

RESOLUTION NO. 19-02

A RESOLUTION OF THE TOWN OF TALLULAH FALLS TO DECLARE CERTAIN PROPERTY OF THE TOWN OF TALLULAH FALLS TO BE SURPLUS PROPERTY; TO AUTHORIZE THE TOWN OF TALLULAH FALLS TO AUCTION SAID PROPERTY IN ACCORDANCE WITH O.C.G.A. § 36-37-6; TO AUTHORIZE THE MAYOR TO SIGN ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; TO AUTHORIZE THE TOWN CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF THE TOWN, AS NECESSARY; TO REPEAL INCONSISTENT RESOLUTIONS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Town of Tallulah Falls ("Town") is a municipal corporation duly organized and existing under the laws of the State of Georgia; and

WHEREAS, the Town of Tallulah Falls acquired three vehicles for use by the Town, including a 1982 Chevrolet P20, a 1997 Dodge Ram, and a 2012 Chevrolet 2500, as shown in Exhibit "A" attached; and

WHEREAS, these three trucks have outlived their usefulness and they are no longer needed by the Town of Tallulah Falls; and

WHEREAS, Section 6.21 of the Town's Charter provides, in pertinent part, that "[t]he town council may sell and convey any real or personal property owned or held by the town for governmental or other purposes as provided by Code section 36-37-6 of the O.C.G.A. or any other general state law as now or later amended."

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF TALLULAH FALLS:

- 1.) INCORPORATION OF RECITALS. The Town Council hereby affirms the above-stated "whereas" recitals as true and correct and further reincorporates those recitals as though set forth fully herein.
- 2.) DECLARATION OF SURPLUS. The Town Council hereby declares that the vehicles listed in Exhibit "A" attached hereto and incorporated herein by reference are surplus property.
- 3.) AUTHORIZATION TO SELL. The Town Council hereby authorizes the sale of the vehicles listed in Exhibit "A" attached hereto and incorporated herein by reference through the methods described in Section 6.21 of the Town's Charter and O.C.G.A. § 36-37-6.
- 4.) ADDITIONAL AUTHORIZATION. The Town Council hereby authorizes the Mayor to execute any and all documents which may be necessary or convenient to effectuate this Resolution and for the Town Clerk to attest same once approved as to form by the Town's Attorney. Moreover, the Mayor, Clerk, Attorney, and other Town personnel as may be necessary or convenient, are hereby authorized to undertake any and all endeavors that may be necessary or convenient to effectuate this Resolution.

- 5.) SEVERABILITY. To the extent any portion of this Resolution is declared to be Invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.
- 6.) REPEAL OF CONFLICTING PROVISIONS. All resolutions are hereby repealed to the extent they are inconsistent with this Resolution.
- 7.) EFFECTIVE DATE. This Resolution shall take effect immediately.

THIS RESOLUTION adopted this 9<sup>th</sup> day of May, 2019.

TOWN OF TALLULAH FALLS, GEORGIA

Teri Dobbs

TERI DOBBS, MAYOR

ATTEST:

Trinda Popeye

TOWN CLERK

[SEAL]

APPROVED AS TO FORM BY:

Warren Tillery

Warren Tillery, Town Attorney

## Exhibit A

1. 1982 Chevrolet P20, VIN 1GCFP22MXC3327879  
296,021 miles
2. 1997 Dodge Ram, VIN 1B6MC36D7VJ541170  
310,499 miles
3. 2012 Chevrolet 2500, VIN 1GC1KVC8CG195514  
115,159 miles