

RESOLUTION NO. 671

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
WHATCOM COUNTY, WASHINGTON,
AUTHORIZING SALE OF SURPLUS PERSONAL PROPERTY

WHEREAS, pursuant to RCW 57.08.015, the Board of Commissioners ("Board") may sell, at public or private sale, property belonging to the Birch Bay Water & Sewer District ("District") if the Board determines that the property is not and will not be needed for district purposes;

WHEREAS, the District Board has determined that the property listed on Exhibit A attached hereto is no longer needed for district purposes; and

WHEREAS, the District Board has determined that the aggregate value of the property listed on Exhibit A is more than Two Thousand Five Hundred Dollars (\$2,500.00); and

WHEREAS, the District Board wishes to sell said property;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington as follows:

Section 1: The property listed on Exhibit A is hereby declared surplus and is determined to have an aggregate value of more than Two Thousand Five Hundred Dollars (\$2,500.00).

Section 2: The District Manager is hereby authorized to sell the property listed on Exhibit A at a sale initiated by whatever means the District Manager chooses, subject to the following requirements: (a) public notice of the sale shall be published once a week for two weeks in a newspaper of general circulation in the District; (b) the notice shall describe the property and state the time and place at which the property will be sold or offered for sale; (c) the notice shall state the terms of sale and whether the property is to be sold a public or private sale; and (d) if offered at public sale, the notice shall call for bids, fix the conditions of the bids, and reserve the right to reject any and all bids for good cause.

Section 3. BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 4: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Board hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution should be declared invalid, or unconstitutional, then the original Resolution shall be in full force and effect.

Section 4: This Resolution shall be effective immediately.

PASSED by the Board of Commissioners of Birch Bay Water & Sewer District, Whatcom County, Washington, at a regular meeting held the 13th day of November, 2008.

Patricia H. Alessi
COMMISSIONER

Don Merytt
COMMISSIONER

Carl F. Schubert
COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of Resolution No. 671 of Birch Bay Water & Sewer District, Whatcom County, Washington, adopted at the regular meeting of the Board of Commissioners on November 13, 2008.

Don Merytt
SECRETARY

Resolution #671 – Exhibit A

SURPLUS PROPERTY FOR SALE

1988 Dodge 350 Service Truck – valued at \$3,500
1980 Miller RC530 Equipment Trailer – valued at \$2,500
1977 Ford 550 Backhoe – valued at \$3,200