

There came on for consideration at a meeting of the Mayor and City Council of the City of Diamondhead, Mississippi, held on the 18th day of FEBRUARY, 2014, the following

Resolution:

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI REQUESTING THE ASSISTANCE OF LEGISLATORS IN OBTAINING THE PASSAGE OF GENERAL LEGISLATION THAT AUTHORIZES AND ALLOWS LOCAL FOOD PANTRIES THAT ARE DULY REGISTERED WITH THE SECRETARY OF STATE'S OFFICE TO RECEIVE A FULL EXEMPTION FROM ALL STATE AND LOCAL SALES TAXES

WHEREAS, the Hancock County Food Pantry provides valuable services and assistance to needy residents of Hancock County, Mississippi; and

WHEREAS, the Hancock County Food Pantry exists because of the hard work and dedication of volunteers and donations; and

WHEREAS, the Mayor and Council of the City of Diamondhead, Mississippi recognize the efforts and assistance provided by the Hancock County Food Pantry and its volunteers and supports those efforts to the fullest extent possible, and the Mayor and Council further recognize the benefits provided by similar food pantries throughout the State of Mississippi; and

WHEREAS, the Mayor and Council of the City of Diamond, Mississippi hereby find that the imposition of state and local sales taxes upon the food pantries such as the Hancock County Food Pantry hinders its efforts to serve the needy, and this impact likewise spreads statewide;

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS:

1. That the Mayor and Council of the City of Diamondhead, Mississippi recognize the efforts of the Hancock County Food Pantry and similar pantries throughout the State of Mississippi and the benefits provided thereby to needy citizens, locally and statewide.

2. That the Mayor and Council of the City of Diamondhead, Mississippi hereby request that the Mississippi Legislature adopt general legislation that exempts all food

pantries, including but not limited to the Hancock County Food Pantry, from State and Local sales taxes if they are duly registered with the Mississippi Secretary of State's office.

Councilmember _____ moved for the adoption of the Resolution, which motion was seconded by Councilmember _____.

Upon being put to a roll call vote, the following ballots were cast:

YEAS: NAYS: ABSENT:

Lopez
Lafontaine
Sislow
Rech
Knobloch
Schafer

WHEREUPON, the Mayor declared the motion carried and the Resolution adopted, this the _____ day of _____, 2014.

ATTEST: _____ ADOPTED: _____

CITY CLERK

MAYOR

A RESOLUTION BY THE DIAMONDHEAD CITY COUNCIL DECLARING CERTAIN AND VARIOUS EQUIPMENT, FURNISHINGS, AND OTHER ITEMS OF MUNICIPAL PERSONAL PROPERTY TO BE SURPLUS PROPERTY WHICH IS NO LONGER USED OR NEEDED BY THE MUNICIPALITY AND DECLARED TO HAVE NO VALUE TO THE MUNICIPALITY AND AUTHORIZING SALE OF SAID ITEMS OF MUNICIPAL PERSONAL PROPERTY

WHEREAS, the City of Diamondhead is in possession of certain and various equipment and other items of Municipal personal property (as described as attached hereto as Exhibit "A") that it desires to dispose of; and

WHEREAS, the aforementioned equipment, furnishings and other items of Municipal personal property are no longer of any use to the City of Diamondhead because of their age, condition or other factors specific to each piece of personal property; and

WHEREAS, the Governing Authority of the City of Diamondhead according to § 21-17-1 and § 17-2525 of the Mississippi Code of 1972, as amended, is vested with authority to determine when personal property belonging to the municipality is surplus, and to make disposition thereof; and

WHEREAS, the City of Diamondhead proposes to auction the aforementioned equipment and other items of Municipal personal property at a fair market value to be determined via an auction, date to be determined, at the Cuevas Auction, LLC; and

WHEREAS, the Governing Authority of the City of Diamondhead finds that the listed equipment, furnishings and other items of Municipal personal property as found in Exhibit "A" hereto are of no further value to the City of Diamondhead due to their condition, age or other factors specific to each piece of personal property and further finds that the City of Diamondhead is authorized to auction or sell these items to the highest bidder via auction to ensure that fair market value is obtained therefore and further finds that it is in the best interest of the City of Diamondhead that the aforementioned equipment and other items of personal property be hereby conveyed, sold and assigned as the same is surplus personal property belonging to the City of Diamondhead.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS, TO WIT:

Section 1. That the matters, facts and things recited in the Preamble hereto are hereby adopted as the official findings of the Governing Authority.

