

**ORDINANCE NO: 2016-24**  
**INTRODUCED BY: ADMINISTRATION**

**AN ORDINANCE AUTHORIZING THE CLERK OF COUNCIL TO ADVERTISE FOR BIDS FOR THE SALE BY NEWSPAPER PUBLICATION OR BY INTERNET AUCTION OF TWO SURPLUS MOTOR VEHICLES, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE HIGHEST BIDDER FOR SUCH MOTOR VEHICLES AND DECLARING AN EMERGENCY**

**WHEREAS**, pursuant to Section 721.15 of the Ohio Revised Code, personal property not needed for municipal purposes, the estimated value of which exceeds One Thousand Dollars (\$1,000.00), shall be sold by the City pursuant to Ordinance, and with approval of the Director having supervision or management of such property, by 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; and

**WHEREAS**, that Section also provides that such personal property may, at the discretion of the legislative authority, be sold by internet auction; and

**WHEREAS**, Council is desirous of selling two surplus vehicles to the highest and best bidder. Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO:**

**SECTION 1.** That the Clerk of Council is hereby authorized to advertise for bid for the sale of the following vehicles:

#	YEAR	Description	VIN	Reserve Bid
1	1997	FORD F8000 Bucket Truck	1FDXF80C7VVA16644	\$17,000.00
2	2000	FORD E450 Sewer Truck	1FDXE45S3YHA28448	\$3,500.00

for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the City, and all actions taken by the Clerk of Council to so advertise are hereby ratified.

**SECTION 2.** That the Clerk may, at her discretion, sell the vehicles described in Section 1 hereof by internet auction by permitting bidding for not less than ten (10) consecutive calendar days, provided notice of this procedure is published in a newspaper of general circulation within the City in accordance with Section 721.15 and 7.16 of the Ohio Revised Code. The minimum bid for each shall be as stated in Section 1, above.

**SECTION 3.** That notice of this sale and the required procedure shall be published in a designated place in the City as well as on the City's website.

**SECTION 4.** That the Mayor is hereby authorized to enter into a written contract with the highest and best bidder for the items of personal property set forth in Section 1 after approval by the Director having supervision or management of such personal property, provided the minimum bid amounts specified in Section 1, above, have been reached.

**SECTION 5.** That the Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 6.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Lyndhurst and its residents for the reason that it is necessary for the efficient operation of the City's business to advertise for the sale of the aforesaid property according to law and to consummate such sale as soon as possible and without delay. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: April 18, 2016

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**VICE-MAYOR**

ATTEST: \_\_\_\_\_  
**Clerk of Council**

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Resolution by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on April 28, 2016 and May 5, 2016.

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**Clerk of Council**

First Reading: April 18, 2016

Second Reading: Suspended

Third Reading: Suspended