



BEAVERCREEK TOWNSHIP

1981 Dayton-Xenia Road
Beavercreek, Ohio 45434-7158
(937) 429-4472
(937) 429-5678 Fax

Trustees - Carol Graff
Dan Paxson
Candy Prystaloski

Fiscal Officer - Christy L. Ahrens

Administrator - J. Alexander Zaharieff

BEAVERCREEK TOWNSHIP TRUSTEES GREENE COUNTY, OHIO

RESOLUTION NUMBER 2013-299
ADOPTION DATE: SEPTEMBER 30, 2013

NOTIFICATION OF INTENT TO CONDUCT AN INTERNET AUCTION FOR THE SALE OF UNNEEDED, OBSOLETE OR UNFIT PERSONAL PROPERTY OF BEAVERCREEK TOWNSHIP FOR THE CALENDAR YEAR 2013.

WHEREAS, Section 505.10 of the Ohio Revised Code permits a board of township trustees to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies which is not needed for public use, is obsolete, or is unfit for the use for which it was required; and

WHEREAS, the Board of Township Trustees of Beavercreek Township, Greene County, Ohio has determined that an internet auction is a cost effective method of disposing of such property; and

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 Beavercreek Township:

Section 1: That pursuant to Section 505.10(D), the Board of Trustees of Beavercreek Township hereby expresses its intent to sell personal property, including motor vehicles, road machinery, equipment, tools, or supplies which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, by internet auction;

Section 2: That the Board of Trustees of Beavercreek Township, Ohio hereby agrees to contract with GovDeals, Inc. to serve as a representative of the Township and conduct auctions on behalf of the Township. GovDeals, Inc. is a Delaware corporation having its principal place of business at 5907 Carmichael Place, Montgomery, Alabama 36117, Phone: 800-613-0156;

Section 3: That items to be auctioned shall be inventoried, listed by department, given an appropriate identification number, and contain pertinent information (e.g. year, make, model, mileage or use). A list of any such items shall then be presented to the Board of Trustees at a regularly scheduled meeting for determination as to whether the property is no longer needed for public use or is obsolete or unfit for the use for which it was acquired. The Board shall then adopt an appropriate resolution declaring said property to not be needed for public use, obsolete or unfit for the use for which it was acquired and shall order that the property be sold via internet auction;

Section 4: That the Board of Trustees of Beaver Creek Township, Ohio hereby designates the Assistant to the Township Fiscal Officer as the official point of contact for all internet auctions. This person shall be responsible for the following:

- A. Establishing a minimum price for each item of Township property to be auctioned;
- B. Ensuring that the terms and conditions for online sales are displayed on the Township's website and are available for review at the Township Government Center;
- C. Ensuring that the property is sold by internet auction in accordance with this Resolution and the terms and conditions for online sales; and
- D. Ensuring that the Township receives all monies due and owing to the Township as a result of the sale of said property.

Section 5: That the internet auction 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 Beaver Creek Township "On-line Sales – Terms and Conditions;"
- B. All property is offered for sale "As-Is, Where-Is." Beaver Creek Township, Greene County, Ohio makes no warranty, guaranty or representations of any kind, either express or implied, as to the merchantability or fitness for any purpose of the property offered for sale. The "buyer" of any Township property is not entitled to any payment for loss of profit or any other money damages—special, direct, indirect or consequential—against the Township that in any way relates to the purchase and/or use of the property;

- C. All property will be available to the public on the GovDeals, Inc. website for a minimum of fifteen (15) days, including Saturdays, Sundays and legal holidays, as required in Section 505.10(D) of the Ohio Revised Code.
- D. If any Township property offered for sale by internet auction is not sold within fifteen (15) days after being posted on the GovDeals, Inc. website, the Township may withdraw said property from the internet auction at any time;
- E. Township property shall not be transferred to a successful bidder until such time as guaranteed payment has been received in full;
- F. The Board of Township Trustees, Beavercreek Township, Greene County, Ohio reserves the right to reject any bids and to withdraw from sale any items listed on GovDeals, Inc.

