

ORDINANCE 2024-28
AN ORDINANCE TO DESIGNATE AND DECLARE CERTAIN ASSETS SURPLUS
AND SCRAP FOR RELATED MATTERS
FOR FISCAL YEAR 2023-2024

BE IT ORDAINED BY THE MAYOR AND COUNCIL of the City of Baker, Parish of East Baton Rouge, Louisiana, in regular session assembled, a proper quorum being there and then assembled, on the 22nd day of October 2024, as follows, to wit:

SECTION 1: “Disposal of Property” provides guidance for the disposal of movable property recognizing the requirements of La. R.S. 33:4712. That policy states, “...before disposition can be made of property under the provisions of this Subpart, an ordinance must be introduced” declaring the subject property as surplus.

SECTION 2: The following property is hereby declared and designated to be Surplus and/or Scrap and accordingly the same shall be sold at depreciated costs or for fair market value or shall be destroyed accordingly.

Playground Equipment – donated in 2005 by TV Personality – Rosie O’Donnell
without restriction

SECTION 3 - Repeal: All Ordinances and parts of Ordinances in conflict herewith shall be and the same are hereby repealed.

All Ordinances not in conflict herewith and not affected by the Ordinance hereinabove set forth are hereby maintained in full force and effect as if re-enacted herein.

The repeal of an Ordinance shall not affect any punishment or penalty incurred before the repeal took effect, or any suit, prosecution or proceedings pending at the time of the repeal, of an offense committed under the Ordinance repealed.

SECTION 4 - Severability: It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by any Court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrases, clauses, sentence, paragraph or section. If the provisions of this Ordinance, or the application thereof to any person, fact, situation, or circumstance are held invalid, the remainder of this Ordinance and the application of such provisions to the other persons, facts, situations, or circumstances shall not be affected thereby.

SECTION 5 – Invalidation: If any provisions of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications and, to that end, all provisions of this Ordinance and applications thereof are declared to be severable.

This Ordinance having been submitted to a vote; the vote thereon was recorded as follows:

YEAS: Collins, Dunn, Murphy, Vincent, Young
NAYS: None
ABSENT: None
ABSTAIN: None

And the Ordinance was presented on the 8th day of October 2024, at the regular meeting of the Baker City Council held at the City Hall Building in Baker, Louisiana.

And the Ordinance was declared adopted on this, the 22nd day of October 2024, at the regular meeting of the Baker City Council held at the City Hall Building in Baker, Louisiana.

ATTEST:

/s/Angela Canady Wall, LCMC, Clerk of Council

/s/Darnell Waites, Mayor