

Sponsor: Ondera/ Elliott

**ORDINANCE NO. 12-18**

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ADVERTISE REAL PROPERTY OWNED BY THE CITY OF JACKSON ON FAIRMONT STREET, BEING PART OF THE UNUSED CEMETERY PROPERTY, TO BE SOLD TO THE BEST BIDDER PURSUANT TO R.C. SECTION 721.03.

WHEREAS, the City of Jackson is the owner of certain real property on Fairmont Street in the City of Jackson which has presently been set aside for future use as cemetery grounds.

WHEREAS, the City finds that the property is no longer needed by the City.

WHEREAS, the Legislative Authority finds that the City would be better served to sell the property to the highest bidder that will, as the new owner, design and construct a switchyard facility capable of interconnecting with the existing 69KV transmission system to provide up to 37MW of electrical power to the newly constructed sub-station serving the City of Jackson, Ohio and placing said construction requirement as a restriction upon the future use of the property.

WHEREAS, in accordance with R.C. section 721.03, this Ordinance must be approved by two-thirds of this legislative authority.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, THAT SAID PROPERTY SHALL BE SURVEYED OR OTHERWISE DESCRIBED SUFFICIENTLY TO CREATE A LEGAL DESCRIPTION FOR PURPOSES OF TRANSFER AND THAT IT BE ADVERTISED FOR SALE FOR A PERIOD OF FIVE CONSECUTIVE WEEKS, ONCE PER WEEK, IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY OF JACKSON AND THAT THE PROPERTY BE SOLD TO THE HIGHEST BIDDER THAT WILL, AS THE SUCCESSFUL BIDDER, DESIGN AND CONSTRUCT A SWITCHYARD FACILITY CAPABLE OF INTERCONNECTING WITH THE EXISTING 69KV TRANSMISSION SYSTEM TO PROVIDE UP TO 37MW OF ELECTRICAL POWER TO THE NEWLY CONSTRUCTED SUB-STATION SERVING THE CITY OF JACKSON, OHIO AND PLACING SAID CONSTRUCTION REQUIREMENT AS A RESTRICTION UPON THE FUTURE USE OF THE PROPERTY

OPEN MEETING. 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 23<sup>rd</sup> day of

April, 2018.

*E. V. Brown*  
President of Council

ATTEST:

*Sherry Barr*  
Clerk of the Legislative Authority

Approved this 23<sup>rd</sup> day of April, 2018.

*Randy Heath*  
Mayor