles have been identified in the Traffic division which staff believes would provide a greater overall public benefit if they were either donated or sold directly to another public agency, rather than placed in an upcoming Town auction. After checking with other Arizona agencies as to their interest, staff would propose the following:

(a) Donate one (1) 2009 Honda motorcycle to the Camp Verde Marshall’s Office.

(b) Sell one (1) 2011 Honda motorcycle to the Salt River Pima-Maricopa Indian Community Department of Transportation. An estimated price range was determined from the Kelley Blue Book of \$5,000 - \$7,800, and staff proposes a sale price of \$6,380. Taxes of \$617.58 would be added for a total of \$6,997.58.

(c) Sell one (1) 2009 Honda motorcycle and one (1) 2006 Harley-Davidson motorcycle to the Chino Valley Police Department. An estimated price range was determined from the Kelley Blue Book of \$6,000 - \$8,500 for the Honda and \$6,500 - 9,500 for the Harley-Davidson, and staff proposes a sale price of \$5,470 for the Honda and \$5,010 for the Harley-Davidson (this particular motorcycle needing approximately \$2,000 worth of maintenance). Taxes of \$1,014.50 would be added for a total of \$11,494.50 for the two motorcycles.

OPTIONS ANALYSIS: Council may approve some or all of these proposed dispositions, suggest different terms for the dispositions, or decline to approve the proposed dispositions of these police motorcycles.

ACTION OPTION: (a) Motion to approve donation of police motorcycle fleet #MC10, 2009 Honda, VIN# JH2SC51759K600336 to the Camp Verde Marshall's Office. **VOTE**

(b) Motion to approve sale of police motorcycle fleet #MC12, 2011 Honda, VIN # JH2SC5171BK700102 to the Salt River Pima-Maricopa Indian Community Department of Transportation in the total amount of \$6,997.58. **VOTE**

(c) Motion to approve sale of police motorcycle fleet #MC11, 2009 Honda, VIN #JH2SC51799K600291 and police motorcycle fleet #MC6, 2006 Harley-Davidson, VIN #1HD1FMW176Y632738 to the Chino Valley Police Department in the total amount of \$11,494.50. **VOTE.**

RECOMMENDATION: Staff recommends approval of each of these dispositions.

FISCAL ANALYSIS: The Town will receive \$16,860.00 from the sale of three of the four motorcycles which will be deposited into the General Fund.

REVIEWED BY:

Management Services Director _____

Town Clerk _____

Town Attorney _____

Town Manager _____

COUNCIL ACTION:

Approved Denied Tabled/Deferred Assigned to _____