

**ORDINANCE 2012-22**

**AN ORDINANCE TO DECLARE CERTAIN  
ITEMS AS SURPLUS NO LONGER NEEDED  
FOR CITY PURPOSES AND TO PROVIDE  
FOR DONATION OF CERTAIN ITEMS TO  
EAST BATON ROUGE PARISH SHERIFF'S  
OFFICE, TO REGION 2 URBAN SEARCH AND  
RESCUE TEAM, AND SOLD TO FIRE  
DEPARTMENT IN NEED AS OUTLINED IN  
EXHIBIT A**

**BE IT ORDAINED** by the Mayor and Council of the City of Baker, Parish of East Baton Rouge, State of Louisiana, in regular session assembled, this 14<sup>th</sup> day of August, 2012, as follows:

**SECTION 1:**

That certain items are declared surplus property and no longer needed for city purposes as outlined in Exhibit A attached to this ordinance.

**SECTION 2:**

That certain items are to be donated to the East Baton Rouge Parish Sheriff's Office, to Region 2 Urban Search and Rescue Team, and sold to fire department in need as outlined in Exhibit A attached to this ordinance.

**SECTION 3: REPEAL**

All ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

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

The repeal of an ordinance shall not effect any punishment or penalty incurred before the repeal took effect, or any suit, prosecution or proceedings pending at the time of the repeal, for an offense committed under the ordinance repealed.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 provision 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, any and all provisions of this ordinance and applications thereof are declared to be severable.

And the ordinance was presented on the 24<sup>th</sup> day of July, 2012, at the regular meeting of the Baker City Council held at the City Hall Building in Baker, Louisiana.

This ordinance having been submitted to a vote, the vote thereon was recorded as follows:

YEAS: Burges, Givens, Heine Vincent, Young

NAYS: None

ABSENT: None

ABSTAIN: None

And the ordinance was declared adopted on this, the 14<sup>th</sup> day of August , 2012, at the regular meeting of the Baker City Council held at the Baker City Hall Building in Baker, Louisiana.

ATTEST:

/s/Angela Canady, Clerk of Council

/s/Harold M. Rideau, Mayor

**EXHIBIT A**

**1. ITEMS TO BE DECLARED SURPLUS TO DONATE TO EBR SHERIFF’S OFFICE**

**July 12, 2012**

**1- Phoenix Power Unit (6.0 hp Briggs & Stratton) # 61916**

**1- Phoenix Power Unit (5.5 hp Honda) # T161090704**

**1- Spreader / CUTTER Tool # 25-0804-07**

**1- Small Ram Tool # 806-07-0093**

**2- Sections of Hydraulic Hose**

**We would like to donate these items to the East Baton Rouge Sheriff’s office SWAT Emergency Services Unit**

**2. ITEMS TO BE DECLARED SURPLUS AND DONATED TO THE REGION 2 URBAN SEARCH AND RESCUE TEAM (BAKER FIRE DEPARTMENT IS ON THIS TEAM)**

**July 12, 2012**

**4-Scott Breathing Air 2216 P.S.I Bottles**

**# DG-7708**

**# DG-7857**

**# DG-177958**

**# DG-125784**

**3. ITEMS TO BE DECLARED SURPLUS AND TO SELL TO FIRE DEPARTMENT IN NEED**

**6 - Scott Air Pak 2.2**

**#002351**

**#002352**

**#002347**

**#002441**

**#002346**

**#002343**

**Scott breathing air bottles2216psi**

**#DG - 177970**

**#DG -177575**

**#DG - 41076**

**#DG - 41318**

**#DG - 166215**

**#DG- 126015**