

PIERCE TOWNSHIP CLERMONT COUNTY, OHIO

RESOLUTION No. 2024-027

A RESOLUTION DECLARING THE INTENT TO CONDUCT AN INTERNET AUCTION FOR THE SALE OF UNNEEDED, OBSOLETE, OR UNFIT PERSONAL PROPERTY OF PIERCE TOWNSHIP

The Pierce Township Board of Trustees met in regular session on October 9th, 2024, and the following Resolution was proposed:

WHEREAS, Section 505.10 of the Ohio Revised Code permits a board of Township Trustees to sell personal property, including motor vehicle and lawn mower which is not need for public use, is obsolete, or is unfit for the use for which it was acquired; and

WHEREAS, The Board of Trustees of Pierce Township, upon recommendation of Township staff, have identified surplus property and desire to dispose of that property; and

WHEREAS, the Board of Trustees of Pierce Township, Clermont County, Ohio have determined that an internet auction is a cost-effective method of disposing of such property;

WHEREAS, Section 505.10(D) of the Ohio Revised Code permits a Board of Township Trustees to sell such property by internet auction;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF PIERCE TOWNSHIP

SECTION 1. That pursuant to Section 505.10(D), the Board of Trustees of Pierce Township intend to sell personal property owned by the Township including motor vehicle and lawn mower which are not need for public use, is obsolete, or is unfit for the use for which it was acquired. The Board finds that the property described in attached Exhibit A is not needed for public use by the Township and shall be sold by internet auction.

SECTION 2. That the Board of Trustees of Pierce Township wish to contract with GovDeals, incorporated to serve as a representative of the Township and conduct auction on behalf of the Township.

SECTION 3. That such internet auction(s) shall be conducted according to the requirements of Ohio Revised Code 505.10(D) and by providing a description of the item(s) to be auctioned, and by establishing a minimum bid amount, and the cost of delivery where applicable.

SECTION 4. That such internet auction(s) shall be conducted by specifically stating any terms and conditions of the bidding or the sale, including but not limited to whether the item must be picked up or delivered.

SECTION 5. That the internet auction(s) will be conducted in the following manner under the following general terms and conditions:

- A. All property will be offered for sale subject to the Pierce Township "Online Sales - Terms and Conditions"
- B. All property will be available to the public on the "GovDeals, Incorporated" website for a minimum of ten (10) days, including Saturday, Sundays, and legal holidays as required in Section 505.10(D) of the Ohio Revised Code
- C. If any Township property offered for sale by internet auction is not sold within ten (10) days after being posted on the "GovDeals, Incorporated" website, the Township may withdraw said property from the internet auction at any time.
- D. Township property auctioned via internet auctions shall be sold to the highest, qualified bidder shall be required to pay for the property at the auction price and to comply with any other conditions or terms of sale established for a particular item of personal property no later than ten (10) days after the conclusion of the auction.
- E. The Board of Trustees, Pierce Township, Clermont County, Ohio reserves the right to reject any bids and to withdraw from sale any item listed on "GovDeals, Incorporated".

SECTION 6. In the event that the Township reclaims the auctioned property as a result of the highest, qualified bidder's failure to comply with the terms and conditions stated above or in the event the auction, the Township reserves the right, at its sole discretion, to dispose of the property, without, auction, as permitted by Ohio Revised Code 505.10(B).

SECTION 7. That after adoption of this Resolution, the Pierce Township Board of Trustees shall publish, in a newspaper of general circulation in the Township, notice of its internet to sell unneeded, obsolete, or unfit for use Township personal property by internet auction. The notice shall include a summary of the information provided in the resolution and shall be published at least once pursuant to and including the requirements of Ohio Revised Code 505.10(D) and published on the Township websites.

SECTION 8. That this Resolution takes effect at the earliest time as may be permitted by law.

SECTION 9. It has been determined that all formal auctions of the Board of Trustees of Pierce Township concerning the adoption of this Resolution were adopted in an open meeting of the Board of Trustees of Pierce Township, that all deliberations of the Board of Trustees of Pierce Township which resulted in formal action were in meetings open to the public, and compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Trustee _____ moved for the adoption of the foregoing Resolution, seconded by
Trustee _____.

Upon roll call, the above Resolution was passed by the Pierce Township Board of Trustees.

Resolution 2024-027 adopted this 9th day of October 2024.

Allen M. Freeman, Chairman

Nicholas J. Kelly, Vice-Chairman

Peter J. Kambelos, MD

Attest:

Debbie S. Schwey, Fiscal Officer
Pierce Township, Clermont County, Ohio

Approved as to form:

Katherine L. Barbieri, Esq. Law Director