

AMENDED ORDINANCE # 19-14

ADOPTED November 25, 2019

AN AMENDED ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR, OR HER DESIGNEE, TO ADVERTISE BIDS TO SELL PARCEL # 390090110000 AND PARCEL # 390004500000 CURRENTLY OWNED BY THE VILLAGE OF THORNVILLE, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Thornville owns the property located at 25 East Columbus Street, Thornville, Ohio (Parcel # 390090110000) along with the adjacent parking lot (Parcel # 390004500000) (“the Property”); and

WHEREAS, Council for the Village of Thornville believes the Property is not needed for any municipal purpose and would like to sell the Property; and

WHEREAS, R.C. 721.01 provides municipalities special power to sell real estate belonging to the municipal corporation, when such real estate is not needed for any municipal purpose; and

WHEREAS, R.C. 721.03 provides “[n]o contract, except as provided in section 721.28 of the Revised Code, for the sale or lease of real estate belonging to a municipal corporation shall be made unless authorized by an ordinance, approved by a two-thirds vote of the members of the legislative authority of such municipal corporation, and by the board or officer having supervision or management of such real estate. When the contract is so authorized, it shall be made in writing by such board or officer, and, except as provided in section 721.27 or 721.29 of the Revised Code, only with the highest bidder, after advertisement once a week for five consecutive weeks in a newspaper of general circulation within the municipal corporation or as provided in section 7.16 of the Revised Code. Such board or officer may reject any bids and re-advertise until all such real estate is sold or leased.”

NOW, **THEREFORE, BE IT ORDERED** by the Council of the Village of Thornville, County of Perry, State of Ohio, two-thirds of its members concurring that:

SECTION 1. Council for the Village of Thornville hereby determines the property located at 25 East Columbus Street, Thornville, Ohio (Parcel # 390090110000) along with the parking lot (Parcel # 390004500000) is not needed for any municipal purpose.

SECTION 2. Council for the Village of Thornville believes it is in the Village’s best interest to sell the property located at 25 East Columbus Street, Thornville, Ohio (Parcel # 390090110000) along with the adjacent parking lot (Parcel # 390004500000) which is more fully described in the deed and plat description attached hereto as Exhibits A and B and incorporated herein by reference.

SECTION 3. The Village Administrator, or her designee, is hereby authorized to advertise in the next immediate edition a newspaper of general circulation within the Village, and once a week thereafter for four consecutive weeks, or as otherwise allowed by R.C. 7.16, the availability of 25 East Columbus Street, Thornville, Ohio (Parcel # 390090110000) along with the adjacent parking lot (Parcel # 390004500000) for sale. The advertisement shall indicate: the property will be sold As-Is; the property will be transferred via a Quit Claim Deed; the minimum bid shall be \$45,000.00; a survey is required in order to transfer the property; and buyer shall be responsible for all transfer/recording costs including the cost of the survey.

SECTION 4. As allowed by R.C. 721.03, the Council for the Village of Thornville may reject and all bids and re-advertise until 25 East Columbus Street, Thornville, Ohio (Parcel # 390090110000) along with the adjacent parking lot (Parcel # 390004500000) is sold.


SECTION 5. It is hereby 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 any and all deliberations of this Council and any of its

committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 6. All prior Ordinances, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereto.

SECTION 7. Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that the Village would like to sell this parcel as soon as possible, therefore advertising must begin immediately. Wherefore, provided this Ordinance receives the required affirmative votes of Council, it shall take effect and be in full force immediately upon passage by Council.

Passed in Council this 25th day of November, 2019.



Dan Harmon, Mayor

ATTEST:



Gina Kaetzel, Clerk of Council

APPROVED:

Approved as to form this 21st day of November 2019



Brian M. Zets, Esq.
Village Solicitor