

# **SURPLUS PROPERTY SDCL 6-13...**

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## **SELL TO ANOTHER GOVERNMENT**

- STATE IN EACH GOVERNMENT'S MINUTES WHAT WAS MUTUALLY AGREED TO WITH THE OTHER GOVERNMENT SDCL 6-5-1

## **NON-PROFITS**

- A district may undertake the gratuitous transfer of real or personal property to a nonprofit corporation for public, charitable or humanitarian purposes.  
SDCL 6-5-2

## **TAKE TO THE DUMP**

- DECLARE SURPLUS --- This even includes smaller items that may not be on a "capital asset" listing. It includes all personal property such as sod, fill dirt and other items thought to be of no value.
- BOARD AUTHORIZE DISPOSAL TO THE LANDFILL

## **TRADE-IN**

- DECLARE SURPLUS SDCL 6-13-1
- BOARD APPROVAL OF TRADE-IN

## **AUCTION SDCL 6-13-6**

- DECLARE SURPLUS
- TWO NOTICES (NO APPRAISALS NEEDED) The first notice must be in the designated newspaper, the second notice may be in ANY newspaper.
- HOLD THE AUCTION (BOARD MEMBERS MAY BUY AT AUCTION)

Public auction houses or E-Bay may be utilized, Notices by the public auction house may be utilized if they are in the district's legal newspaper

## **SEALED BID PROCESS**

- DECLARE SURPLUS
- APPRAISAL BY THREE REAL PROPERTY OWNERS (May be board member, but board members and appraisers may NOT buy under the sealed bid process) OR MAY HIRE A PROFESSIONAL APPRAISER
- Education program items need not be appraised

**- OVER \$500      SDCL 6-13-4**

- TWO NOTICES ARE REQUIRED - First notice must be in the designated newspaper, the second notice may be in ANY newspaper.

**- SEALED BIDS ARE RECEIVED**

- Bids may be opened prior to a board meeting if the notice so designates (two people present)
- Board may reject any and all bids
- Sale must be awarded to the highest bidder
- **The 90% rule has been repealed.** Any bid no matter what amount may be accepted

**- \$500 or LESS**

- PUBLIC OR PRIVATE SALE WITHOUT NOTICE - The 90% rule has been repealed. The district may sell it to whomever wants the item for whatever price.

**REALTOR (sale by broker) SDCL 6-13-5.2**

- DECLARE SURPLUS
- APPRAISAL BY THREE REAL PROPERTY OWNERS OR MAY HIRE A PROFESSIONAL APPRAISER
- Two notices are required
- SALE BY REALTOR, must receive at least 90% of appraised value

**REVENUES** - ALL REVENUES ARE TO BE RECEIPTED INTO THE GENERAL FUND , THE CO FUND OR TO THE FUND IN WHICH INVENTORIED (food service). THE ACT OF RECEIVING MONEY HAS NO AFFECT ON THE BUDGET. SDCL 6-13-8