

RESOLUTION #02-2018

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 3rd day of April, 2018.

North Ogden City:



**M. Brent Chugg
North Ogden City Mayor**

CITY COUNCIL VOTE AS RECORDED:

	<u>Aye</u>	<u>Nay</u>
Council Member Covering:	<u>X</u>	___
Council Member Stoker:	<u>X</u>	___
Council Member Swanson:	<u>X</u>	___
Council Member Turner:	<u>X</u>	___
(In event of a tie vote of the Council):		
Mayor Chugg	___	___

ATTEST:


**S. Annette Spendlove, MMC
City Recorder**

Approved as to Form



**Jonathan Call
City Attorney**