

ORDINANCE NO. 14-19

**AN ORDINANCE AUTHORIZING THE DISPOSAL OF
MUNICIPAL PROPERTIES HAVING A VALUE OF LESS
THAN \$10,000 (ORION SE FIXED NETWORK ENDPOINTS)
AND DECLARING AN EMERGENCY**

WHEREAS, Article VIII, Section 5 of the Avon City Charter authorizes the disposal of City property no longer needed for municipal purposes and having a value of less than Ten Thousand (\$10,000) Dollars in any manner deemed appropriate by City Council; and

WHEREAS, the City of Avon has certain municipal property, viz., 125 Orion SE Fixed Network Endpoints, which are not being used by the Utilities Department in the ordinary course of servicing the City and is valued at less than \$10,000 (the City now uses the Cellular Endpoints); and

WHEREAS, the Utilities Superintendent has identified an entity willing to purchase these endpoints at or near the price of \$79.50 each (125 x \$79.50 = \$9,937.50) which is what the City paid for these endpoints back in 2016; and

WHEREAS Council, having considered all of the facts and circumstances surrounding the disposal of this property, finds that the proposal submitted by to be the most cost effective way of disposing of this property and contracting with them is in the best interests of the health, safety and welfare of the citizens of Avon

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

Section 1 - That the municipal property identified herein as 125 Orion SE Fixed Network Endpoints, having a value of less than \$10,000, are hereby deemed to be property not being used by the Utilities Department in the ordinary course of servicing the City.

Section 2 - Council hereby authorizes the Utilities Superintendent to sell or otherwise dispose of the aforesaid property and present the proceeds to the Finance Director who shall deposit said sum in an appropriate City account.

Section 3 - 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.

Section 4 - 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 the Orion SE Fixed Network

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Endpoints as set forth herein in a timely manner; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Clerk of Council

POSTED: _____

In Five Places as
Provided by Council

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