# RESOLUTION 12 OF 2024

## A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF FORTY FORT, LUZERNE COUNTY, PENNSYLVANIA, AUTHORIZING DISPOSITION OF UNNECESSARY PERSONAL PROPERTY

**WHEREAS,** section 1201.2 (c) of the Borough Code authorizes Forty Fort Borough Council to establish a procedure for the sale of surplus property, either individually or lots of items, of an estimated fair market value of less than $2,000.00; and

**WHEREAS**, Forty Fort Borough Council desires to authorize the sale of small value items without advertising in a newspaper of general circulation; and

**NOW THEREFORE,** be it resolved that the Forty Fort Borough Council hereby authorizes the sale of small value property items pursuant to the procedure as outlined, as follows:

Section 1. Council hereby authorizes the following:

1. The Borough Manager or his/her designee shall establish a fair market value of the surplus personal property by using either of the following procedures:
   a. Obtaining two estimates from two independent vendors who sell similar or comparable products, with the average of the two estimates being considered the fair market value
   b. Use one similarly marketed item to determine the value.
   c. Obtain value from industry sources (such as Kelley Blue Book) or insurance claim information.
2. Unnecessary or surplus personal property that has met a useful life span, or no longer holds competitive fair market value, such as certain electronic devices, or items that will be disposed of through a professional recycling or buy-back program may be sold directly, without following the procedures hereinbefore.

Section 2. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such invalidity, illegality, or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses, or parts of this Resolution, it being the intent of Borough Council that the remainder of the Resolution shall be and shall remain in full force and effect.

This resolution shall be in effect immediately with a quorum being present and the majority of the quorum of the Board voting in favor thereof.

RESOLVED and ENACTED this 4th day of November, 2024.

BOROUGH OF FORTY FORT
Luzerne County, Pennsylvania

ATTEST:

Michele Pascarella, Secretary

Borough of Forty Fort

Thomas J. Murray, III
Council President