

CUSTODY AND DISPOSAL OF PROPERTY

AN ORDINANCE PROVIDING FOR THE CUSTODY AND DISPOSAL OF PROPERTY EXCEPT MOTOR VEHICLES AND ANIMALS COMING INTO THE POSSESSION OF THE CITY OF OAK PARK HEIGHTS AND REMAINING UNCLAIMED.

THE CITY COUNCIL OF THE CITY OF OAK PARK HEIGHTS, WASHINGTON COUNTY, MINNESOTA, DOES ORDAIN:

- 1112.01 Custody of Found Property, Excepting Animals and Motor Vehicles.
The City Clerk shall establish administrative provisions for receiving and safekeeping money and property, except motor vehicles and animals, coming into possession of the City of Oak Park Heights in the course of its municipal operations. A receipt shall be issued to any person finding such property or money and causing it to be delivered to the custody of the City. Such property shall be stored in a safe place and such money deposited with the City Clerk for a period of three (3) months unless claimed by the true owner. Upon expiration of the three (3) month period, said property or money shall be subject to disposal under this ordinance as unclaimed property or money.

- 1112.02 Claims by Owner.
During such three (3) month period, the City Clerk may deliver such property or order such money paid to the true owner thereof, upon proof of ownership satisfactory to the City Clerk, after ten (10) days notice by mail to other persons who may have asserted a claim of true ownership. In the event ownership cannot be determined to the satisfaction of the City Clerk, he may refuse to deliver such property or order the payment of such money to anyone until ordered to do so by a Court.

- 1112.03 Claim by Finder.
If the true owner does not claim property or money during the three (3) month period, the City Clerk may release such unclaimed property, or other such unclaimed money to be paid to the person who found same, if at the time of delivery to the City of Oak Park Heights such finder indicated, in writing, that he wished to assert a claim to the property or money as a finder.

- 1112.04 Transfer of Unclaimed Monies to General Fund.
If any such money is not claimed by the true owner, or by the finder, within the three (3) month period, the City Clerk shall cause such money to be transferred to the General Fund of the City.

- 1112.05 Public Sale of Unclaimed Property.
Upon expiration of the three (3) month period, unclaimed property remaining in the possession of the City of Oak Park Heights shall be appropriated for City use or shall be sold at public sale by the City Clerk. The City Clerk shall cause ten (10) days' published notice of the public sale in the official newspaper, describing therein the article to be sold and the date, time, and place of sale. Any unclaimed property offered for public sale, but not sold and not suitable for appropriation for City use, shall be deemed to be of no value and shall be disposed of in such manner as the City Clerk directs.
- 1112.06 Disposition of Proceeds.
Upon completion of a public sale of unclaimed property, the City Clerk shall cause the proceeds therefrom to be deposited in the General Fund of the City.
- 1112.07 Claim By Former Owner After Public Sale.
The former true owner of property sold at public sale according to the provisions of 1112.05 shall, upon application to the City Clerk within six (6) months of the date of public sale and upon furnishing satisfactory proof of former ownership, be paid the respective sale price proceeds from the General Fund of the City.
- 1112.08 Summary Disposal.
The City Clerk may, without notice and in such manner as he determines to be in the public interest, dispose summarily of any property coming into his possession which he determines to be dangerous or perishable. He shall make a record of the pertinent facts of the receipt and disposal of such property.