

ORDINANCE NO. 17-2024

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE CITY OF NEW PHILADELPHIA, NOT REQUIRED FOR PUBLIC PURPOSES, PURSUANT TO OHIO REVISED CODE SECTION 721.15 – DISPOSITION OF PROPERTY UNNEEDED, OBSOLETE OR UNFIT FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City Council of the City of New Philadelphia has determined that it is not necessary, appropriate or in the best interests of the City to no longer maintain ownership of three vehicles: 2002 International 4900, VIN 1HTSDAAR72h526116; 1997 International 4900, VIN 1HTSDAAROVH489690; and a 1990 Ford LN 8000, VIN 1FDYR82AOLVA23973; and

WHEREAS, pursuant to Section 721.15(A) of the Ohio Revised Code: “Personal property not needed for municipal purposes, the estimated value of which is less than one thousand dollars, may be sold by the board or officer having supervision or management of that property. If the estimated value of that property is one thousand dollars or more, it shall be sold only when authorized by an ordinance of the legislative authority of the municipal corporation and approved by the board, officer, or director having supervision or management of that property. When so authorized, the board, officer, or director shall make a written contract with the highest and best bidder after advertisement for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the municipal corporation or as provided in section [7.16](#) of the Revised Code, or with a board of county commissioners upon such lawful terms as are agreed upon, as provided by division (B)(1) of section [721.27](#) of the Revised Code.”; and

WHEREAS, the City of New Philadelphia has confirmed that the ownership of this property by the City of New Philadelphia is no longer warranted as the property is unneeded, obsolete, or unfit for municipal purposes.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, COUNTY OF TUSCARAWAS, STATE OF OHIO, THAT:

SECTION 1. The Council of the City of New Philadelphia hereby authorizes and directs the Service Director of the City of New Philadelphia to advertise for and receive bids for the sale of the following vehicles pursuant to the terms in the Ohio Revised Code Section 721.15:

1. 2002 International 4900, VIN 1HTSDAAR72h526116
2. 1997 International 4900, VIN 1HTSDAAROVH489690
3. 1990 Ford LN 8000, VIN 1FDYR82AOLVA23973.

SECTION 2. The suggested minimum bid for said vehicles shall be:

- | | |
|---|-------------|
| 1. 2002 International 4900, VIN 1HTSDAAR72h526116 | \$2,000.00 |
| 2. 1997 International 4900, VIN 1HTSDAAROVH489690 | \$2,000.00 |
| 3. 1990 Ford LN 8000, VIN 1FDYR82AOLVA23973 | \$1,200.00. |

SECTION 3. The Service Director reserves the right to reject all bids.

SECTION 4. Said property shall be subject to the following terms of sale:

There are no representations and/or warranties of any kind made by the City of New Philadelphia as to potential use and condition of the vehicles. The vehicles are being sold in the present condition "as is."

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 6. This Ordinance is hereby declared to be an emergency measure, and its immediate passage is necessary in order to preserve, protect, and maintain the health, safety and welfare of the citizens of the City of New Philadelphia, Ohio.

SECTION 7. This Ordinance shall take effect and be in force immediately upon its passage and approval.

PASSED: _____, 2024

DONALD C. KEMP
PRESIDENT OF COUNCIL

ATTEST:

APPROVED:

JULIE COURTRIGHT
CLERK OF COUNCIL

MAYOR JOEL B. DAY

SPONSORED BY: FINANCE COMMITTEE