

COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 150569

Amending Chapter 2, Code of Ordinances, by repealing Sections 2-1841 through 2-1845, relating to Surplus Personal Property, and enacting in lieu thereof new sections of like number and subject matter to authorize additional disposal methods.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 2, Code of Ordinances of the City of Kansas City, Missouri, is hereby amended by repealing Sections 2-1841 through 2-1845 and enacting in lieu thereof new sections of like subject matter, to read as follows:

Sec. 2-1841. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Personal property means all serviceable and unserviceable goods, supplies, equipment, materials, unclaimed lost and found property, impounded vehicles eligible for sale and other tangible property, to include scrap, salvage, junk, exclusive of real property such as land, buildings, rights-of-way and installed utilities.

Surplus personal property means personal property not required for use by a department, agency or board.

Surplus Property Manager means a person in the general services department designated to carry out the responsibilities in Sections 2-1842 through 2-1846.

Sec. 2-1842. Administration.

Departments shall report surplus personal property to the general services department for disposal. The manager of procurement services shall administer the property disposal activities of the city. Subject to the approval of the director of general services, the manager of procurement services shall appoint a surplus property manager, and such other personnel as required, who shall receive and process requests for personal property disposition; conduct sales, transfers and storage activities; maintain surplus property records; account for sales proceeds and deposits; and acquire for city use state and federal surplus property.

Sec. 2-1843. Disposal methods.

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(a) Any of the following methods may be used to dispose of surplus personal property based on the highest anticipated net yield of funds or net savings to the city. Property with no value will be disposed of as waste or junk.

- (1) Sale by public bid procedures, including multi-term contracts as appropriate.
- (2) Sale by public auction.
- (3) Open sale to the general public at posted prices.
- (4) Sale by negotiation through public bid procedures.
- (5) Sale by special agent for personal property requiring special sales effort and market knowledge.
- (6) Sale to nonprofit organizations serving the general public good, subject to approval of the director of general services.
- (7) Trade-in as part of new equipment purchase if in the best interests of the city.
- (8) Transfer to other department. Transfers within departments funded by the general operating fund shall be at no charge. Transfers to and from enterprise funds shall be at fair market prices as determined by the surplus property manager.
- (9) Storage for redistribution and rental.

(b) Notwithstanding anything in subsection (a), the surplus property manager is authorized to:

- (1) use commercially reasonable efforts to dispose of surplus computer equipment, electronics, and parts to entities and persons that have obtained certification from the Basel Action Network as an e-Stewards recycler that provides responsible environmental and social practices in electronic equipment disposal and recycling; or
- (2) give preference to or limit the disposal of surplus city computer equipment, electronics, and parts to entities and persons that have obtained certification from the Basel Action Network as an e-Stewards recycler; or
- (3) dispose of surplus city computer equipment, electronics, and parts in accordance with a Cooperative Agreement with a nonprofit organization that has been authorized by the city council by ordinance.

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Sec. 2-1844. Public notice of sales.

Notice of sales made by methods outlined in section 2-1843(1) through (5) will be posted on the internet. The surplus property manager may further advertise the sale of surplus property if necessary or advisable. Public advertisement for sale of impounded vehicles will be in accordance with applicable law.

Sec. 2-1845. Disposition of revenues generated by sales; payment of costs of sale or rehabilitation.

(a) Revenues generated by sales of surplus property originally purchased by the general operating fund will be returned to that fund as general revenue. Revenues from sales of surplus property originally purchased by an enterprise fund will be returned to the enterprise fund. Revenue from sales of property from other funds will be returned to general operating fund unless determined otherwise by the director of finance.

(b) Cost of sales of surplus personal property will be a funded activity of the general services department. Subject to the approval of the director of general services, unfunded costs may be reimbursed from revenues or charged to benefiting departments. Cost of rehabilitation of surplus personal property will be charged to the benefiting department.

Approved as to form and legality:

Jim Brady
Assistant City Attorney