

ORDINANCE 2011-11

AN ORDINANCE AUTHORIZING LEASE OF VILLAGE-OWNED PROPERTY TO HIGHEST BIDDER AND DECLARING AN EMERGENCY

WHEREAS, the Village of Hiram has previously leased the old Village Hall located at 11613 Garfield Road; and

WHEREAS, the present lease will have run its full term on July 31, 2011.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Village of Hiram, Portage County, Ohio, two thirds or more of the members thereto concurring that:

SECTION 1: At the direction of the Village Council, the land hereinafter described, which is no longer needed for any municipal purpose, shall be leased by the Mayor as provided by Revised Code 721.03 and 723.121 to the highest and best bidder offering at least 600 /month for a period of 2 years, after advertising once a week for five (5) consecutive weeks in a paper of general circulation within the Village.

SECTION 2: The land authorized to be leased is described as follows:

Situated in the Village of Hiram, County of Portage and State of Ohio, known and described as follows: Known as the "Old Village Hall", fronting on Garfield Road (S.R. 82 and 700).

Situated in the Village of Hiram, County of Portage and State of Ohio and known as being part of Lot 28 in Hiram Township and further described as follows:

Beginning at a point in the centerline of Garfield Road and being South 498.70 feet from a monument at the intersection of said road centerline with the centerline of Wakefield Road; thence South 64.00 feet along the centerline of Garfield Road to the northeast corner of land owned by L.E. Streeter; thence S. 89° 46' 30" W 175.78 feet along Streeter's north line to an iron pipe set and passing over an iron pipe set 30.00 feet from the road center; thence North 55.89 feet to an iron pipe set; thence N. 87° 08' E 176.00 feet to the beginning and passing over an iron pipe set 40.05 feet from the road center.

Containing 0.242 of an acre of land, be the same more or less but subject to all legal highways, as surveyed in September, 1995 by Edward J. Collier, registered surveyor No. 7141.

SECTION 3: The lease shall be payable on a month-to-month basis for a period of 2 years and shall provide for cancellation by the Village of Hiram on sixty (60) days' notice.

SECTION 4: Lessee shall agree, if the building or structure is to be altered on the leasehold property, that prior thereto the plans and specifications for the contemplated alteration shall be submitted to the Village for approval, and if the buildings, structures or alteration will interfere with the Village's use of its property or will unduly endanger the public, the plans or use shall not be approved or permitted.

SECTION 5: The lease shall be prepared by the Village Solicitor and executed by the Mayor on behalf of the Village of Hiram.

SECTION 6: It is hereby 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 the deliberations of the 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 including Section 121.22 of the Revised Code of the State of Ohio.

PASSED IN COUNCIL this 10 day of May, 2011.

Passed as an emergency on first reading May 10, 2011.

Mayor Lou Bertrand
Mayor Lou Bertrand

ATTEST:

Kay E. Ziska
Fiscal Officer Kay Ziska

Approved as to Form:

Thomas Reitz
Solicitor Thomas Reitz

I Kay E. Ziska, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2011-11 has been duly posted in the required 5 places.
5-17-11 Kay E. Ziska
Date Fiscal Officer, Village of Hiram