

ORDINANCE NO. 26-75

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Charles McGowan ON THE
17th DAY OF March, 1975.

AN ORDINANCE TO ESTABLISH CHAPTER 169, DISPOSAL OF CITY PROPERTY, FOR THE MUNICIPAL CODE.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Chapter 169 of the Municipal Code relating to the disposal of City property with the following included Sections of said Chapter is hereby adopted:

Section 169.01. UTILITY AND VALUE OF PROPERTY

Any item of personal property not needed for municipal purposes, the estimated value of which is more than One Thousand Dollars (\$1,000.00) may be disposed of by sale by the Board or Officer having supervision or management thereof, which such sale shall be made only in compliance with the provisions of this Chapter. Any item of personal property having an estimated value of One Thousand Dollars (\$1,000.00) or less may be disposed of by sale by the Board or Officer having supervision or management thereof, which such sale shall be made either upon compliance with the provisions of this Chapter or upon a negotiated price basis without the necessity of advertising and bidding procedures as set forth in this Chapter, as may be determined by the City Manager.

Section 169.02. PUBLIC NOTICE: CITY'S RIGHTS RESERVED.

Items of property described in Section 169.01 and having an estimated value of more than One Thousand Dollars (\$1,000.00) shall be offered for sale through notice published once each week for two consecutive weeks in a newspaper of general circulation within the City, such notice to require that potential purchasers submit written bids signed by the proposed purchaser. The same may reserve the right to reject any and all bids.

Section 169.03. SALE: CITY'S OPTIONS WHEN NO BIDS RECEIVED

Items of property described in Section 169.01 and having an esitimated value of more than One Thousand Dollars (\$1,000.00) shall thereupon be sold to the highest and best bidder. In the event no bids are received, the City shall have the option to: retain the property; readvertise the property at a later date; dispose of the property by gift, contribution, transfer or any other manner deemed appropriate, the absence of bids being deemed sufficient proof that the items of property so advertised have no fair market value.

Section 169.04. PROCEDURE FOR THE SALE OF PERSONAL PROPERTY BY VARIOUS BOARDS

No Board established by the council of the City of Centerville, the members of which Board being appointed by and responsible to the City Council, shall sell items of personal property in any manner or for any price except in accordance with the terms of this ordinance.

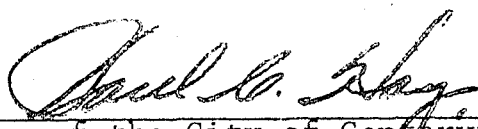
- (a) any such Board shall make its decisions as to whether or not it desires to sell items of personal property and as to the prices to be placed on such property, in the event said personal property has an estimated value of less than One Thousand Dollars (\$1,000.00), and that those decisions shall be presented to the City Manager in writing in the form of recommendations.
- (b) the City Manager shall have the authority to approve, reject or modify the recommendations of such a Board, and the City Manager shall notify the Board in writing of his decision as soon as reasonably possible. The Board may, by a majority vote, appeal the decision of the City Manager upon any such recommendations to the City Council for a final administrative decision by the Council.

Section 169.05 SALE TO OTHER PUBLIC BODIES

Items of property described in Section 169.01 may be sold to other units of government or public bodies on a negotiated price basis, without the necessity of following the advertising and bidding procedures set forth in 169.02.

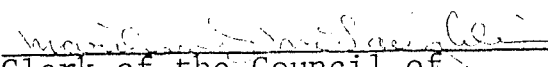
Section 2. This ordinance shall take effect from and after the earliest date allowed by law.

Passed this 17th day of March, 1975.



Mayor of the City of Centerville, Ohio

ATTEST:



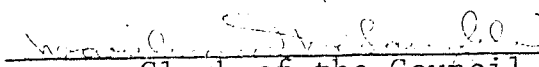
Clerk of the Council of
the City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio hereby certifies the foregoing to be a true and correct copy of Ordinance No. 26.75, passed by the Council of Centerville, Ohio, on the 17th day of March, 1975.

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney



Clerk of the Council