

STATE OF INDIANA
BEFORE THE TOWN COUNCIL OF SELLERSBURG, INDIANA
ORDINANCE NO. 2021 – OR – 004

AN ORDINANCE DISPOSING OF SURPLUS PERSONAL PROPERTY

WHEREAS, pursuant to Ind. Code § 36-5-2 *et seq.*, this Town Council of Sellersburg, Indiana (this “Council”) is the town legislative body and the President of the town council is the town executive; and,

WHEREAS, pursuant to Ind. Code § 36-5-2-9, the legislative body may adopt ordinances and resolutions for the performance of functions of the town; and,

WHEREAS, pursuant to Ind. Code § 5-22-22-3(b), this Council or its designee, acting as the purchasing agent, may sell property that “belongs to the governmental body, but is no longer needed for the purpose for which it was intended”; and,

WHEREAS, if the purchasing agent does not engage an auctioneer or if the surplus property is not sold through an Internet auction site under Section 4.5 of Ind. Code § 5-22-22 *et seq.*, the purchasing agent shall sell the property at a public sale or by sealed bids delivered to the office of the purchasing agency before the date of the sale or as otherwise permitted by Indiana law. Advertisement of sale shall be made in accordance with Ind. Code § 5-3-1 and all sales shall be made to the highest and most responsible bidder. (*Ind. Code § 5-22-22-5*); and,

WHEREAS, pursuant to Ind. Code § 5-22-22-8, “if the property is worthless, it may be demolished or junked.” Property may be determined to be worthless or of no market value if the value of the property is less than the estimated costs of the sale and transportation of the property; and,

WHEREAS, this Council has determined a need to dispose of certain personal property of the Town.

NOW THEREFORE BE IT ORDAINED by this Town Council of Sellersburg, Indiana
as follows:

1. That upon the recommendation of the Chief of Police, the following personal property is no longer needed for the purpose for which it was intended:
 - a. 2013 Chevrolet Tahoe – Vin# 1GNLC2E04DR304563
 - b. 2014 Dodge Charger – Vin# 2C3CDXKT9EH351241
 - c. 2015 Dodge Charger – Vin# 2C3CDXKT7FH746701
2. This Council grants the Chief of Police with the authority to dispose of said personal property pursuant to Ind. Code § 5-22-22 *et seq.* and Indiana law, or if the property is deemed worthless then to have the property scrapped.
3. This ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Council.

So Ordained this 25th day of January, 2021

[Signature page to follow]

“Aye”

“Nay”

Brad Amos

Brad Amos
Council President

Brad Amos
Council President

Matthew Czarnecki

Matthew Czarnecki
Council Vice President

Matthew Czarnecki
Council Vice President

Terry Langford

Terry Langford
Council Member

Terry Langford
Council Member

Scott McVoy

Scott McVoy
Council Member

Scott McVoy
Council Member

Randall Mobley

Randall Mobley
Council Member

Randall Mobley
Council Member

Michelle D. Miller

Attested by: Michelle Miller
Sellersburg Clerk-Treasurer

FIRST READING

DATE: 1/25/2021

MOTION: Czarnecki

SECOND: Mobley

VOTE: 5 AYE 0 NAY 0 ABSTAIN

SECOND READING

DATE: 1/25/2021

MOTION: Czarnecki

SECOND: Mobley

VOTE: 5 AYE 0 NAY 0 ABSTAIN

