

RESOLUTION NO. 2024-11

RESOLUTION AUTHORIZING THE SALE OF SURPLUS VEHICLES OWNED BY THE CITY OF DELPHI, INDIANA

RESOLUTION OF THE COMMON COUNCIL OF DELPHI, INDIANA, AUTHORIZING THE SALE OF UNUSED POLICE VEHICLES OWNED BY THE CITY OF DELPHI, INDIANA

WHEREAS, the City of Delphi, Indiana is in possession of police vehicles that are no longer needed or are no longer fit for their intended purposes and are declared to be surplus property; and

WHEREAS, the list of the surplus vehicles is identified on Exhibit A as "Surplus Property"; and

WHEREAS, the Common Council of the City of Delphi, Indiana finds that it is in the best interest of the City to advertise and conduct a public sale 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 police vehicles to be sold are a model year of 1994 or after and are painted in a color scheme of more than one color, the City shall provide the prospective purchaser(s) with notice required under the Indiana Code § 5-22-22-9 to ensure that the person promptly repaints the vehicle before use on a public highway in Indiana. This statutory notice is attached as Exhibit B.

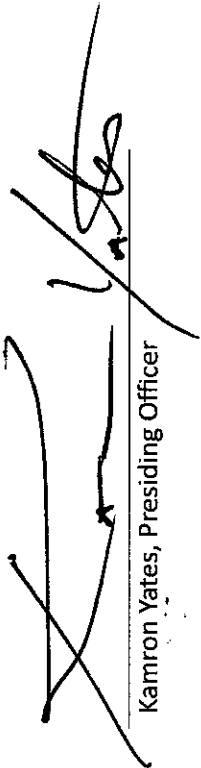
THEREFORE, BE IT RESOLVED by the Common Council of the City of Delphi, Indiana that:

Section 1. The "Surplus Property" vehicles listed in Exhibit A attached herein are no longer needed or are no longer fit for their intended purposes.

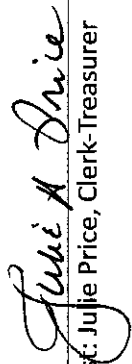
Section 2. The Mayor and the Chief of Police are authorized to either engage an auctioneer to advertise and conduct the sale of the property or to conduct the public sale of the property as the agents of the City, in accordance with Indiana Code § 5-22-22.

Passed and adopted by a Majority of the Common Council of the City of Delphi, Indiana, this 3rd of June, 2024.


Attest: Julie Price, Clerk-Treasurer


Kamron Yates, Presiding Officer

Approved / Vetoed by me, the Mayor, this 3rd day of June, 2024.


Attest: Julie Price, Clerk-Treasurer

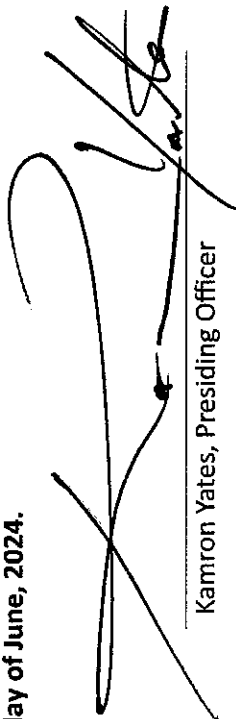

Kamron Yates, Presiding Officer

EXHIBIT A

Surplus Property

Make	Model	Year	VIN
Ford	Crown Victoria	2003	2FAPF71W93X175540
Chevy	Impala	2012	2G1WD5E36C1324554
Ford	Taurus	2016	1FAHP2MK2GG109153

EXHIBIT B

Notice to Purchaser

To whom it may concern,

You are a prospective purchaser of a former City of Delphi Police vehicle to be sold at public sale 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,

Nate LaMar, Chief of Police
City of Delphi