Section 6: That GovDeals, Inc. shall collect all auction proceeds by means of PayPal, credit card or wire transfer. GovDeals, Inc. will charge each buyer a "Buyer's Premium" of 5%, which will be retained by GovDeals, Inc. In addition, GovDeals, Inc. shall be entitled to a fee per each item sold as follows:

- A. Where a single auction item does not yield greater than \$100,000.00 in a winning bid, Beavercreek Township shall pay GovDeals, Inc. a fee of seven and one-half percent (7.5%) of the winning bid, but not less than \$5.00.
- B. Where a single auction item yields greater than \$100,000.00, but does not yield greater than \$500,000.00 in a winning bid, Beavercreek Township agrees to pay GovDeals, Inc. a fee of seven and one-half percent (7.5%) of the winning bid up to \$100,000.00 plus five and one-half percent (5.5%) of the winning bid that is in excess of \$100,000.00 up to \$500,000.00;
- C. Where a single auction item yields greater than \$500,000.00 in a winning bid, Beavercreek Township agrees to pay GovDeals, Inc. a fee of seven and one-half percent (7.5%) of \$100,000.00 of the winning bid, plus a fee of five and one-half percent (5.5%) of \$400,000.00 of the winning bid, plus a fee of three and one-half percent (3.5%) of the amount in excess of \$500,000.00 of the winning bid.

Section 7: That GovDeals, Inc. will remit the auction proceeds, minus its fees and the five percent (5%) "Buyer's Premium," to the Township on a weekly basis;

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 actions of the Board of Trustees of Beavercreek Township concerning the adoption of this Resolution were adopted in an open meeting of the Board of Trustees of Beavercreek Township and that all deliberations of the Board of Trustees of Beavercreek Township which resulted in formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

THE VOTE WAS AS FOLLOWS:

Carol Graff yes
Daniel K. Paxson yes
Candy Prystaloski yes

APPROVED BY:

BEAVERCREEK TOWNSHIP TRUSTEES

Carol Graff
Carol Graff, Chair

Daniel K. Paxson
Daniel K. Paxson, Vice Chair

Candy Prystaloski
Candy Prystaloski, Trustee

ATTESTED BY:

Christy L. Ahrens
Christy L. Ahrens
Fiscal Officer



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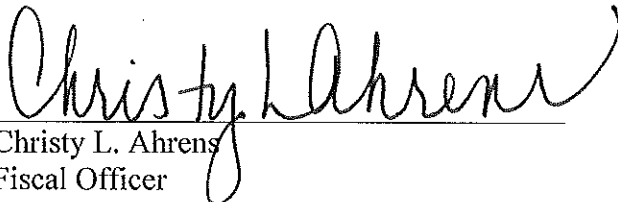
Fiscal Officer - Christy L. Ahrens

Administrator - J. Alexander Zaharieff

NOTICE OF INTENT TO SELL UNNEEDED, OBSOLETE, OR UNFIT FOR USE TOWNSHIP PERSONAL PROPERTY BY INTERNET AUCTION

Be advised that on the 30th day of September, 2013, the Board of Trustees of Beavercreek Township adopted a Resolution expressing its intent to sell unneeded, obsolete, or unfit for use Township personal property by internet auction. The Township shall contract with GovDeals, Inc. to act as its representative for the purpose of disposing of said property through the www.GovDeals.com website. All such property shall be offered for sale pursuant to the Beavercreek Township, Greene County, Ohio's "On-line Sales – Terms and Conditions" and shall be sold on an "As-Is, Where-Is" basis. All items will be available to the public on GovDeals.com for a minimum of fifteen (15) days.

This notice, along with a copy of Resolution 2013-299 will be posted on the Beavercreek Township, Greene County, Ohio webpage (<http://www.beavercreektownship.org>) and will be accessible by selecting the link entitled "Notice of Intent to Sell Township Personal Property Via Internet Auction." A copy of the same will be available for inspection at the office of the Fiscal Officer for Beavercreek Township, 1981 Dayton-Xenia Rd., Beavercreek, Ohio 45434.


Christy L. Ahrens
Fiscal Officer