

ORDINANCE NO. 95-19 AC CMS

AN ORDINANCE ESTABLISHING A PROCEDURE FOR THE
DISPOSITION OF SURPLUS MUNICIPAL PERSONAL PROPERTY
FOR THE CITY OF OBERLIN

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. The City Manager is hereby granted the authority and responsibility to provide for the orderly disposition of surplus municipal property. The authority and responsibility shall be exercised in the following manner:

1. The City Manager shall periodically prepare an itemized list of surplus municipal personal property which is no longer useful or necessary for any current municipal purpose. The list shall be in such form so as to separately list all items determined by the City Manager to have a fair market value of more than \$1000, and all items determined by the City Manager to have a fair market value of \$1000 or less.

2. For those items on the surplus property list that have been determined to have a fair market value of \$1000 or less, the City Manager shall dispose of the property under such terms and conditions as the City Manager shall deem appropriate and are in the best interests of the City.

3. For those items on the surplus property list that have been determined to have a fair market value of more than \$1000, the City Manager submit a list of items to be disposed of to City Council for approval by ordinance, and the items shall be disposed of in one or both of the following manners:

a. Sealed bids after advertising at least one time in a newspaper of general circulation in Oberlin.

b. Public auction after advertising at least one time in a newspaper of general circulation in Oberlin.

4. If during preparation of the surplus municipal personal property list the City Manager determines that certain municipal personal property has little or no value, the City Manager is authorized to cause such property to be properly disposed of or sold as scrap.

5. The City Manager may sell or trade surplus municipal property to another governmental agency, without the

necessity of advertising, bids or auction sale, pursuant to the following procedure:

- a. The City Manager shall notify City Council of the property to be sold or traded, its estimated fair market value, and the consideration to be received for the property.
- b. If the estimated fair market value of property is greater than \$1000, City Council must approve the transaction by ordinance. If the estimated fair market value of the property is \$1000 or less, City Council must approve the transaction by motion.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption 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 action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st Reading - February 21, 1995
2nd Reading - March 6, 1995
3rd Reading - March 20, 1995

ATTEST:


CLERK OF COUNCIL


CHAIRMAN OF COUNCIL

POSTED: March 24, 1995

EFFECTIVE DATE: April 19, 1995