

**RESOLUTION 2021-31  
NEW BRITAIN TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA**

**A RESOLUTION FOR THE SALE OF PERSONAL PROPERTY PURSUANT TO  
THE PENNSYLVANIA SECOND CLASS TOWNSHIP CODE SECTION 1504 AND  
THE PENNSYLVANIA MUNICIPAL PROPERTY PURCHASE AND SALE LAW**

**WHEREAS**, New Britain Township, from time to time, finds itself with excess personal property that is no longer of use to the Township; and

**WHEREAS**, Section 1504 of the Pennsylvania Second Class Township Code contains provisions regulating the sale of personal property by townships and the Pennsylvania Property Purchase and Sale Law (73 P.S. §1641 *et. seq.*) regulates the sale personal property by municipalities in general; and

**WHEREAS**, New Britain Township desires to adopt a Resolution to establish a procedure for the sale of personal property without further action by the Board of Supervisors.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Supervisors of New Britain Township, Bucks County, Pennsylvania, as follows:


1. The Manager and Department Heads of New Britain Township shall have the responsibility for determining when personal property is no longer needed by the Township.
2. When a Department Head and/or Manager determines that the Township no longer needs certain personal property, he or she shall sell or dispose of it in accordance with the regulations of the Pennsylvania Second Class Township Code, the Pennsylvania Property Purchase and Sale Law, and this Resolution.
3. With respect to personal property, either individual items or lots of items, the fair market value of which is estimated to be less than \$2,000.00, a Department Head and/or Manager may sell or dispose of the item or items as he or she believes best serves the interests of the Township, so long as the method of disposal employed takes into consideration the fair market value of the personal property being sold. The items may be sold at public auction, but such method of disposal is not required.
4. With respect to personal property, either individual items or lots of items, the estimated fair market value of which is \$2,000.00 or more, such property shall not be sold except to the highest bidder after due notice by advertisement for bids or for public auction in newspaper of general circulation in the Township at least ten (10) days prior to the opening of the bids or the holding of the auction. The advertisement, including an advertisement for an online or electronic auction sale, shall conform to the provisions set forth in Section 1504 of the Second-Class Township Code. If, after attempting twice to receive bids, or if at the public auction no bid is received, the Department Head and/or Manager may sell said personal property without further action of the Board of Supervisors; said sale to conform with the requirements of any law governing the sale of property by municipal corporations generally when no bids have been received.
5. When no bids are received concerning the sale of personal property under Paragraph 4 of this Resolution, the Manager or applicable Department Head may initiate

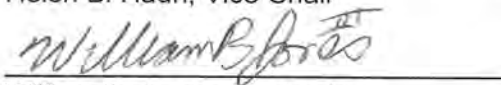
negotiations for a private sale of the property, taking into consideration its fair market value. The Township shall publicly announce the identity of the parties, the sale price, and a summary of the other terms and conditions relating to any proposed private sale at a regular or special meeting of the Board of Supervisors. After this public announcement of the sale is made, at least thirty (30) days must elapse before the Township may complete this private sale.


6. All other remaining provisions of the Pennsylvania Property Purchase and Sale Law (73 P.S. §1641 *et. seq.*) and Section 1504 of the Second-Class Township Code are incorporated herein by reference.


**RESOLVED AND ENACTED** this 15<sup>th</sup> day of November 2021.

  
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Gregory T. Hood, Chair

  
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Helen B. Haun, Vice Chair

  
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William B. Jones, III, Member

  
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Cynthia M. Jones, Member

  
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MaryBeth McCabe, Esq., Member

  
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Matt West, Township Manager