

RECORD OF ORDINANCES

Ordinance No. 2020-23Passed March 4, 2020

SPONSOR: SAFETY COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO SELL AND/OR DISCARD UNNEEDED PERSONAL PROPERTY AND DECLARING AN EMERGENCY

WHEREAS, the Village owns a number of spare Fire Department cylinders with approximately ten years life/use remaining and other personal property that it no longer needs and now desires to sell and/or discard;

WHEREAS, it is in the best interests of the Village to sell and/or discard the foregoing property as it is presently being under-utilized and counterproductive for the needs of the Village at this time; and,

WHEREAS, the Village has previously authorized the sale of such property by online auction.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio, as follows:

Section 1: That it is in the best interests of the Village of Mogadore and its operations to sell some of its unfit, obsolete and/or unneeded personal property, which include spare cylinders (valves/tanks) with approximately ten years life/use remaining. Further, all of this identified personal property is hereby found to be unneeded.

Section 2: That the Mayor, Fiscal Officer and Fire Chief are hereby authorized and directed to sell the aforesaid personal property in a reasonably commercial fashion, and, if deemed proper, on Govdeals.com as previously authorized and contracted.

Section 3: That the internet auction shall satisfy the statutory minimum of ten (10) days (including Saturdays, Sundays and legal holidays) for bidding on the property.

Section 4: Advertising for the internet auction is hereby directed and shall be accomplished in accordance with the Ohio Revised Code and Mogadore Resolution 2020-17 on this topic.

Section 5: That Council does not set a minimum price to be accepted for these specific items and any other terms and conditions for a particular sale beyond those as set forth in the Village's agreement with GovDeals, Inc. online auction company of the same which shall be provided on the internet at the time of the auction.

Section 6: That no proceeds from the internet sales shall be paid in cash, rather all proceeds shall be delivered to the Clerk-Treasurer by cashier or bank check, or electronic transfer to the Village's general fund with verification of receipt delivered to the Clerk-Treasurer.

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Section 7: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Ordinance.

Section 8: 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 9: 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 and to allow for the continued operations of the Village Police Department and other departments and shall therefore take effect and be in force from and immediately after its passage.

Michael Raddish 3-4-20

President of Council

Date

[Signature] 3-6-20

Mayor

Date

Attest:

[Signature]