

RESOLUTION NO. 07-2019

Passed 11/7/2019

**A RESOLUTION AUTHORIZING THE SALE OF UNNEEDED, SURPLUS, OR OBSOLETE PERSONAL PROPERTY BELONGING TO THE VILLAGE OF BRADNER, OHIO BY INTERNET AUCTION AND DECLARING AN EMERGENCY**

**WHEREAS**, from time to time, personal property belonging to the Village and valued at more than one-thousand dollars (\$1,000.00) may become unneeded, obsolete, or surplus, and

**WHEREAS**, the Village may choose to divest itself of such property by sale to an interested buyer, and

**WHEREAS**, pursuant to RC §721.15, Council may sell personal property, including motor vehicles acquired for the use of municipal officers and departments, and road machinery, equipment, tools, or supplies, which is not needed for public use, or is obsolete or unfit for the use for which it was acquired, by internet auction, and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**, the Village intends to dispose of such unneeded property via an internet auction.

**NOW, THEREFORE**, be it resolved by the Council of the Village of Bradner, Ohio:

**Section 1.** That during the immediate twelve (12) months subsequent to the date of enactment of this Resolution, the Village may dispose of unneeded, surplus, or obsolete personal property valued at more than one-thousand dollars (\$1,000.00) at internet auction.

**Section 2.** Such internet auctions shall be conducted by Don Rose Auction & Realty of 241 South Main Street, Bowling Green, Ohio (Tel: 419-481-6333) in a commercially reasonable manner and open to the general public and may be accessed at [www.donroseauctions.com](http://www.donroseauctions.com).

**Section 3.** The Village may fix the terms and conditions for any particular sale, including requirements for pick-up or delivery, method of payment, and sales tax. This type of information shall be provided on the internet at the time of the auction and may be provided before that time upon request after the terms and conditions have been determined by the legislative authority or its representative, provided, however, that the duration of any such auction must be at least ten (10) days in length.

**Section 4.** Auctions conducted hereunder shall be subject to a buyer's premium of up to ten percent (10%).

**Section 5.** Items sold at internet auction shall be sold to the highest and best bidder.

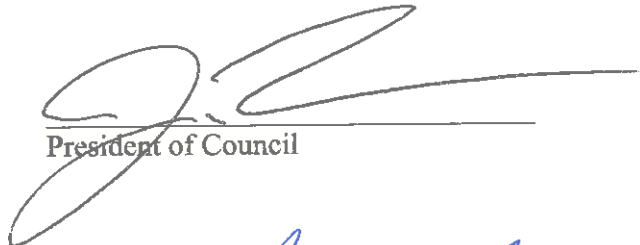
Section 6. The Village Mayor is authorized to execute any and all such documents and agreements necessary, as permitted by law, relating to the sale of such items, including but not limited to auction contracts, vehicle titles, bills of sale, and the like.

Section 7. Copies of this resolution were posted in not less than five of the most public places in the Village, as determined by Council, for the required period of time prior to the effective date hereof.

Section 8. That this resolution is declared to be emergency legislation, necessary for the immediate preservation of the public peace, health, and safety, which shall be effective upon passage.

Section 9. All formal actions of Council relating to the adoption of this resolution, and all deliberations of Council and any of its committees leading to such action were in meetings open to the public as required by law.

Passed: 11/7/2019

  
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President of Council

Attest:

  
\_\_\_\_\_  
Fiscal Officer

  
\_\_\_\_\_  
Mayor

Approved as to form:

  
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Village Solicitor