



**VALENCIA COUNTY
BOARD OF COUNTY COMMISSIONERS
RESOLUTION № 2024-35**

**DISPOSITION OF OBSOLETE, WORN-OUT OR UNUSABLE TANGIBLE PERSONAL PROPERTY AND
AGREEMENT WITH THE CITY OF RIO COMMUNITIES FOR THE SAME**

WHEREAS, the Board of County Commissioners met upon notice of meeting duly published on May 15, 2024 at 5:00 p.m. in the Valencia County Administration Building, 444 Luna Avenue, Los Lunas, New Mexico 87031; and,

WHEREAS, pursuant to NMSA 1978 Section 4-38-1 (1884) the powers of a county as a body politic and corporate shall be exercised by a board of county commissioners; and,

WHEREAS, NMSA 1978, Section 4-38-13 (1953) provides that board of county commissioners shall have power at any session to make such orders concerning the property belonging to the county as they may deem expedient; and,

WHEREAS, NMSA 1978 Section 13-6-1 (2013) declares that a County may dispose of tangible personal property by public auction so long as the property is of a current resale value of five thousand dollars (\$5,000) or less and is worn-out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use by the County; and,

WHEREAS, Valencia County Sheriff Denise Vigil has determined that the property that is subject to this resolution is no longer needed by the Sheriff's Office and the City of Rio Communities has requested to utilize the property for fire and police training purposes; and,

WHEREAS, NMSA 1978, Section 13-6-1(D) (2013) provides that "[t]he governing authority shall dispose of the tangible personal property by negotiated sale to any governmental unit of an Indian nation, tribe or pueblo in New Mexico **or by negotiated sale or donation to other state agencies, local public bodies, school districts, state educational institutions or municipalities** or through the central purchasing office of the governing authority by means of competitive sealed bid or public auction or, if a state agency, through the surplus property bureau of the transportation services division of the general services department; and,

WHEREAS, a designated committee of at least three Valencia County Officials has declared that all of the tangible personal property that is the subject of this resolution meets the criteria set forth in NMSA 1978, Section 13-6-1(A)(2013) and each member has duly sworn and subscribed under oath of its finding; and

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Valencia County that:

1. It finds that the property described below:


Number	Item	Estimated Value
15	Level IIIA Carriers with Armor Attachments	\$500.00 each

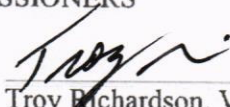
and incorporated with this Resolution by reference consists of property owned by the County of Valencia that is of a current resale value of five thousand dollars (\$5,000) or less and is worn-out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use by the County.


2. A copy of this Resolution" shall be sent to the State Auditor at and the local government division of the department of finance and administration least 30 days before the disposal of the property pursuant to NMSA 1978, Section 13-6-1(B) (2) (2013).
3. A copy of this Resolution and the findings of the committee shall be made a permanent part of the official minutes of the County and maintained as a public record subject to the Inspection of Public Records Act.
4. The property described herein" shall be disposed of via donation to the City of Rio Communities, a municipality within the boundaries of the County of Valencia contingent upon their approval of the agreement below.

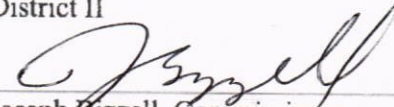
APPROVED, ADOPTED, AND PASSED on this ^{June}15th day of May 2024.

BOARD OF COUNTY COMMISSIONERS

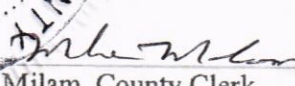

Gerard Saiz, Chair
District I

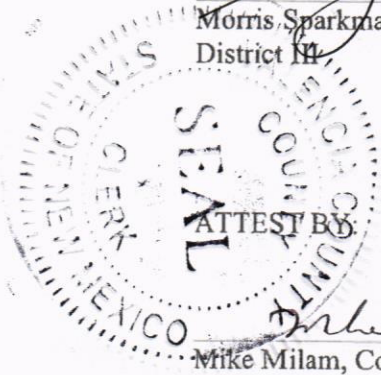

Troy Richardson, Vice Chair
District II


Morris Sparkman, Commissioner
District III


Joseph Bizzell, Commissioner
District IV

Vacant, Commissioner
District V


Mike Milam, County Clerk



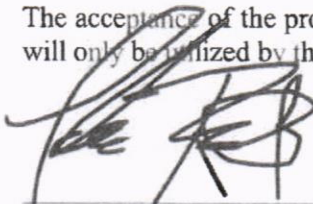
Agreement:

Agreement and Understanding of the City of Rio Communities

The City of Rio Communities hereby acknowledges and agrees that the items that are subject to this resolution and agreement are only suitable for training purposes and are not suitable for active field fire or law enforcement services.

The County makes no representations or warranties regarding the quality of the property provided in accordance with this Agreement. **THE CITY OF RIO COMMUNITIES AGREES AND ACKNOWLEDGES THAT THE PROPERTY IS PROVIDED "AS-IS, WHERE IS, AND WITH ALL FAULTS" AND THAT THE COUNTY DISCLAIMS ALL EXPRESS WARRANTIES AND ALL IMPLIED WARRANTIES OF ANY KIND, INCLUDING BUT NOT LIMITED TO MERCHANTABILITY AND ANY IMPLIED WARRANTIES OF FITNESS FOR ANY PARTICULAR PURPOSE.**

The acceptance of the property herein is expressly contingent upon the conditions that the property will only be utilized by the City for training purposes.



Joshua Ramsell, Mayor

5-23-2024

Date



Andrew Tabet, Fire Chief

5-23-2024

Date