

ORDINANCE NO. 05-02

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Roger W. Krass ON THE 17<sup>th</sup> DAY OF February, 2003.

AN ORDINANCE PERMITTING THE CHIEF OF POLICE TO CONTRIBUTE CERTAIN PROPERTY THAT IS UNCLAIMED FOR NINETY DAYS OR MORE TO ONE OR MORE PUBLIC AGENCIES, TO ONE OR MORE NONPROFIT ORGANIZATIONS OR TO ONE OR MORE ORGANIZATIONS SATISFYING SECTION 501(C)(3) OR (C)(19) OF THE INTERNAL REVENUE CODE OF 1986 ALL AS PERMITTED BY SECTION 737.32 OHIO REVISED CODE.

WHEREAS, the City of Centerville Police Department is constantly having to dispose of bicycles and bicycle parts that have come into its possession and are unclaimed for ninety days or more; and

WHEREAS, presently the only method for disposing of said property is by public auction; and

WHEREAS, §737.32, Ohio Revised Code permits said property to be donated to certain organizations named therein if the legislative body of a municipal corporation has adopted an ordinance permitting such donation; and

WHEREAS, the Council of the City of Centerville believes that it would be in the best interests of the citizens of Centerville to allow the additional alternative of disposing of this unclaimed property in the manner set forth in the title hereto.

NOW THEREFORE,

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That the Chief of Police is hereby authorized to dispose of unclaimed bicycles and bicycle parts that have been in the possession of the Centerville Police Department for ninety days or more by contributing them to one or more public agencies, to one or more nonprofit organizations no part of the net income of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which consists of carrying on propaganda or otherwise attempting to influence legislation, or to one or more organizations satisfying section 501(c)(3) or (c)(19) of the Internal

Revenue Code of 1986 in addition to disposing of same by public auction, all of which is permitted by §737.32, Ohio Revised Code.

Section 2. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED THIS 17<sup>th</sup> day of February, 2003.

Bobby D. Beale  
Mayor of the City of  
Centerville, Ohio

ATTEST:

Maureen J. Samble  
Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 05-03, passed by the Council of the City of Centerville, Ohio on the 17<sup>th</sup> day of February, 2003.

Maureen J. Samble  
Clerk of the Council

Approved as to form, consistency with the Charter  
and Constitutional Provisions.  
Department of Law  
Robert N. Farquhar  
Municipal Attorney