

AGENDA PLACEMENT FORM

(Submission Deadline – Monday, 5:00 PM before Regular Court Meetings)

Date: 06.27.2024

Meeting Date: 07.08/2024

Submitted By: Lance Anderson

Department: Purchasing

Signature of Elected Official/Department Head:


Court Decision: <small>This section to be completed by County Judge's Office</small>
 July 8, 2024

Description:

Consideration to have water damaged property sent for destruction under LCG 263.152 (a)(3)

(May attach additional sheets if necessary)

Person to Present: Lance Anderson

(Presenter must be present for the item unless the item is on the Consent Agenda)

Supporting Documentation: (check one) PUBLIC CONFIDENTIAL

(PUBLIC documentation may be made available to the public prior to the Meeting)

Estimated Length of Presentation: 5 minutes

Session Requested: (check one)

Action Item Consent Workshop Executive Other _____

Check All Departments That Have Been Notified:

County Attorney IT Purchasing Auditor

Personnel Public Works Facilities Management

Other Department/Official (list) _____

**Please List All External Persons Who Need a Copy of Signed Documents
In Your Submission Email**

Sec. 263.152. DISPOSITION. (a) The commissioners court of a county may:

(1) periodically sell the county's surplus or salvage property by competitive bid or auction, except that competitive bidding or an auction is not necessary if the purchaser is another county or a political subdivision within the county that is selling the surplus or salvage property;

(2) offer the property as a trade-in for new property of the same general type if the commissioners court considers that action to be in the best interests of the county;

(3) order any of the property to be destroyed or otherwise disposed of as worthless if the commissioners court undertakes to sell that property under Subdivision (1) and is unable to do so because no bids are made;

(4) dispose of the property by donating it to a civic or charitable organization located in the county if the commissioners court determines that:

(A) undertaking to sell the property under Subdivision (1) would likely result in no bids or a bid price that is less than the county's expenses required for the bid process;

(B) the donation serves a public purpose; and

(C) the organization will provide the county with adequate consideration, such as relieving the county of transportation or disposal expenses related to the property;

(5) transfer gambling equipment in the possession of the county following its forfeiture to the state to the Texas Facilities Commission for sale under Section 2175.904, Government Code; or

(6) order any vehicle retired under a program designed to encourage the use of low-emission vehicles to be crushed and recycled, if practicable, without a competitive bid or auction.

(a-1) The commissioners court shall remit money received from the Texas Facilities Commission from the sale of gambling equipment under Section 2175.904(c), Government Code, less administrative expenses incurred by the county in connection with the transfer and sale of the equipment, to the local law enforcement agency that originally seized the equipment.

(b) If the property is earth-moving, material-handling, road maintenance, or construction equipment, the commissioners court may exercise a repurchase option in a contract in disposing of property under Subsection (a)(1) or (a)(2). The repurchase price of equipment contained in

a previously accepted purchase contract is considered a bid under Subsection (a)(1) or (a)(2).

(c) Disposal under Subsection (a)(3) may be accomplished through a recycling program under which the property is collected, separated, or processed and returned to use in the form of raw materials in the production of new products.

Acts 1987, 70th Leg., ch. 149, Sec. 1, eff. Sept. 1, 1987. Amended by Acts 1989, 71st Leg., ch. 1, Sec. 61(b), eff. Aug. 28, 1989; Acts 1991, 72nd Leg., ch. 416, Sec. 3, eff. Sept. 1, 1991; Acts 1993, 73rd Leg., ch. 237, Sec. 1, eff. Aug. 30, 1993; Acts 1995, 74th Leg., ch. 746, Sec. 5, eff. Aug. 28, 1995; Acts 1999, 76th Leg., ch. 254, Sec. 1, eff. May 28, 1999; Acts 2003, 78th Leg., ch. 43, Sec. 1, 2, eff. May 15, 2003; Acts 2003, 78th Leg., ch. 345, Sec. 1, 3, eff. June 18, 2003.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 1233 (H.B. 2462), Sec. 2, eff. June 15, 2007.

Acts 2009, 81st Leg., R.S., Ch. 931 (H.B. 3089), Sec. 1, eff. September 1, 2009.

Acts 2015, 84th Leg., R.S., Ch. 167 (H.B. 2002), Sec. 1, eff. May 28, 2015.

