

RECORD OF RESOLUTION

Resolution No. 2024-R-03 Passed Jan 16, 2024
YEAR

VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO. 2024-R-03

A RESOLUTION AUTHORIZING THE VILLAGE SOLICITOR TO FILE A PETITION TO RECEIVE PROPERTY THROUGH FORFEITURE PURSUANT TO SECTION 5723.01 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY

WHEREAS the Village is in receipt of JUDGMENT ENTRY OF NOTIFICATION AND OFFER PURSUANT TO R.C. 5723.01(A)(3) from the Court of Common Pleas of Huron County, Ohio, Case No.: 2023-0338; and

WHEREAS certain property is now offered to the Village upon a petition filed with the Court within ten (10) days; and

WHEREAS the Village Administrator has identified a potential public purpose for the property; and

WHEREAS the Village Administrator recommends that Village Council authorize the Village Solicitor to file a PETITION TO RECEIVE PROPERTY THROUGH FORFEITURE for certain property; and

WHEREAS Village Council acknowledges that if the Petition is granted, then the Village shall be required to make payment for the costs of delinquent taxes and costs due on the property, along with transfer fees.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (RC 731.18)

SECTION 1. That the Village Solicitor is hereby authorized and directed to file a PETITION TO RECEIVE PROPERTY THROUGH FORFEITURE in the Court of Common Pleas, Case No.: 2023-0338 to receive the following parcel(s):

PPN 16-041C-02-093-0000 [ONLY] (Also known as 49 North Kniffin Street)

The village wishes to decline the remaining parcels listed in CVE 2023-0339

SECTION 2. DISPENSE WITH THREE READINGS. That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days. [R.C. 731.17(A)(2)]

SECTION 3. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this legislation is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):

To satisfy the filing deadline established by Ohio Revised Code

SECTION 4. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this legislation were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 16 day of January, 2024.

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ATTESTATION (RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by R.C. 731.17.

Jan Swaddle
MAYOR

Shellie Cherry
FISCAL OFFICER

LEGISLATION READINGS ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.
(2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: Jan 16, 24 Second Reading: Dispensed Third Reading: Dispensed

ROLL CALL VOTE ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

yes
Mile King

yes
Randy Wilson

yes
Lynne Phillips

yes
Jason Hunter

yes
Regina Lueck

yes
Dorene Beverly

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

Steve Palmer
VILLAGE SOLICITOR

CERTIFICATE OF PUBLICATION ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**

The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

Shellie Cherry
FISCAL OFFICER