

**RESOLUTION NO. 128-15**

**A RESOLUTION EXPRESSING THE INTENT TO SELL MUNICIPALLY OWNED PERSONAL PROPERTY WHICH IS NO LONGER NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED BY INTERNET AUCTION DURING THE CALENDAR YEAR 2015-2016.**

**WHEREAS:** Section 135.01 of the codified ordinances of the City of Medina, Ohio provides for the sale or disposition of personal property of the City of Medina no longer needed for municipal purpose, obsolete or unfit for the use for which it was acquired; and

**WHEREAS:** Section 135.01(d) of the codified ordinances of the City of Medina, Ohio authorizes the sale by internet auction.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:**

**SEC. 1:** That this Council hereby expresses its intent to sell municipally owned personal property which is no longer needed for public use, or which is obsolete or unfit for the use for which it was acquired by internet auction during the calendar year 2015-2016.

**SEC. 2:** That the sales shall be conducted in accordance with Section 135.01 of the codified ordinances of the City of Medina by the Mayor or his designee under the following terms and conditions:

- a. Internet markets, including but not limited to GovDeals.com may be utilized. Fees for this service shall be negotiated.
- b. The minimum number of days for bidding shall be no less than fifteen days including Saturdays, Sundays and legal holidays.
- c. The Mayor or his designee may conduct the auction directly or may negotiate with a representative to conduct the auction.
- d. The Board of Control may establish a minimum price that will be accepted for specific items and may establish any other terms and conditions for the particular sale, including requirements for pick-up or delivery, method of payment, and sales tax.
- e. The Mayor is authorized to sign any documents necessary to establish the procedure if a representative is used or to complete the transaction.

**SEC. 3:** That upon adoption of this legislation, the Clerk of Council shall publish in a newspaper of general circulation, notice of the City's intent to sell unneeded, obsolete or unfit municipal personal property by internet auction. Notice shall include a summary of this legislation and shall be published twice. The second and any subsequent notice shall be published not less than ten nor more than twenty days after the previous notice.

**SEC. 4:** That a similar notice shall be posted continually throughout the calendar year in a conspicuous place in the office of the Clerk of Council and at [www.medinaoh.org](http://www.medinaoh.org).

**SEC. 5:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

**SEC. 6:** That this Resolution shall be in full force and effect at the earliest period allowed by law.

**PASSED:** October 26, 2015

**SIGNED:** John M. Coyne, III  
President of Council

**ATTEST:** Kathy Patton  
Clerk of Council

**APPROVED:** October 27, 2015

**SIGNED:** Dennis Hanwell  
Mayor