

**VILLAGE OF YELLOW SPRINGS, OHIO**

**RESOLUTION 2019-02**

**AUTHORIZING THE SALE DURING CALENDAR YEAR 2019 OF MUNICIPALLY OWNED PERSONAL PROPERTY WHICH IS NOT NEEDED FOR PUBLIC USE, OR WHICH IS OBSOLETE OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED, BY INTERNET AUCTION, PURSUANT TO OHIO REVISED CODE SECTION 721.15(D)**

**WHEREAS**, Council is required to adopt a Resolution expressing its intent to sell municipally owned property by internet auction, including a description of how the auctions will be conducted, specifying the number of days for bidding, and stating the general terms and conditions of sale; and

**WHEREAS**, after extensive research and due diligence, and based upon positive results in previous years, the Village of Yellow Springs is recommending GovDeals, Inc. at gov.deals.com or at Municibid at Municibid.com as the Village's contracted representatives to conduct auctions on its behalf.

**NOW THEREFORE** be it **RESOLVED**, by the Council of the Village of Yellow Springs, Greene County, Ohio, that:

**Section 1.** During calendar year 2019, municipally owned personal property which is not needed for public use, or which is obsolete or unfit for the use for which it was acquired, as determined pursuant to the procedure set forth in the Codified Ordinances of the Village at Section 206.02, may be sold at internet auction. This is addition to the methods provided otherwise in Section 206.02.

**Section 2.** Any said auction sales shall be conducted under the authority and direction of the Village of Yellow Springs Village Manager, whose address and telephone number is as follows: 100 Dayton Street, Yellow Springs, Ohio 45387; (937) 767-1279.

**Section 3.** Any such internet auction sales shall be conducted by GovDeals.com internet auction services or Municibid.com internet auction services, pursuant to the rules and regulations promulgated and in effect for that sales organization, on file with the Clerk, and as amended from time to time. However, the sales fees to be paid by the Village of Yellow Springs for such internet auction service shall in no event exceed the amount of seven and one half (7-1/2%) per cent of the accepted auction bid.

**Section 4.** In connection with each such contemplated internet auction sale, bidding shall remain open for not less than fifteen (15) days, including Saturdays, Sundays and legal holidays.

**Section 5.** In connection with each such contemplated internet auction sale, the terms of payment shall be cash, payment in full on or before the date of delivery to the successful bidder; further, the successful bidder shall be solely responsible for all acts and expenses associated with the delivery of such item(s) so purchased.

**Section 6.** This Resolution shall be in full force and effect immediately upon adoption.

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Signed: Brian Housh, President of Council

Passed: 1-7-2019

Attest: \_\_\_\_\_  
Judy Kintner, Clerk of Council

**ROLL CALL:**

Brian Housh\_\_Y\_\_                      Marianne MacQueen\_\_Y\_  
Lisa Kreeger\_\_Y\_\_                      Kineta Sanford\_Y\_\_