

RECORD OF RESOLUTIONS

Government Forms and Supplies (844) 224-3338 FORM NO. 30045

Resolution No.

2023-R-05

Passed

February 2nd 23

VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO.: 2023-R-05

A RESOLUTION ACCEPTING TRANSFER OF FORFEITED PROPERTY LOCATED AT 24 MAIN ST. IN THE VILLAGE OF GREENWICH, AND DIRECTING FISCAL OFFICER TO MAKE PAYMENT FOR THE COSTS OF DELINQUENT TAXES OF FORMER OWNER AND DECLARING AN EMERGENCY

WHEREAS, on August 30, 2021, the Huron County Treasurer filed a Complaint for Real Estate Tax Lien Foreclosure in the Court of Common Pleas, Case No.: CVE 2021-0681, regarding the subject property located at 24 Main Street in the Village of Greenwich, Ohio; and

WHEREAS, the Court issued Judgment Entry of Notification and Offer Pursuant to R.C. 5723.01(A)(3) providing the Village of Greenwich notice that the subject property has twice been offered for sale and not sold for want of a bidder, and is now offered to be forfeited to the Village of Greenwich journalized 6/29/22 and received by the Village on July 1, 2022; and

WHEREAS, the Mayor reports that as a result of discussion between the Mayor and Village Council in its regular session on July 19, 2022, the Village desired to spend the money on delinquent taxes to gain possession of the subject property; and

WHEREAS, with proper leave of the Court, on July 27, 2022, the Village filed its Petition to Receive Property Through Forfeiture pursuant to R.C. 5723.01(A)(3); and

WHEREAS, On January 27, 2023 the Court issued and journalized an Order to Forfeit Property to the Village of Greenwich and further Ordered that the Court certify a copy of the Entry to the Huron County Auditor and all right, title, claim and interest of the former owner is transferred to the Village of Greenwich upon the receipt for the costs of delinquent taxes and costs due upon the property along with transfer fees, in the amount of Three Thousand Six Hundred Thirty-Seven Dollars and 01/100 (\$3,637.01) pursuant to section 5723.01(A)(3) of the Ohio Revised Code.

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

SECTION 1. That Council hereby accepts the transfer of the subject property ordered forfeited by Order of the Court of Common Pleas of Huron County in Case No.: CVE 2021-0681 journalized 1-27-2023 in Vol 828 Page 914, and located at 24 Main St., Greenwich, OH (PPN: 16-043B-01-022-0000)

SECTION 2. That the Village Fiscal Officer is hereby directed to make payment for the costs of delinquent taxes and costs due on the property, along with transfer fees, in the amount of Three Thousand Six Hundred Thirty-Seven Dollars and 01/100 (\$3,637.01) pursuant to section 5723.01(A)(3) of the Ohio Revised Code.

SECTION 3. 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. 705.15 and 731.17(A)(2)]

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SECTION 4. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT.
 That by two-thirds vote of all the members elected to the legislative authority, this Ordinance/Resolution 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 delinquent taxes and obtain transfer of forfeited subject property as soon as possible.

SECTION 5. PUBLIC MEETING. That it is found and determined that all formal actions of this public body concerning or relating to the passage of this Resolution / Ordinance 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 21st day of February, 2023.

AUTHENTICATION and ATTESTATION
 (RC 731.20)

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

Wesley Lallier MAYOR [Signature]
 [Signature] FISCAL OFFICER

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: 5 NAYS: 1 ABSTAIN: -

First Reading: 02/07/2023
 Second Reading: 02/21/2023 [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]
 Third Reading: waived [may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2)]

PREPARED BY AND APPROVED AS TO FORM:
 [Signature]
 VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF PUBLICATION
 RC 731.24

I hereby certify that a succinct summary of the above legislation was/will be published once a week for two consecutive weeks as required by RC 731.21 and 731.22(A) in the following newspaper(s) of general circulation: Shopper's Helper North, 211 Myrtle Ave., P.O. Box 368, Willard, OH 44890, 419.935.0184.

[Signature]
 CLERK OF COUNCIL