

Chapter 2.44

UNCLAIMED PROPERTY

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2.44.010 City custody of personal property. Whenever the city has any property in its possession, the ownership of which is unknown and which is unclaimed for thirty days after the property came into its possession, such fact shall be reported to the city council requesting authority to dispose of it as provided in this chapter. (Ord. 439 §1, 1982)

2.44.020 Disposition of unclaimed property. The city council shall act upon the request after receipt of the request. If disposal of property by public sale is requested and the council approves the request, the chief of police shall post written or printed notice of sale in three public places within the city at least ten days before the sale. The notice shall describe the property and shall state the time and place of public sale at which the property may be purchased by the highest bidder. Until the date of the sale, the property, including money, may be claimed at the office of the chief of police. If ownership is proven, the chief of police shall turn the property, including money, over to the owner and cancel the sale insofar as the claimed property is concerned. (Ord. 439 §2, 1982)

2.44.030 Exclusion from bidding. Members of the city government, including officials and employees, shall not be allowed to bid at the sale. (Ord. 439 §3, 1982)

2.44.040 Conduct of sale--Proceeds. The chief of police shall conduct the sale and shall deposit the proceeds thereof, after deducting the cost of the sale, together with any other money included in the notice, into a fund to support the needs of the police reserve division. (Ord. 439 §4, 1982)

2.44.050 Alternative disposal. In lieu of a sale of the property under the foregoing provisions of this chapter, the chief of police, with approval of the city council, may transfer any portion of unclaimed property to the city for use by the city or may give the unclaimed property to a worthy charity. (Ord. 439 §5, 1982)

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2.44.060 Subsequent claim of property. If the property is sold as provided in this chapter, and if within six months after the sale the owner of the property files with the city council a claim for the property, and proves his right to the same, the council shall direct that the amount received for the property, less expenses of the sale, shall be paid to the owner of the property, from the funds provided for the police reserve division. The council shall not approve any claims filed more than six months after the sale. If the property is transferred to the city in lieu of the sale, it may be claimed by the lawful owner thereof at anytime within one year from the transfer to the city. The chief of police, in disposing of the property in the manner provided herein, shall not be liable to the owner thereof.

(Ord. 439 §6, 1982)

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