

## RESOLUTION 04-2022

### A RESOLUTION OF THE NORTH OGDEN CITY COUNCIL TO APPROPRIATE UNCLAIMED PROPERTY FOR PUBLIC INTEREST USE.

**WHEREAS;** The North Ogden Police Department (“Department”) is holding as custodial property a number of personal items including but not limited to bicycles, electronics, money, sports equipment, clothes, skateboards, backpacks, bags, and other miscellaneous items which are personal property which was lost, mislaid, evidence in criminal matters, was held for safe keeping, and contraband; and

**WHEREAS;** A list this personal property is attached hereto as Exhibit “A”; and

**WHEREAS;** These items of personal property are not needed as evidence in criminal prosecutions; and

**WHEREAS;** The property has not been claimed by its owner, or the owner is unknown and no claim of ownership has been made; and

**WHEREAS;** The Department has made reasonable efforts to find the owners, including providing public notice; and

**WHEREAS;** The Department has requested City Council permission to appropriate, and donate the property for public interest use, to a bona fide charity as indicated on Exhibit A; and

**WHEREAS;** The Department has requested City Council permission to auction and appropriate certain items as indicated on Exhibit A, for the public interest use in maintaining, storing, and safekeeping future lost or mislaid or other personal property; and

**WHEREAS;** The Department incurs some costs associated with the storage, and safe keeping of such personal items; and

**WHEREAS;** The City Council has reviewed the North Ogden City Police Department request and finds the same to be in the public interest.


**NOW THEREFORE BE IT RESOLVED** by the Council of North Ogden City, Utah as follows:

1. That the request for the North Ogden City Police Department to have certain unclaimed property as outlined in Exhibit A appropriated for public use by donation to a bona fide charity is approved in accordance with Utah Code § 77-24a et seq. and Utah Code § 24-3 & 4 et seq.

2. That the request for the North Ogden City Police Department to have certain unclaimed property as outlined in Exhibit A auctioned and the proceeds applied to the Department for public use in storing, maintaining and safekeeping future lost or mislaid personal items, is approved in accordance with Utah Code § 77-24a et seq. and Utah Code § 24-3 & 4 et seq.
  
3. That the request for the North Ogden City Police Department to have certain unclaimed property as outlined in Exhibit A destroyed as being contraband or of no value is approved in accordance with Utah Code § 77-24a et seq. and Utah Code § 24-3 & 4 et seq.

**PASSED and ADOPTED this 22<sup>nd</sup> day of February 2022.**

**North Ogden City:**

  
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**S. Neal Berube**  
**North Ogden City Mayor**

**CITY COUNCIL VOTE AS RECORDED:**


	<b>Aye</b>	<b>Nay</b>	
<b>Council Member Barker:</b>	<u>  X  </u>	___	
<b>Council Member Cevering:</b>	___	___	<b>(Excused)</b>
<b>Council Member Dalpias:</b>	<u>  X  </u>	___	
<b>Council Member Ekstrom:</b>	<u>  X  </u>	___	
<b>Council Member Swanson:</b>	<u>  X  </u>	___	

**(In event of a tie vote of the Council):**  
**Mayor Berube**                     \_\_\_                     \_\_\_

**ATTEST:**

  
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**Susan L. Nance, CMC**  
**City Recorder**

**Approved as to Form**

  
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**Jonathan Call**  
**City Attorney**

**EXHIBIT A - SAFE KEEP**

CASE #	DATE	OFFENSE	DESCRIPTION	OFFICER	ES	DIPSOSITION	LETTER SENT
16-5898	8/15/2016	Drugs	debit cards	Blake	Y	DES	no
17-402	1/20/2017	possession	Knife, \$5, flashlight, coin	Farnsworth	Y		1/24/2022
17-10283	10/31/2017	possession	purse with contents	Morreale	Y		1/24/2021

