

ORDINANCE NO: 25-1-1

AN ORDINANCE AUTHORIZING THE MAYOR OF WAYNESFIELD, OHIO TO ENTER INTO A CONTRACT WITH DANIEL L. BEY, REMINGER CO., L.P.A., FOR SERVICES OF VILLAGE SOLICITOR AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Waynesfield, Ohio:

WHEREAS, the Mayor and Council wishes to appoint an Village Solicitor through contract for two (2) years;

WHEREAS, the Village of Waynesfield wishes to appoint through contract, as an independent contractor, Daniel L. Bey, Reminger Co., L.P.A., as Village Solicitor;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Waynesfield, Ohio:

SECTION I: The Mayor is authorized to enter into an agreement with Daniel L. Bey, Reminger Co., L.P.A., to perform the duties of the Village Solicitor as an independent contractor. The Mayor is further authorized to execute any and all documents in connection with said agreement.

SECTION II: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this council and that all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of the Ohio Revised Code.

SECTION III: This Ordinance is hereby found to be an emergency necessary for the public welfare because the Village administration requires uninterrupted legal representation and services for ongoing and future matters to provide the services necessary to the general public health, safety, and welfare. It shall take effect and be in full force immediately upon passage.

Passed in Council this 27 day of January 2025.


Rodney Luma, Mayor

ATTEST: Sarah Montgomery
Sarah Montgomery, Fiscal Officer

Approved as to form this 27 day of January 2025.

/s/ Daniel L. Bey
Daniel L. Bey, Esq., Village Solicitor



Daniel L. Bey
Direct Telephone – (419) 245-3766
Direct Email – dbey@reminger.com

January 20, 2025

Village of Waynesfield
Attn: Mayor Luma
300 North Westminster St.
Waynesfield, OH 45896

Re: Legal Representation

Dear Mayor Luma:

I am pleased to have the opportunity to be of service to the Village of Waynesfield (“the Village”). I look forward to working with you and will do my best to provide the highest quality legal services in a responsible, efficient manner.

Fundamental to a sound relationship is a clear understanding of the terms and conditions upon which I will be providing legal services. Accordingly, the purpose of this letter is to clarify and confirm these terms and conditions.

Scope of Representation

As legal counsel, I will perform such legal services as are requested in connection with matters that you or another authorized employee of the Village refer to me. My ultimate responsibility is, of course, to the Village and not to individual board members, officials or employees. If requested, I will also assist you in the selection and engagement of other law firms to provide specialized legal services which are beyond the scope of my expertise.

Professional Undertaking

I will have primary responsibility for legal work undertaken by Reminger Co., L.P.A. (“Reminger”) on the Village’s behalf. Other attorneys and legal assistants in our office may assist in your matters if necessary or advisable in the best exercise of our professional judgment. We all will endeavor to serve you in a professional manner and to the best of our abilities.

Fees

Our fees are based on the time spent by lawyers and paralegals who work on matters for the Village. We reserve the right to request a retainer if we are asked to undertake a substantial legal matter for the Village or if our prior invoices are not being promptly paid. We will charge for actual time spent in representing the Village’s interest, including, by way of illustration, e-mail exchanges, telephone and office conferences with the Village’s representatives, consultants,

REMINGER CO., LPA

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CLEVELAND / COLUMBUS / CINCINNATI / AKRON / SANDUSKY / TOLEDO / YOUNGSTOWN / FT MITCHELL
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opposing counsel, and others; appropriate conferences among our staff; factual investigation; legal research; responses to your request to provide information to your auditors in connection with audits of financial statements; and drafting letters, memoranda and other legal documents.

Billing rates for our attorneys vary according to the experience of the attorney. Although my regular fee is \$325 per hour, as a public service, I will reduce my personal billing rate to \$200.00 per hour and paralegal rates shall be \$100.00 per hour. In an effort to reduce overall legal costs, I may utilize junior associates or my paralegal when appropriate.

These rates are revised from time to time, usually on or about January 1 of each year. If you require advance notice of our revised rates, please let me know. Otherwise, our revised rates will be reflected in the next invoice rendered after any changes take effect.

