

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

**BRIEFING  
DRAFT**

MEETING DATE: JUNE 21, 2018

AGENDA ITEM NUMBER: 22

**SUBJECT: RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE, OR UNUSED COUNTY VEHICLE TO THE PINEY GROVE FIRE AND RESCUE DEPARTMENT 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#
1226	2004	Dodge Durango	157,513	1D8HB58N54F188836

ATTACHMENTS:  YES  NO

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

COUNTY MANAGER

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

**RESOLUTION APPROVING THE DONATION OF A SURPLUS, OBSOLETE,  
OR UNUSED COUNTY VEHICLE TO THE PINEY GROVE FIRE AND  
RESCUE DEPARTMENT 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 2004 Dodge Durango with more than 150,000 miles, VIN# 1D8HB58N54F188836, 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 Piney Grove Fire and Rescue Department, 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 the Piney Grove Fire and Rescue Department 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 Jimmy L. Barrow, Chief of the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department solely to provide fire and rescue services in Forsyth County and that the Piney Grove Fire and Rescue Department 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 THE PINEY GROVE FIRE AND  
RESCUE DEPARTMENT 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 2004 Dodge Durango with more than 150,000 miles, VIN# 1D8HB58N54F188836, 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 Piney Grove Fire and Rescue Department, 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 the Piney Grove Fire and Rescue Department 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 Jimmy L. Barrow, Chief of the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department 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 the Piney Grove Fire and Rescue Department solely to provide fire and rescue services in Forsyth County and that the Piney Grove Fire and Rescue Department 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.

**Jimmy L. Barrow**  
**Fire Chief**  
JBarrow@pineygrovefirerescue.org



**Christopher R. Klutz**  
**Assistant Fire Chief**  
CKlutz@pineygrovefirerescue.org

**The Piney Grove Fire &  
Rescue Department**  
**P.O. Box 338**  
**7525 Vance Road**  
**Kernersville, NC 27285**  
**(336) 993-5721**

**TO:** Gary Styres, Deputy Chief / Fire Marshal  
**FROM:** Jimmy L. Barrow, Chief  
**DATE:** March 28, 2018  
**SUBJECT:** Vehicle Acquisition

I understand that Forsyth County has a Dodge Durango available for transfer to a county fire department. We would like to acquire this vehicle for general utility and training use by our department. Please forward our request to the proper personnel and advise is we will be able to obtain this vehicle from Forsyth County. If you need any additional information, please feel free to contact me.

Thank you for your assistance.

VIN: 1D8HB58N54F188836

Mileage 157,513