

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

**WHEREAS**, the Fayetteville Public Works Commission (“PWC”) owns certain personal property more specifically described as one (1) 2010 Ford F-450 Camera Inspection Van VIN#1FDAF4HY3AEA83122 (the “Personal Property”) that is surplus to PWC’s needs; and

**WHEREAS**, North Carolina General Statutes §160A-266 permits the Commission to sell personal property with an estimated value of \$30,000 or more by public auction upon approval by the Commission in accordance with North Carolina General Statutes § 160A-270 and after 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 Personal Property as surplus and authorizes its sale by public auction.
2. Following the adoption of this Resolution, Commission staff shall cause notice of the sale and information about the Personal Property to be posted on the GovDeals website at [www.govdeals.com](http://www.govdeals.com) at least ten (10) days prior to bid opening. The notice shall summarize the contents of this Resolution and specify the date and time end date of the auction.
3. The auction will be conducted electronically through, and electronic bids shall be posted on, the GovDeals website at [www.govdeals.com](http://www.govdeals.com), beginning no later than 9:00 a.m. on Friday, April 12, 2024.
4. The terms of the sale are that (a) the Personal Property be sold in its current condition, as is, and the Commission gives no warranty whatsoever with respect to the Personal Property, whether express or implied by law; (b) that the winning bidder pay the full amount of the winning bid by the close of business not later than five (5) business days from the time and date of the issuance of a Buyer’s Certificate, as defined by GovDeals’ “Buyer Terms and Conditions”, 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 for the public auction of the Personal Property.
5. PWC shall reserve the right to withdraw the Personal Property from sale at any time and to reject all bids.
6. PWC’s Chief Administrative Officer is hereby authorized to execute conveyance documents on behalf of PWC to transfer title to the Personal Property to the winning bidder.
7. The Commission approves publishing this resolution as the notice of the public auction, and that such notice may be advertised by electronic means only.

**ADOPTED** this 10<sup>th</sup> day of April, 2024.

FAYETTEVILLE PUBLIC WORKS COMMISSION

  
Donald L. Porter, Chairman

ATTEST:

  
Ronna Garrett, Secretary