

RESOLUTION NO. 19-03

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 DISPOSE OF 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 equipment for use by the Town as shown in Exhibit "A" attached; and

WHEREAS, these items 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 property listed in Exhibit "A" attached hereto and incorporated herein by reference is surplus property.
- 3.) ESTIMATION OF VALUE. The Town Council hereby accepts the estimation of value provided by Fire Chief Mike Early, who, after performing a good faith investigation, represented that any such item of property listed individually in Exhibit "A" attached hereto and incorporated herein by reference is less than \$500.
- 4.) AUTHORIZATION TO SELL. The Town Council hereby authorizes the sale of the property 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.
- 5.) 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.


6.) 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.

7.) REPEAL OF CONFLICTING PROVISIONS. All resolutions are hereby repealed to the extent they are inconsistent with this Resolution.

8.) EFFECTIVE DATE. This Resolution shall take effect immediately.

THIS RESOLUTION adopted this 13<sup>th</sup> day of June, 2019.

TOWN OF TALLULAH FALLS, GEORGIA

  
\_\_\_\_\_  
TERI DOBBS, MAYOR

APPROVED AS TO FORM BY:

  
\_\_\_\_\_  
Warren Tillery, Town Attorney

ATTEST:

  
\_\_\_\_\_  
TOWN CLERK  
[SEAL]

EXHIBIT A

Item	QTY	ID	MFG DATE					
Bullard Helmet	1	NA	Jun-95					
HP Envy 4500	1	NA	NA					
SCOTT SCBA Cylinder	1	IH59949	Jan-04					
SCOTT SCBA Cylinder	1	OK96236	Apr-04					
SCOTT SCBA Cylinder	1	OK99635	May-04					
SCOTT SCBA Cylinder	1	OK997750	May-04					
SCOTT SCBA Cylinder	1	OK100278	May-04					
SCOTT SCBA Cylinder	1	OK100308	May-04					
SCOTT SCBA Cylinder	1	OK103221	Jun-04					
SCOTT SCBA Cylinder	1	OK105729	Jul-04					
SCOTT SCBA Pack Frame & Assembly	1	RED0509038075AA	NA					
SCOTT SCBA Pack Frame & Assembly	1	115S0634004209	NA					
SCOTT SCBA Pack Frame & Assembly	1	115S0749004806	NA					
SCOTT SCBA Pack Frame & Assembly	1	RED0510039598AA	NA					
50' Length - 2 1/2" Double Jacketed Fire Hose	28	NA	NA					
50' Length - 1 1/2" Double Jacketed Fire Hose	16	NA	NA					