Expenses

Sometimes, it is necessary for us to incur expenses for items such as courier services, court reporter fees, and in certain cases for travel, lodging, and meals. Similarly, some matters require substantial amounts of ancillary services such as photocopying and computerized legal research. To allocate these expenses fairly and keep billing rates as low as possible for those matters that do not involve such expenditures, these are separately itemized on our statements as "expenses." Some expenses represent out-of-pocket costs, some represent an allocation of overhead costs associated with the items described above, and others represent a combination of both factors. In cases where we expect to incur expenses to third parties in excess of \$250.00 for items such as filing fees, court costs, stenographic transcripts, etc., we will request that you fund them in advance or pay them directly, rather than advancing the costs and billing them to you.

From time to time, there may be professional associations or conferences which may benefit the Village by my participation. The Village may, in its discretion, reimburse me for all such membership and attendance fees if agreed in advance by the parties.

Billing

Reminger will prepare statements for our services to the Village on a monthly basis. Any statement will reflect all services performed on a daily basis by each professional, including an explanation of the services provided by each professional, with an indication of the amount of time involved. At the end of the statement, we will set forth the amount of professional services and also show any expenses and advances. All of our statements are due and payable within 30 days following receipt.

Cooperation

To enable me to render effective legal services, the Village will need to advise me of all facts and keep me informed of all developments relating to the matters of my representation. I necessarily must rely on the accuracy and completeness of the facts and information you provide me. Also, I cannot address any concerns with my representation unless I have knowledge of the concerns. Accordingly, if any problems or concerns arise during the course of my representation,

please call me so the concerns can be addressed at the earliest possible time.

Conflicts

You may be aware that the Reminger represents many other companies, non-profit organizations and individuals. It is possible that during the time that I am representing the Village, some of our present or future clients will have disputes or transactions with the Village. The Village agrees that this firm may continue to represent or may undertake in the future to representing existing or new clients in any matter that is not substantially related to my work for you even if the interests of such clients in those other matters are directly adverse. We agree, however, that your prospective consent to conflicting representation contained in the preceding sentence shall not apply to any instance where, as a result of my representation of you, we have obtained proprietary or other confidential information of a non-public nature, that if known to such other client, could be used in any such other matter by such client to your material disadvantage, and shall only apply if such conflict does not prevent us from providing competent and diligent representation to each affected client.

Termination

Although I look forward to a continuing relationship, the Village is, of course, free to terminate my representation at any time. I also reserve the right to withdraw from the representation if the Village does not meet the arrangements set forth in this letter, or for any just reason permitted or required by applicable ethical codes and rules of conduct. Notification of termination or withdrawal by either party shall be made in writing. In the event of such termination or withdrawal, the Village will remain obligated to pay all statements for fees and expenses with respect to services provided before the date of termination or withdrawal and for any further work required of us or expense incurred by us in order to facilitate an orderly transfer of matters in process at the time of termination.

Following termination, any non-public information that you have supplied to us which is retained by us will be kept confidential in accordance with applicable rules of professional conduct. At your request, your papers and property will be returned to you promptly upon receipt of payment for outstanding fees and costs. Our own files will be retained by the firm. These firm files include, for example, firm administrative records, time and expense reports, personnel and staffing materials, and credit and accounting records; and internal lawyers' work product such as drafts, notes, internal memoranda, and legal and factual research, including investigative reports, prepared by or for the internal use of lawyers. You may have your original file as soon as a particular matter is concluded. Copies of original documents will be retained by the firm in accordance with the firm's record retention policy. If you do not request your documents, the firm may destroy them after seven (7) years, otherwise in accordance with our record retention policy.

Conclusion

If the foregoing terms of engagement are acceptable to you, please sign a copy of this letter, mail or email it back to me and retain the original for the Village's files. My representation will formally commence upon receipt of the signed copy of this letter confirming and approving this

engagement. I look forward to working with you.

Very truly yours,

REMINER CO., L.P.A.

/s/ Daniel L. Bey
Daniel L. Bey

ACKNOWLEDGED AND AGREED:

Village of Waynesfield

By: 

Date: 1-27-25

ATTEST: Sarah Montgomery
Sarah Montgomery, Fiscal Officer

**ORDINANCE OF THE COUNCIL OF THE VILLAGE OF WAYNESFIELD,
AUGLAIZE COUNTY, OHIO**

ORDINANCE NUMBER: 25-1-2

PASSED: January 27, 2025

**AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL
PUBLISHING'S OHIO BASIC CODE 2025 EDITION AND TO DECLARE AN EMERGENCY.**

WHEREAS, the Village of Waynesfield deems an ordinance is necessary for the health, safety and well-being of its residences; and

WHEREAS, the council has approved, adopted and enacted to use the American Legal Publishing Ohio Basic Code 2025 Edition as the code of ordinances for the municipality of the Village of Waynesfield; and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAYNESFIELD, AUGLAIZE COUNTY, OHIO, AT LEAST A MAJORITY THEREOF CONCURRING THAT:

Section I. The American Legal publishing Ohio Basic Code 2025 edition will be adopted and enacted within the Village of Waynesfield.

