

#13

MEMORANDUM

TO: Mayor Blad and City Council

FROM: Jared Johnson, City Attorney 

DATE: January 11, 2023

RE: Auction of PPD Vehicle

I have reviewed the documentation related to the proposed sale of a vehicle that has been used by the Pocatello Police Department. I have no legal concerns with the request. Therefore, I would recommend that Council authorize the Mayor to sign any documents related to this request.

Please contact me with any questions or concerns.

#13

Executive Summary

Date: January 4, 2023
Request: To Liquidate Narcotic Unit Assets to Fund 88
From: Captain Bill Collins, Pocatello Police Department

This vehicle was purchased with narcotics funds and has been in use by the narcotics unit for several years, and is being requested to be liquidated through auction. This vehicle is:

Grey 2015 Nissan Rogue 4dr KNMAT2MV1FP568464

We request that the council authorize this asset to be liquidated and that the mayor be authorized to sign any agreement involved in the sale.

Consignment Agreement

Item Location (On-site)

Preview Details:

Pickup Details:

Cataloging Schedule:

Off-site Address:

- Seller will act as an agent with us to promote items to potential buyers.
- The cataloging process takes time and teamwork. Seller agrees to help verify descriptions and photos of items for accuracy where possible.
- Seller agrees that everything will be sold to the highest bidder with NO minimums or reserves unless prior approval is made.
- Seller guarantees they have good title and the right to sell the merchandise consigned and that Prime Time Auctions will be paid before any prior liens and/or encumbrances. All branded titles must be disclosed.
- No items shall be sold or withdrawn prior to the auction. Full estimated commissions will be charged on items withdrawn or sold.
- If any items auctioned are not paid for, or the buyer has a discrepancy that cannot be resolved, the item will be considered as a "no-sale". The seller then has the option of picking up the items with no commission charged, or the items may be consigned to the next auction.
- Disburse payment of net proceeds within 14 days following auction. If faster payment is required, arrangements can be made for a nominal fee.
- Seller agrees not to bid on their own items, doing so will incur all seller and buyer fees.
- Seller appoints Prime Time Auctions power of attorney to endorse, release, or transfer ownership to all titled items listed below.
- If any items do not sell or are left behind, the Seller is responsible for pickup or the cost of disposal of remaining items.
- This is a legally binding contract. All seller contracts will be subject to the legal jurisdiction of Bannock County and the laws of the State of Idaho with a statute of limitations of one year.
- Our staff will perform necessary maintenance if they find that a vehicle or item needs: cleaned, gas or new battery. This will be mandatory on items requiring attention. Investment in maintenance will be taken from proceeds.

Check List for Vehicles - Is it Clean, 1/4 Tank of Gas, Good Battery, Title _____

VIN#

K	N	M	A	T	Z	M	V	1	F	P	5	0	8	4	0	4
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Damage Disclosure:

List damages or needed repairs that cannot be seen. Honesty in disclosure is always best - it allows us to not have to unwind the sale.

Investments from proceeds are as follows:

Service: \$ _____ Retrieval / Setup: \$ _____ Marketing / Advertising: \$ _____

\$8 Per Car Wash
\$1 Per Lot

PRIME TIME AUCTIONS

• BID ANYTIME - ANYWHERE •

3300 South 5th Ave. • Pocatello, ID 83204
(208) 232-4912, info@primetimeauctions.com

Auction Date: _____ Consignor # _____

Name: City of Pocatello

Mailing Address: 911 N 7th Ave

City: Pocatello State: ID Zip: 83205

Phone: 208-243-0905 Email: bcollins@pocatello.us

Received By: _____

I have read, understand and agree to the **front and back** of this consignment agreement.

Signature: _____ Date: _____

Community Seller Information

Sliding Scale and Other Services

2nd Saturday and additions to other auctions

PRIME TIME AUCTIONS

• BID ANYTIME - ANYWHERE •

This scale applies to each individual lot sold, not as a total.

Have enough items for your own auction? Flat rates are also available.

\$ 10,001 and higher	5 %	\$ 900 - \$501	15 %
\$ 10,000 - \$ 5,001	6 %	\$ 500 - \$101	20 %
\$ 5,000 - \$ 3,001	7 %	\$ 100 and lower	25 %
\$ 3,000 - \$ 1,501	8 %		
\$ 1,500 - \$ 901	10 %	Special pricing for Real Estate, as low as 1 %	

Specializing in:

- Equipment / Business
- Auto / RV
- Real Estate
- Estate / Antique

Cleaning & Detail Services

Wash \$8, Wash & Vac - \$25, Detailing from \$50 - \$125. Cleaning Equipment and Personal Property is billed at \$25 an hour. Arrangements can be made to have body repairs or painting done through other local companies, if needed.

Retrieval, Delivery & Setup / Insurance & Storage

We are happy to help get items to auction. Retrieval services are arranged to meet your needs. Basic terms: Hourly rates of \$25 an hour per person and mileage for gas and wear and tear based on equipment needed. Flat rates are also available, please ask. All items in our possession are fully insured. Storage is available at reasonable rates.

Mechanical / Gas

Minor repairs can be made at \$30 per hour, plus material costs. This includes replacing batteries and other items that will help your item sell better. 1/4 tank of gas or more is needed in vehicles. If necessary fuel will be added and \$15 reimbursed from proceeds.

Advertising

Items brought in early receive the best promotion. We encourage you to bring in items up to 60 days prior to the auction. Late additions may be accepted up until the Wednesday prior, depending on the auction. Advertising investment is set based on items and need for marketing.

Your Auction, Offsite and On Location Auctions

We specialize in coming to your location to conduct an auction. The majority of our auctions are at the location of the business or estate. We have all the equipment and resources to conduct an auction at your location. Please talk to a salesperson about your special auction needs. We can come take a look at no obligation. We can set a flat rate commission that fits your situation.

Damage Disclosure

Sellers should disclose any known mechanical damage to vehicles and equipment. If damage is not disclosed it may result in a "no sale" with the item being returned to seller. When you disclose damage, the item can be represented properly to the buyers. Our staff will handle each situation on a case-by-case basis keeping in mind what is the best interest of both buyer and seller.

Arbitration

Prime Time Auctions staff has the authority to negotiate with buyer and seller. If a problem arises with working condition, the item could be returned to you or sold at a later auction. Our staff can explain in more detail if needed.

Buyers' Premium / Administrative Fees

A Buyers' Premium is paid by the buyer on auction day and is kept by the auction company for services. Premiums are 5% on each item that sells for \$2,501 or more and 10% on each item that sells for \$2,500 or less. A \$14 title fee and a \$75 documentation fee is paid by the buyer on all titled items. Dealer documentation fee is \$39.

Frequent Seller Program

If you are in business of liquidating quality assets on a regular basis, we can discuss with you the benefits and requirements of the frequent seller program.

Titles

Titles should be delivered with the item. If you cannot provide us with the title prior to the auction, it may not be sold on auction day.

GET READY TO BECOME A SELLING SUPERSTAR!

Thank you! We appreciate your business!

CLICK.BID.WIN!

www.primetimeauctions.com

(208) 232-4912 | 3400 S. 5th Pocatello, ID 83204



We also offer complete real estate services!
Brokered by Premier Properties