

1 RESOLUTION NO. 2013-230

2  
3 SPONSOR Mr. Pry

4  
5 DATE June 3, 2013

COMMITTEE Public Safety

6  
7 **A Resolution authorizing the County Executive to conduct an auction, through Young's**  
8 **Auction Service, of surplus property with a total fair market value exceeding \$15,000.00,**  
9 **for a cost to the County not to exceed \$5,000.00, and authorizing the Executive to execute**  
10 **any documents with Young's Auction Service as may be necessary to conduct said auction,**  
11 **for the Executive and the Court of Common Pleas – Probate Division, and declaring an**  
12 **emergency.**

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14 WHEREAS, the Court of Common Pleas – Probate Division (“Probate Court”) has  
15 certain personal property which has been declared, at the request of Probate Court, to be surplus  
16 by Executive Order No. 13-122; and

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18 WHEREAS, the County, at the request of Probate Court, wishes to conduct a public  
19 auction of said property, which has a total fair market value exceeding \$15,000.00, which  
20 requires the approval of County Council pursuant to Section 177.19 of the Codified Ordinances  
21 of the County of Summit; and

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23 WHEREAS, the County is in possession of other miscellaneous property that it desires to  
24 sell at said auction, which has been declared surplus by Executive Order No. 13-124 to be  
25 surplus; and

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27 WHEREAS, the County Executive intends to conduct said public auction through  
28 Young's Auction Service at a cost to the County of a 20% commission on total sales with a total  
29 cost not to exceed \$5,000.00; and

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31 WHEREAS, it is necessary to authorize the Executive to execute any documents with  
32 Young's Auction Service necessary to conduct said auction; and

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34 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
35 that it is necessary and in the best interest of the County of Summit to authorize the County  
36 Executive to conduct an auction, through Young's Auction Service, of Probate Court's surplus  
37 property and other miscellaneous surplus property with a total fair market value exceeding  
38 \$15,000.00, for a cost to the County of an amount not to exceed \$5,000.00, and to authorize the  
39 Executive to execute any documents with Young's Auction Service necessary to conduct said  
40 auction;

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42 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
43 of Ohio, that:

44  
45 SECTION 1

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47 The County Executive is hereby authorized to conduct an auction, through Young's  
48 Auction Service, of surplus property of the Court of Common Pleas – Probate Division, listed in  
49 Exhibit A, and other miscellaneous property, listed in Exhibit B, both Exhibits being attached  
50 hereto and incorporated herein as if fully restated, with a total fair market value exceeding  
51 \$15,000.00. The cost to the County shall not exceed the amount of 20% commission on total  
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2 PAGE TWO

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4 SECTION 1 (cont'd.)

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6 sales with a total cost not to exceed \$5,000.00. The Executive is further authorized to execute  
7 any documents with Young's Auction Service necessary to conduct said auction.

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9 SECTION 2

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11 This Resolution is hereby declared an emergency in the interest of the health, safety and  
12 welfare of the citizens of the County of Summit and for further purpose of immediately  
13 authorizing the Executive to conduct said auction in order to dispose of the aforementioned  
14 property and utilize the proceeds of the same for other governmental purposes.

15  
16 SECTION 3

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18 Provided this Resolution receives the affirmative vote of eight members, it shall take  
19 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
20 effect and be in force at the earliest time provided by law.


21  
22 SECTION 4

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24 It is found and determined that all formal actions of this Council concerning and relating  
25 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
26 deliberations of this Council and of any of its committees that resulted in such formal action,  
27 were in meetings open to the public, in compliance with all legal requirements, including Section  
28 121.22 of the Ohio Revised Code.

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31 INTRODUCED May 13, 2013

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33 ADOPTED June 3, 2013

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37 CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

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39 APPROVED June 4, 2013

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43 EXECUTIVE

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45 ENACTED EFFECTIVE June 4, 2013

Voice Vote: 11-0 YES: Komunale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro