

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: Aufuldish, Sines and Troy

Commissioner Sines presented the following resolution and moved its adoption.

**RESOLUTION DECLARING CERTAIN LAKE COUNTY PROPERTY SURPLUS OR OBSOLETE AND NOT NEEDED FOR THE USE FOR WHICH IT WAS ACQUIRED; AUTHORIZING A PUBLIC INTERNET AUCTION FOR THE SALE OF SURPLUS LAKE COUNTY PERSONAL PROPERTY ACCORDING TO SECTION 307.12 OF THE OHIO REVISED CODE; AUTHORIZING PROCUREMENT OF SERVICES OR SUPPLIES BY E-PROCUREMENT/REVERSE AUCTION ACCORDING TO SECTION 9.314 OF THE OHIO REVISED CODE; AND AUTHORIZING ADVERTISING FOR SAME**

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, Section 307.12 of the Ohio Revised Code provides for the sale of surplus personal property of the County under the criteria enumerated in that statute, and Section 9.314 of the Ohio Revised Code provides for procurement of services or supplies by online reverse auction; and

WHEREAS, on March 6, 2003 the Board authorized an online auction and reverse auction and adopted rules for Online Surplus Property Disposition and E-Procurement and amended the rules August 26, 2004 and June 26, 2008; and

WHEREAS, pursuant to Section 307.12 of the Ohio Revised Code for the sale of surplus personal property of the County and to Ohio Revised Code 9.314 for procurement of services or supplies by online auction, it is now necessary to advertise the Board's intention to conduct an Online Surplus Auction and to procure services or supplies by E-Procurement/Reverse Auction twice in a newspaper of general circulation in Lake County, said advertisements shall remain posted continually on the Lake County website.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners finds that Lake County has surplus personal property not needed for public use, or that is obsolete or unfit for the use for which it was acquired and that such personal property has a fair market value in excess of \$2,500.00 and that such personal property shall be offered for sale by public Internet auction, the net proceeds of which shall be deposited in the County's General Fund and ultimately credited to the various departments as appropriate.

BE IT FURTHER RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby authorizes the Clerk of the Board to advertise its intention to procure services or supplies by E-Procurement/Reverse Auction and to conduct a public Online Surplus Auction for the sale of such personal property of the County and to conduct said auctions pursuant to the agreement for implementation services, online surplus property network, and procurement/reverse auction services between the Lake County Board of Commissioners and LightGov Inc. (Contact-David Engler, 100 DeBartolo Place, Suite #315, Youngstown, OH 44512-6066). Such auction is to be held continually on the Lake County Website accessible at [www.lakecountyohio.org](http://www.lakecountyohio.org) and bids shall be accepted for 30 days or longer at the discretion of Lake County.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to the Lake County Auditor; Budget Director; Lake County Administrator; Rich Winter-Central Purchasing; Donna Tyson-Commissioners' Finance Department; David Engler, LightGov Inc., 100 DeBartolo Place, Suite #315, Youngstown, OH 44512-6066.

Commissioner Aufuldish seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: Aufuldish, Sines and Troy

"NAYS": None

Resolution adopted,  
Amy Elszasz, Clerk

**RESOLUTION DECLARING CERTAIN LAKE COUNTY PROPERTY SURPLUS OR OBSOLETE AND NOT NEEDED FOR THE USE FOR WHICH IT WAS ACQUIRED; AUTHORIZING A PUBLIC INTERNET AUCTION FOR THE SALE OF SURPLUS LAKE COUNTY PERSONAL PROPERTY ACCORDING TO SECTION 307.12 OF THE OHIO REVISED CODE; AUTHORIZING PROCUREMENT OF SERVICES OR SUPPLIES BY E-PROCUREMENT/REVERSE AUCTION ACCORDING TO SECTION 9.314 OF THE OHIO REVISED CODE; AND AUTHORIZING ADVERTISING FOR SAME**

**CLERK'S CERTIFICATION**

I, Amy Elszasz, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on January 20, 2009, and recorded in Commissioners' Journal, Volume 2009.

WITNESS my hand this twentieth day of January, 2009, in Painesville, Ohio.

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Amy Elszasz, Clerk

Board of

Commissioners, in and  
for Lake County, Ohio

**PUBLIC NOTICE REQUIRED**

**PUBLISH: News Herald January 23, 2009 & February 6, 2009**

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## **PUBLIC NOTICE**

The Lake County Board of Commissioners finds that Lake County has surplus personal property not needed for public use or that is obsolete or unfit for the use for which it was acquired and that such personal property has a fair market value in excess of \$2,500.00. Said personal property shall be offered for sale by public Internet Auction as authorized by Section 307.12 of the Ohio Revised Code which provides for the sale of surplus personal property of the County under the criteria enumerated in that statute and pursuant to the agreement for implementation services, online surplus property network, and procurement/reverse auction services between the Lake County Board of Commissioners and LightGov Inc. (Contact-David Engler, LightGov Inc., 860 Boardman-Canfield Rd., Ste. #204, Youngstown, OH 44512-4235, Phone 888/346-8850). Such auction is to be held continually accessible on the Lake County Website at [www.lakecountyohio.org](http://www.lakecountyohio.org) and bids shall be accepted for 30 days or longer at the discretion of Lake County.

### **Lake County Rules for Online Surplus Property Disposition**

Lake County is authorized by R.C. 307.12 to dispose of county-owned surplus property by online auction. The following rules governing conduct of the online auction and general terms and conditions of sale were adopted by the Board of Lake County Commissioners by resolution 20081002\C01 dated October 2, 2008.

