

ORDINANCE NO. 103-23

**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 of municipal property having a value in excess of Ten Thousand Dollars (\$10,000.00) to go forward by contract with the highest and best bidder after public advertising and receipt of bids in a manner provided by ordinance; 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 has a value in excess of \$10,000.00, viz., a 2012 Chevy Tahoe (146,408 miles), 2013 Chevy Tahoe (127,178 miles) and a 2015 Chevy Tahoe (142,997 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 to the highest and best bidder 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 are deemed to have a value greater 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 in excess of \$10,000 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