

RESOLUTION #: 2015-07-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS AUTHORIZING THE MAYOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT / CONTRACT WITH RENÉ BATES AUCTIONEERS, INC. (HEREINAFTER REFERRED TO AS RBAI) THAT AUTHORIZES RBAI TO CONDUCT ONLINE AUCTIONS ON BEHALF OF THE CITY OF OVERTON ON AN AS NEEDED BASIS UNDER TERMS AND CONDITION SPECIFIED IN THE PROFESSIONAL SERVICES AGREEMENT / CONTRACT, PROVIDING AND EFFECTIVE DATE.

WHEREAS, the City Council of the City of Overton has determined that it is in the best interest of the City to reduce the property inventory through the state approved process of utilizing an Auction Service; and

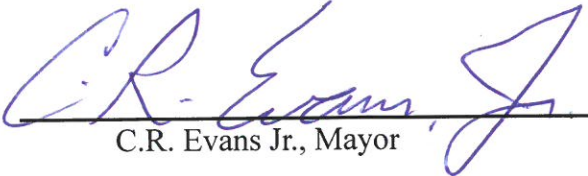
WHEREAS, the City of Overton wishes to enter into a Professional Services Agreement / Contract with René Bates Auctioneers, Inc. (hereinafter referred to as RBAI) proposes to conduct Online Auctions for the City of Overton, Texas on an as needed basis; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERTON, TEXAS:

THAT the City of Overton, Texas approves entering into a Professional Services Agreement / Contract with RBAI under terms and conditions of the Contract which is attached hereto as EXHIBIT A and incorporated herein for all purposes.

APPROVED AND ADOPTED by the City Council of the City of Overton, Texas on this the 7th day of July, 2015.

CITY OF OVERTON

By: 
C.R. Evans Jr., Mayor

ATTEST:

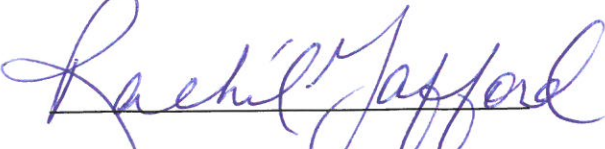

Rachel Gafford, City Secretary



EXHIBIT A**PROFESSIONAL SERVICES AGREEMENT/CONTRACT
FOR ONLINE AUCTIONEERING SERVICES**

René Bates Auctioneers, Inc. (hereinafter referred to as RBAI) proposes to conduct Online Auctions for the City of Overton, Texas on an as needed basis under the following terms and conditions:

René Bates Auctioneers, Inc.'s Responsibilities:

RENÉ BATES



AUCTIONEERS, INC.

4660 CR 1006

McKinney, Texas 75071-6614


(972) 548-9636

www.renebates.com

1. Conduct online auctions for the City of Overton, Texas at their request.
2. Set starting prices for each online auction item or coordinate with your designee to set starting prices for each online auction item, if so desired.
3. Post all online auction information on www.renebates.com.
4. Conduct and monitor auction items for approximately two weeks prior to the closing date of each online auction conducted.
5. Advertise your online auction, as necessary, through our normal channels such as, but not limited to, newspapers, trade journals and print brochures at our sole discretion. We will never do your legal advertising.
6. Generate and send a minimum of two email blast notices to our entire database when your auction has been posted.
7. Invoice all successful bidders once your auction has closed.
8. Collect all auction proceeds including any applicable sales tax from successful bidder.
9. Generate paid receipts to buyer with a copy to your approved distribution list.
10. Balance all auction payments received with actual sales results.
11. Remit all monies, less commission and sales tax, to your designee.
12. Remit all sales tax collected to the State of Texas.
13. Maintain all documentation for exemptions, resale certificates and export certifications for sales tax for the State of Texas.
14. Maintain records of all your auctions for three years.

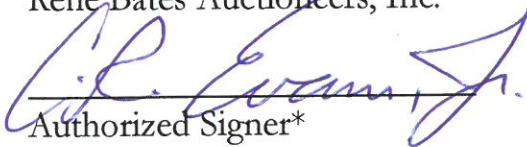
The City of Overton, Texas' Responsibilities:

1. Provide list of all items to be sold and gather information on all auction items and take digital photographs of each auction item and send to RBAI.
2. Have contact person (Fleet Manager or designee) complete Vehicle Information Sheet on all vehicles and heavy equipment and forward to RBAI.
3. Conduct onsite viewing of all auction items before the closing of each online auction for bidders to come and physically inspect auction items.
4. Contact local news media for Public Service Announcement informing bidders of upcoming online auction and handle all legal advertising as required by the City of Overton, Texas. Provide link from your website to www.renebates.com to direct potential buyers to your auction.
5. Transfer all titles to successful buyers after the City of Overton; Texas has received an electronic "PAID" receipt from RBAI.
6. Oversee removal and checkout of all paid auction items.
7. René Bates Auctioneers, Inc. proposes to conduct Online Auctions for the City of Overton, Texas for 7.5% of all fleet vehicles, heavy equipment and all miscellaneous items. These auctions will be conducted on an as needed basis for the City of Overton, Texas.



Michelle Bates, Vice President
René Bates Auctioneers, Inc.

Date: 06/26/15


Authorized Signer*

Date: 07/07/2015

The City of Overton, Texas

*Any items submitted for public auction via this contract have been declared surplus through the appropriate channels of the selling entity.

All auctioneers are licensed and regulated by the Texas Department of Licensing and Regulation and are covered by a Recovery Fund administered by the Department. Licensure with the Department does

not imply approval or endorsement by the State of Texas. If you have an unresolved complaint it should be directed to: Texas Department of Licensing and Regulation, P.O. Box 12157, Austin, Texas 78711, (512) 463-2906, www.tdlr.texas.gov.

René Bates	Texas Auction License #6644
Sheryl Bates	Texas Auction License #15025
Michelle Bates	Texas Auction License #12100

Texas sales tax, if applicable, will be collected under our Texas Sales and Use Tax Permit #17517183822 and remitted to the State Comptroller electronically on a monthly basis.