Section II. One copy of the American Legal publishing Ohio Basic Code 2025 edition, certified as correct by the Mayor and Fiscal Officer of the Village, as required by Ohio Revised Code § 731.23, shall be kept in its initial form on file in the office of the Fiscal Officer of the Village and retained as a permanent ordinance record of the Village. The Fiscal Officer of the Village is authorized and directed to publish a summary of all new matters contained in the Code of Ordinances as required by Ohio Revised Code § 731.23.

Section III. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the Ohio Basic Code, 2023 Edition, as adopted in Section 1 hereof, are hereby repealed as of the effective date of this Ordinance, except as follows:

(A) The enactment of the American Legal publishing Ohio Basic Code 2025 edition shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

(B) The repeal provided above shall not affect:

- (i) The grant or creation of a franchise, license, right, easement or privilege;
- (ii) The purchase, sale, lease or transfer of property;
- (iii) The appropriation or expenditure of money or promise or guarantee of payment;
- (iv) The assumption of any contract or obligation;
- (v) The issuance and delivery of any bonds, obligations or other instruments of indebtedness;
- (vi) The levy or imposition of taxes, assessments or charges;

- (vii) The establishment, naming, vacating or grade level of any street or public way;
- (viii) The dedication of property or plat approval;
- (ix) The annexation or detachment of territory;
- (x) Any legislation enacted subsequent to the adoption of this Ordinance;
- (xi) Any legislation specifically superseding the provision of the Ohio Basic Code, such as legislation enacted prior to the adoption of this Ordinance and said legislation was enacted to supersede prior ordinances adopted by the Council of the Village, including a provision contained in prior versions of the Ohio Basic Code; and
- (xii) Any legislation enacted prior to the adoption of this Ordinance that amends any sections of prior versions of the Ohio Basic Code, including any legislation adding new sections to those sections contained in prior versions of the Ohio Basic Code. The addition of any new sections previously adopted are hereby incorporated into the American Legal publishing Ohio Basic Code 2025 edition.

Section IV. Whenever reference is made in any documents, publications, or signs of the Village, including but not limited to traffic tickets and traffic-control signs, to a section as it existed in a former edition of the Ohio Basic Code, the reference shall extend and apply to the section referred to as subsequently amended, revised, recodified, or renumbered.

Section V. It is found and determined that all formal actions of the Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section VI. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health safety and general welfare of the people of the Village to provide for the most up to date version of the Ohio Basic Code to allow for the orderly administration of the Village, and shall take effect at the earliest date provided by law.

VOTE: Emergency First Reading

Ball: Yes

Fox: Yes

Hutson: Yes

Nickles: Yes

Walti: Yes

Miller: absent

Adopted: January 27, 2025



Mayor

Attest: Sarah Montgomery

Fiscal Officer

Approved as to Form:


Daniel L. Bey, Village Solicitor

**ORDINANCE OF THE COUNCIL OF THE VILLAGE OF WAYNESFIELD,
AUGLAIZE COUNTY, OHIO**

ORDINANCE NUMBER: 25-1-3

PASSED: January 27, 2025

**AMENDING ORDINANCE 24-10-3, AN ORDINANCE ESTABLISHING ELECTRIC
RATES INCREASES FOR THE VILLAGE OF WAYNESFIELD AND TO DECLARE
AN EMERGENCY**

WHEREAS, electric rates for the Village of Waynesfield were last increased in 2016 by Ordinance No. 16-11-1, and

WHEREAS, the cost for providing electricity to customers has increased since that time, and

WHEREAS, the rates currently in place do not produce sufficient revenue to pay all legal and necessary expenses required to operate the electric utility including maintenance cost, operating charges, upkeep, repairs, depreciation and other obligations, and

WHEREAS, the rates and charges currently in place produce insufficient revenue to maintain the utility and utility's property in a physical and financial condition in order to render adequate and sufficient services to its customers, and

