

RESOLUTION PROVIDING FOR THE CONVEYANCE OF SURPLUS VARDA ALARM SYSTEMS TO VALLEY COUNTY SHERIFF'S OFFICE, EMMETT POLICE DEPARTMENT, WENDELL POLICE DEPARTMENT, AND NYSSA POLICE DEPARTMENT

THIS AGREEMENT by and between the Board of Ada County Commissioners (“Ada County”) and the Valley County Sheriff’s Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department.

WHEREAS, Ada County owns surplus Varda Alarm Systems; and

WHEREAS, Ada County can no longer utilize the Varda Alarm Systems as they no longer transmit on the new 700 MHz radio system; and

WHEREAS, Valley County Sheriff’s Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department have use for Varda Alarm Systems; and

WHEREAS, Ada County is willing to convey Varda Alarm Systems to Valley County Sheriff’s Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department as follows:

Valley County Sheriff’s Office: 2 Varda Alarm System Units
Emmett Police Department: 2 Varda Alarm System Units
Wendell Police Department: 1 Varda Alarm System Unit
Nyssa Police Department: 1 Varda Alarm System Unit; and

WHEREAS, Idaho Code § 67-2322 vests in counties the power to convey personal property to another governmental entity without consideration or payment when it is in the best interest of the public in the judgment of the governing body of the granting unit; and

WHEREAS, Ada County makes no warranties, express or implied, as to any matter whatsoever including, without limitation, condition of the property, its merchantability, or fitness for any particular purpose; and

WHEREAS, Valley County Sheriff's Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department are willing to accept conveyance of the Varda Alarm Systems "as is" and with all faults; and

WHEREAS, Valley County Sheriff's Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department understand that they will be the owner of said Varda Alarm Systems and therefore responsible for all risk and liability arising from said Varda Alarm Systems from today forward.

THEREFORE BE IT RESOLVED, that pursuant to the authority of Idaho Code § 67-2322, the Board of Ada County Commissioners does hereby find that it is in the best interest of the public to convey Varda Alarm Systems to the Valley County Sheriff's Office, Emmett Police Department, Wendell Police Department, and Nyssa Police Department, effective immediately.

APPROVED AND ADOPTED this 24th day of November, 2009.

Board of Ada County Commissioners

By: _____
Fred Tilman, Chairman

By: _____
Sharon M. Ullman, Commissioner

By: _____
Rick Yzaguirre, Commissioner

ATTEST:

J. David Navarro, Ada County Clerk