



Founded 1875

Village of LaGrange

COPY

RESOLUTION NO. 2023 - 992

A RESOLUTION EXPRESSING THE INTENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR MUNICIPAL PURPOSES BY INTERNET AUCTION AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 721.15(D) authorizes the legislative authority of a municipal corporation to sell personal property, including motor vehicles acquired for the use of municipal offices and departments, and road machinery, equipment, tools, or supplies, which is not needed for public use, or is obsolete or unfit for the use for which it was acquired, by internet auction; and,

WHEREAS, Council for the Village of LaGrange, Ohio, desires to sell unneeded, obsolete, or unfit personal property owned or hereafter acquired by the Village of LaGrange by internet auction from time to time throughout the calendar year 2023.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of LaGrange, Ohio, a majority of members elected or appointed thereto concurring that:

Section 1: The Village Administrator shall be and is hereby authorized to place for auction and to sell to the highest bidder such unneeded, obsolete, or unfit personal property, as may be authorized by resolution of Council from time to time, by internet auction.

Section 2: Such auction shall be conducted by a representative pursuant to contact with the Village. The terms of sale will require receipt of payment in full prior to tender or delivery of such personal property.

Section 3: Such resolution of Council may establish a minimum price that will be accepted for each such item and may provide for further terms and conditions, including but not limited to the website and identity of the servicer of the auction, requirements for pickup and delivery, method of payment, and sales tax. Any such terms or conditions shall be contained in the advertisement for internet auction and shall be made available to any person upon request.

Section 4: Internet actions shall remain open for bidding for a period of not less than ten (10) consecutive days, including Saturdays, Sundays, and legal holidays.

Section 5: That the Village Fiscal Officer is hereby directed to publish notice of Council's intent to sell surplus property in a newspaper of general circulation in the municipal corporation or as provided in section 7.16 of the Revised Code, notice of its intent to sell unneeded, obsolete, or unfit municipal personal property by internet auction. Said notice shall include a summary of the information provided in this resolution and shall be published twice. The second notice shall be published not less than ten nor more than twenty days after the previous notice. A similar notice also shall be posted continually throughout the calendar year in

a conspicuous place in the offices of the village fiscal officer and the legislative authority and shall be posted continually throughout the calendar year on the Village website so long as that website is maintained.

Section 6: This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were held, in meetings open to the public in compliance with the law.

Section 7: This Resolution is hereby declared to be an emergency measure, the emergency being the immediate necessity to comply with the publication and posting requirements of O.R.C. 721.15 so as to enable the disposition of personal property not needed for municipal purposes as the best possible price and thereby provide for the health, safety and welfare of the citizens of the Village of LaGrange, Ohio.

1st reading: _____

2nd reading: _____

3rd reading: _____

PASSED: _____

ATTEST: _____
Christie Homer-Miller Fiscal Officer

SIGNED:

Gary Kincannon, Mayor

APPROVED AS TO FORM:

Jon D. Clark, Solicitor