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAYNESFIELD, AUGLAIZE COUNTY, OHIO, AT LEAST A MAJORITY THEREOF CONCURRING THAT:

SECTION ONE:

1. The electric rate shall be increased from \$0.13 cents per kWh Energy charge to \$0.14 cents per kWh effective April 1, 2025.
2. The service charge shall be increased by \$2.50 each year for the next four years commencing on January 1, 2025. Thus, the current rate of five dollars (\$5.00) shall be increased to seven dollars and fifty cents (\$7.50) effective January 1, 2025. The following shall be the yearly increases on service charges starting in April of 2025 and thereon effective January 1, each year:

Residential:

Year of Billing	2025	2026	2027	2028
Services Charges per month	\$7.50	\$10.00	\$12.50	\$15.00
Charge Per KwH	0.14	0.14	0.14	0.14

3. The service charges for commercial properties shall increase by 2 times the current rate and would increase to fifteen dollars (\$15.00) on April 1, 2025, and by two dollars and fifty cents (\$2.50) each year following until January 1, 2028. The following shall be the yearly increases on services charges effect January 1, each year for commercial properties:

Commercial:

Year of Billing	2025	2026	2027	2028
Services Charges per month	\$15.00	\$17.50	\$20.00	\$22.50
Charge Per Kwh	0.14	0.14	0.14	0.14

4. The service charge for industrial and institutional properties shall increase by 5 times the current rate and would increase to thirty-seven dollars and fifty cents (\$37.50) on April 1, 2025, and by two dollars and fifty cents (\$2.50) each year following until January 1, 2028. The following shall be the yearly increases on service charges effective January 1 of each year for institutional and industrial properties:

Institutional:

Year of Billing	2025	2026	2027	2028
Services Charges per month	\$37.50	\$40.00	\$42.50	\$45.00
Charge Per Kwh	0.14	0.14	0.14	0.14

Industrial:

Year of Billing	2025	2026	2027	2028
Services Charges per month	\$37.50	\$40.00	\$42.50	\$45.00
Charge Per Kwh	0.14	0.14	0.14	0.14

SECTION TWO: That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting and all deliberations of this Council or any of its Committees which led to such formal actions were in meetings open to the public in compliance with all legal requirements; and

SECTION THREE: The Clerk shall cause a copy of this Ordinance be posted in a manner consistent with Ohio Law.

SECTION FOUR: This Ordinance shall be in full force and effect at the earliest date allowed by Ohio Law.

VOTE: Emergency First Reading

Ball: Yes

Miller: Absent

Hutson: Yes

Nickles: Yes

Walti: Yes

Fox: Yes

Adopted: January 27, 2025



Mayor

Attest: Sarah Montgomery

Fiscal Officer

Approved as to Form:



Daniel L. Bey, Village Solicitor

**ORDINANCE OF THE COUNCIL OF THE VILLAGE OF WAYNESFIELD,
AUGLAIZE COUNTY, OHIO**

ORDINANCE NUMBER: 25-1-4

PASSED: January 27, 2025

**AN ORDINANCE FOR REGULATING JUNK AND ABANDONED MOTOR VEHICLES
AND TO DECLARE AN EMERGENCY.**

WHEREAS, the Village of Waynesfield deems an ordinance is necessary for the health, safety and well-being of its residences; and

WHEREAS, the council has adopted an ordinance regulating junk and abandoned motor vehicles in the Village of Waynesfield; and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAYNESFIELD, AUGLAIZE COUNTY, OHIO, AT LEAST A MAJORITY THEREOF CONCURRING THAT:

An ordinance will be adopted for regulating junk and abandoned motor vehicles in the Village of Waynesfield; and

The Ordinance shall be effective by the earliest period allowed by law.

