

**FORSYTH COUNTY**  
**BOARD OF COMMISSIONERS**

**BRIEFING  
DRAFT**

MEETING DATE: JUNE 21, 2018

AGENDA ITEM NUMBER: 20

**SUBJECT: RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE, OR UNUSED COUNTY VEHICLE TO BELEWS CREEK VOLUNTEER FIRE AND RESCUE DEPARTMENT, INC. PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-280 FOR FIRE AND RESCUE SERVICES IN FORSYTH COUNTY (GENERAL SERVICES DEPARTMENT AND EMERGENCY SERVICES DEPARTMENT)**

**COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:**

**SUMMARY OF INFORMATION:**

The County motor vehicle identified below and in the attached letter is no longer adequate for the needs of the County due to the age and/or condition.

Vehicle #	Year	Make	Mileage	VIN#
8087	2007	Chevrolet 3500	198,571	1GCHK33687F522591

ATTACHMENTS:  YES  NO

SIGNATURE: \_\_\_\_\_

COUNTY MANAGER

DATE: \_\_\_\_\_

**RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE,  
OR UNUSED COUNTY VEHICLE TO BELEWS CREEK VOLUNTEER FIRE  
AND RESCUE DEPARTMENT, INC. PURSUANT TO THE PROVISIONS  
OF N.C.G.S. 160A-280 FOR FIRE AND RESCUE SERVICES  
IN FORSYTH COUNTY  
(GENERAL SERVICES DEPARTMENT AND  
EMERGENCY SERVICES DEPARTMENT)**

**WHEREAS**, Forsyth County owns a certain motor vehicle, identified as a 2007 Chevrolet 3500 with more than 150,000 miles, VIN# 1GCHK33687F522591, which vehicle is surplus, obsolete, or unused and is therefore no longer economically beneficial to the County and should be declared surplus to the County's needs; and

**WHEREAS**, N.C.G.S. 160A-280 allows counties to donate to a nonprofit organization any personal property that the Board of County Commissioners deems surplus, obsolete, or unused; and

**WHEREAS**, County staff recommends that the one (1) County vehicle, identified in the attached letter, be declared surplus, obsolete, or unused by the County and be donated to Belews Creek Volunteer Fire and Rescue Department, Inc. which is a nonprofit organization, to be used for fire and rescue services in Forsyth County; and

**WHEREAS**, the said vehicle would be donated on the condition that Belews Creek Volunteer Fire and Rescue Department, Inc. agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to provide fire and rescue services in Forsyth County and further agrees to waive all rights to make any claims against the County relating to any failure of performance of the said vehicle; and

**WHEREAS**, pursuant to the provisions of N.C.G.S. 160A-280, the Forsyth County Board of Commissioners has caused a public notice of this proposed Resolution to be posted at least five days prior to the adoption of this Resolution approving the donation.

**NOW, THEREFORE, BE IT RESOLVED** by the Forsyth County Board of Commissioners that the motor vehicle, identified herein and in the attached letter from Brian R. Smith, Chief of Belews Creek Volunteer Fire and Rescue Department, Inc. to Gary Styers, Deputy Chief/Fire Marshall, which is incorporated herein by reference, is hereby declared to be surplus, obsolete, or unused by the County.

**BE IT FURTHER RESOLVED** that the Forsyth County Board of Commissioners hereby approves the donation by Forsyth County to Belews Creek Volunteer Fire and Rescue Department, Inc. of the surplus, obsolete, or unused County vehicle identified herein pursuant to the provisions of N.C.G.S. 160A-280.

**BE IT FURTHER RESOLVED** that the Chairman or the County Manager and Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, the necessary documents to convey title to the said vehicle by donation to Belews Creek Volunteer Fire and Rescue Department, Inc. pursuant to the provisions of N.C.G.S. 160A-280, on the conditions that said vehicle shall be used or disposed of and the proceeds thereof used by Belews Creek Volunteer Fire and Rescue Department, Inc. solely to provide fire and rescue services in Forsyth County and that Belews Creek Volunteer Fire and Rescue Department, Inc. shall waive all rights to make any claims against Forsyth County relating to any failure of performance of the said donated vehicle, to which they agree by accepting title to the vehicle, all subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

**BE IT FURTHER RESOLVED** that pursuant to the provisions of N.C.G.S. 160A-280, a public notice of this proposed donation was posted at least five days prior to the adoption of this Resolution approving the donation and this Resolution was adopted prior to donating the surplus, obsolete, or unused personal property.

Adopted this the 21<sup>st</sup> day of June 2018.

