

CITY OF FOSTORIA, OHIO

Ordinance No.: 2019 - _____

Sponsored by: _____

Requested by: Police Chief

AN ORDINANCE

**AN ORDINANCE AUTHORIZING THE SALE OR DISPOSAL OF PERSONAL
PROPERTY ACQUIRED THROUGH THE DLA/ LESO PROGRAMS**

WHEREAS, in the opinion of not less than simple majority of the corporate authorities of the City of Fostoria, it is no longer necessary or useful to or for the best interest of the City of Fostoria to retain ownership of the personal property hereinafter described; and

WHEREAS, the City of Fostoria acquired property through the federal programs known as DLA and LESO 1033, which are generally described as programs which distribute used and surplus military hardware to local law enforcement agencies, which programs are jointly administered by the Department of Defense and the Ohio Department of Public Safety, and

WHEREAS, disposal of surplus property is governed by LESO rules and regulations both federal and State of Ohio, and their respective program managers, and the City intends to comply in all respects with these rules and regulations, and

WHEREAS, the property described hereto has been approved for disposal, by both Federal and State program managers, and the orders of disposal allow certain equipment including some military hardware to be sold or transferred to both private and public entities, and

WHEREAS, no City tax dollars have been used to purchase or dispose of any LESO equipment.

WHEREAS, it has been determined by the Council of the City of Fostoria that the property should be sold or disposed of on such terms as the Mayor and the Chief of Police should agree upon;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FOSTORIA, SENECA, HANCOCK, AND WOOD COUNTIES, OHIO:

SECTION ONE. The Mayor and Chief of Police are hereby authorized and directed to sell or dispose of the property for the best cash price possible, considering the age and condition of the said property, and for the Clerk to execute such sales documents, titles and the like as necessary to complete the transaction or transactions.

SECTION TWO. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that

all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION THREE. That in order to preserve the public peace, health, safety and welfare of the City of Fostoria and its inhabitants, this measure shall take effect at the earliest time allowed by law after its passage for the reason that this ordinance is necessary for the inhabitants of the City of Fostoria.

THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by the Mayor, this ordinance shall go into immediate force and effect.

Passed this _____ day of _____, 2019.

Steve Kauffman, President of Council

ATTEST:

Tamara L. Drake, Clerk of Council

APPROVED AS TO FORM ONLY:

Stephanie Kiser, Director of Law

Filed with me and approved by me this _____ day of _____, 2019.

Eric J. Keckler, Mayor