

ORDINANCE NO. 58-26

**AN ORDINANCE AUTHORIZING THE DISPOSAL OF MUNICIPAL PROPERTY
THROUGH AUCTION WITH INSURANCE AUTO AUCTIONS, INC.
AND DECLARING AN EMERGENCY**

WHEREAS, Article VIII, Section 5, authorizes the sale or disposal of municipal property; and

WHEREAS, said property may be sold or disposed of in such manner as Council deems appropriate following a majority vote by Council on legislation listing the property to be sold or disposed of; and

WHEREAS, various departments within the City of Avon, particularly the Police Department, own certain municipal property that has been forfeited, replaced, become obsolete, is non-functional or is otherwise not being used in the ordinary course of servicing the community and is of questionable value, viz., a 2012 Chevy Caprice (119,456 miles), 2020 Chevy Tahoe (115,376 miles) and a 2012 Chevy Tahoe (70,704 miles); and

WHEREAS, the City desires to participate in an on-line auctioning arrangement with Insurance Auto Auctions, Inc. (hereinafter referred to as "IAA") through the City's towing contractor, Sugar Ridge Towing; and

WHEREAS, the Administration seeks Council's approval to auction the above-referenced items with IAA in an on-line auction and sell same for the highest and best price after listing these items for not less than fourteen (14) days with a minimum selling price to be set by the Chief of Police; and

WHEREAS, Council finds that based upon representations of the Chief of Police, the Safety/Service Director, the Finance Director and the Law Director, authorizing the placement of the items with IAA for sale to the highest and best bidder to be in the best interests of the health, safety, and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the items listed in [Exhibit A](#), attached hereto, and incorporated herein, which, individually, are deemed to have a value of less than Ten Thousand Dollars (\$10,000.00), shall be placed with Insurance Auto Auction, Inc. for an online auction and sold to the highest and best bidder. Proceeds from the sale of said vehicles (less handling charges as set forth in Exhibit A) shall be deposited into the Police Equipment Fund, No. 220.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to dispose of City property by auction to the highest and best bidder; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____
Electronically and at City Hall
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director