Acts 2019, 86th Leg., R.S., Ch. 1071 (H.B. 1524), Sec. 124, eff. September 1, 2019.

when sold for materials or scrap rather than being disposed of as trash or sold at auction for a nominal sum. The Purchasing Agent shall then conduct competitive bidding to sell the items as scrap.

4.6.4 Donation to Other Civic or Charitable Organizations within County. LGC §263.152(a)(4) authorizes the Commissioners' Court to dispose of property in the County inventory, by donating it to a civic or charitable organization in the County, if the Commissioners' Court finds that selling the property does not financially benefit the County, donating the property serves a public purpose, and donating the property relieves the County of transportation and disposal expenses related to the property.

"Charitable Organization" means an organization, created and operated exclusively for charitable purposes, and exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code, where no part of the organization's net earnings inure to the benefit of any private shareholder or individual. A charitable organization does not include any unrelated business or trade of the organization, as prescribed in Sections 511 and 513 of the Internal Revenue Code.

"Civic Organization" means an organization, not organized for profit, but created and operated exclusively for the promotion of social welfare or common good of the community, and exempt from federal taxation, and where no part of the net earnings of such organization inure to the benefit of a private shareholder or individual. A civic organization does not include an unrelated business or trade of the organization, as prescribed by Sections 511 and 513 of the Internal Revenue Code. For purposes of this Policy, a "civic organization" includes a political subdivision located wholly or partly within Johnson County.

Once the Commissioners' Court approves a donation, the Purchasing Department coordinates transportation of the item(s) to the selected organization, although that organization is responsible for transportation of the item(s) and the expenses connected therewith.

In most cases, the Commissioners' Court order approving the donation of property to a charitable or civic organization shall serve as a transfer of title in the property from the County to the receiving organization. For specialized title requirements, including but not limited to motorized vehicles, and weapons, the Purchasing Department shall follow the State of Texas requirements for transferring title. Once title has been transferred to the receiving organization, the organization is the owner of the property.

Once property is donated, the Purchasing Department completes the Johnson County Inventory Form to document the transfer and updates the inventory records in the system to reflect the transfer. The property donated is then removed from the County inventory list.

The receiving organization is responsible for the transportation of donated property from the County's site to the location specified by the receiving organization, including all expenses related thereto. The receiving organization is also responsible for any future disposal of the property, including all expenses related thereto.

In determining which charitable or civic organization receives donated, County Surplus or Salvage Property, the County does not discriminate against any organization or individual based on race, religion, color, sex, national origin, age or handicap condition.

4.6.5 Destruction of Property. As per LGC §263.152, the Commissioners' Court *"may order the property to be destroyed as worthless if it cannot sell the property..."* When this situation occurs, the Purchasing Agent compiles a list of property to be destroyed and presents the list to Commissioners'

Court for approval. This situation only occurs after efforts have been made to dispose of the items by sale or donation to other organizations.

Once Commissioners' Court has approved items for destruction, the Purchasing Department shall coordinate with other County staff to appropriately destroy the property, while meeting any special environmental or hazardous waste requirements. The Purchasing Department shall adjust system inventory records to reflect the destruction and remove items from the inventory list.

The Purchasing Department forwards data to the Auditor's Office for inclusion in the County's fixed asset system.

4.6.6 Cannibalization. The Purchasing Department shall receive department requests for cannibalization; evaluate the request based on countywide needs and present recommendations to the Purchasing Agent. The Purchasing Agent shall make the final decision on cannibalization and request disposition authority from the Commissioners' Court.

All equipment shall remain in place within the department to which it is assigned until authority for cannibalization and disposal of the remaining item has been granted by the Commissioners' Court. No item shall be removed from a department's fixed asset inventory until the department files the Johnson County Inventory Form identifying the asset(s) that have been cannibalized and the component(s) removed.

The Purchasing Department shall update Inventory Management records to reflect the cannibalization identified on the Johnson County Inventory Form and if provided, shall document the asset that is to receive the cannibalized part(s).

The Purchasing Department forwards data to the Auditor's Office for inclusion in the County's capital asset system.

