

**Avon Town Council**

**RESOLUTION 2022-03**

Declaration of Worthless and Surplus Property

WHEREAS, the Town has property that is no longer of use and the estimated value of such property is less than the estimated costs of sale and transportation of the property and is therefore worthless in value; and

WHEREAS, the Town desires to dispose of this property and authorizes the Avon Town Manager or his designee to cause the property to be demolished and/or junked; and

WHEREAS, a list of the worthless property is identified on Exhibit A as “Worthless Property”; and

WHEREAS, that the Town is in possession of a police vehicle that is no longer needed and is no longer fit for its intended purposes; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to engage an auctioneer to advertise and conduct a public auction of the vehicles; and

WHEREAS, Notice of the Sale shall be made at least 15 days prior to the date of the sale and specifically list the time, place, terms of sale, and a detailed description of the property, all in accordance with Indiana Code § 5-3-1; and

WHEREAS, the auctioneer, if one is used, engaged to advertise and conduct the sale shall be paid from the gross proceeds of the sale before payment of other expenses or liens; and

WHEREAS, if the vehicles to be sold are a model year of 1994 or after and is painted in a color scheme of more than one color, the Town shall provide the prospective purchaser(s) with notice required under Indiana Code §5-22-22-9 to ensure the person promptly repaints the vehicle before use on a public highway in Indiana. This Notice is attached as Exhibit B.

**THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF AVON, INDIANA** that the “worthless property” listed in the attached Exhibit A is declared worthless property and may be disposed of in a manner consistent with State Law.

**IT IS FURTHER RESOLVED** that the “Surplus Property” vehicle listed in Exhibit A, is no longer needed or is no longer fit for its intended purposes and the Chief of Police is authorized to either engage an auctioneer to advertise and conduct the sale of the property or to dispose of the property as the agent of the Town, in accordance with Indiana Code § 5-22-22.

This resolution is hereby passed and adopted this 28th day of April, 2022.

TOWN COUNCIL OF AVON, INDIANA

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Robert Pope, President

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Aaron Tevebaugh, Vice President

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Steve Eisenbarth

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Dawn Lowden

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Greg Zusan

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Attest: Julie Loker  
Clerk-Treasurer

**Exhibit A**  
**Surplus Property for Resolution 2022-03**

**WORTHLESS PROPERTY**

<b>Property Disposal</b>	<b>Identification Number</b>	<b>Quantity</b>	<b>Method of</b>
White Board	000372	1	Dispose
Chair	000369	1	Broken/Trash
Computer	AvonTWS-03	1	Destroy
Computer	AvonTWS-06	1	Destroy
Computer	AvonTWS-13	1	Destroy
Computer	AvonTWS-202	1	Destroy
Dell Computer		1	Destroy
Phillips TV	000387	1	Broken/Trash
Magnavox TV/VCR		1	Broken/Trash
Printer		1	Broken/Trash
Dell 23" Monitor		1	Broken/Trash
Samsung 16" Monitor		1	Broken/Trash
ViewSonic 12" Monitor		1	Broken/Trash
UPS Back Up Power		1	Broken/Trash
USB Go! Data		2	Destroy
Microphone	08	1	Broken/Trash
Android Phone		1	Destroy
Burgundy Rolling Chairs		8	Disrepair/Trash
Burgundy Stationary Chairs		4	Disrepair/Trash
Door Hardware			Donated

**SURPLUS PROPERTY**

<b>Property Disposal</b>	<b>Identification Number</b>	<b>Quantity</b>	<b>Method of</b>
2011 Dodge Charger	VIN 2B3CL1CT98H554265	1	Auction

## **Exhibit B**

### **Notice to Purchaser**

To whom it may concern,

You are a prospective purchaser of a former Town of Avon Police vehicle to be sold at public auction pursuant to Indiana Code § 5-22-22. You are hereby notified of the following state law:

If the model year of the vehicle purchased is 1994 or later and the vehicle is painted in a color scheme of more than one color and the purchaser of the vehicle is:

(1) a person who will operate the vehicle on a public highway in Indiana, the person must, before the vehicle is operated on a public highway in Indiana, repaint the vehicle in a monochrome color scheme or a color scheme that does not duplicate the color scheme of an Indiana law enforcement vehicle;

(2) a person who will sell or otherwise transfer the vehicle to another person who will operate the vehicle on a public highway in Indiana, the person must, before the vehicle is sold or otherwise transferred to the other person to be operated on a public highway in Indiana, repaint the vehicle in a monochrome color scheme or a color scheme that does not duplicate the color scheme of an Indiana law enforcement vehicle;

(3) a person who will sell or otherwise transfer the vehicle to another person who will not operate the vehicle on a public highway in Indiana, the person is not required to repaint the vehicle before the vehicle is sold or otherwise transferred to the other person;

(4) another governmental body, the governmental body is not required to repaint the vehicle before the vehicle is operated on a public highway in Indiana.

A person who violates this section commits a Class C infraction.

**Citation:** Indiana Code § 5-22-22-9.

Sincerely,

Sean Stoops, Chief of Police  
Town of Avon