**EXHIBIT A - DESTROY**

CASE #	DATE	OFFENSE	DESCRIPTION	OFFICER
16-7617	11/1/2016	Threat Suicide	Scissors - hazmat	Morreale
16-8647	12/19/2016	Drugs	marijuana, scale, pipe	Blake
17-601	1/28/2017	Disturbance	mag, ammo	Watkins
17-2214	3/16/2017	possession	pipe, seeds, backpack	Boyette
17-3305	4/15/2017	Theft	ut license plate	Sempsrott
17-5248	6/10/2017	possession	paraphernalia	Farnsworth
17-10740	11/14/2017	assist	ammo	Jones
20-3846	4/4/2020	revoked	bong	Sempsrott
20-3954	4/28/2020	Assist	fake money	Holmes
20-4531	5/18/2020	Cardiac arrest	paraphernalia	Lee
20-4558	5/19/2020	Overdose	paraphernalia	Rhoades
20-4747	5/26/2020	Traffic stop	ut license plate	Rhoades
20-4873	5/27/2020	possession	meth, para, needles	Jackson
20-4928	5/29/2020	Traffic stop	paraphernalia	Child
20-6197	7/4/2020	Overdose	drugs	Orme
20-6456	7/11/2020	peace	paraphernalia	Farnsworth
20-7147	7/30/2020	Possession	marijuana	Rhoades
20-7433	8/6/2020	Overdose	Drugs	Holmes
20-7467	8/7/2020	Drugs	paraphernalia	Farnsworth
20-7668	8/13/2020	Traffic stop Found	paraphernalia	Holmes
20-7734	8/15/2020	property Found	paraphernalia	Orme
20-8190	8/29/2020	property	paraphernalia	Farnsworth
20-8203	8/30/2020	DUI	paraphernalia	Jackson
20-8551	9/9/2020	Assist	ammo	Schaugaard
20-8707	9/14/2020	Drugs	paraphernalia	Morreale
20-8867	9/19/2020	Psychiatric	paraphernalia	Jackson
20-8871	9/19/2020	Possession	paraphernalia	Morreale
20-9288	10/3/2020	tobacco poss.	e-cigarette	Morreale

20-9477	10/8/2020	assist	ammo	Orme
20-9549	10/10/2020	Possession Found	cigars	Rhoades
20-9559	10/10/2020	property	drugs	Steele
20-10959	11/25/2020	susp. Circ. suicide	bone	Jackson
20-11237	12/2/2020	attempt found	razor blade	Jackson
21-8603	8/30/2021	property	crystal substance	Child
21-8959	9/7/2021	juv. Dist.	vapes	Holmes
21-9062	9/10/2021	assist	Ruger rifle, ammo	May
21-9114	9/11/2021	drugs	methamphetamine	Averette
21-9869	9/29/2021	assist	ammo	Lucas
21-10020	10/3/2021	possession	bong, cap	Medel
21-10781	10/22/2021	tobacco	vape, knife	Preece
21-11088	10/29/2021	traffic stop	meth, pipe	Bersamin
21-11168	10/31/2021	crim misch	pill bottle	Lopez
21-11567	11/10/2021	cardiac arrest	THC chocolates mushrooms, thc cats,	Lopez
21-11607	11/11/2021	DUI	para	Lucas
21-11627	11/12/2021	traffic stop	grinder	Farnsworth

#### Exhibit A - Found Property

CASE #	DATE	DESCRIPTION	OFFICER	DIPSOSITION
16-748	1/25/2016	Wallet with contents	Morreale	DES
16-1534	2/17/2016	I- pod	Child	DON
16-3483	3/7/2016	gold ring	Bersamin	DON
16-4352	6/16/2016	Samsung cell phone	Child	DES
16-4899	7/6/2016	keys	Child	DES
16-5062	7/13/2016	tools	Orme	RTF
16-6523	9/13/2016	keys	Watkins	DES
16-7118	10/8/2016	Wallet with contents	Morreale	DES
16-7137	10/9/2016	computer	Sempsrott	DES
16-8057	11/22/2016	camera	Morreale	DON
16-8324	12/4/2016	mag, ammo	Bersamin	DES
16-8423	12/8/2016	key chain, Darth Vader key	Nay	DES
17-722	2/2/2017	checks and receipts	Quinney	DES
17-4316	5/16/2017	wallet wih contents	Child	DES
17-5317	6/11/2017	Husky brand tool box	Boyette	DON
17-6269	7/11/2017	phone, watch, watch	Sempsrott	DES
17-6760	7/24/2017	two way radios	Watkins	DES
21-5017	6/11/2021	2 - bikes	Jones	RTF