

**AMELIA VILLAGE, OHIO**  
**Resolution No.: R-2014-09**

**A RESOLUTION EXPRESSING INTENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION FOR THE CALENDAR YEAR 2014.**

**WHEREAS**, Village Council has, from time to time, personal property belonging to Amelia Village which property is no longer needed for public use, is obsolete, or is unfit for the use for which it was acquired; and

**WHEREAS**, the Village Council has experienced difficulty in the past selling such property by traditional auctions because such auctions do not generally reach potential buyers for such property who do not reside in the State of Ohio or near the auction location; and

**WHEREAS**, the Village Council desires to sell personal property belonging to Amelia Village which property is no longer needed for public use, is obsolete, or is unfit for the use for which it was acquired for the highest price and in as timely a fashion as possible so as to maximize the economic benefit of the sale to the Village; and

**WHEREAS**, R.C. 721.15(D) authorizes the sale of such property by internet auction; and

**WHEREAS**, authorizing the sale of such property by internet auction will allow the Village to access a larger number of bidders in a shorter time period than traditional auctions.

**NOW THEREFORE BE IT RESOLVED** by the Council of Amelia Village, Ohio that:

**SECTION I.** Amelia Village intends to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies, regardless of value, which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, by internet auction.

**SECTION II.** Such internet auctions shall be conducted by a representative of Amelia Village, including but not limited to web brokers and established internet auction websites.

**SECTION III.** Such internet auctions shall be conducted according to the requirements of R.C. 721.15(D) and by providing a description (and a photograph where available) of the item to be auctioned, and by establishing a minimum bid amount, and the cost of delivery, where applicable.

**SECTION IV.** Such internet auctions shall be conducted by specifically stating any terms and conditions of the bidding or the sale, including but not limited to whether the item must be picked-up or delivered.

**SECTION V.** The bidding on any personal property auctioned via internet auctions shall take place for ten (10) days, including Saturdays, Sundays, and legal holidays.

**SECTION VI.** The personal property auctioned via internet auctions shall be sold to the highest, qualified bidder at the conclusion of the auction and that the highest, qualified bidder shall be required to pay for the property at the auctioned price and to comply with any other conditions or terms of sale established for any particular item of personal property no later than ten (10) days after the conclusion of the auction.

**SECTION VII.** The following additional terms and conditions apply to the auction of vehicles. Vehicles shall be sold as-is, without any warranties, including warranty of fitness for a particular purpose. Vehicles listed for auction will be available for viewing by contacting the Amelia Village Administrative Offices for an appointment during normal business hours. Title transfer and payment of all sales taxes and transfer fees will be the responsibility of the successful bidder. A notarized title will be provided to the successful bidder at the time of pick-up.

**SECTION VIII.** Failure of the highest, qualified bidder to pay for the property at the auctioned price and in compliance with any other conditions or terms of sale within the ten (10) days established above shall be grounds to void the auction, to refuse to sell the property to the highest, qualified bidder, and to reclaim the property.

**SECTION IX.** In the event the Village reclaims the auctioned property as a result of the highest, qualified bidder's failure to comply with the terms and conditions stated above, the Village reserves the right, at its sole discretion, to sell the property to the next-highest qualified bidder, to re-auction the property, or to remove the property from auction entirely.

**SECTION X.** In the event the Village reclaims the auctioned property as a result of the highest, qualified bidder's failure to comply with the terms and conditions stated above or in the event that there are no bidders for the auctioned property who meet the terms and conditions established for the auction, the Village reserves the right, at its sole discretion, to dispose of the property, without auction, as permitted by R.C. 721.15.

**SECTION XI.** After adoption of this Resolution, the Village Council shall publish, in a newspaper of general circulation in the Village, notice of its intent to sell unneeded, obsolete, or unfit-for-use Village personal property by internet auction. The notice shall include a summary of the information provided in the resolution and shall be published twice. The second notice shall be published not less than ten nor more than twenty days after the previous notice. The published notice shall include a statement that the Village's internet auction policy is available for review on its website and shall include the domain name of the Village's website as well as directions on how to view the internet auction policy. This notice shall be posted continually throughout the calendar year in a conspicuous place in the Village office and posted continually throughout the calendar year on the Amelia Village web site.

**SECTION XII.** Council hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

**SECTION XIII.** That this Resolution shall take effect and be in force at the earliest time allowed by law.

MS. KRAFKA moved to suspend the rules requiring three readings on three separate dates.

MR. CAMPBELL seconded the motion.

	YEA	NAY	ABSENT
Derrick Campbell .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Dickerson.....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Elliott .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Renee Gerber .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon Hatton.....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Katie Krafska .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

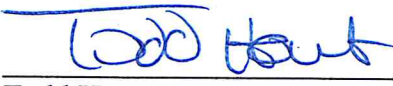
MS. KRAFKA moved for the adoption of the Resolution.

MR. CAMPBELL seconded the motion.

	YEA	NAY	ABSENT
Derrick Campbell .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Dickerson.....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Elliott .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Renee Gerber .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon Hatton.....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Katie Krafska .....	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Adopted on August 12, 2014.**

  
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Katie Krafska, Clerk Pro-Tempore

  
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Todd Hart, Mayor

