

**CITY OF LOWRY CROSSING, TEXAS
ORDINANCE NO. 227**

AN ORDINANCE OF THE CITY OF LOWRY CROSSING, TEXAS, PROVIDING FOR THE DISPOSAL OF SURPLUS PROPERTY OF THE CITY OF LOWRY CROSSING; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, disposal of surplus property by the City of Lowry Crossing occurs occasionally; and

WHEREAS, the City Council of the City of Lowry Crossing finds that disposal of surplus property falls under state regulated guidelines; and,

WHEREAS, the City Council finds that it is in the public interest to adhere to state guidelines regarding such property; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, TEXAS:

Section 1. Adoption of Policy. That the City of Lowry Crossing shall adhere to article 3, section 52 of the Texas Constitution prohibits a city from lend[ing] its credit or grant[ing] public money or thing of value in aid of, or to any individual, association or corporation whatsoever. All sales of worn-out, scrap, obsolete or unused personal property of the city shall be approved by the city council according to the probable value of such personal property as estimated by the council.

Section 2. Purpose and Intent. That it is the purpose of this ordinance to follow state guidelines for the disposal of City property.

Section 3. Severability Clause. That if any section or provision of this ordinance or the application of any section or provision to any person, firm, corporation, situation or circumstance is for any reason adjudged invalid or held unconstitutional, the same shall not affect the validity of any other section or provision of this ordinance or the application of any other section or provision to any other person, firm, corporation, situation or circumstance, and the City Council declares that it would have adopted the valid portions of the ordinance without the invalid parts and to this end the provisions of this ordinance shall remain in full force and effect.

Section 4. Effective Date. That this ordinance shall take effect immediately from and after its passage as the law in such cases provides.

DULY PASSED by the City Council of the City of Lowry Crossing, Texas, this the 3rd day of May, 2011.

APPROVED:

Derek Stephens, Mayor

APPROVED AS TO FORM:

John Hill, City Attorney

ATTEST:

Janis Cable, City Secretary