

ORDINANCE NO. 2004-44

**DECLARING CERTAIN MOTOR VEHICLES AS SURPLUS PROPERTY  
AND AUTHORIZING THE CITY MANAGER TO ADVERTISE, AUCTION  
AND TO ENTER INTO A CONTRACT FOR THE SALE OF SAID  
VEHICLES**

WHEREAS, Council has determined that there are certain motor vehicles which are not needed or are unfit for public use by the City of Mason as set out in Ohio Revised Code Section 721.15.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, five members elected thereto concurring:


Section 1. That the vehicles set out in the attached Exhibit "A," and included herein by reference, are declared to be surplus personal property no longer needed for municipal purposes or unfit for public use.

Section 2. That the City Manager is hereby authorized to sell said vehicles in accordance with Ohio Revised Code Section 721.15, which authorizes the City Manager to sell said vehicles, the estimated value of which is less than \$1,000.00 without any formal bidding procedure, and to sell said vehicles that exceed \$1,000.00, after advertisement for not less than two nor more than four weeks, to the highest and best bidder.


Section 3. That the City Manager is also hereby authorized, but is not required, to sell said surplus personal property, the motor vehicles, in accordance with Section 2, by internet auction. As used in this section, "internet" means the international computer network of both federal and nonfederal interoperable packet switched data networks, including the graphical subnetwork called the world wide web. The City Manager may adopt whatever terms and conditions, including requirements for pick-up or delivery method of payment and sales tax, that he deems necessary for the orderly sale of the surplus personal property and payment therefor. Bids shall be accepted for no less than fifteen days, including Saturdays, Sundays and legal holidays. Prior to this internet auction, notice of the City of Mason's intent to sell this municipal personal property by internet auction, shall be published in a newspaper of general circulation in the municipal corporation, at least twice, with the second and any subsequent notice published at least seven, but not more than twenty days after the previous notice. In addition, a similar notice shall be posted in a conspicuous place in the atrium of the Mason Municipal Center and on the City of Mason's website, from the time of the first published notice of the internet auction, through the time that the final bids may be accepted through the internet auction.

That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 22<sup>nd</sup> day of March, 2004.

  
Mayor

Attest:

  
Clerk of Council