



**CITY OF BELLE ISLE, FLORIDA  
CITY COUNCIL AGENDA ITEM COVER SHEET**

**Meeting Date:** July 18, 2017

**To:** Honorable Mayor and City Council Members

**From:** B. Francis, City Manager

**Subject:** Surplus of Property, Resolution 17-16

**Background:** In accordance with Section 2-221, the city council shall have the discretion to classify as surplus any of the city's property that is obsolete or the continued use of which is uneconomical or inefficient, or which serves no useful function. Any such determination of the council that such property is surplus shall also estimate the value of such property, and Section 2-224, If the estimated value of property determined by the council to be surplus is greater than \$100.00 but less than \$5,000.00, the city manager shall dispose of such property by (1) Soliciting three bids for the property; or (2) Public auction, after publication of notice not less than one week or more than two weeks prior to the sale in a newspaper having general circulation. There is no specific guidance on how the Council declares property as surplus; therefore, a resolution is attached for this purpose.

Also, the BIMC Section 2-244 (above) does not allow for internet sales of surplus property between \$100 and \$5,000. Attached is a proposed ordinance to change the municipal code to allow for internet sales.

**Staff Recommendation:** Adopt Resolution 17-16 and direct staff to prepare the proposed ordinance in its final form for adoption.

**Suggested Motion:** I move to adopt Resolution 17-16, sale of surplus property. No motion is needed for the ordinance change, just consensus from Council to move forward to draft the ordinance in final form for the next meeting.

**Alternatives:** Do not adopt the resolution or ordinance

**Fiscal Impact:** \$3,500 in Revenue if all items sell for the listed price

**Attachments:** Resolution 17-16 & Memorandum from Police chief on surplus (Exhibit A) and draft ordinance

**RESOLUTION 17-16**

**A Resolution declaring surplus certain personal property and directing the City  
Manager to dispose of the property for value through an open public process.**

The Belle Isle City Council finds as follows:

WHEREAS, the city owns in fee certain personal property described in Exhibit A that is surplus to the city's needs; and

WHEREAS, F.S. 274.05 allows cities to sell any such surplus property, following a public meeting to declare such property as surplus to the City; and

WHEREAS, the Belle Isle City Council has declared at a duly noticed public meeting to address the question of whether it should surplus the property attached at Exhibit A and the process by which any such sales should happen in accordance with Section 2-221 and Section 2-224 of the Belle Isle Municipal Code; and

WHEREAS, the city council deliberated and decided to surplus the property described in Exhibit A, attached hereto and by this reference incorporated herein.

NOW THEREFORE, based on the foregoing the City Council for the City of Belle Isle, Florida resolves as follows:

- Declaration of surplus property. The City Council hereby declares the property described in Exhibit A, attached hereto and by this reference incorporated herein, to be surplus to the needs of the city and directs the City Manager to dispose of this property in accordance with Section 2-224 of the Belle Isle Municipal Code. The City Manager shall market the property in any reasonable open and public manner and accept proposals from any member of the public for the purchase of any or all property.

1 Adopted by the City Council on this 18th day of July, 2017.

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3 \_\_\_\_\_

4 LYDIA PISANO, MAYOR

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6 Attest: \_\_\_\_\_

7 Yolanda Quiceno, City Clerk

8  
9 \_\_\_\_\_

10 Approved as to form and legality

11 City Attorney

12  
13 STATE OF FLORIDA

14 COUNTY OF ORANGE

15 I, YOLANDA QUICENO, CITY CLERK OF THE CITY OF BELLE ISLE, FLORIDA, do hereby  
16 certify that the above and foregoing Resolution No. 17-16 was duly and legally passed and  
17 adopted by the Belle Isle City Council in session assembled, at which session a quorum of its  
18 members were present on the \_\_\_\_\_ day of July, 2017.

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20 \_\_\_\_\_

21 Yolanda Quiceno, City Clerk



# ***Belle Isle Police Department***

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## **Interoffice Memorandum:**

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**TO: Bob Francis**  
**City Manager**

**FROM: Chief Laura Houston**

**DATE: July 12, 2017**

**RE: Request to Surplus Vehicle and Equipment**

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On behalf of the Public Works Manager, we are requesting approval to surplus the listed City of Belle Isle vehicle and equipment.

1. **Public Works Truck.** 1997 FORD F250, 102,000 miles. The truck is not dependable and the interior and exterior are in poor condition. Estimated value \$1000.
2. **Elgin Pelican Street Sweeper.** 1990. Not operational and not needed. Hydrostatic drive needs replacing and other costly repairs are needed. We currently have a functioning street sweeper. If no buyer is located, we would like to give this away as surplus. This machine is taking up valuable space at the Public Works facility. Estimated value \$500.
3. **John Deere Mower.** 2005, Model 2653A, SN 2SN TC2653D131489. Mower is functional but the 30 REEL mower does not meet the needs of our City. It was purchased by a previous administration from a vendor. Public Works staff has another functioning mower and this equipment is also taking up valuable space. Estimated value \$2000.

Please let me know if you have any questions. Thank you.

*\* Community First \**

## ORDINANCE NO.

(An ordinance amending Section 2.224— Disposal of Personal Property when value \$100.00 to \$5,000.00.—of the Belle Isle Municipal Code)

WHEREAS, the City of Belle Isle's surplus city property code (Sections 2.221-226) contains provisions governing the disposition of personal property and specifies that only the City Manager may declare personal property surplus and the methods of disposing of surplused personal property;

WHEREAS, Section 2.224 does not allow the sale of surplus personal property to be conducted electronically, such as at an internet auction (eBay, Craig's list, etc.);

WHEREAS, Section 2.224 requires three bids or public auctions of personal property;

WHEREAS, internet auctions are also a way to dispose surplus property;

WHEREAS, because internet auctions do not occur on a specific date and time, the advertisement requirement of 2.224 is not practical for internet auctions;

WHEREAS, a separate advertisement requirement should, therefore, apply to internet auctions;

WHEREAS, the public welfare requires that this ordinance goes into effect immediately.

NOW, THEREFORE, THE CITY OF BELLE ISLE ORDAINS AS FOLLOWS:

Section 2.224 of the Belle Isle Municipal Code is amended to read as follows:

- **Sec. 2-224. - Disposal when value \$100.00 to \$5,000.00.**

If the estimated value of property determined by the council to be surplus is greater than \$100.00 but less than \$5,000.00, the city manager shall dispose of such property by:

- (1) Soliciting three bids for the property; or
- (2) Public auction, after publication of notice not less than one week or more than two weeks prior to the sale in a newspaper having general circulation or, for an auction conducted electronically on the world-wide web, within 3 days of the date the personal property is delivered to the entity conducting the auction. The published notice shall specify the time, place and terms upon which the personal property shall be offered and a general description of the personal property to be sold; for auctions conducted electronically on the world-wide web, the published notice shall include a general description of the personal property to be auctioned and the world wide web address of the auction location;