

Village of New Lexington

ORDINANCE No. 18-17

**ORDINANCE SUPPLEMENTING ORDINANCE NO. 18-7 AND
DECLARING CERTAIN REAL PROPERTY
NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE
AND AUTHORIZING ITS SALE TO BOARD OF COUNTY COMMISSIONERS
*AND Declaring An Emergency***

Whereas, the Village of New Lexington, on or about March 5, 2018, did pass Ordinance No. 18-7, An Ordinance to Convey Certain Real Estate Situated in the Village of New Lexington, Ohio and Declaring an Emergency; and

Whereas, Council desires to clarify its actions with regard to Ordinance No. 18-7, and takes this action in supplement of Ordinance No. 18-7; and

Whereas, Ohio Revised Code § 721.29 provides municipal corporations the special power to sell real estate belonging to the municipal corporation, to a board of county commissioners, when such real estate is not needed for any municipal purpose, on such lawful terms as are agreed upon between the municipal corporation and the board of county commissioners, without competitive bidding; and

Whereas, the Village of New Lexington owns certain real estate consisting of two (2) lots in T. J. Tracy's first addition to the Village of New Lexington, and a vacated alley, commonly known as 600 Senior Center Drive, New Lexington, Perry County, Ohio, and commonly referred to as the "New Lexington Community Building," such property more fully described as set forth in attached Exhibit A; and

Whereas, the said "New Lexington Community Building" property is no longer needed for any municipal purpose; and

Whereas, the Village of New Lexington has received an offer by the Board of Perry County Commissioners to purchase said property; and

Whereas, the Village of New Lexington desires to accept said offer and sell said real property to the Board of County Commissioners, Perry County, Ohio, in pursuit of the general welfare and interests of the Village of New Lexington.

NOW THEREFORE, two thirds (2/3) of the members of the Council of the Village of New Lexington, Perry County, Ohio, concurring therein, **IT IS THEREFORE ORDAINED**:

Section 1: That this Ordinance shall supplement Ordinance No. 18-7, passed March 5, 2018.

Section 2: That the real property owned by the Village of New Lexington, consisting of Lots 39 and 40 in T.J. Tracy's first addition to the Village of New Lexington, along with a vacated portion of an alley south of said Lots 39 and 40 and consisting of approximately 0.04 acres located in the southeast quarter of Section 9, Pike Township, Village of New Lexington, Perry County, Ohio, commonly referred to as "New Lexington Community Building" property and more fully described as set forth in attached Exhibit A, is no longer needed for any municipal purpose and is therefore declared surplus real property.

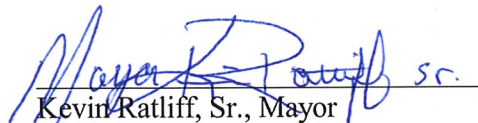
Section 3: That in accordance with the provisions of Ohio Revised Code § 721.01 and § 721.29, the Council authorizes and directs the Village Administrator sell said surplus real property to the Board of County Commissioners, Perry County, Ohio, in accordance with the offer of One Hundred Twenty-Five Thousand and No/100 Dollars (\$125,000.00) received from said Commissioners on or about November 14, 2017.

Section 4: That this Ordinance is hereby passed as an emergency, necessary to complete the sale that has been delayed due to survey needs and other matters, for the best interests and general welfare of the Village of New Lexington, and shall be effective upon passage.

1st Reading: Waived on 2/3 Vote

2nd Reading: June 4, 2018

Passed: June 4, 2018.


Kevin Ratliff, Sr., Mayor


Dan Bethel, Council President

ATTESTED:


Lisa Spohn, Council Clerk