

Sponsor: Bopp/Newsline

## ORDINANCE NO. 83-23

AN ORDINANCE AUTHORIZING THE SALE AS A COLLECTION OF USED AND BROKEN UTILITY POLES THAT ARE NOW OWNED BY THE CITY BUT ARE NO LONGER NEEDED FOR A MUNICIPAL PURPOSE, TO BE SOLD TO THE HIGHEST BIDDER PURSUANT TO R.C. SECTION 721.15.

WHEREAS, the City of Jackson is the owner of used and broken utility poles that were removed by the Electric Department and have been allotted together to be sold, hereinafter referred to as the "Property".

WHEREAS, the City finds, and the City Service Director has agreed, that the Property is not needed for a municipal purpose by the City of Jackson, Ohio and that it is in the best interest of the City that it be sold in accordance with R.C. 721.15.

WHEREAS, the City finds that any delay in disposing of the property will cause inconvenience in storing the Property as well as possible reduction in value so that this matter constitutes an emergency to protect the safety, health and welfare of the City.

WHEREAS, the Legislative Authority finds that the City would be better served to sell the Property so as to obtain the greatest price from the highest bidder by sealed bid after being advertised for not less than two consecutive weeks nor more than four consecutive weeks in a newspaper of general circulation within the City of Jackson.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO, THAT THE USED AND BROKEN UTILITY POLES BE ADVERTISED FOR SALE FOR A PERIOD OF NOT LESS THAN TWO CONSECUTIVE WEEKS NOR MORE THAN FOUR WEEKS, IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY OF JACKSON AND THAT THE PROPERTY BE SOLD TO THE HIGHEST BIDDER AND DECLARING AN EMERGENCY FOR THE REASONS SET FORTH HEREIN. THEREFORE, THIS ORDINANCE SHALL GO INTO EFFECT UPON PASSAGE AND AS PROVIDED IN OHIO REVISED CODE SECTION 731.30.

In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

It is hereby found and determined that all formal actions of this council concerning and relating to this Ordinance were adopted in an open meeting, and that these deliberations of this council and its committees resulted in such formal action, or in meeting open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 26<sup>th</sup> day of December, 2023.

*Samuel D. Galt*  
President of Council

ATTEST:

*Anna Kuhn*  
Clerk of the Legislative Authority

Approved this 27<sup>th</sup> day of December, 2023.

*R. M. ...*  
Mayor