VOTE: Emergency First Reading

Ball: Yes

Miller: Absent

Hutson: Yes

Nickles: Yes

Walti: Yes

Fox: Yes

Adopted: January 27, 2025



Mayor

Attest: Sarah Montgomery

Fiscal Officer

Approved as to Form:



Daniel L. Bey, Village Solicitor

**ORDINANCE OF THE COUNCIL OF THE VILLAGE OF WAYNESFIELD,
AUGLAIZE COUNTY, OHIO**

ORDINANCE NUMBER: 25-1-5

PASSED: January 27, 2025

**AN ORDINANCE ESTABLISHING RATES FOR PREPARATION OF POLICE VIDEO
RECORD PURSUANT TO OHIO REVISED CODE 149.43(B)(1) AND HOUSE BILL 315
AND TO DECLARE AN EMERGENCY.**

WHEREAS, the Village of Waynesfield deems an ordinance is necessary for the health, safety and well-being of its residences; and

WHEREAS, the Ohio Legislature has passed House Bill 315, amending Ohio Revised Code Section 149.43(B)(1) authorizing local law enforcement agencies to charge a requestor the actual cost associated with preparing a video record for inspection or production; and

WHEREAS, the council deems it necessary and in the best interest of the Village of Waynesfield to establish a fee schedule for the preparation of video records for inspection or production; and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAYNESFIELD, AUGLAIZE COUNTY, OHIO, AT LEAST A MAJORITY THEREOF CONCURRING THAT:

SECTION I

The Waynesfield Police Department is hereby authorized to charge a fee in accordance with the requirements of Ohio Revised Code Section 149.43(B)(1).

SECTION II

Requestors seeking the preparation of a video record from the Waynesfield Police Department for inspection or production shall be charged the actual cost of such preparation not to exceed seventy-five dollars per hour of video produced, nor seven hundred fifty dollars total.

SECTION III

Prior to production, the Waynesfield Police Department shall provide the requestor with an estimated actual cost of the production within five (5) business days of receipt of the public records request. The estimated actual cost shall contain the statement that actual cost may exceed the estimated cost by twenty percent (20%).

SECTION IV

As used in this Ordinance, "actual cost" with respect to video records only, means all costs incurred by the Waynesfield Police Department in reviewing, blurring or otherwise obscuring, redacting, uploading, or producing the video records, including but not limited to the storage medium on which the record is produced, staff time, and any other relevant overhead necessary to comply with the request.

SECTION V

The requestor shall be required to pay the estimated actual cost to the Village before the Waynesfield Police Department begins preparation of the video record for inspection or production.

SECTION VI

If the actual cost exceeds the estimated cost, the Waynesfield Police Department shall charge a requestor for the difference upon fulfilling the request for video records up to 20% in excess of the estimated cost.

SECTION VII:

That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this council and that all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of the Ohio Revised Code.

SECTION VIII:

This Ordinance is hereby found to be an emergency necessary for the public welfare because the Village Police Department requires a fee schedule for the production of video recordings in order to protect and conserve law enforcement time and expense to fulfill its primary mission of providing law enforcement services to the Village to protect the health, safety, and welfare of the Village and its citizens. It shall take effect and be in full force immediately upon passage.

VOTE: Emergency First Reading

Ball: Yes

Miller: Absent

Hutson: Yes

Nickles: Yes

Walti: Yes

Fox: Yes

Adopted: January 27, 2025



Mayor

Attest: Sarah Montgomery

Fiscal Officer

Approved as to Form:



Daniel L. Bey, Village Solicitor

RESOLUTION 25-1-1

**A RESOLUTION APPOINTING MATTHEW MITCHELL TO SERVE AS MAGISTRATE OF THE VILLAGE OF
WAYNESFIELD MAYOR'S COURT AND TO DECLARE AN EMERGENCY**

WHEREAS, the Village of Waynesfield conducts a Village Mayor's Court for the purpose of hearing traffic offenses and misdemeanors, which occur within the Village of Waynesfield; and

WHEREAS, Section 1905.05 of the Ohio Revised Code provides that the Mayor of a municipal corporation that has a Mayor's Court may appoint a person as Mayor's Court Magistrate to hear and determine prosecutions and criminal cause in the Mayor's Court that are within the jurisdiction of the Mayor's Court; and

WHEREAS, Matthew M. Mitchell has complied, or will comply, with all mandates set forth by the Ohio Supreme Court and the laws of the State of Ohio to be able to serve as Magistrate for the Village of Waynesfield.

THEREFORE, BE IT RESOLVED by the Council of the Village of Waynesfield, County of Auglaize, State of Ohio, to-wit:

Section I. Matthew M. Mitchell, 540 West Market Street, Lima, OH 45801, is hereby appointed as Magistrate of the Village of Waynesfield's Mayor's Court. The appointment shall be for a term of one (1) year, beginning January 1, 2025.

