

**VILLAGE OF GRAFTON**  
**RESOLUTION NO. 19-035**

INTRODUCED BY:

MOTION BY: STRAH

SECONDED BY: SAUER

**A RESOLUTION EXPRESSING THE INTENT TO SELL  
PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE BY  
INTERNET AUCTION, AUTHORIZING THE MAYOR AND  
CLERK TREASURER TO EXECUTE ALL NECESSARY  
AGREEMENTS THEREFORE AND  
DECLARING AN EMERGENCY**

WHEREAS Ohio Revised Code Section 721.15(D) and Grafton Village Charter Article IV, Section 12 authorizes legislative authority of a municipal corporation to sell personal property, including motor vehicles acquired for the use of municipal offices and departments, road machinery, equipment, tools or supplies, which are not needed for public use, or is obsolete or unfit for the use for which it was acquired, by Internet auction; and

WHEREAS, Council for the Village of Grafton, Ohio, (the "Village") desires to sell unneeded, obsolete or unfit personal property owned or hereafter acquired by the Village by Internet auction from time to time; and

WHEREAS, GovDeals, Inc. ("GovDeals"), a Delaware corporation, having its principal place of business at 5907 Carmichael Place, Montgomery, Alabama 36117, provides Internet sales service to municipalities; and

WHEREAS, the Village is desirous of entering into an agreement with GovDeals to provide Internet sales service;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Grafton, Ohio, a majority of members elected or appointed thereto concurring that:

Section 1. The Village Administrator shall be and is hereby authorized to place for auction and to sell to the highest bidder such unneeded, obsolete or unfit personal property, as may be authorized by resolution of Council from time to time, by Internet auction.

Section 2. Such resolution of Council may establish a minimum price that will be accepted for each such item and may provide for further terms and conditions, including, but not limited to requirements for pickup and delivery, method of payment and sales tax. Any such terms or conditions shall be contained in the advertisement for Internet auction and shall be made available to any person upon request.

Section 3. Internet auctions shall be conducted through and pursuant to the rules and procedures of GovDeals, a copy of which is attached hereto as Exhibit A; provided, however, that any such auction shall remain open for bidding for a period of no less than fifteen (15) consecutive days, including Saturdays, Sundays and legal holidays.

Section 4. The Clerk Treasurer is hereby authorized and directed to cause the publication of a notice containing a summary of the information contained therein not less than two (2) times in a newspaper in general circulation in the Village. The second such publication shall be made not less than ten (10), nor more than twenty (20) days after the date of the first publication. The Clerk Treasurer is further authorized and directed to cause a copy of the notice so published to be posted in a conspicuous place in the Village Municipal Building and, continually throughout the calendar year, and on the Village website.

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and open to the public, in compliance with all legal requirements, including the Ohio Revised Code.

Section 6. That this Resolution be, and hereby is declared to be an emergency measure, the emergency being the intent to sell personal property not needed for public use by Internet auction, to enter into a Sellers Agreement with GovDeals authorizing it to act as the Village's agent to administer Internet auction sales, to authorize the Mayor and Clerk Treasurer to execute all necessary agreements, and for the public health, peace and welfare of the Village of Grafton, Ohio. Wherefore this Resolution shall take effect and be in force from and after the earliest period allowed by law.

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

8-20-19  
\_\_\_\_\_  
DATE PASSED

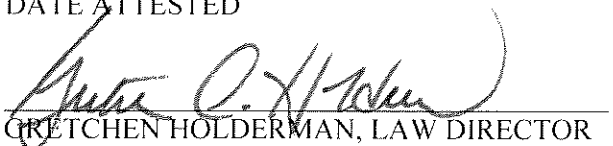
  
\_\_\_\_\_  
MAYOR

8-20-19  
\_\_\_\_\_  
DATE APPROVED

  
\_\_\_\_\_  
CLERK TREASURER

8-20-19  
\_\_\_\_\_  
DATE ATTESTED

APPROVED AS TO FORM BY:

  
\_\_\_\_\_  
GRETCHEN HOLDERMAN, LAW DIRECTOR

Motion to waive 3 readings: STRAH  
Seconded by: SAUER