

ORDINANCE O-2017-18

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 located on East Center Street to the Platinum Dance, LLC; and

WHEREAS, the lease to Platinum Dance, LLC has not been renewed and that portion of the Center is now vacant.

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 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 \$150/month for a period of at least one year, but only after advertising once a week for five (5) consecutive weeks in a paper of general circulation within the Village.

SECTION 2: The area available for rent is not presently needed for any municipal purpose.

SECTION 3: The land authorized to be leased is described as the area of the Community Center formerly occupied by the Platinum Dance, LLC. Interested individuals should contact the Village (Fiscal Officer or Village Administrator) for additional information.

SECTION 4: The lease shall be payable on a month-to-month basis for a period of one year, renewable annually thereafter and shall provide for cancellation by the Village of Windham on sixty (60) days' notice.

SECTION 5: Lessee shall agree that plans and specifications for any renovation shall be submitted to the Village for approval, and if the renovation 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 6: The lease shall be prepared by the Village Solicitor and executed by the Mayor on behalf of the Village of Windham.

SECTION 7: 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 opened to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

SECTION 8: This Ordinance is hereby declared to be an emergency measure, becoming effective immediately on passage by Council and approval by the Mayor, for the reason that at present the area to be leased is vacant and is not generating any revenue for the Village.

PASSED IN COUNCIL this 22nd day of August, 2017.

Vote of Council: Ayes: 5
 Nays: 0

Mayor Deborah Blewitt

ATTEST:

Fiscal Officer Cheree Taylor

Approved as to Form:

Solicitor Thomas Reitz