

RESOLUTION AUTHORIZING THE SALE BY INTERNET AUCTION PURSUANT TO OHIO REVISED CODE SECTION 721.15(D) DURING THE CALENDAR YEARS 2016 AND 2017 OF MUNICIPALLY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE OR IS OBSOLETE OR IS DEEMED UNFIT FOR THE USE FOR WHICH IT WAS REQUIRED

WHEREAS, the City of Cortland owns personal property which may become obsolete, unfit for public use, or not needed for public use; and,

WHEREAS, the City should have the authority to sell these items that are deemed obsolete, by internet auction; and,

WHEREAS, the property to be sold by internet auction may include, but is not limited to personal property such as motor vehicles, road machinery, equipment, tools and supplies, all regardless of their value; and,

WHEREAS, the discretion to utilize the internet auction will rest with the Department Heads.

NOW, THEREFORE:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CORTLAND, OHIO:

Section 1. That during the calendar years 2016 and 2017, the City of Cortland, through its department heads, is authorized to sell its municipally owned personal property, of any value, that is unfit for public use, deemed obsolete or is unfit for the use for which it was acquired, via internet auction, pursuant to Ohio Revised Code § 721.15(D).

Section 2. All internet auction sales shall be conducted by utilizing a municipally sanctioned and authorized internet auction service pursuant to the rules and regulations promulgated and in effect for that sales organization, however, the sales fees to be paid by the City of Cortland to any such designated auction service shall in no event exceed the amount of eight percent (8%) of the accepted auction bid.

Section 3. That in connection with each such contemplated internet auction sale, bidding shall remain open for not less than ten (10) days, including Saturdays, Sundays and legal holidays.

Section 4. That in connection with each such contemplated internet auction sale, the terms of payment shall be cash, payment in full on or before the date of delivery to the successful bidder; further, the successful bidder shall be solely responsible for all acts and expenses associated with the delivery of such item(s) so purchased.

Section 5. The City shall publish, through its Department Heads, on a minimum of two (2) occasions, in a newspaper of general circulation, notice of its intent to sell its personal property with a general summary of the property to be sold. A similar notice shall be posted continually throughout the year in a conspicuous place in City Hall as well as posted on the City’s web site.

Section 6. The notices of intent to sell specific personal property on the internet shall also include the minimum price, requirements for pick-up or delivery, method of payment and sales tax.

Section 7. This Resolution shall take effect and be in full force as early as allowed by law.

PASSED IN COUNCIL THIS 19th DAY OF JANUARY, 2016.

ATTEST: _____
CLERK OF COUNCIL

PRESIDENT OF COUNCIL

R-04-16

JANUARY 19, 2016

FILED W/ MAYOR _____
DATE

MAYOR

DATE APPROVED _____

ROLL CALL

Edwards, aye

Keller, aye

Linville, absent

Moore, aye

Petrosky, aye

Piros, aye

Rowley, aye

OFFICIAL SEAL