Section II. That the Magistrate's duties shall be to preside as Magistrate over all legal matters with the Waynesfield Mayor's Court. The Magistrate shall have all powers conferred upon him by Chapter 1901 et seq. of the Ohio Revised Code, the Ohio Constitution or any other chapter or section of the Ohio Revised Code or Rule of the Ohio Supreme Court or Rules of Superintendence of the Courts of Ohio or any other applicable law or rule.

Section III. Matthew M. Mitchell shall maintain all certification required by the Ohio Supreme Court and the State of Ohio to maintain his standing as a Magistrate. Reimbursement costs of the Magistrate Continuing Legal Education courses required by the State or State Supreme Court shall be made upon receipt of an invoice for such services by the Village Fiscal Officer.

Section IV. As compensation for the service provided under Sections I and II, Matthew M. Mitchell shall receive compensation of an annual Five Hundred and 00/100 Dollars (\$500.00) retainer fee as well as the rate of One Hundred and 00/100 Dollars (\$100.00) for each Mayor's Court appearance, flat rate. Payment will be made upon receipt of an invoice for such services by the Village Fiscal Officer. No mileage or out of pocket expenses will be paid. No charges shall be made or paid for ordinary travel to and from the Mayor's Court hearing location.

Section V. The Magistrate acknowledges that he is not an employee of the Village of Waynesfield, but is an independent contractor and responsible for the payment of any and all taxes associated with his compensation, that he is not covered under the Village's Workers Compensation Policy, and that he is not entitled to participate in the Public Employees Retirement System.

Section VI. The provisions of services by Matthew M. Mitchell shall be terminable by either the Village of Waynesfield Council or Matthew M. Mitchell with a minimum thirty (30) day notice.

Section VII. That this Resolution shall be effective from and after the earliest period allowed by law.

VOTE: **EMERGENCY FIRST READING**

Ball: Yes Miller: Absent

Nickles: Yes Walti: Yes

Hutson: Yes Fox: Yes

Adopted: January 27, 2025

[Signature]

Mayor

Attest: Sarah Montgomery

Fiscal Officer

Approved as to Form:

[Signature]
Daniel L. Bey, Village Solicitor

ACCEPTED AS A CONTRACTUAL OBLIGATION

By: [Signature]

Matthew M. Mitchell
Attorney at Law

RESOLUTION: 25-1-2

A RESOLUTION AUTHORIZING THE SALE OF PERSONAL PROPERTY INCLUDING BUT NOT LIMITED TO EQUIPMENT, TOOLS AND SUPPLIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE OR ARE OBSOLETE OR UNFIT FOR THE USE FOR WHICH THEY WERE ACQUIRED BY INTERNET AUCTION PER O.R.C. 721.15 AND TO DECLARE AN EMERGENCY

WHEREAS, the Village of Waynesfield has in its possession personal property including but not limited to equipment, tools and supplies which are not needed for public use or are obsolete or unfit for the use for which they were acquired, and

WHEREAS, the Council for the Village of Waynesfield had determined that the best method to dispose of said property is pursuant to internet auction per O.R.C. 721.15; and

NOW THEREFORE, BE IT RESOLVED by the Council for the Village of Waynesfield, Auglaize County, State of Ohio as follows:

SECTION I: Council of the Village of Waynesfield hereby resolves to sell personal property including but not limited to equipment, tools and supplies which are not needed for public use or are obsolete or unfit for the use for which they were acquired by internet auction.

SECTION II: Per O.R. C. 721.15(D) bidding shall continue for not less than 10 days, including Saturdays, Sundays, and all legal holidays.

SECTION III: Prior to any internet auction Council shall cause to be published in a newspaper of general circulation in the municipal corporation, notice of its intent to sell unneeded, obsolete or unfit municipal personal property by internet auction, which notice shall include a summary of the information provided in this resolution which shall be published at least twice with the second and any subsequent notices published not less than ten nor more than 20 days after the previous notice.

SECTION IV. Council directs the Fiscal Officer/Assistant to post continually throughout the calendar year in a conspicuous place in the offices of the legislative authority and the municipal website, a copy of the notice of its intent to sell property via internet auction, including a summary of the information provided in this resolution.

SECTION V. If is found and determined that all formal actions concerning and relating to the adoption 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 such formal action were meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Resolution shall take effect and be in force immediately after its passage.

PASSED: January 27, 2025


Mayor

ATTEST: Sarah Montgomery
Fiscal Officer

Approved as to Form:


Daniel L. Bey, Village Solicitor