All Lots: 290

Johnson County, Texas (Cleburne & Crowley) - CLOSED
Closed: March 22, 2024 Beginning at 12:00 PM CDT

Lot	Description	Bids	Amount	Reserve	Winner	End Time
39	1992 Gallion 850 Dresser Motor Grader, SN ZG580000U200383, MILEAGE UNKNOWN; 7,837 Hours showing; Komatsu KDC614T Diesel, 166HP, Auto, Bucket seat; Tire sz 14.00 RZ4, PS; PB; Has keys, Bill of Sale, oil leak injector pump to block, new starter 5/15/23, good batteries and tires; Running when removed from service (Location 3) (1)	1	18,000.00	0.00	60953	3/22/2024 12:00:00 PM
38	1993 Kenworth T-600 Dump Truck; Vin 1XKAD69X6PS610063, 125,388 Miles showing, Cummins N-14 14Lt Diesel, manual, Bucket seats; A/C; PS; Air brakes; Radio; Has keys, Jan/23 new pit cooler and service replaced coolant hose, Jan/23 replaced throttle sensor, needs windshield, need wire harness for throttle response but still runs, needs battery; Running when removed from service (Location 2) (2)	0	0.00	0.00	-	3/22/2024 12:01:00 PM
32	2017 Ford Explorer; VIN 1FM5K8AR9HGB16016, 125,202 Miles showing, V6 Gas, Auto; Bucket and bench seats; Rubber mats; A/C; PS; PB; PW; PL; Rear defrost; Trunk release; Radio; CD; Needs battery, Has keys, date unknown when removed from service, body damage inside and out, Broken outside trim pieces; Running when removed from service (Location 1) (2)	20	4,550.00	0.00	102675	3/22/2024 12:02:00 PM
31	2016 Ford Explorer; VIN 1FM5K8AR2GGC14903, 147,090 Miles showing, V6 Gas, Auto; Bucket and bench seats; Rubber mats; A/C; PS; PB; PW; PL; Rear defrost; Trunk release; Radio; CD; Needs battery, Has keys, date unknown when removed from service, transmission issues, some body damage, damage right and left front fenders; Running when removed from service (Location 1) (2)	16	2,350.00	0.00	53252	3/22/2024 12:15:23 PM
26	2013 Chevrolet Tahoe; VIN 1GNLC2E01DR366809; 200,388 Miles showing, V8 Gas, Auto, Bucket seat; Rubber mats; A/C; PW; PL; Radio; CD; Has keys, date removed from service unknown, needs a new battery, Front bumper hangs low pn passenger side, Chipped paint on rear passenger door; body damage inside and out; Running when removed from service (Location 1) (2)	15	2,500.00	0.00	98808	3/22/2024 12:18:03 PM
29	2013 Chevrolet Tahoe; VIN 1GNLC2E03DR363328, 181,127 Miles showing; V8 Gas, Auto, Bucket and bench seats; Rubber mats; A/C; PS; PB; PW; PL; Rear defrost; Trunk release; Radio; CD; Scratches right rear bumper; Has keys, Needs battery, body damage inside and out; Running when removed from service (Location 1) (2)	11	2,600.00	0.00	102675	3/22/2024 12:05:00 PM
30	2013 Chevrolet Tahoe; VIN 1GNLC2E02DR216109, 166,054 Miles showing, V8 Gas, Auto; Bucket seat; Rubber mats; A/C; PW; PL; Radio; Has keys, date unknown when removed from service, missing driver side door panel, Dent left front fender and driver door, passenger door; body damage inside and out; Running when removed from service (Location 1) (2)	11	3,300.00	0.00	104440	3/22/2024 12:13:41 PM