Section 2. That the listed equipment and other items of Municipal personal property, due to their age, condition, or other factors specific to each piece of personal property are hereby declared to be surplus personal property of the City of Diamondhead, having no value to the City and being a burden to the City of Diamondhead.

Section 3. That the listed equipment, furnishings and other items of Municipal personal property be, and they are hereby authorized for auction and/or sale for the highest prices bid, in accord with § 17-2525 of the Mississippi Code of 1972, as amended, and the City Manager is hereby authorized and empowered to sign and execute any and all documents that may be required to record such transfer of the ownership of the various pieces of personal property with the sale or conveyance or transfer of the personal property conditioned upon the purchaser's agreement to take the items of personal property "as is" without any warranty or guarantee of any kind and to agree that it will hold the City of Diamondhead harmless and indemnify the City from any claims related to the items of personal property that may arise after the sale and transfer of the personal property.

Section 4. That this Resolution be, and it is hereby ordered to be spread on the minutes of the governing Authority, and to be in full force and effect immediately upon its passage and enactment according to law.

	Aye	Nay	Absent
Councilmember Lopez	_____	_____	_____
Councilmember Lafontaine	_____	_____	_____
Councilmember Sislow	_____	_____	_____
Councilmember Rech	_____	_____	_____
Councilmember Knobloch	_____	_____	_____
Mayor Schaefer	_____	_____	_____

APPROVED: _____
Thomas E. Schafer, IV
Mayor

ATTEST: _____
Kristin Ventura, City Clerk

SEAL

THIS IS TO CERTIFY THAT THE FOREGOING RESOLUTION WAS ADOPTED BY THE CITY OF
DIAMONDHEAD, MISSISSIPPI, ON THE ____ DAY OF _____, 2014.

Clerk

"Exhibit A"

City of Diamondhead

EQUIPMENT DISPOSITION REQUEST

Department: PUBLIC WORK 2/25/2014

Description of Equipment Item	Quantity Disposed	Month/Year Purchased	Unit Cost	Physical Condition	Disposition Action Recommended
Stihl weed eater FS 110R 275791650	1	1/7/13	370	Poor	Surplus unrepairable
Stihl weed eater FS 110 R 274581458	1	1/7/13	370	Poor	Surplus unrepairable
Stihl weed eater FS 110 R 27792626	1	1/7/13	370	Poor	Surplus unrepairable
Stihl weed eater FS 110 R FS0000002	1	1/7/13	370	Poor	Surplus unrepairable
Stihl weed eater FS 110 R 277926197	1	1/7/13	370	Poor	Surplus unrepairable
Stihl weed eater FS 110 R 280836314	1	1/7/13	370	Poor	surplus unrepairable
Home made utility trailer #T60	1	1/7/13	1,232.00	Poor	Surplus Not street unprovable
h/p printer # P201DN Serial #CNBJM25808	1	1/7/13	99	Poor	surplus
H/P printer scanner copier #20Y9 Serial# MY7BG120Y9	1	1/7/13	199	Poor	surplus
Sharp 492 AR286 Digital imager Serial # 94L11132	1	1/7/13	3000	Poor	surplus
Ford F150 Vin#1FTZF1720WNB91076	1	1/7/13	3500	poor	Surplus Bad motor

Approvals:

Date:

Department Head:

FA Coordinator:

City Manager:

2/22/14
2/26/14
2/24/14

Physical Condition Guide:

- P - Poor
- F - Fair
- G - Good
- E - Excellent