**PUBLIC NOTICE OF PROPOSED  
RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE,  
OR UNUSED COUNTY VEHICLE TO BELEWS CREEK VOLUNTEER FIRE  
AND RESCUE DEPARTMENT, INC. PURSUANT TO THE PROVISIONS  
OF N.C.G.S. 160A-280 FOR FIRE AND RESCUE SERVICES  
IN FORSYTH COUNTY  
(GENERAL SERVICES DEPARTMENT AND  
EMERGENCY SERVICES DEPARTMENT)**

**WHEREAS**, Forsyth County owns a certain motor vehicle, identified as a 2007 Chevrolet 3500 with more than 150,000 miles, VIN# 1GCHK33687F522591, which vehicle is surplus, obsolete, or unused and is therefore no longer economically beneficial to the County and should be declared surplus to the County's needs; and

**WHEREAS**, N.C.G.S. 160A-280 allows counties to donate to a nonprofit organization any personal property that the Board of County Commissioners deems surplus, obsolete, or unused; and

**WHEREAS**, County staff recommends that the one (1) County vehicle, identified in the attached letter, be declared surplus, obsolete, or unused by the County and be donated to Belews Creek Volunteer Fire and Rescue Department, Inc. which is a nonprofit organization, to be used for fire and rescue services in Forsyth County; and

**WHEREAS**, the said vehicle would be donated on the condition that Belews Creek Volunteer Fire and Rescue Department, Inc. agrees that the vehicle would be used or disposed of and the proceeds thereof used solely to provide fire and rescue services in Forsyth County and further agrees to waive all rights to make any claims against the County relating to any failure of performance of the said vehicle; and

**WHEREAS**, pursuant to the provisions of N.C.G.S. 160A-280, the Forsyth County Board of Commissioners has caused a public notice of this proposed Resolution to be posted at least five days prior to the adoption of this Resolution approving the donation.

**NOW, THEREFORE, BE IT RESOLVED** by the Forsyth County Board of Commissioners that the motor vehicle, identified herein and in the attached letter from Brian R. Smith, Chief of Belews Creek Volunteer Fire and Rescue Department, Inc. to Gary Styers, Deputy Chief/Fire Marshall, which is incorporated herein by reference, is hereby declared to be surplus, obsolete, or unused by the County.

**BE IT FURTHER RESOLVED** that the Forsyth County Board of Commissioners hereby approves the donation by Forsyth County to Belews Creek Volunteer Fire and Rescue Department, Inc. of the surplus, obsolete, or unused County vehicle identified herein pursuant to the provisions of N.C.G.S. 160A-280.

**BE IT FURTHER RESOLVED** that the Chairman or the County Manager and Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, the necessary documents to convey title to the said vehicle by donation to Belews Creek Volunteer Fire and Rescue Department, Inc. pursuant to the provisions of N.C.G.S. 160A-280, on the conditions that said vehicle shall be used or disposed of and the proceeds thereof used by Belews Creek Volunteer Fire and Rescue Department, Inc. solely to provide fire and rescue services in Forsyth County and that Belews Creek Volunteer Fire and Rescue Department, Inc. shall waive all rights to make any claims against Forsyth County relating to any failure of performance of the said donated vehicle, to which they agree by accepting title to the vehicle, all subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

**BE IT FURTHER RESOLVED** that pursuant to the provisions of N.C.G.S. 160A-280, a public notice of this proposed donation was posted at least five days prior to the adoption of this Resolution approving the donation and this Resolution was adopted prior to donating the surplus, obsolete, or unused personal property.

Adopted this the 21<sup>st</sup> day of June 2018.



**THE BELEWS CREEK VOLUNTEER FIRE & RESCUE DEPARTMENT, INC**

**P. O. Box 129 Belews Creek NC 27009**

**336-595-1100**

**Brian Smith Fire Chief**



**To:** Gary Styers, Deputy Chief / Fire Marshal

**From:** Brian R Smith, Chief

**Date:** April 10, 2018

**Subject:** Vehicle Acquisition

I understand that Forsyth County has a Chevrolet 3500 available for transfer to the Belews Creek Volunteer Fire Department. We would like to acquire this vehicle for training, to pull our boats (Water rescue resource), Also to pull the Forsyth County Firefighters association funeral trailer, and general utilities use by the fire department. Please forward our request to the proper personal and advise if we will be able to obtain this vehicle from Forsyth County. If you need any additional information, please feel free to contact Chief Smith.

Thank you for your assistance.

**Vehicle Information:**

**VIN:**1GCHK33687F522591

**Mileage:** 198,571