

RESOLUTION NO. _____

A RESOLUTION WAIVING THE REQUIREMENTS FOR THE DISPOSAL OF SURPLUS PERSONAL PROPERTY PURSUANT TO KINGSFORT CODE OF ORDINANCES SECTION 2-571; AUTHORIZING THE SALE OF A LINOTYPE PRESS FROM THE KINGSFORT PRESS; AND AUTHORIZING THE MAYOR TO SIGN A SALE AGREEMENT AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

WHEREAS, the city possesses a Linotype press previously used by the Kingsport Press and that has, since 2018, been stored on the city's property at 118 Shelby Street; and

WHEREAS, the press has not been utilized for any purpose since it came into the city's possession and no current or anticipated future use by the City of Kingsport can be identified; and

WHEREAS, as there is no current or anticipated future use for the press the City Recorder has deemed it to be surplus personal property; and

WHEREAS, a citizen, Carl Roberts, has expressed an interest in acquiring the press for the sum of \$10.00 which he intends to restore; and

WHEREAS, based on the nature of the condition of the press little information is available as to its value; and

WHEREAS, Kingsport Code of Ordinances section 2-571(7) authorizes the board to waive any requirements for the disposition of city owned personal property and to dispose of the property as is determined to be in the best interest of the city; and

WHEREAS, the city finds that the sale of this item, which is no longer useful or desired, to Carl Roberts to be in the best interest of the city.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That the board of mayor and aldermen, pursuant to the findings set forth above, which are incorporated herein by reference, and pursuant to the authority granted by the Kingsport Code of Ordinances, section 2-571(7) does waive the requirements for the disposal of surplus personal property with regards to the linotype press and authorizes the sale of the same to Carl Roberts for the sum of \$10.00.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized and directed to execute, in a form approved by the city attorney and subject to the requirements of Article X, Section 10 of the Charter of the City of Kingsport, a sales agreement with Carl Roberts, to deliver the agreement and take any and all action as may be required on the part of the city to carry out, give effect to, and consummate the transactions contemplated by the agreement and this resolution.

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the agreement that do not substantially alter the material provisions of the agreement, and the execution thereof by the mayor and the city attorney is conclusive evidence of the approval of such changes.

SECTION IV. That the board finds that the actions authorized by this resolution are for a public purpose including recreational and educational, and will promote the health, comfort, and prosperity of the citizens of the city.

SECTION V. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 4th day of April, 2023.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY