



## STAFF REPORT

**Report To:** Board of Supervisors **Meeting Date:** October 3, 2019

**Staff Contact:** Jennifer Budge (jbudge@carson.org)

**Agenda Title:** For Possible Action: Discussion and possible action regarding a proposed Resolution determining that Carson City asset item #1005, mobile bleachers, has reached the end of its useful life and is therefore surplus property, and authorizing its donation to Nevada Day, Incorporated. (Jennifer Budge, jbudge@carson.org)

Staff Summary: NRS 244.1505(2) allows the Board of Supervisors to donate to nonprofit organizations equipment that the Board determines has reached the end of its useful life. Adoption of this proposed Resolution and the execution of the Warranty Agreement disclaiming any warranty by the City, attached as Exhibit A to the Resolution, authorizes donation of mobile bleachers equipment which the Parks, Recreation and Open Space Department believes has reached the end of its useful life.

**Agenda Action:** Resolution **Time Requested:** 5 minutes

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### Proposed Motion

I move to adopt Resolution No. \_\_\_\_\_.

### Board's Strategic Goal

Efficient Government

### Previous Action

None

### Background/Issues & Analysis

Asset #1005 consists of a large mobile bleacher system that has reached the end of its useful life and is in need of repair. Nevada Day Incorporated, a private, non-profit organization, has inspected the equipment and is interested in a donation of the bleachers in an "as-is condition" from the City. Nevada Day Incorporated is aware of the condition of the bleachers and that they will be responsible for pick up, transport, storage and management of the equipment, should the Board approve this item.

### Applicable Statute, Code, Policy, Rule or Regulation

NRS 244.1505

### Financial Information

**Is there a fiscal impact?** No

**If yes, account name/number:** The equipment has fully depreciated.

**Is it currently budgeted?** No

**Explanation of Fiscal Impact:** N/A

**Alternatives**

Do not approve the donation and provide alternative direction to staff.

**Attachments:**

[RESOLUTION\\_-\\_Donation\\_of\\_equipment\\_to\\_NV\\_Day\\_Inc..docx](#)

[WARRANTY AGREEMENT for Bleachers\(2\).docx](#)

[Asset No. 1005.pdf](#)

[NV Day Inc. SOS status.pdf](#)

**Board Action Taken:**

Motion: \_\_\_\_\_

1) \_\_\_\_\_

2) \_\_\_\_\_

Aye/Nay

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

**RESOLUTION NO. 2019-R-\_\_\_\_\_**

**A RESOLUTION AUTHORIZING DONATION OF SURPLUS ITEMS**

WHEREAS, Nevada Revised Statutes (NRS) 244.1505 authorizes the Carson City Board of Supervisors to donate commodities, supplies, materials and equipment that the Board has determined to have reached the end of their useful lives; and

WHEREAS, NRS 244.1505 authorizes such donations to nonprofit organizations created for religious, charitable or educational purposes or to another governmental entity, to be used for any purpose which will provide a substantial benefit to the inhabitants of Carson City; and

WHEREAS, the consolidated municipality of Carson City has identified equipment as described below that has reached the end of its useful life and is therefore properly designated as surplus property; and

WHEREAS, Nevada Day Incorporated, a nonprofit organization, has expressed an interest in obtaining the equipment items described below, "as-is" for the purpose of community spectator seating at the annual Nevada Day Parade, and such purpose provides a substantial benefit to the inhabitants of Carson City and Carson city citizens;

NOW, THEREFORE, BE IT RESOLVED that the Carson City Board of Supervisors has determined that the below listed piece of surplus property has reached the end of their useful life and has authorized their donation to Nevada Day Incorporated upon execution of the Warranty Agreement attached herewith as "Exhibit A":

| Fixed Asset # | Description            |
|---------------|------------------------|
| 1005          | Large Mobile Bleachers |
|               |                        |
|               |                        |
|               |                        |

Upon motion by Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, the foregoing Resolution was passed and adopted this 3<sup>rd</sup> day of October, 2019 by the following vote.

VOTE:            AYE/NAY:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
 Robert L. Crowell, Mayor  
 Carson City, Nevada

ATTEST

\_\_\_\_\_  
 Aubrey Rowlett, Clerk-Recorder  
 Carson City, Nevada

WARRANTY AGREEMENT

This AGREEMENT is made by and between CARSON CITY ("Transferor"), a consolidated municipality and political subdivision of the State of Nevada, and the Nevada Day Incorporated ("Transferee"), a non-profit organization, on this \_\_\_\_\_ day of \_\_\_\_\_, 2019. Pursuant to the terms of this AGREEMENT, Transferor and Transferee agree as follows:

1. Consideration and Transfer of Title

- 1.1 At a mutually acceptable date and time, but not sooner than the date on which RESOLUTION NO. 2019-R-\_\_\_\_\_ ("RESOLUTION") is duly passed and adopted by the Carson City Board of Supervisors, Transferee will, at Transferee's sole cost, expense and risk, take physical and legal possession of the Equipment described in the RESOLUTION and pursuant to which the Carson City Board of Supervisors has determined to be a surplus item lawfully suitable for donation under the provisions of NRS 244.1505.
- 1.2 The sole consideration to Transferor as a result of the transaction described by this AGREEMENT is the convenience of removal of the Equipment from the physical and legal possession of Transferor. No monetary consideration shall be due to Transferor under the terms of this AGREEMENT.
- 1.3 Effective immediately upon Transferee's physical and legal possession of the Equipment, Transferor hereby transfers, assigns and conveys to Transferee all of Transferor's rights, title and interest in, and any duty, obligation or responsibility relating to, the Equipment.

2. Disclaimer of Warranties and Limitation of Liability

- 2.1 The Equipment will be conveyed to Transferee AS IS and WHERE IS. Transferor makes no warranties, express or implied, whether of title, merchantability or fitness for any particular purpose or use or otherwise, on the Equipment.
- 2.2 Under no circumstance will Transferor be liable to Transferee or any other person for any direct, indirect, incidental, special or consequential damages arising out of or relating to this AGREEMENT or the Equipment.

3. Entire Agreement

- 3.1 This AGREEMENT represents and embodies the entire agreement between Transferor and Transferee with respect to the Equipment. This AGREEMENT supersedes all prior oral and written, and all contemporaneous oral communications, agreements, proposals,

representations and understandings of the parties concerning the Equipment. This Agreement may not be amended or modified except by a writing signed by both parties.

4. Governing Law

4.1 This AGREEMENT shall be governed by, and construed in accordance with, the laws of the State of Nevada as applicable to agreements made and wholly performed in Nevada.

IN WITNESS WHEREOF, the parties hereto have executed this AGREEMENT as of the date first written above:

TRANSFEROR:

CARSON CITY,  
a consolidated municipality and  
political subdivision of the State of Nevada.

By:

\_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Robert Crowell, Mayor

and

NEVADA DAY INCORPORATED,  
a non-profit organization.

By:

\_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Robert Bean, President

**Asset Information**

Asset: 1996 MOBILE BLEACHERS  
 Asset type: EQUIPMENT  
 Asset sub-type: MISCELLANEOUS EQUIPMENT  
 Serial number:  
 Tag/Reference number: 8918  
 Status: FULLY DEPRECIATED  
 Asset classification: Government

**Acquisition**

Acquisition method: PR PURCHASE  
 Acquisition date: 6/30/1996  
 Check number:  
 Project:  
 Purchase cost: 21,145.81  
 Capitalized cost: 21,145.81  
 Insurance coverage: 21,145.81  
 Salvage value: .00

**Depreciation Information**

Depreciable: Yes  
 Calculation type: Purchase cost  
 Capital: Yes  
 Cost center: 50 00-452  
 Life in months: 120  
 Remaining life in months:  
 Unrealized depreciation: .00

**Depreciation Distribution**

| Status | Description | Account Number | Year to Date | Life to Date | % Distr. | Fund |
|--------|-------------|----------------|--------------|--------------|----------|------|
| Active | Asset       | 81000001640000 | N/A          | N/A          | 100.00   | N/A  |
| Active | Accumulated | 81000001640100 | .00          | 21,145.81    | 100.00   | N/A  |
| Active | Expense     | 81000004524465 | .00          | 21,145.81    | 100.00   | 350  |

.00 YTD Depreciation  
 21,145.81 LTD Depreciation  
 100.00 % Depreciation

**Disposal Information**

Disposal date:  
 Disposal price: .00  
 Disposal description:

**Improvements**

|                       | Asset Cost | Depreciation |           |
|-----------------------|------------|--------------|-----------|
|                       |            | YTD          | LTD       |
| 1996 MOBILE BLEACHERS | 21,145.81  | .00          | 21,145.81 |
| Total Improvements    | .00        | .00          | .00       |
| <hr/>                 |            |              |           |
| Total:                | 21,145.81  | .00          | 21,145.81 |

No improvements

**ENTITY INFORMATION****ENTITY INFORMATION****Entity Name:**

NEVADA DAY, INC.

**Entity Number:**

C9395-2002

**Entity Type:**

Domestic Nonprofit Corporation (82)

**Entity Status:**

Active

**Formation Date:**

04/16/2002

**NV Business ID:**

NV20021287179

**Termination Date:**

Perpetual

**Annual Report Due Date:**

4/30/2020

**Solicits Charitable Contribution:**

No

**REGISTERED AGENT INFORMATION****Name of Individual or Legal Entity:**

KEN BROWN

**Status:**

Active

**CRA Agent Entity Type:****Registered Agent Type:**

Non-Commercial Registered Agent

**NV Business ID:****Office or Position:****Jurisdiction:****Street Address:**

1027 S CARSON ST, CARSON CITY, NV, 89701, USA

**Email Address:****Mailing Address:**

P O BOX 999, CARSON CITY, NV, 89702

**Individual with Authority to Act:****Contact Phone Number:****Fictitious Website or Domain Name:****PRINCIPAL OFFICE ADDRESS****Address:****Mailing Address:****OFFICER INFORMATION** **VIEW HISTORICAL DATA**

| Title | Name | Address | Last Updated | Status |
|-------|------|---------|--------------|--------|
|-------|------|---------|--------------|--------|



| Title     | Name         | Address                                               | Last Updated | Status |
|-----------|--------------|-------------------------------------------------------|--------------|--------|
| President | ROBERT BEAN  | 2085 E WILLIAMS SUITE 20, CARSON CITY, NV, 89701, USA | 04/22/2019   | Active |
| Secretary | LINDA RITTER | 4250 HOBART RD, CARSON CITY, NV, 89703, USA           | 04/22/2019   | Active |
| Treasurer | LINDA RITTER | 4250 HOBART RD, CARSON CITY, NV, 89703, USA           | 04/22/2019   | Active |
| Director  | KEN HAMILTON | 1357 BRIDLE WAY, MINDEN, NV, 89423, USA               | 04/22/2019   | Active |

Page 1 of 1, records 1 to 4 of 4

### CURRENT SHARES

| Class/Series | Type | Share Number | Value |
|--------------|------|--------------|-------|
|--------------|------|--------------|-------|

No records to view.

Number of No Par Value Shares:

**0**

Total Authorized Capital:

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