

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 365 Session of 2017

INTRODUCED BY GORDNER, VULAKOVICH, COSTA, RAFFERTY, MENSCH,
BAKER AND YUDICHAK, FEBRUARY 15, 2017

REFERRED TO LOCAL GOVERNMENT, FEBRUARY 15, 2017

AN ACT

1 Amending the act of May 1, 1933 (P.L.103, No.69), entitled, as
2 reenacted and amended, "An act concerning townships of the
3 second class; and amending, revising, consolidating and
4 changing the law relating thereto," in corporate powers,
5 further providing for personal property.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 1504(a) and (b) of act of May 1, 1933
9 (P.L.103, No.69), known as The Second Class Township Code, are
10 amended to read:

11 Section 1504. Personal Property.--(a) No personal property
12 of the township shall be sold or disposed of without the
13 approval of the board of supervisors. No personal property owned
14 by the township, the estimated fair market value of which is
15 [one thousand dollars (\$1,000)] two thousand dollars (\$2,000) or
16 more, shall be sold except to the highest bidder after due
17 notice by advertisement for bids or for public auction in one
18 newspaper of general circulation in the township. The
19 advertisement shall be published once not less than ten days

1 before the date set for the opening of bids or public auction,
2 and the date for opening bids or public auction shall be
3 announced in the advertisement. The advertisement for electronic
4 auction sales authorized in subsection (d) shall include the
5 Internet address or means of accessing the electronic auction
6 and the date, time and duration of the electronic auction. If
7 after attempting twice to receive bids or if at a public auction
8 no bid was received, the board of supervisors may by resolution
9 adopt a procedure by which the personal property may be sold
10 without further action of the board of supervisors. A procedure
11 adopted pursuant to this authorization shall be subject to and
12 shall conform with the requirements of any law governing the
13 sale of property by municipal corporations generally when no
14 bids have been received. The award of contracts shall be made
15 only by public announcement at a regular or special meeting of
16 the board of supervisors or at the public auction. Except as
17 provided in subsection (d), all bids shall be accepted on the
18 condition that payment of the purchase price in full is made
19 immediately upon acceptance of the successful bid. The board of
20 supervisors may reject any bids received if the bids are
21 believed to be less than the fair market value of the property.

22 (b) With respect to personal property, either individual
23 items or lots of items, the fair market value of which is
24 estimated to be less than [one thousand dollars (\$1,000)] two
25 thousand dollars (\$2,000), the board of supervisors shall by
26 resolution adopt a procedure by which the property may be sold
27 without further action by the board of supervisors. The board of
28 supervisors may arrange for the sale of the item or items at
29 public auction.

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1 Section 2. This act shall take effect in 60 days.