27	2010 Chevrolet Tahoe; VIN 1GNMCAE04AR235593, 169,985 Miles showing, V8 Gas, Auto, Bucket seats; Rubber mats; A/C; PW; PL; Radio; Has keys, date removed from service unknown, needs battery, Chipped paint on the front bumper; body damage inside and out; Running when removed from service (Location 1) (2)	14	3,100.00	0.00	15398	3/22/2024 12:14:05 PM
33	2010 Chevrolet Tahoe; VIN 1GNMCAE01AR235633, 188,664 Miles showing, V8 Gas, Auto; Bucket and bench seats; Rubber mats; A/C; PS; PB; PW; PL; Rear defrost; Trunk release; Radio; CD; Has keys, date removed from service unknown, body damage inside and out; Dent right rear door; Dent right rear bumper; Need battery; Running when removed from service (Location 1) (2)	8	2,050.00	0.00	99132	3/22/2024 12:09:57 PM
25	2009 Metal Specialties MFG Weights Trailer, VIN 212332, MD1100, GEC Trailer system for overseas/printer W1300, Bill of Sale (Location 1) (1)	2	860.00	0.00	103789	3/22/2024 12:09:20 PM
1	3 Pallets outdated law books, Metal shelf, Canon iR1025n (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:10:00 PM
2	9 Pallets of metal deed book binders, Out dated law books and various ring binders (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:11:00 PM
3	Double stack lockers, Tableau forensic duplicator, taser holsters, WatchGuard Vista body worn cameras (need repaired), forensic vacuum, window blind, mini refrigerator, laser Jet Pro 200 printer needs repair, 3 drawer cabinet on wheels, dry erase board, printer stand, metal table with single drawer, 4 drawer file, metal shelf frame, small table, chairs (Location 1) (1)	2	35.00	0.00	74620	3/22/2024 12:12:13 PM
4	Desk w/return, metal desk, folding machines, microfilm scanner, 12' Conference table disassembled, Xerox plat printer 6204, Dell OptiPlex 755 hard drive removed, access control bio entry door station, HP computer hard drive removed, equipment rack, battery backup, misc. binders and folders, computer speakers, blank CDs (Location 1) (1)	1	25.00	0.00	104464	3/22/2024 12:13:00 PM
5	8 Desk (one with glass), 21 lobby chairs, 11 side chairs, 3 office chairs, typewriter stand, 4 drawer file cabinet, small round table, student desk, 5 small work stations (one with glass); QTY APPROXIMATE (Location 5) (1)	0	0.00	0.00	-	3/22/2024 12:14:00 PM
6	AmeriVacS CAVS-30 sealer, needs repaired (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:15:00 PM
7	U shaped desk, office chairs (Location 4) (1)	0	0.00	0.00	-	3/22/2024 12:16:00 PM
8	2-Desks, 3- 2 drawer file cabinets, mail slot shelves (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:17:00 PM
9	Office and side chairs, 23 GEC hand scales, 3 Aluminum ramps, 4 steel ramps, 10 small tables with and without wheels, 2 and 3 drawer filing cabinets, wood shelf w/wheels; QTY APPROXIMATE (Location 1) (1)	1	200.00	0.00	64323	3/22/2024 12:18:00 PM
10	4 Wood desk (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:19:00 PM

