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**City of Las Cruces**<sup>®</sup>  
 PEOPLE HELPING PEOPLE

**Council Action and Executive Summary**

Item # 4 Ordinance/Resolution# 10-126 Council District:     

For Meeting of November 2, 2009

(Adoption Date)

**TITLE:**

**A RESOLUTION DECLARING CITY PROPERTY OBSOLETE OR SURPLUS AND AUTHORIZING A PRIVATE SALE TO DISPOSE OF CITY OF LAS CRUCES PROPERTY.**

**PURPOSE(S) OF ACTION:**

**APPROVAL BY CITY COUNCIL TO DISPOSE OF BY PRIVATE SALE THIRTY DRUMS OF OBSOLETE TRAFFIC PAINT.**

Name of Drafter: Pam Davis		Department: Finance		Phone: 541-2527	
Department	Signature	Phone	Department	Signature	Phone
Originating Department			Budget		2300
		541-2050	Assistant City Manager		2271
Legal		541-2128	City Manager		2076

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

At one time the City of Las Cruces Traffic Department performed routine roadway striping. Approximately ten years ago these services were outsourced, thus eliminating the need for the City to maintain inventory. The surplus paint has exceeded its shelf life, and there is need to remove it from City property. The estimated value per drum is one dollar.

Fund Name / Account Number	Amount of Expenditure	Budget Amount

1. Resolution

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes". This will allow staff to sell or otherwise dispose of obsolete and non-usable traffic paint.
2. Vote "No" Denying the Resolution will prohibit the authorization to sell or otherwise dispose of obsolete and non-usable traffic paint.
3. Amend and Approve the Resolution. The City Council may modify the Resolution and direct staff in another course of action deemed appropriate.

(Continue on additional sheets as required)

**RESOLUTION NO. 10-126**

**A RESOLUTION DECLARING CITY PROPERTY OBSOLETE OR SURPLUS AND AUTHORIZING A PRIVATE SALE TO DISPOSE OF CITY OF LAS CRUCES PROPERTY.**

The City Council is informed that:

**WHEREAS,** The Traffic Section, in conjunction with the Purchasing Section has determined that thirty-seven drums of traffic striping paint are unusable, or obsolete; and

**WHEREAS,** it has been recommended by the Purchasing Manager per Section 24-32(b) (2) of the Municipal Code a private sale is the best way to dispose of this property.

**NOW THEREFORE,** Be it resolved by the governing body of the City of Las Cruces:

**(I)**

**THAT** the proposed items are either unusable, or obsolete; and,

**(II)**

**THAT,** the Purchasing Section as provided by Section 24-32(b) (2) of the Municipal Code and in conjunction with the Traffic Section may dispose of City of unusable or obsolete traffic striping paint by private sale; and,

**(III)**

**THAT,** City staff is authorized to do all acts necessary to carry out the provisions of the Resolution.

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Approved as to Form:

  
\_\_\_\_\_  
City Attorney

VOTE:

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Archuleta:	_____
Councillor Small:	_____
Councillor Jones:	_____
Councillor Thomas:	_____