

RECORD OF ORDINANCES

Resolution No. 2025-5

Passed February 5, 2025

SPONSOR: MAYOR RICK

A RESOLUTION AUTHORIZING THE MAYOR TO SELL AN AMBULANCE AND BUCKET TRUCK VIA ONLINE AUCTION THROUGH GOVDEALS.COM, AND DECLARING AN EMERGENCY.

WHEREAS, Section 3.10(F) of the Charter of the Village of Mogadore provides this Council the power to determine the method, manner, consideration and procedure for the sale or disposal of real and personal property on behalf of the Village; and

WHEREAS, Section 721.15(D) of the Ohio Revised Code empowers the Village to sell, regardless of the property's value, personal property acquired for use by the Village, which is no longer needed for public use, or is obsolete or unfit for the use for which it was acquired, by internet auction upon the adoption for each calendar year of a resolution expressing the Council's intent to sell such property by internet auction; and

WHEREAS, the Village owns a certain ambulance and bucket truck that were previously used by the Fire Department and Street Department, respectively, that are no longer needed for public use, are obsolete, and are unfit for use by the Village; and

WHEREAS, the Mayor has recommended to this Council that it authorize the sale of said ambulance and bucket truck via internet auction conducted by Govdeals.com on behalf of the Village; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the ambulance and bucket truck are no longer needed for public use, are obsolete, and are unfit for use by the Village, and further that it is necessary and in the best interest of the Village to authorize the Mayor to sell the aforementioned ambulance and bucket truck via internet auction conducted by Govdeals.com on behalf of the Village.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: This Council hereby finds that the ambulance and bucket truck are no longer needed for public use, are obsolete, and are unfit for use by the Village.

SECTION 2: This Council hereby authorizes and directs the Mayor to sell the ambulance and bucket truck via internet auction conducted by Govdeals.com on behalf of the Village. The Mayor, Clerk-Treasurer and any other Village employees are hereby authorized to take all actions reasonable and necessary to effectuate said internet auctions.

SECTION 3: The internet auctions authorized in Section 2 shall be conducted by Govdeals.com and shall not be completed until the passage of the statutory minimum of ten (10) calendar days for bidding on the aforementioned property.

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SECTION 4: The internet auctions authorized in Section 2 of this Resolution shall otherwise be conducted in accordance with Section 721.15(D) and any other pertinent provisions of the Ohio Revised Code.

SECTION 5: No reserve shall be set by the Village for the internet auctions authorized in Section 2 of this Resolution.

SECTION 6: No proceeds from the internet auctions shall be paid in cash, and all proceeds shall be delivered to the Clerk-Treasurer by bank or cashier's check, or electronic transfer to the Village's general fund, with verification of receipt delivered to the Clerk-Treasurer.

SECTION 7: The Mayor is hereby authorized to execute any agreements or other documents with Govdeals.com and any other person necessary to conduct the internet auction and consummate the sale of the ambulance and bucket truck.

SECTION 8: It is the intention of this Council that this Resolution satisfy the requirements of Section 721.15(D) for the authorization of the sale of personal property that is no longer needed for public use, is obsolete and/or is unfit for use by the Village via internet auction.

SECTION 9: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 10: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately selling such unneeded personal property for maximum value possible and receiving payment for the same, and, provided this Resolution receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

Michael Radford 2-5-25
President of Council Date

[Signature] 2-5-25
Mayor Date

Attest: [Signature]
Clerk-Treasurer