

**ORDINANCE O-2016-10**

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

**WHEREAS**, the Village of Windham has previously leased a portion of the Community Center to the Portage County District Library; and

**WHEREAS**, the Portage County District Library vacated the portion of the Community Center some time ago; and

**WHEREAS**, the Village Council passed Ordinance 2016-6 on March 21, 2016 which authorized advertising for bids to lease the designated portion of the Community Center, which action is in conformity with Ohio Revised Code § 721.03 and 723.121; and

**WHEREAS**, the time within which to receive bids to lease the designated portion of the Community Center Village Hall has been completed; and

**WHEREAS**, an acceptable bid has been received; and

**WHEREAS**, the Village Administrator approves the proposed tenant and lease.

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

**SECTION 1:** At the direction of the Village Council, the portion of the Community Center previously occupied by the Portage County District Library, which is no longer needed for any municipal purpose, shall be leased by the Village as provided by Revised Code 721.03 and 723.121 to the highest and best bidder offering to renovate the area and then pay at least \$100.00/month for a period of one year, after advertising once a week for five (5) consecutive weeks in a paper of general circulation within the Village.

**SECTION 2:** Platinum Dance, LLC has bid on the leasing the property, in fact was the only bidder, and has submitted a bid which is in all particulars acceptable to the Village.

**SECTION 3:** The Mayor and the Fiscal Officer are hereby authorized to enter into a lease with Platinum Dance, LLC in substantial conformity with the Lease attached hereto and marked for identification as Exhibit A.

**SECTION 4:** This Ordinance is declared an emergency measure becoming effective immediately upon its passage by Council and approval by the Mayor so as to protect the health, safety and general welfare of the Village of Windham, specifically to assure the financial health of the Village, and to

increase and continue business activity in the Village of Windham.

**SECTION 5:** 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 as an emergency this 24<sup>th</sup> day of May, 2016.

Vote of Council:      Ayes: 5  
                                 Nays: 1

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Mayor Deborah Blewitt

ATTEST:

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Fiscal Officer Cheree Taylor

Approved as to Form:

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Village Solicitor Thomas Reitz