

ORDINANCE NUMBER 16-3

ORDINANCE AUTHORIZING SALE OF PERSONAL PROPERTY, CONSISTING OF A FIRE TRUCK, AND  
DECLARING THE SAME AN EMERGENCY

**WHEREAS**, the Village of Morristown has determined that certain property as hereinafter described is no longer needed for any municipal purpose; and

**WHEREAS**, the Personal Property is described as a 1983 Pierce Fire Truck Pumper, Model: Arrow, Vehicle Identification No. :1P9CA02F5DAO40530 and

**WHEREAS**, the Village desires to dispose of said Personal Property as provided by Ohio Revised Code 721.25.

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MORRISTOWN, STATE OF OHIO:**

**Section 1.** The Personal Property described as a 1983 Pierce Fire Truck Pumper, Model: Arrow, Vehicle Identification No: :1P9CA02F5DAO40530, be sold by the Mayor and Fire Chief as provided by 721.25 of the Ohio Revised Code, to the highest and best bidder, after advertising for not less than two (2) nor more than four (4) consecutive weeks in The Times Leader, being a newspaper of general circulation within the Village.

**Section 2.** That the following be additional conditions of sale:

- (a) Said property is being sold "AS IS" and without any warranty whatsoever as to the condition thereof and any and all engines, pumps, electrical and/or mechanical systems contained therein shall be accepted by the successful highest and best bidder "AS IS", and without any warranty whatsoever as to the condition thereof.
- (b) The Village reserves the right to reject any and all bids.
- (c) Successful bidder agrees to defend, indemnify, and save the Village harmless from and against any and all costs, claims, fees, expenses, or liabilities relating to said Personal Property and from and against any and all loss, damage, cost, expense of liability based on personal injury, death, loss, or damage to said Personal Property suffered or incurred by any party and arising out of or attributable to said Personal Property.

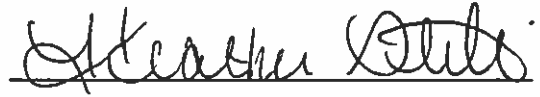
**Section 3.** That the Mayor and Fire Chief make a written contract with the highest and best bidder upon such additional terms as is necessary to effectuate the disposition of said Personal Property.

**Section 4.** This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the residents of the Village of Morristown, Ohio.

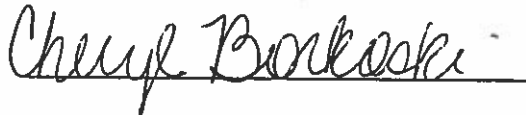
**Section 5.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED at a regular meeting of the Council held this 13<sup>th</sup> day of October, 2016 by a vote of 4 members of Council.

ATTEST:

A handwritten signature in cursive script, appearing to read "Heather Stitt", written over a horizontal line.

Heather Stitt, Mayor

A handwritten signature in cursive script, appearing to read "Cheryl Borkoski", written over a horizontal line.

Cheryl Borkoski, Clerk-Treasurer