

VILLAGE OF BOSTON HEIGHTS	Codified?	First Reading <u> N </u>	Waiver 3-Reading Rule _____
ORDINANCE NO: <u> 2016 -11-20 </u>	Yes _____	Second Reading _____	Yes <u> X </u>
INTRODUCED BY <u> R.FENN </u>	No <u> N </u>	Third Reading _____	No _____

AN ORDINANCE EXPRESSING THE INTENT OF THE VILLAGE OF BOSTON HEIGHTS TO SELL PERSONAL PROPERTY, INCLUDING MOTOR VEHICLES, AND OTHER PROPERTY REFERENCED IN REVISED CODE §721.15 WHICH ARE NO LONGER NEEDED FOR PUBLIC USE, ARE OBSOLETE, OR UNFIT, FOR THE USE FOR WHICH THEY WERE ACQUIRED AND DECLARING AN EMERGENCY

WHEREAS, Revised Code §721.15(A) allows for this Council to adopt an Ordinance authorizing the sale of personal property, including motor vehicles and other personal property equipment referenced in Revised Code Section 721.15 which are no longer needed for public use or obsolete or unfit for the use for which they were acquired by; and,

WHEREAS, this Council wishes to adopt such an Ordinance expressing its intent to authorize the sale of the Village’s personal property that is not needed for public use; and,

WHEREAS, this Council wishes to authorize the Mayor and/or Fiscal Officer to advertise in a newspaper of general circulation and/or on the Village’s website throughout the year this Council’s notice of intent to sell unneeded, obsolete or unfit municipal personal property.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Boston Heights, Summit County, Ohio, as follows:

Section 1: That this Council adopts this Ordinance indicating to its intent and does, therefore, hereby authorize the sale of unneeded, obsolete or unfit personal property.

Section 2: The Mayor and Fiscal Officer, together, shall be hereby authorized and directed to sell any personal property belonging to the Village, which they deem as officers and directors of the Village, is no longer needed for municipal purposes. The Mayor and Fiscal Officer shall publish notice of such an offering pursuant to Revised Code §721.15 for not less than two (2) nor more than four (4) consecutive weeks in a newspaper of general circulation in the Village of Boston Heights. If any such property is sold pursuant to this Ordinance, it shall be sold to the highest and best bid and any such agreement shall be in writing and approved by the Solicitor.

Section 3: That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety of the Village residents, to allow for the best competitive sale price to be achieved, and to allow for the continued operations of the Village Fiscal Department and other departments and shall therefore take effect and be in force from and immediately after its passage.

PASSED:



BILL GONCY, MAYOR

ATTEST:



BETTY KLINGENBERG, FISCAL OFFICER

I, Betty Klingenberg, Fiscal Officer and Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Ordinance **2016-11-20** was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on **this 9th day of November, 2016.**