Resolution # PWC2023.46

RESOLUTION TO DECLARE PERSONAL PROPERTY AS SURPLUS AND AUTHORIZE SALE OF PROPERTY BY PUBLIC AUCTION

WHEREAS, the Fayetteville Public Works Commission ("PWC") owns personal property described as one (1) 2007 Caterpillar 430E 4.4L Backhoe, Serial # CAT0430ECEAT00975; that is surplus to its needs; and

WHEREAS, North Carolina General Statute § 160A-270 permits the Commission to sell personal property with an estimated value of $30,000 or more by public auction upon approval by the Commission and after the publication of a notice announcing the auction;

THEREFORE, LET IT BE RESOLVED BY THE COMMISSIONERS OF THE FAYETTEVILLE PUBLIC WORKS COMMISSION THAT:

1. The Commission declares the property described as one (1) 2007 Caterpillar 430E 4.4L Backhoe, Serial # CAT0430ECEAT00975, as surplus and authorizes its sale by electronic auction.

2. Following the adoption of this Resolution, the auction will be conducted electronically through GovDeals on the website www.govdeals.com, beginning Friday, December 15, 2023.

3. The terms of the sale are (a) that the property is sold in its current condition, as is, and the Commission gives no warranty with respect to the usability of the property; (b) that the buyer will pay the full amount of his or her bid by the close of business not later than 5 business days from the time and date of the Buyer's Certificate, whether in cash or with a certified check or cashier's check, and (c) such other terms of sale as may be posted on the GovDeals website.

4. PWC's Chief Administrative Officer is hereby authorized to dispose of the property of the auction on behalf of the Commission.

ADOPTED this 13th day of December 2023.

FAYETTEVILLE PUBLIC WORKS COMMISSION

Donald Porter (Dec 13, 2023 12:57 EST)

Donald L. Porter, Chairman

ATTEST:

Ronna Renee Garrett (Jan 10, 2024 11:43 EST)

Ronna Garrett, Secretary