

AN ORDINANCE

35224

AMENDING ORDINANCE NO. 34532 THAT ESTABLISHED PROCEDURE FOR THE PUBLIC SALE OF UNCLAIMED VEHICLES AND OTHER PERSONAL PROPERTY IN THE POSSESSION OF THE POLICE DEPARTMENT BY PROVIDING THAT BICYCLES MAY BE SOLD AFTER BEING UNCLAIMED FOR A PERIOD OF 30 DAYS.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

That Ordinance No. 34532, passed and approved by the City Council on June 23, 1966, entitled:

"ESTABLISHING PROCEDURE FOR THE PUBLIC SALE OF UNCLAIMED VEHICLES AND OTHER PERSONAL PROPERTY IN THE POSSESSION OF THE POLICE DEPARTMENT."

is hereby amended so that the same shall read as follows:

SECTION 1. All abandoned, stolen or recovered property of any kind, except motor vehicles and bicycles, which shall remain unclaimed with the Police Department for a period of four months without being claimed or reclaimed by the owners, whether known or not, may be sold and disposed of at public auction, as provided herein.

SECTION 2. All abandoned, stolen or recovered motor vehicles and bicycles which shall remain unclaimed with the Police Department for a period of 30 days without being claimed or reclaimed by the owners, whether known or not, may be sold and disposed of at public auction as provided herein.

For the purpose of this ordinance, motor vehicles which shall remain unclaimed with the Police Department for 30 days, as provided above, shall be conclusively presumed to have been abandoned and the City shall have a lien on all such abandoned, stolen or recovered motor vehicles for all towing and storage charges.

SECTION 3. 30 days notice of the time and place of sale of all property, except motor vehicles, and bicycles, and in the case of motor vehicles and bicycles, 15 days notice of the time and place of sale and a descriptive list of the property or motor vehicles and bicycles to be offered for sale shall be posted at the door of the Bexar County Courthouse and on the bulletin board located in the City Hall lobby and a copy thereof shall be sent by certified mail to the last known address of the owner, in the event the name of the owner is known to the Police Chief. Thereafter, such property shall be offered for sale at public auction to the highest bidder for each piece of property or vehicle, or assembled in lots, whichever, in the discretion of the Police Chief, shall offer the best price obtainable for such property or vehicles.

SECTION 4. The public auction provided for above shall be conducted at the place and hour designated in the Notice and all sales shall be for cash. Said property shall be sold as is, and a bill of sale, if requested, shall be given to the purchaser but no title transfer or title papers of any nature shall be furnished. City employees or members of their immediate families shall not be permitted to bid on any of the above items and no person, firm or corporation that is delinquent in the payment of City property taxes shall be permitted to bid on any of the above items nor shall any sale of said items be made to such person, firm or corporation.

SECTION 5. Within five days after any such sale has been completed, the Chief of Police shall make a record thereof, under oath, to the Controller of the City and shall account for the money received at all such sales in the same manner as is prescribed for him to account for all other monies that may come into his custody as Chief of Police.

SECTION 6. That Section 2-12 of the 1959 City Code pertaining to this same subject is hereby repealed.

PASSED AND APPROVED this 23rd day of Feb, 1967.

MT Mallister
M A Y O R

ATTEST:

JH. Sichelmann
City Clerk

APPROVED AS TO FORM:

J. Norton
City Attorney

66798

DISTRIBUTION

DEPARTMENT	DATE	ORD. OR RESOL.	CONTRACT
AVIATION DIRECTOR			
STINSON FIELD			
BUDGET	2/23		
CITY MANAGER			
ASST. CITY MGR.			
CITY PUBLIC SERVICE			
CITY WATER BOARD			
COMMERCIAL RECORDER			
FINANCE DIRECTOR	2/23		
ASSESSOR & COLL.			
CONTROLLER			
CORP. COURT			
INTERNAL AUDIT	2/23		
PROPERTY RECORDS			
PURCHASING			
FIRE CHIEF			
HEALTH DIRECTOR			
HOUSING & INSP. DIR.			
LEGAL	2/23		
BACK TAX ATTY.			
CONDEMNATION ATTY.			
LAND. DIV.			
LIBRARY DIRECTOR			
PARKS & REC. DIR.			
PERSONNEL DIRECTOR			
PLANNING DIRECTOR			
POLICE CHIEF	2/23		
PUBLIC INFORMATION			
PUBLIC WORKS DIR.			
ASST. DIRECTOR			
TRAFFIC & TRANSP. DIR.			
URBAN RENEWAL AGENCY			
OTHER:			

REMARKS:

J. H. INSELMANN

ITEM NO. *66-798*

ROLL CALL VOTE

FEB 23 1967

MEETING OF THE CITY COUNCIL DATE: _____

MOTION BY: _____ SECONDED BY: _____

ORD. NO. *Calder* ZONING CASE *Jones*

RESOL. _____ PETITION _____

COUNCIL MEMBER	ROLL CALL	AYE	NAY
WALTER W. MC ALLISTER PLACE No. 1, MAYOR		✓	
DR. HERBERT CALDERON PLACE No. 2		✓	
ROBERT C. JONES PLACE No. 3		✓	
S. H. JAMES PLACE No. 4		<i>abs</i>	
MRS. S. E. COCKRELL, JR. PLACE No. 5		✓	
JOHN GATTI PLACE No. 6, MAYOR PRO-TEM		✓	
FELIX B. TREVINO PLACE No. 7		✓	
GERALD PARKER PLACE No. 8		✓	
ROLAND C. BREMER PLACE No. 9		<i>ab</i>	

BRIEFED BY: *Brooks Parker*

ADDITIONAL INFORMATION:
Jones - 2/23 - Bickley ord =

OFFICER'S REPORT

31 JANUARY 1967

ATTENTION: GEO. W. BICHSEL,
CHIEF OF POLICE

CC: GERALD C. HENCKEL,
ASST. CITY MANAGER

CITY ATTORNEY

FILE

SUBJECT : REQUEST OF 7 DECEMBER 1966
CONCERNING BICYCLE AUCTIONS

On December 7, 1966 a request from this writer was forwarded in an attempt to have Ordinance No. 34532 amended whereby unclaimed bicycles could be sold in the same manner as unclaimed motor vehicles.

At that time this request met the approval of Chief Bichsel and was forwarded to City Hall. A member of the City Attorney's Office stated it would be a simple procedure and action would be taken as soon as possible.

Apparently due to the workload, end of the year business, and the beginning of the new year this amendment has not been accomplished. I would, therefore, appreciate this being reconsidered and a definite answer being given so that we may be governed accordingly since there are a large number of bicycles that need to be disposed of as soon as possible.


JACK HUTTON, INSPECTOR
INVESTIGATION DIVISION

JH:js



OFFICER'S REPORT

7 DECEMBER 1966

ATTENTION: GEO. W. BICHSEL,
CHIEF OF POLICE

CC: GERALD C. HENCKEL,
ASST. CITY MANAGER

CITY ATTORNEY

FILE

SUBJECT : AUCTIONS

Ordinance Number 34532 which establishes the procedure for the public sale of unclaimed vehicles and personal property in the possession of the Police Department has caused some confusion concerning the auctions of unclaimed bicycles.

In order to allow bicycles to be disposed of in the same manner that unclaimed motor vehicles are disposed of, it is recommended that in Sections 1, 2, and 3 each paragraph be reworded and amended where the ordinance refers to vehicles to include bicycles. This would enable vehicles and bicycles to be disposed of in a standard procedure which would greatly facilitate our operation.

JACK HUTTON, INSPECTOR
INVESTIGATION DIVISION

JH:js