

RESOLUTION NO. 28-2016

Offered by All of Council

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO A CONTRACT FOR AUCTIONEER SERVICES WITH EDWARD P. PFISTER III – AUCTIONEER

WHEREAS, approximately every three (3) years the Village assembles a list of personal property that is no longer needed for public use, is obsolete or is unfit for the use for which it was acquired, and, after presentation to Council, is deemed surplus property available for sale at public auction; and

WHEREAS, at this time, it is anticipated that certain personal property will be deemed surplus property by this Council to be sold at public auction; and

WHEREAS, this Council desires to authorize the Mayor and Finance Director to engage Edward J. Pfister III for auctioneer services to conduct a public auction on or about August 27, 2016 of any Village personal property that is deemed surplus property by this Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That the Mayor and the Finance Director be, and they hereby are, authorized and directed to enter into a contract with Edward P. Pfister III for auctioneering services for personal property subsequently deemed surplus property by the Village Council, on substantially the same terms as the contract attached hereto and incorporated herein by reference as Exhibit "A".

SECTION 2. That it is found and determined that all formal actions of this Council 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 in meetings open to the public, in compliance with legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 6/7/16

Regina Davis Sims
President of Council

Barbara Barbara
Mayor

Dated: 6/7/16

ATTEST:

Carlyn E. Sullivan
Clerk of Council

Council

Edward P. Pfister III
Auctioneer-Liquidator-Buyer
Licensed and Insured
8395 Oak Knoll Ct. North Royalton, Ohio 44133
Phone: (216)870-0645

UNIFORM PERSONAL PROPERTY AUCTION CONTRACT

1. In consideration of your agreement to use your efforts to advertise, promote, and sell the personal property described below, I (or we) give and grant to you the exclusive right to sell the personal property described in the schedule attached hereto and made a part hereof. The sale shall be at public auction to be conducted at 4450 Rt. 303, Richfield, Ohio 44286 (Behind the Fire Station) on the 27 day of August, 2016 at the highest and best bid.

2. I (or we) represent that I (or we) have full power to sell such personal property and that it is free and clear of all liens or other encumbrances except as listed below. I (or we) will save you harmless and indemnify you against any claims, demands, loss or damage you may suffer or incur because of any lien or encumbrance upon such property or because of any warranty or representation by me (or us) as to the character of such property at the time of sale or otherwise.

Liens and Encumbrances:

No liens or encumbrances

3. I (or we) agree to pay you a commission of 10 percent of the gross proceeds of such sale. Owner/City shall pay for the following expenses Advertising

Such commission, and such expenses which I (or we) shall pay, shall be paid in full at the conclusion of the sale.

4. After the date hereof, I (or we) will not sell or remove from the premises any of such items of personal property. I (or we) agree to assist you in preparing such personal property for sale and to follow your directions as best I (or we) can. I (or we) will not interfere with the sale after it starts.

5. No modification or alteration of this agreement shall be effective unless made in writing. I (or we) hereby acknowledge receipt of a copy of this agreement.

Special Agreements: Auctioneer to supply all necessary clerks, runners
Cashiers at his expense Auction day

Accepted by

Edward P. Pfister III

Auctioneer

8395 Oak Knoll Ct.

North Royalton, Ohio 44133

216-870-0645

*Bellevue Bashara MAYOR
Village of Richfield
Signature of Owners

*4410 W. Steelsboro, Richfield, OH
Address 44286

*Telephone No. 330-659-9201