

ORDINANCE NO. 2013- 3653

**AN ORDINANCE TO AUTHORIZE THE SAFETY SERVICE DIRECTOR TO SELL EXCESS CITY DIRT FOR THE AMOUNT OF \$35.00 A CUBIC YARD WITH A LIMIT OF 1,000 CUBIC YARDS PER PURCHASE AND DECLARING AN EMERGENCY.**


**BE IT ORDAINED BY THE COUNCIL, CITY OF FREMONT, STATE OF OHIO:**

**SECTION 1.** The Fremont City Council determines that there is a surplus of dirt in the City of Fremont and therefore, Fremont City Council hereby authorizes the Safety Service Director to sell excess City dirt for \$35.00 a cubic yard with a limit of 1,000 cubic yards per purchase. The proceeds from the sale(s) shall be credited to the respective fund that is associated with the dirt.

**SECTION 2.** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this 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 Ohio.

**SECTION 3.** The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being the need to begin allowing the sale of dirt to obtain additional revenue for the City of Fremont.


This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.

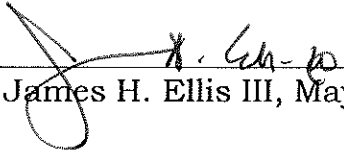
  
James G. Weaver  
President of Council

PASSED: 9-5-13

Effective date: 9-5-13

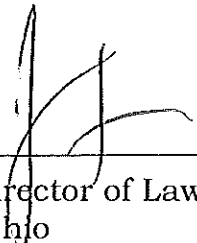
YEAS: 7 NAYS: 0

  
Elaine J. Huntley, City Council Clerk

  
James H. Ellis III, Mayor

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Approved as to form:

A handwritten signature in black ink, appearing to be 'J. Melle', written over a horizontal line.

James F. Melle, Director of Law  
City of Fremont, Ohio