

FORSYTH COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: AUGUST 10, 2015

AGENDA ITEM NUMBER: 13

SUBJECT: RESOLUTION AUTHORIZING THE EXCHANGE OF USED WEAPON COMPONENTS OWNED BY FORSYTH COUNTY FOR NEW SHOTGUNS AND MAGAZINES (FORSYTH COUNTY SHERIFF'S OFFICE)

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS: Recommend Approval

SUMMARY OF INFORMATION:

See attached

ATTACHMENTS: YES NO

SIGNATURE: J. Kendrick Cletts, Jr. DATE: August 5, 2015
COUNTY MANAGER

**RESOLUTION AUTHORIZING THE EXCHANGE OF USED WEAPON
COMPONENTS OWNED BY FORSYTH COUNTY FOR
NEW SHOTGUNS AND MAGAZINES
(FORSYTH COUNTY SHERIFF'S OFFICE)**

WHEREAS, the Forsyth County Sheriff's Office distributed a Request For Proposals to three Class III Firearms Dealers seeking proposals for the exchange of used weapon components, owned by the County, valued at \$3,050.00; and

WHEREAS, the Sheriff's Office received one response to the Request For Proposals, from Atlas Firearms, LLC, offering four (4) new Remington 24421 Shotguns and twenty-five (25) AR-15 Milspec GI Aluminum Magazines, valued at \$3,500.00 in exchange for the County's used Bushmaster M15 with 20" barrel, Remington 870 Shotgun (minus the receiver, good for parts only), two (2) mismatched Glock 17's, two (2) mismatched Glock 21's, and four (4) M-16 Rifles (less receivers, components only value); and

WHEREAS, N.C.G.S. 160A-271 authorizes Counties to exchange personal property by private negotiation if the County receives full and fair consideration in exchange for its property; and

WHEREAS, N.C.G.S. 160A-271 provides that property shall be exchanged only pursuant to a resolution authorizing the exchange adopted upon ten (10) days' public notice by publication; and

WHEREAS, the consideration outlined herein for the proposed exchange represents full and fair consideration to the County and a public notice of this proposed exchange has been published in the manner required by N.C.G.S. 160A-271;

NOW, THEREFORE, BE IT RESOLVED that the Forsyth County Board of Commissioners hereby authorizes the exchange of a used Bushmaster M15 with 20" barrel, Remington 870 Shotgun (minus the receiver, good for parts only), two (2) mismatched Glock 17's, two (2) mismatched Glock 21's, and four (4) M-16 Rifles (less receivers, components only value) valued at \$3,050.00 owned by Forsyth County, further identified on the attached Exhibit A, for four (4) new Remington 24421 Shotguns and twenty-five (25) AR-15 Milspec GI Aluminum Magazines, valued at \$3,500.00, and owned by Atlas Firearms, LLC, which represents full and fair consideration in the exchange.

BE IT FURTHER RESOLVED that the Forsyth County Board of Commissioners hereby authorizes execution by the Chairman or County Manager, and Clerk to the Board of all necessary documents to facilitate the exchange of property outlined herein, subject to a pre-audit certificate thereon by the Chief Financial Officer, where applicable, and approval as to form and legality by the County Attorney.

Adopted this 10th day of August 2015.

**NOTICE ANNOUNCING THE FORSYTH COUNTY BOARD OF COMMISSIONERS'
INTENT TO AUTHORIZE THE EXCHANGE OF FIREARMS AT ITS
AUGUST 10, 2015 REGULAR MEETING**

Notice is hereby given pursuant to the provisions of N.C.G.S. 160A-271 that the Forsyth County Board of Commissioners intends to authorize the following exchange of firearms at its August 10, 2015 regular meeting:

County Property	Atlas Firearms, LLC
Bushmaster M15 with 20" barrel, Remington 870 Shotgun (minus the receiver, good for parts only), Two (2) mismatched Glock 17's, Two (2) mismatched Glock 21's, Four (4) M-16 Rifles (less receivers, components only value)	Four (4) Remington 24421 Shotguns, Twenty-Five (25) AR-15 Milspec GI Aluminum Magazines
Value/Consideration	Value/Consideration
\$3,050.00	\$3,500.00

This notice of the proposed property exchanges shall be published once at least ten (10) days prior to the August 10, 2015 meeting of the Forsyth County Board of Commissioners at which the property exchanges will be considered.

This the 10th day of August 2015.



Atlas
Firearms

April 17, 2015

Office of the Sheriff
Attn: Fred Woitineck
301 North Church Street
Winston-Salem, NC 27101

Sgt. Woitineck:

After numerous discussions with the NFA branch of the Bureau of Alcohol, Tobacco, Firearms, and Explosives, Atlas Firearms determined that we were unable to bid on the four (4) fully automatic Colt Firearms that you submitted for bid on March 13, 2015. This difficulty is due to the fact that they are Post 1986 ban models and therefore can only be possessed by military and law enforcement agencies. To my understanding no FFL even with a NFA SOT 3 can be in possession of four of these for resale to law enforcement agencies.

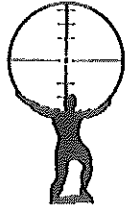
Alternatively, if your agency would retain the lower receivers (to keep or destroy at your prerogative), we would be pleased to bid two (2) shotguns (Remington Model 24421) for all the remaining uncontrolled used parts (upper receivers, stocks, grips, lower parts, etc). We would require everything but the registered stripped lower – which, as you know, is the registered firearm.

If this arrangement is suitable to you, please respond at your convenience. Thank you for your time and consideration.

Sincerely

Douglas Funderburk
Managing Member
Atlas Firearms, LLC

4230 Ebert Street ✦ Winston-salem NC ✦ 27127
336.448.1555 ✦ www.AtlasFirearms.com ✦ Douglas@AtlasArmory.com



Atlas Firearms

June 16, 2015

Office of the Sheriff
Attn: Fred Woitineck
301 North Church Street
Winston-Salem, NC 27101

Sgt. Woitineck:

On behalf of Atlas Firearms, I would like to propose a trade of 2 (qty of 2) Remington 24421 shotguns and 25 (qty of 25) AR-15 Milspec GI Aluminum Magazines for the Bushmaster M15 with a 20" barrel, the Remington 870 Shotgun (minus the receiver), the two mismatched Glock 17's and two mismatched Glock 21's that were originally put out to bid in March.

I have the Remington 24421 shotgun's in stock and can have the magazines within a week. Please advise if this trade is acceptable to you.

Sincerely

Douglas Funderburk
Managing Member
Atlas Firearms, LLC

4230 Ebert Street ✦ Winston-salem NC ✦ 27127
336.448.1555 ✦ www.AtlasFirearms.com ✦ Douglas@AtlasArmory.com

Gun Trade List

1. M16, .223 caliber rifles. These guns were registered with ATF as Full Auto and are not being used for that purpose. The Safety/Full Auto switch could be confused in high stress situations.
 - a. HT008682
 - b. HT009607
 - c. HT014830
 - d. HT014869
2. Bushmaster M15, .223 caliber Long Barrel. Too long to be serviceable and does not conform to our standard issue.
 - a. BFI440056
3. Remington 870 Shotgun. Serial number un-readable and cannot be easily tracked.
 - a. V436240
4. Glock 17's previously were simulator guns. 9 mm weapons do not conform to current standard issue weapons.
 - a. DNL600US
 - b. DNL602US
5. Glock 21 Gen 3's previously were simulator guns. Mismatch serial numbers because of replacement barrels. Do not conform to current standard for issued weapons.
 - a. KXX475
 - b. KXX477