Chapter 1.15  
Abandoned Personal Property

Sections:
1.15.010 Abandoned Personal Property, Custody, Police Report.
1.15.020 Abandoned Personal Property, Storage.
1.15.030 Approval of City Council for Sale.
1.15.040 Notice of Sale, Publication, Contents.
1.01.050 Accounting on Sale.
1.01.060 Certificate of Sale.

1.15.010 Abandoned Personal Property, Custody, Police Report.

Whenever personal property of any kind is seized by the City, or any of its officers or agents, or whenever such property is surrendered to the City, or any of its officers or agents, by the owner or custodian thereof, or whenever such property is abandoned by the owner or custodian thereof, and the City, or any of its officers or agents, come into possession thereof, a report thereof which describes such property, the date of its acquisition, the place of its acquisition, and the person or persons from whom it was acquired, if any, shall be made to the chief of police by the officer or agent taking said property into his custody.

1.15.020 Abandoned Personal Property, Storage.

All personal property referred to in section 1.15.010 above shall be stored in a reasonably safe and secure location at the expense of the person lawfully entitled to possession thereof. The chief of police is hereby authorized to place such property in commercial storage when he deems it necessary to do so to protect and preserve the property.

1.15.030 Approval of City Council for Sale.

When the chief of police deems it appropriate to dispose of such property (excepting vehicles registered with the Motor Vehicle Division of the state), he shall prepare a detailed list of the property to be disposed of and an estimate of the value of each item and deliver such list to the City Recorder. Within 30 days after receipt of such list, the City Council shall approve or disapprove of the disposition of such property by endorsing said approval or disapproval on said list and delivering it to the chief of police.
1.15.040  **Notice of Sale, Publication, Contents.**

Following the approval by the City Council of the disposition of such property by the chief of police, the chief of police shall proceed to sell such property at public auction for the highest and best price obtainable. Notice of the time and place of such auction shall be given by one public notice in a newspaper of general circulation in the City not less than five days nor more than 10 days before the date of sale. The notice shall also contain a description of each item of property to be sold. In the event that the owner of said personal property to be sold is known or can be determined from public records, then the chief of police shall give written notice, by certified mail, to the owner at the owner's last known address indicated on the public record. The written notice of sale to the owner shall not be less than five days nor more than 10 days before the date of sale.

1.15.050  **Accounting on Sale.**

The chief of police shall render an account of each sale to the City Recorder within 10 days of the date of sale covering the items sold. The proceeds of each sale shall be applied first to the expenses of such sale, including, but not limited to, towing, transportation and reasonable storage costs incurred by the City; and the balance remaining, if any, shall be deposited to the general fund of the City.

1.15.060  **Certificate of Sale.**

At the time of the payment of the purchase price of any item sold at such auction, the chief of police shall execute a "Certificate of Sale" and deliver the sale to the purchaser. Said certificate shall contain the date of sale, the price paid, a brief description of the property, and a stipulation that the City does not warrant the condition or title of such property.

(ORD. 100, February 16, 1981.)