

AGREEMENT FOR SALE OF SURPLUS PROPERTY

C-5376

This AGREEMENT FOR SALE OF SURPLUS PROPERTY ("Agreement") is made this 11th day of FEBRUARY 2013 ("Date of Sale") by and between the City of Newport Beach, a California municipal corporation and Charter City ("City"), and Roberts Waste and Recycling, a California corporation ("Buyer"). For good consideration it is agreed between the parties that:

1. City agrees to sell, and Buyer agrees to buy the following described surplus property:

Two (2) Ford F-350 Trucks with Packer Body ("Vehicles") described as:

<u>Unit #</u>	<u>Year/Make</u>	<u>VIN</u>
3624	Ford F-350 with Packer Body	1FDWF37Y25EB65446
3625	Ford F-350 with Packer Body	1FDWF37Y76EC75121

2. Buyer agrees to pay to City the total purchase price of Twenty Thousand Dollars and no/100 (\$20,000.00); payable by January 3, 2013:

2.1

<u>Unit #</u>	<u>Year/Make</u>	<u>VIN</u>	<u>Purchase Price</u>
3624	Ford F-350 with Packer Body	1FDWF37Y25EB65446	\$7,000.00
3625	Ford F-350 with Packer Body	1FDWF37Y76EC75121	\$13,000.00

- 2.2 Payable To:

City of Newport Beach
Attn: Anthony Nguyen, Purchasing Agent
PO Box 1768
Newport Beach, CA 92658

3. City warrants it has full legal title to said Vehicles.
4. Said Vehicles are sold in "as is" condition, City disclaiming any warranty of merchantability or working order or condition of the Vehicles except that they shall be sold in their present condition.
5. Buyer shall pay all taxes, costs, and fees imposed by any governmental entity upon the Vehicles as well as all operating costs and expenses associated with the Vehicles.
6. The parties agree that the City will be released of all liability resulting from the operation of the Vehicles effective upon the Date of Sale (Vehicle Code § 5602). The city shall cause the Notice of Release of Liability to be properly filed with the California Department of Motor Vehicles upon the Date of Sale.

7. The parties agree to transfer title upon receipt of the payment, at the address of the City Corporate Yard located at:

City of Newport Beach
Corporate Yard
592 Superior Ave.
Newport Beach, CA 92662

8. This Agreement shall be binding and inure to the benefit of the parties, their successors, assigns and personal representatives.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the dates written below.

ATTEST:
Date: 2/11/13



By: *Leilani I. Brown*
Leilani I. Brown
City Clerk

CITY OF NEWPORT BEACH,
A California municipal corporation and
charter city
Date: 12-27-12

By: *Dan Matusiewicz*
Dan Matusiewicz
Finance Department Director

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE
Date: 12/19/12

By: *Aaron G. Harp* (for)
Aaron G. Harp
City Attorney

12/19

BUYER: Robert's Waste and Recycling
Date: 12/26/12

By: *Jesus Roberto*
Jesus Roberto
President

Date: 12/26/12

By: *Silvestere Roberto*
Silvestere Roberto
Vice President/Chief Financial Officer