

**VILLAGE OF SOUTH LEBANON, OHIO  
RESOLUTION NO. 2018-73**

**A RESOLUTION APPROVING OEDER & SONS GARAGE, INC. BID FOR THE  
EXCHANGE OF REAL PROPERTY**

**WHEREAS**, on August 16, 2018 the Village Council, by motion and unanimous vote, approved the "Option A" bid of Oeder & Sons Garage, Inc. ("Oeder") for the exchange of real property located on Turtlecreek Road currently owned by the Village and real property located on Mason Morrow Millgrove Road owned by Oeder, a copy of which is attached hereto and incorporated herein by reference ("Bid"); and,

**WHEREAS**, all survey work detailed in the Bid, also attached hereto and incorporated herein by reference, has been completed and meets the Village staff's approval, and the parties are prepared to sign documentation to finalize the transaction as set forth in the Bid; and,

**WHEREAS**, the Village Council desires to formalize the agreement between the Village and Oeder via resolution; and

**WHEREAS**, immediate action is required as Oeder is prepared to complete the transaction immediately, and in order to preserve the public peace, health, or safety of the Village.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of South Lebanon, at least a two-thirds of all members elected thereto concurring:

**Section 1.** That the Village Council formally accepts and approves the Bid attached hereto from Oeder.

**Section 2.** That the Village Council hereby authorizes the Solicitor to obtain a title examination of the parcels being conveyed to the Village.

**Section 3.** That the Village Council hereby authorizes the Mayor to sign any documentation required to complete the land exchange as detailed in the bid.

**Section 4.** That the Council is acting in its administrative capacity in adopting this Resolution.

**Section 5.** That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

**Section 6.** That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted this 3<sup>rd</sup> day of January, 2019.

Attest: Nicole Armstrong  
Nicole Armstrong, Fiscal Officer/Clerk

James D. Smith  
James D. Smith Mayor

|   |                          |
|---|--------------------------|
| Rules Suspended: / /2018 (if applicable)<br>/2018                                     | Effective Date - / /     |
| Vote - ___ Yeas<br>___ Nays   |                          |
| First Reading - 12/6/2018<br>Second Reading - 12/20/2018<br>Third Reading - 1/3 /2019 | Effective Date - / /2018 |
| Vote - <u>5</u> Yeas<br><u>1</u> Nays   |                          |

Prepared by and approved as to form:

PAUL R. REVELSON  
VILLAGE SOLICITOR  
SOUTH LEBANON, OHIO

By: [Signature]  
Date: 1/3/19