

# RECORD OF RESOLUTIONS

Dayton Legal Blank, Inc., Form No. 30045

Resolution No. 2018-8

Passed February 14, 2018

## **A RESOLUTION ACCEPTING AND ACQUIRING, BY DONATION FROM THE FAIRFIELD COUNTY LAND REUTILIZATION CORPORATION, PARCEL NUMBERS 0490260110 AND 0520368009 AND DECLARING AN EMERGENCY**

WHEREAS, R.C. 715.21 allow any municipal corporation to acquire by purchase, lease, gift, devise, condemnation, or otherwise, and hold real estate or any interest therein and other property for the use of the municipal corporation; and

WHEREAS, on October 6, 2017, after no one (a.) challenged the Fairfield County Treasurer's assertion that parcel numbers 0490260110 (O Main Street, Walnut Township, Ohio) and 0520368009 (2231 Main Street, Thurston, Ohio) were abandoned or (b.) contested the amount of delinquent taxes, assessments, penalties, and interested owed, the Fairfield County Treasure moved for a decree in foreclosure; and

WHEREAS, on November 14, 2017, the Fairfield County Court of Common Pleas entered a Decree of Foreclosure against parcel number 0490260110 and parcel number 0520368009. With this Decree, the Court applied the alternative redemption period, set forth in R.C. 323.65(K) and R.C. 5721.25 to both parcels. The Court also noted the Fairfield County Land Reutilization Corporation requested title to both parcels if no person requested to redeem either parcel; and

WHEREAS, on December 20, 2017 after the 28-day alternative redemption period expired, the Fairfield County Court of Common Pleas ordered parcel numbers 0490260110 and 0520368009 transferred directly to the Fairfield County Land Reutilization Corporation, pursuant to R.C. 323.78; and

WHEREAS, the Fairfield County Land Reutilization Corporation now wants to transfer/gift parcel numbers 0490260110 and 0520368009 to the Village of Thurston; and

WHEREAS, Council for the Village of Thurston wants to accept this donation of real property and acquire parcel numbers 0490260110 and 0520368009 for the Village's use.

**NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Thurston, County of Fairfield, State of Ohio, two-thirds of all members elected thereto concurring, that:**

SECTION 1: Council for the Village of Thurston hereby accepts, on behalf of the Village of Thurston, the Fairfield County Land Reutilization Corporation's donation of parcel number 0490260110 (O Main Street, Walnut Township, Ohio) and parcel number 0520368009 (2231 Main Street, Thurston, Ohio).

SECTION 2: The Mayor, Clerk-Treasurer, and/or Village Solicitor are hereby authorized and directed to execute all documents necessary to accept and record this donation of real property.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Thurston which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 4: All prior legislation, or any parts thereof, which is/are inconsistent with this Resolution is/are hereby repealed as to the inconsistent parts thereof.

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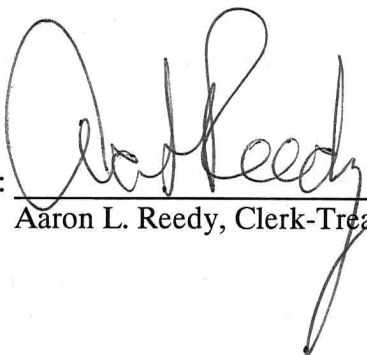
Passed \_\_\_\_\_, 20\_\_\_\_

SECTION 5: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that the Fairfield County Land Reutilization Corporation needs to transfer these parcels to the Village, and the Village wants to accept this land donation, as soon as possible . Wherefore, provided this Resolution receives the required affirmative votes of Council, this Resolution shall take effect and be in force immediately upon passage by Council.

Passed in Council this 14<sup>th</sup> day of February 2018.

  
Mary Borling, Mayor

ATTEST:

  
Aaron L. Reedy, Clerk-Treasurer

APPROVED:

Approved as to form this 13<sup>th</sup> day of February 2018.



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Brian M. Zets, Esq.  
Village Solicitor