11	3 Metal desk, 1 credenza, light bars, consoles, push bumper, set of window bars, emergency lights, transport cage, metal lock box (Location 1) (1)	7	300.00	0.00	104440	3/22/2024 12:20:00 PM
12	4 Metal desk, 20 fabric and 4 vinyl chairs; QTY APPROXIMATE (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:21:00 PM
13	5 Aver vision PL50 Document cameras, 2 desk, soda machine, desk organizer, posting boards, chair, wood shelf, JVC camcorder w/bag (Location 1) (1)	2	230.00	0.00	103687	3/22/2024 12:22:00 PM
14	2 Desk (one with glass insert), 17 Stream light flashlights, 5 flashlight chargers, spot light, Stalker dual radar remote, Flir NVR recorder-har drive removed, 3 boxes outdated law books; QTY APPROXIMATE (Location 1) (1)	3	85.00	0.00	82684	3/22/2024 12:23:00 PM
15	Vehicle push bars, cages, consoles, overhead lightbars, tail lights, spotlights, whelen light controllers, whelen cen coms, Motorola speakers, WatchGuard in car camera, windshield lights, 2022 Charger interior rear door panels, 2 Desk w/return, desk, credenza, 2 book shelves (missing shelves) (Location 1) (1)	10	360.00	0.00	98167	3/22/2024 12:24:00 PM
16	Computers, printers, scanners, monitors, monitor stands, boxes of misc. cables, keyboards, mice, laptops, docks, switches, ups, fax, Tapaz Reader T-LBK755-BHSB-R signature pad, Ohm meter, All n One computer, all hard drives removed, desk with glass insert, desk, (list of items upon request) (Location 1) (1)	16	1,501.00	0.00	8300	3/22/2024 12:45:25 PM
17	WatchGuard in car video system (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:26:00 PM
18	Misc. Jewelry, toy cars, hat, knife, wood crate, w/tools, books, game, case w/pencils, mushroom weights, car jacks, DeWalt angle grinder, silk tie, and 3 golf balls, chain saw w/charger, porter cable drill bit set, porter cable circular saw, 30 commemorative coins, keys, flashlights, cub cadet weed eater, rifle case, kids bike, wheel barrow, misc., foreign coins, 5 gal bucket w/misc. hand tools, brother sewing machine w/accessories, 18"bolt cutters, antique spoons, green tote w/books, dolls, binoculars w/case, paint ball gun, tea set and plates, glass items, vases (Location 1) (1)	28	1,200.01	0.00	67036	3/22/2024 12:27:00 PM
19	4-Drawer file, credenza (missing drawers), light bars, sirens, utility box, parts for WatchGuard video system, spot light, 50amp battery charger (working unknown) (Location 1) (1)	7	400.10	0.00	97828	3/22/2024 12:28:00 PM
20	1015lb Safe, combination unknown, several holes drilled to check for contents, vehicle cage, metal rolling projector cart (Location 1) (1)	1	25.00	0.00	82470	3/22/2024 12:29:00 PM
21	Plexiglass, canon cartridges, various sizes of wrapping paper and plastic rolls, form board, boxes of poster board, over sized file folders (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:30:00 PM
22	6' Plastic shields on wheels, large cork board, 4 tier metal shelf, wall mount organizers, doc holders, 6 tier metal magazine shelf, adjustable hanging folder frames, chairs (Location 1) (1)	1	5.00	0.00	89216	3/22/2024 12:31:00 PM
23	Canon iA8105 Copier (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:32:00 PM
24	Totes of hanging file folders and frame, standing cloth dividers, chair mats, chair, standing sign (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:33:00 PM
28	Approximately 122 Office chairs (Location 6) (1)	8	415.00	0.00	74620	3/22/2024 12:52:07 PM
34	Lincoln Idealarc Welder; model TIG300/300 sn AC-221674, works, not hot enough (Location 2) (1)	1	250.00	0.00	76160	3/22/2024 12:35:00 PM
36	Water damaged desks, tables, chairs, table top podium, desk return, stainless trash can, 2 and 4 drawer file, metal hutch for desk, wood cabinet (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:36:00 PM
37	Home made wood desk, refrigerator, work station, 2 metal cabinet, 2 drawer file w/hole, book shelf, walkie talkies, outdated law books, pillar lights, coffee table (Location 1) (1)	6	120.00	0.00	104440	3/22/2024 12:37:00 PM
40	Approximately 84 Jury chairs and bases (Location 6) (1)	0	0.00	0.00	-	3/22/2024 12:38:00 PM
41	WatchGuard in car video system (Location 5) (1)	0	0.00	0.00	-	3/22/2024 12:39:00 PM
42	8 Push mowers, curb edger, electric pressure washer, dust mop, 3x5 cargo carrier hitch, 6ft ladder, hand saws, workers signs, caulk guns, igloo cooler, work light, wheel barrow and handles, pick axe, basic spreaders, trenching shovels, weed cutter sling blades, string weed eater, 2ft step ladder, portable car jump starter (Location 5) (1)	8	110.00	0.00	99746	3/22/2024 12:40:00 PM
43	2 UPS unites, HIK Vision decoder (Location 5) (1)	0	0.00	0.00	-	3/22/2024 12:41:00 PM
44	4 Gun cabinets , Overhead projector, ATT Mifi's, monitor, 2 Lg white boards, CD drawers, desk organizer (Location 1) (1)	7	310.00	0.00	36747	3/22/2024 12:42:00 PM
45	2 Large U shape desk with overhead cabinets (Location 1) (1)	0	0.00	0.00	-	3/22/2024 12:43:00 PM
Total Items: 44			44,881.11			

(1) AS-IS; Current condition UNKNOWN. This item is used and may contain defects that are not immediately detectable. Text description given is meant to be used as a guide only. You are responsible for inspecting item before bidding. All information provided is believed to be correct but no warranty as such is either intended or implied. All items are sold AS IS - WHERE IS AND WITH ALL FAULTS AND DEFECTS THEREIN.

(2) AS-IS; Current condition UNKNOWN. This item is used and may contain defects that are not immediately detectable. Miles and Hours are not guaranteed; Text description given is meant to be used as a guide only. You are responsible for inspecting item before bidding. All information provided is believed to be correct but no warranty as such is either intended or implied. All items are sold AS IS - WHERE IS AND WITH ALL FAULTS AND DEFECTS THEREIN.



























