

ORDINANCE NO. 2021-001

**AN ORDINANCE AMENDING THE JONESBORO CODE OF ORDINANCES TO CREATE SECTION 33 ENTITLED "SURPLUS PROPERTY", ENACTING SECTIONS 33:1-33:2 AUTHORIZING THE SALE OF THE UNDIVIDED INTEREST OF THE TOWN OF JONESBORO IN A TRACT OF IMMOVABLE PROPERTY, PROVIDING A PROCEDURE FOR THE SOLICITATION AND REVIEW OF BIDS AND PROVIDING FOR MATTERS RELATED THERETO**

WHEREAS, the Town of Jonesboro is the owner of an undivided interest in a tract of immovable property described as "Beginning at the Southwest corner of the NE 1/4 of the NE 1/4 of Section 31, Township 15 North, Range 3 West and run West 420 feet; thence North 420 feet; thence East 392 feet and 9 inches for a STARTING POINT; thence continue East 72 feet; thence South 100 feet; thence West 72 feet; thence North 100 feet to the STARTING POINT together with all improvements thereon, appurtenances thereunto belonging and component parts", hereinafter sometimes referred to as "the property"; and

WHEREAS the property is currently off of the tax rolls, since it is owned partially by the Town of Jonesboro and partially by the Parish of Jackson, their respective interests having been acquired as the result of the failure to pay property taxes, resulting in the loss of tax revenue; and

WHEREAS the Town presently has no use, and is not likely in the future to have any use, for its undivided interest in the property; and

WHEREAS Louisiana Revised Statute 33:4712 mandates the procedure by which the Town of Jonesboro is permitted to dispose of surplus immovable property:

NOW, THEREFORE, be it ordained by the Mayor and Board of Aldermen of the

Town of Jonesboro, Louisiana, in regular session, duly convened as the governing authority of the Town of Jonesboro, Louisiana as follows, to-wit:

### SECTION I

The Jonesboro Code of Ordinances be and the same is hereby amended to enact Section 33 to be entitled "Surplus Property" and to enact Section 33:1 and Section 33-2 to read as follows:

#### Section 33-1:

The Town of Jonesboro will offer for sale, to the highest bidder for cash its undivided interest in a tract of immovable property described as "Beginning at the Southwest corner of the NE 1/4 of the NE 1/4 of Section 31, Township 15 North, Range 3 West and run West 420 feet; thence North 420 feet; thence East 392 feet and 9 inches for a STARTING POINT; thence continue East 72 feet; thence South 100 feet; thence West 72 feet; thence North 100 feet to the STARTING POINT together with all improvements thereon, appurtenances thereunto belonging and component parts", hereinafter sometimes referred to as "the property" said sale to be made without any warranty of title whatsoever, including the return of the purchase price. The Town will accept written bids for its interest at the Jonesboro Town Hall, 128 Allen Avenue, Jonesboro, Louisiana. All bids must be submitted by 4:00 p.m. on March 8, 2021. Bids will be opened at 9:00 a.m. on March 9, 2021 at the Jonesboro Town Hall. All bids received shall be presented to the Board of Aldermen in open session at its meeting on March 9, 2021 at 6:00 p.m. The Town will accept the highest bid received which

meets or exceeds the minimum bid, the minimum bid being fixed at \$500.00.

The Town reserves the right to reject all bids.

Section 33-2 Upon acceptance of a bid for its interest in the property the Mayor of the Town of Jonesboro is authorized to sign a cash sale deed conveying the Town's interest in the property, without any warranty whatsoever but with complete transfer and subrogation of all actions of warranty against previous owners.

## SECTION II

Notice of the introduction of this Ordinance shall be published in the legal journal of the Town of Jonesboro three times within fifteen days prior to March 8, 2021. Any opposition to this ordinance shall be made in writing and filed with the Clerk of the Town of Jonesboro within fifteen days after the first publication of the notice of this ordinance. If any opposition to this ordinance is filed a hearing on the ordinance shall be held on February, 9, 2021 at 5:45 p.m. The ordinance will be considered for adoption, after the public hearing, on February, 9, 2021 at the 6:00 meeting of the Board of Aldermen.

## SECTION III

If no opposition to this ordinance is filed it shall become effective immediately upon its adoption and signature by the Mayor. If any opposition to this ordinance is filed the ordinance shall not become effective until ten days after its passage, during which time any interested citizen may apply to the district court having jurisdiction for an order restraining the disposition of the property.

## SECTION IV

Should any item or provision, including any section, exception, part, phrase or term,

or the application thereof be held invalid, the application to other persons or circumstances shall not be affected thereby and the validity of this Ordinance in any and all other respects shall not be affected thereby. If any phrase, clause, word or portion of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, the invalidity shall be limited to that portion of the Ordinance.

The above ordinance was introduced by Alderman Stringer at the regular meeting of the Board of Aldermen held on the 12th day of January, 2021, and copies of the same were provided to all members of the Board and the Mayor.

The title of the Ordinance was published three times in the official journal of the Town of Jonesboro, which notice stated that the Board of Aldermen would consider its adoption at the special meeting of the Board of Alderman scheduled for the 9<sup>th</sup> day of March, 2021 at 6:00 p.m. at which time a public hearing would be held on said ordinance. At that meeting, following a public hearing, this proposed ordinance shall be read by title and called for final passage and may be adopted by an affirmative vote of a majority of the members of the Board of Aldermen. Said ordinance shall take effect as set forth in Section IV, there having been no objection to its adoption.

Thus adopted at the regular meeting of the Mayor and Board of Aldermen of the Town of Jonesboro held on the 9<sup>th</sup> day of February, 2021, by the following vote:

YEAS: Johnson, Stringer, Siadek, Flowers, Ginn

NAYS: None

ABSENT: None

ATTEST:

\_\_\_\_\_  
CLERK

\_\_\_\_\_  
MAYOR

CERTIFICATE

I, the undersigned Clerk of the Town of Jonesboro declare that the above and foregoing is a true and correct copy of a ordinance adopted by the Mayor and Board of Aldermen of the Town of Jonesboro at a regular meeting held on the 9<sup>th</sup> day of February, 2021, at which a quorum was present and voting.

Jonesboro, Louisiana, on this 9th day of February, 2021.

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CLERK

Legal Notice

At its meeting on January 12, 2021 Ordinance #2021-001 entitled **AN ORDINANCE AMENDING THE JONESBORO CODE OF ORDINANCES TO CREATE SECTION 33 ENTITLED "SURPLUS PROPERTY", ENACTING SECTIONS 33:1-33:2 AUTHORIZING THE SALE OF THE UNDIVIDED INTEREST OF THE TOWN OF JONESBORO IN A TRACT OF IMMOVABLE PROPERTY, PROVIDING A PROCEDURE FOR THE SOLICITATION AND REVIEW OF BIDS AND PROVIDING FOR MATTERS RELATED THERETO** was introduced.

A public hearing on this ordinance, including any objection to its adoption, will be held on Tuesday, March 9, 2021 at 5:45 p.m. at the Jonesboro Town Hall, 128 Allen Avenue, Jonesboro, Louisiana.

Any opposition to this ordinance must be in writing and filed with the Clerk of the Town of Jonesboro within fifteen (15) days of the date of the first publication of this notice.