***CITY OF STRUTHERS***

 ***Resolution NO. \_\_23-046\_\_\_\_\_***

***A RESOLUTION AUTHORING THE SALE OF 1989 INTERNATIONAL TRUCK, VIN # 1HTLCZWK4KH668988 TO POLAND TOWNSHIP AND DECLARING AN EMEGENCY.***

**WHEREAS,** the City of Struthers, Mahoning County, Ohio (“City of Struthers”) owns and possesses a 1989 International Truck, VIN # 1HTLCZWK4KH668988 (“International Truck”);

**WHEREAS,** it is the opinion of the Struthers Board of Control is not needed for public use, is obsolete, or is unfit for the use for which it was acquired; and

**WHEREAS,** R.C. § 721.15 authorizes a board of township trustees, by resolution, to enter into a contract, without advertising or biding, for the purpose or sale of motor vehicles, materials, equipment, or supplies from or to any department, agency, or political subdivision of the state; and

**WHEREAS,** the Board of Trustees of Poland Township, Mahoning County, Ohio, (“Poland Township”) a political subdivision of the State of Ohio, wants to contract with the City of Struthers for the purchase of the International Truck; and

**WHEREAS,** City of Struthers desires to enter a contract pursuant to R.C. § 721.15 to sell the Truck to Poland Township.

**NOW, THEREFORE, BE IT RESOLVED,** by the Council of the City of Struthers, Ohio, ¾’s of all members elected thereto concurring:

**SECTION 1:** The City of Struthers finds the Truck is not needed for public use, is obsolete, or is unfit for use for which it was acquired.

**SECTION 2:** Pursuant to R.C. § 721.15, The City of Struthers hereby approves entering a contract to sell the Truck to Poland Township, a political subdivision of the State of Ohio.

**SECTION 3:** The agreed upon purchase price for the Truck is five Hundred Dollars ($500.00).

**SECTION 4:** In Accordance with the requirements of R.C. § 721.15.

1. The City of Struthers is the seller of the Truck. Poland Township is the purchaser of the Truck and will pay Five Hundred Dollars ($500.00) as the maximum amount to be paid as the purchase price for the Truck.
2. The Truck is a 1989 International Truck, VIN # 1HZTLCZWK4KH668988.
3. The City of Struthers is the seller of the Truck. There is no need to appropriate funds to pay the purchase price for the Truck.

**SECTION 5:** The City of Struthers is selling the Truck as-is and explicitly disclaims all warranties, whether expressed or implied, including but not limited to any warranty as to condition of the vehicle. However, The City of Struthers’s above warranty disclaimer does not affect the terms of any applicable warranty from the manufacturer of the vehicle. Poland Township makes no other representation of warranty with respect to this vehicle or its condition or performance and there are no other warranties implied.

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**SECTION 6:** It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council,

and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open in the public, in compliance with law.

**SECTION 7:** This Resolution hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of Struthers; the immediate emergency being the immediate need to implement the provisions of said agreement between the parties. Therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED IN COUNCIL THIS \_\_\_\_27th \_\_\_\_\_ DAY OF\_\_\_\_\_\_\_December\_\_\_\_\_\_\_\_\_\_\_, 2023.

\_Megan R. Shorthouse\_\_\_\_\_\_\_\_\_\_\_ \_Michael S. Patrick\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CLERK OF COUNCIL PRESIDENT OF COUNCIL

FILED WITH THE MAYOR THIS \_\_\_27th \_\_\_\_ DAY OF \_\_\_\_\_\_\_December \_\_\_\_\_\_\_\_, 2023.

 \_Megan R. Shorthouse\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 CLERK OF COUNCIL

APPROVED BY THE MAYOR THIS \_\_\_27th \_\_\_\_ DAY OF\_\_\_\_\_\_\_December\_\_\_\_\_\_\_, 2023.

 \_Catherine Cercone Miller\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 MAYOR

PUBLISHED IN THE HOMETOWN JOURNAL

DATE: \_\_\_\_01/04/2024-01/11/2024\_\_\_\_\_\_\_\_\_\_\_\_

\_Megan R. Shorthouse\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 CLERK OF COUNCIL

Save: Resolution to Sell 1989 International Truck to Poland Township