RESOLUTION
FOR DONATION OF THREE SURPLUS VEHICLES FROM
CLARK COUNTY DEPARTMENT OF FINANCE, AUTOMOTIVE SERVICES DIVISION,
TO THE WHITE PINE COUNTY SHERIFF’S OFFICE

WHEREAS, NRS Chapter 244.1505 authorizes the Board of County Commissioners to donate commodities, supplies, materials and equipment the Board determines to have reached the end of its useful life to a nonprofit organization created for religious, charitable, or educational purposes to be used for any purpose which shall provide a substantial benefit to the inhabitants of the County; and

WHEREAS, Clark County Department of Finance, Automotive Services Division, has identified three surplus vehicles: one (1) 2006 Chevrolet 3500 Series Extended Cab 4X4 Animal Control Truck and two (2) 2006 Ford Crown Victoria 4 Door Sedans as surplus property; and

WHEREAS, the White Pine County Sheriff’s Office expressed an interest in obtaining the 2006 Chevrolet 3500 Series Extended Cab 4X4 Animal Control Truck and two 2006 Ford Crown Victoria 4 Door Sedans for incorporation into its existing fleet transportation as part of its Animal Control Program; and

WHEREAS, the Board of County Commissioners hereby determines that the 2006 Chevrolet 3500 Series Extended Cab 4X4 and two (2) 2006 Ford Crown Victoria 4 Door Sedans have reached the end of their useful life; and

WHEREAS, the Board of County Commissioners hereby determines that this donation of vehicles, for the purpose of improving the Animal Control Division of the White Pine County Sheriff’s Office, shall be of substantial benefit to the inhabitants of the County by reducing disposition costs and promoting intergovernmental cooperation.
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners as follows:

1. The 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck with vehicle number 13642 and two (2) 2006 Ford Crown Victoria 4 Door Sedans with vehicle numbers 13690 and 13935 as identified by Clark County Department of Finance, Automotive Division, shall be donated to the White Pine County Sheriff's Office for the purpose of providing improved outreach as part of its Animal Control Division.

2. The donation of the vehicles is conditioned upon the terms of the attached Acceptance of Donation, and the execution thereof by the White Pine County Sheriff's Office.

PASSED, ADOPTED, AND APPROVED this 3rd day of MAY, 2011.

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By: SUSAN BRAGER, Chair

ATTEST:

Diana Alba, County Clerk

APPROVED AS TO FORM

Deputy District Attorney
ACCEPTANCE OF DONATION

The COUNTY OF CLARK (hereinafter referred to as COUNTY) hereby agrees to donate one (1) Department of Finance, Automotive Services Division, 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck and two (2) Department of Finance, Automotive Division, 2006 Ford Crown Victoria 4 Door Sedans to the WHITE PINE COUNTY SHERIFF’S OFFICE in Ely, (hereinafter referred to as RECEIVER) of 1785 Great Basin Boulevard, Ely, Nevada, 89301.

RECEIVER acknowledges that prior to signing this agreement it has examined, or had the opportunity to examine the 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck with vehicle number 13642 and two (2) 2006 Ford Crown Victoria 4 Door Sedans with vehicle numbers 13690 and 13935. RECEIVER accepts the donation of one 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck with vehicle number 13642 and two (2) 2006 Ford Crown Victoria 4 Door Sedans “AS IS” and acknowledges that the 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck and two (2) 2006 Ford Crown Victoria 4 Door Sedans are used. There is no warranty applicable to the 2006 Chevrolet 3500 Series Extended Cab 4X4 Truck and two (2) 2006 Ford Crown Victoria 4 Door Sedans whatsoever, and by signing this Acceptance of Donation, RECEIVER waives its right to seek damages of any nature from COUNTY or its employees arising out of the transfer of said goods to RECEIVER.

To the extent limited in accordance with NRS 41.0305 – 41.039, RECEIVER shall indemnify, hold harmless and defend COUNTY, its officers, employees and board members, with counsel reasonably acceptable to COUNTY, against and from any and all liability, damage or expense (including attorneys’ fees) of whatsoever nature growing out of or in connection with this donation. In the event that COUNTY incurs any expenses in this regard, it shall have a right to charge said expenses made in good faith to RECEIVER. An itemized statement of expenses shall be prima facie evidence of the fact and extent of the liability of RECEIVER. RECEIVER shall not institute any action in law or equity against COUNTY, nor in any way and in the institution or prosecution of any action for equitable relief or damages arising out of, in any way, the terms of this Donation.
RECEIVER is responsible for the pick-up and transport of the vehicles from the using department to its point of destination. The vehicles donated by the COUNTY must be picked up and accepted by the RECEIVER within 20 working days after notice of the donation.

RECEIVER agrees to use the vehicles solely as part of its transportation fleet equipment to enhance and improve its automotive educational program.

RECEIVER AUTHORIZED REPRESENTATIVE ACKNOWLEDGES THAT BY SIGNING BELOW THAT HE/SHE HAS READ, UNDERSTANDS AND ACCEPTS ALL THE CONDITIONS OF THIS ACCEPTANCE OF DONATION, THIS THE 4TH DAY OF April, 2011.

BY: RECEIVER AGENCY

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Name: Dan Ward

______________________
Title: Sheriff

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Witness: Ray Sawyer