

ORDINANCE NO. O2021-33

**AN ORDINANCE AMENDING CHAPTER 105,
DISPOSITION OF PROPERTY,
OF THE CODIFIED ORDINANCES OF THE
CITY OF GALLIPOLIS, OHIO**

WHEREAS, the City Commission desires to amend Chapter 105, Disposition of Property,

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Gallipolis, Ohio:

SECTION 1: That Chapter 105 Disposition of Property reads as follows:

105.01 SALE OF REAL OR PERSONAL PROPERTY.

The City Commission, may by voice vote, deem that certain property, whether real or personal, is unnecessary for the use by the City and should be sold. Such shall be sold by one of the following methods:

- (a) Personal property including motor vehicles, not needed by the City of Gallipolis for public use or which is obsolete or unfit for the use for which it was acquired, the estimated value of which is less than Five Thousand Dollars (\$5,000.00), may be sold by the City Manager at his discretion through private or public sale.
- (b) Personal property in excess of Five Thousand Dollars (\$5,000.00), may be sold to the highest bidder at auction. Said auction to be advertised once in a newspaper of general circulation in the area.
- (c) Real property or personal property may be sold by unanimous decision of the City Commission by motion at a City Commission meeting that such property is surplus and that given the nature of such property it should be sold to a designated purchaser at a set price.
- (d) Real Property not sold pursuant to Section (c) may be advertised in a newspaper of general circulation in the area, for a minimum of two times, one each week on two consecutive weeks. Such Property shall be sold to the highest bidder, unless no bid meets minimum value placed on such property by the City. In the event no bid meets the minimum value, the City may sell such property to a private purchaser within six months after such unsuccessful sale, for the minimum value placed on such property. If the property remains unsold for six months, the property must be rebid.

BE, AND HEREBY IS, AMENDED to read as follows:

105.01 SALE OF REAL OR PERSONAL PROPERTY.

The City Commission, may deem that certain property, whether real or personal, is unnecessary for the use by the City and should be sold. Such shall be sold by one of the following methods:


- (a) Personal property not needed by the City of Gallipolis for public use or which is obsolete or unfit for the use for which it was acquired, the estimated value of which is less than One Thousand Dollars (\$1,000.00), may be sold by the City Manager at his discretion in accordance with the Ohio Revised Code.
- (b) Personal property in excess of One Thousand Dollars (\$1,000.00), may be sold by ordinance of City Commission to the highest bidder in accordance with the Ohio Revised Code. If the City Commission determines the municipal personal property is not needed for public use, or is obsolete or unfit for the use which it was acquired, and that the property has no value, the City Commission may discard or salvage that property.
- (c) Real property may be sold authorized by an ordinance approved by two-thirds vote of the City Commission.
- (d) Real Property not sold pursuant to Section 105.02 may be advertised in a newspaper of general circulation in the area, once a week for five consecutive weeks. Such property shall be sold to the highest bidder, the City Commission may reject any bids and rebid until all such property is sold or leased in accordance with the Ohio Revised Code.

SECTION 2: That this Ordinance shall take effect at the earliest possible time allowed by law.


PASSED: October 5, 2021

ATTEST:


Clerk of the City Commission


President of the City Commission
Cody Caldwell

The foregoing Ordinance is hereby approved as to form.


Gallipolis City Solicitor
Brynn Saunders Noe