

**ORDINANCE NO. 1032**

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON  
AMENDING SHORELINE MUNICIPAL CODE CHAPTER 3.50 SALE  
AND DISPOSAL OF SURPLUS PERSONAL PROPERTY TO ALLOW  
FOR ONLINE PUBLIC AUCTIONS AND ALTERNATIVE METHODS OF  
NOTICE FOR BIDS AND AUCTIONS.**

WHEREAS, with Chapter 3.50 of the Shoreline Municipal Code (SMC), the City has adopted regulations to govern the sale and disposal of surplus personal property owned by the City; and

WHEREAS, upon City Council approval, SMC 3.50.030 pertains to the sale of surplus personal property with an individual item value in excess of \$5,000 and provides two methods of sale – sealed bids or live auction; and

WHEREAS, SMC 3.50.030 currently provides for notice of an opportunity to bid on surplus personal property by publication in the newspaper which limits the level of exposure and neglects to recognize methods utilized by many bidders today; and

WHEREAS, since originally adopted in 2001, SMC 3.50.030 has permitted surplus personal property to be sold via a live auction with such actions being in-person auctions conducted on City property or at an auctioneer's site; and

WHEREAS, over the past two decades, online auctions have been developed that allow for goods and services to be sold to the highest bidder via a platform that provides exposure via the internet to a broader market; several online auction platforms have been developed that specialize in government surplus property; and

WHEREAS, by amending SMC 3.50.030 to allow for other methods for notice of an opportunity to bid and to provide for both live, in-person and online auctions, the surplus personal property will be exposed to a broader bidding pool; and

WHEREAS, the City Council has determined that it is in the best interests of the residents of Shoreline to amend SMC 3.50.030 to allow for alternative methods of notice and online auctions as these amendments will be financially beneficial to the City both in increased revenues given exposure to a broader market and the elimination of certain costs, such as commissions and publication fees, but also a reduction in staff resources expended;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE,  
WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1. Amendment to Section 3.50.030 of SMC Chapter 3.50 Sale and Disposal of  
Surplus Personal property.**

**SMC 3.50.030 is amended as provided below:**

**3.50.030 Sale of surplus personal property with an individual item value in excess of \$5,000.**

Upon approval by the city council, surplus property owned by the city which is no longer of public use and which is valued at more than \$5,000 shall be sold by calling for sealed bids or by ~~live~~ public auction, at the council's discretion.

**A. Sale by Sealed Bidding.**

1. The call for sealed bids shall contain a description of the property to be sold, the location thereof, the name and address of the person with whom the bid is to be filed, the last date for filing bids, and any other pertinent information required by the city manager. Such call shall be published ~~at least once in the official newspaper of the city not less than five days before the last date for filing of bids.~~ by: (1) posting such notice on the city's website; (2) notice in the official newspaper of the city; and/or (3) providing a news release of notice to potentially interested parties. Notice shall be provided at least five calendar days prior to the final date for submitting the bids or the date of the auction, whichever is earlier.

2. Each bid shall be accompanied by a deposit in the form of a certified or cashiers check in the amount equal to but not less than 10 percent of the amount of the bid. All such deposits so made shall be returned to the unsuccessful bidders after award of a bid, if any. The deposit of the successful bidder shall be applied toward the bid price, or upon failure of such bidder ~~to consummate the purchase,~~ such deposit shall be forfeited as liquidated damages and such deposit shall be credited to the appropriate account.

3. Sealed bids shall be opened in public by the city clerk or duly authorized agent at the time and place specified in the call for bids. The city clerk or duly authorized agent shall make a tabulation of all bids received and forward the bids to the city manager for approval or rejection. The city manager shall accept the highest bid that exceeds the city's estimated value.

4. In the event no bids are received, all bids are rejected, or no bid exceeds the city's estimated value, the city manager may either ask for new sealed bids or direct the sale or disposition of such surplus property under the procedures adopted pursuant to SMC 3.50.020.

**B. Sale by Live Public Auction.**

1. ~~Notice of the live auction, a description of the property to be sold and any other pertinent information required by the city manager shall be published at least once in the official newspaper of the city not less than five days before the auction.~~ Public auction means an auction held in-person or online.

2. The public auction shall be conducted by the city manager or ~~at their direction~~ designee. The city shall accept the highest bid.

3. When the sale is to be by public auction, the city manager or designee shall provide notice of public auction for bids by: (1) posting such notice on the city's website; (2) publishing notice in the official newspaper of the city; and/or (3) providing a news release of notice to potentially interested parties. Notice shall be provided at least five calendar days prior to the final date for submitting the bids or the date of the auction, whichever is earlier. The notice of public auction for bids shall particularly describe the property to be sold and shall designate when and where the bids are to be submitted, including a website for an online auction, or the place and the time of the in-person auction, the minimum price, and the terms of sale.

4. An online auction shall be conducted per the online auctioneer's terms and conditions.

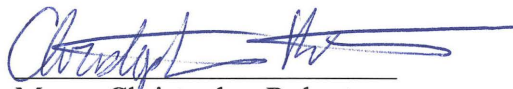
3.5. In the event no bids are received, the city manager may direct the sale or disposition of such surplus property under the procedures adopted pursuant to SMC 3.50.020.

**Section 2. Corrections by City Clerk or Code Reviser.** Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this Ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

**Section 3. Severability.** Should any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or its application to any person or situation.

**Section 4. Publication and Effective Date.** A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.

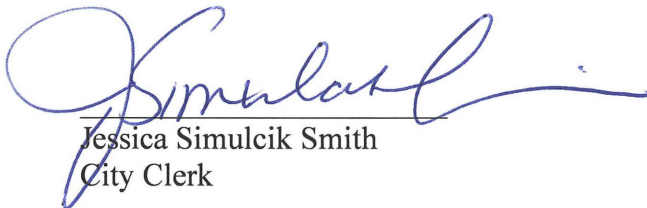
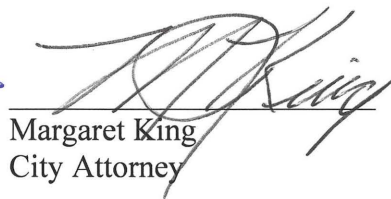
**PASSED BY THE CITY COUNCIL ON MARCH 31, 2025.**



Mayor Christopher Roberts

ATTEST:

APPROVED AS TO FORM:

  
Jessica Simulcik Smith  
City Clerk  
Margaret King  
City Attorney

Date of Publication: April 3, 2025  
Effective Date: ~~April 10, 2025~~ April 8, 2025