1. A resolution expressing the Board's intent to conduct an Internet auction of county-owned surplus property defined as unneeded, obsolete or unfit for use by the county for the ensuing calendar year will be adopted annually at the first regular meeting convened by the Board each calendar year.
2. After adoption of its resolution, the Board shall advertise its intent to sell property that is unneeded, obsolete or unfit-for-use by Lake County twice in a newspaper of general circulation in Lake County. The second notice will be published no less than 10 nor more than 20 days after the first notice.
3. Lake County will post continuous notice of its Internet auction in a conspicuous place in both the Lake County Administration Building and the Lake County Courthouse and on Lake County's website at [www.lakecountyohio.gov](http://www.lakecountyohio.gov).
4. Auctions of surplus property shall be conducted continuously. Access to the online auction is through the Lake County website at [www.lakecountyohio.gov](http://www.lakecountyohio.gov), under the Auction & Bids item in the left column.
5. Surplus property will first be listed for 15 days under the Classified category of Auction & Bids so that political subdivisions in Lake County may acquire the surplus property at no cost.
6. After the expiration of 15 days in the "Classified" category, any surplus property remaining will be moved to the "Surplus Auction" category of Auction & Bids and will be listed for a period of no less than 15 days for acquisition by auction. The Board reserves the right to extend the listing period at its sole discretion in order to maximize the return to Lake County.
7. Lake County may determine minimum or reserve prices for any item or items.
8. Each item is sold "as is, where is." Lake County makes no warranties or representations of any kind with respect to any item or items of surplus property.
9. Terms and conditions of online sales are contained on Lake County's website under each surplus item listed for sale and include method of payment, location and method of removal of the items, etc. This information may also be obtained before the auction upon request, after the terms and conditions of sale have been determined by the Board.
10. The successful bidder will be notified by e-mail from LightGov, the Internet auction service with which Lake County has contracted to conduct the auction and develop the terms and conditions of the online auction.

BY ORDER OF THE BOARD OF LAKE COUNTY COMMISSIONERS, IN AND FOR LAKE COUNTY , OHIO

Daniel P. Troy, President  
Robert E. Aufuldish, Commissioner  
Raymond E. Sines, Commissioner  
Amy Elszasz, Clerk

## **PUBLIC NOTICE**

The Lake County Board of Commissioners intends to procure services or supplies by E-Procurement/Reverse Auction as authorized by Ohio Revised Code 9.314 for procurement of services or supplies by online auction and pursuant to the rules adopted by resolution 20080626\C09, dated June 26, 2008 and to the agreement for implementation services, online surplus property network, and procurement/reverse auction services between the Lake County Board of Commissioners and LightGov Inc. (Contact-David Engler, LightGov Inc., 860 Boardman-Canfield Rd., Ste. #204, Youngstown, OH 44512-4235, Phone 888/346-8850). Such auction is to be held continually accessible on the Lake County Website at [www.lakecountyohio.org](http://www.lakecountyohio.org)

### **Lake County, Ohio Rules for Online Procurement of Services or Supplies by E-Procurement/Reverse Auction**

Lake County is authorized by R.C. 9.314 to procure services or supplies by online reverse auction. The following rules governing conduct of the online reverse auction and general terms and conditions of sale were adopted by the Board of Lake County Commissioners by resolution 20080626\C09 dated June 26, 2008.

1. A resolution expressing the Board's intent to conduct Internet procurement of services or supplies by reverse auction via the Internet will be adopted annually at the first regular meeting convened by the Board each calendar year.
2. "Reverse auction" means a purchasing process in which offerors submit proposals in competing to sell services or supplies in an open environment via the Internet and satisfies the requirement that Lake County procure such items by competitive sealed bids or proposals.
3. After adoption of its resolution, the Board shall advertise its intent to procure services or supplies by online reverse auction twice in a newspaper of general circulation in Lake County. The second notice will be published no less than 10 nor more than 20 days after the first notice.
4. Lake County will post continuous notice of its procurement by online reverse auction in a conspicuous place in both the Lake County Administration Building and the Lake County Courthouse and on Lake County's website at [www.lakecountyohio.gov](http://www.lakecountyohio.gov).
5. Procurement of services or supplies by online reverse auction shall be conducted continuously. Access to the online reverse auction is through the Lake County website at [www.lakecountyohio.gov](http://www.lakecountyohio.gov), under the Auction & Bids item in the left column.
6. Lake County shall solicit proposals for procurement of services or supplies through Requests for Proposals. The terms and conditions required for submitting RFPs are contained on the County's website under the Procurement Auction and RFP tabs and may include relative importance of price, evaluation factors, requirements for performance bonds or other financial security, duration of the auction, specific terms for offeror to complete and may include provisions for Lake County to conduct discussions with responsible offerors who submit proposals that are reasonably susceptible of being selected for award. This information may also be obtained before the auction upon request, after the terms and conditions have been determined by the Board.
7. Lake County may determine a maximum or ceiling price for any item or items, which information shall be detailed in the RFP.
8. Lake County reserves the right to accept or reject any or all bids in whole or in part and to award the bid to the lowest and best or lowest responsive and responsible bidder as Lake County may determine
9. The successful bidder will be notified by e-mail from LightGov, the Internet auction service with which Lake County has contracted to conduct the reverse auction and develop the terms and conditions of the online reverse auction.

BY ORDER OF THE BOARD OF LAKE COUNTY COMMISSIONERS, IN AND FOR LAKE COUNTY , OHIO

Daniel P. Troy, President  
Robert E. Aufuldish, Commissioner  
Raymond E. Sines, Commissioner  
Amy Elszasz, Clerk