

# **Town of Homer**

## **Ordinance No. 16-004**

### **AN ORDINANCE OF THE TOWN OF HOMER TO SELL CERTAIN PROPERTY OWNED BY THE TOWN OF HOMER**

The Town of Homer ("Homer") desires to sell a certain tract of property located in Claiborne Parish, Louisiana as this property is no longer needed for public purposes. The property is more fully described as follows:

The Northeast Quarter of the Northeast Quarter of Section 22, Township 20 North, Range 7 West, Claiborne Parish, Louisiana, containing 40 acres, more or less.

This property is no longer needed for public purposes, as it has been abandoned and unused for several years. It is proposed that the property along with the timber contained thereon be sold for a minimum bid of \$128,340.00. In accordance with La. R.S. 33:4712, the following procedure will be followed in the disposition of the property and will ensure that any and all individuals who are interested in purchasing the property will have the opportunity to do so.

1. The minimum bid for the property is one hundred twenty-eight thousand three hundred forty and no/100 dollars (\$128,340.00);
2. The property is subject to a Right of First Refusal in favor of the heirs of C.B. Simpson as recorded in Conveyance Book 478, Page 656 under Registry Number 292913 in the conveyance records of Claiborne Parish, Louisiana;
3. The heirs of C.B. Simpson will be given seven (7) days after the close of all bidding to match the highest bid on the property;
4. Any party interested in purchasing the property may submit a sealed bid to Homer City Hall, % Ms. Lori Kirkpatrick, 400 East Main Street, Homer, Louisiana 71040;
5. The bid envelope shall reference that the bid is submitted on the 40 acre tract of property being sold;
6. All sealed bids must be submitted between to August 19, 2016 and September 2, 2016 ("the bidding period");
7. On September 6, 2016, at 12:00 p.m., all bids will be opened with said property to be sold to the highest bidder seven (7) days thereafter if the heirs of C.B. Simpson do not wish to exercise their Right of First Refusal; and
8. A successful bidder will be given thirty (30) days thereafter to make payment on his/her bid and complete the sale; otherwise, the property will be sold to the second highest bidder.

Notice of this ordinance will be published three times in fifteen days, one week apart, in the Homer Guardian Journal beginning on July 14, 2016. Any opposition to this ordinance must be made in writing, filed with the clerk or secretary of the Town of Homer within fifteen days of the first publication. If an opposition is filed, this ordinance will not be adopted until a hearing is held by the Town Council of the Town of Homer. If this ordinance is adopted, it shall not become effective until ten days after its passage, during which time any interested citizen may apply to the district court having jurisdiction of the Town of Homer for an order restraining the disposition of the property. After this ordinance becomes effective, it cannot be contested for any reason, and the property will be sold to the highest bidder, subject to the right of first refusal as described herein above.

**BE IT FURTHER ORDAINED** that if any provision of this ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein, which can be given effect without the invalid provision; and to this end, the provisions of this ordinance are hereby declared to be severable.

This ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the Town Council of the Town of Homer, State of Louisiana, was then submitted to an official vote as a whole, the vote thereon being as follows.

Moved for adoption by \_\_\_\_\_

Seconded by \_\_\_\_\_

**Whereupon** this ordinance was submitted to a vote and resulted in the following:

YEAS \_\_\_\_\_ NAYS \_\_\_\_\_

ABSTAIN \_\_\_\_\_ ABSENT \_\_\_\_\_

**PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF AUGUST, 2016.**

\_\_\_\_\_  
**DANNY ROY LEWIS, MAYOR**  
**TOWN OF HOMER, LOUISIANA**

\_\_\_\_\_  
**LORI KIRKPATRICK, TOWN CLERK**  
**TOWN OF HOMER, LOUISIANA**