

UNION COUNTY, OHIO
RESOLUTION NO. 20- 020

The Board of County Commissioners (the "Board"), Union County, Ohio (the "County") convened in regular session on July 28, 2020, under provisions of Am.Sub.H.B. No. 197, Section 12, as amended by Sub. H.B. 404, Section 1, of the 133rd General Assembly, with these members participating remotely: Christiane S. Schmenk, Steve D. Robinson, and Dave Burke.

Steve Robinson introduced this resolution and moved its passage:

A RESOLUTION AMENDING AND RESTATING THE POLICY AND PROCEDURES FOR
SCHEDULING AND PUBLIC NOTICE OF REGULAR, SPECIAL, AND EMERGENCY
MEETINGS OF THE BOARD OF COUNTY COMMISSIONERS AND RELATED MATTERS.

WHEREAS, Section 121.22(F) of the Ohio Revised Code requires all Public Bodies in Ohio, to establish a method whereby any person may determine the date, time, and location of all regular, special and emergency meetings of the Public Body; and ; and

WHEREAS, Section 121.22(F) of the Ohio Revised Code requires the Public Body to establish a method whereby any person, upon request and payment of a reasonable fee, may obtain reasonable advance notification of all meetings at which a specific type of public business is to be discussed; and

WHEREAS, the Union County Board of County Commissioners is a Public Body as that term is defined in Section 121.22 of the Ohio Revised Code; and

WHEREAS, the Board has previously adopted Resolution No. 15-485, Commissioners Journal Vol. 51, page, 808-809, on December 31, 2015; and

WHEREAS, the Board determines that these changes to the RULES OF PUBLIC NOTICE FOR REGULAR, SPECIAL AND EMERGENCY SESSIONS OF THE UNION COUNTY BOARD OF COUNTY COMMISSIONERS will facilitate more efficient and effective use of time.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, UNION COUNTY, OHIO, THAT:

Section 1. NOTICES AND AGENDAS. All notices to be posted under these rules shall be posted and announced in the same fashion. Agendas, special session, and emergency session notices shall be posted online on the Union County Board of County Commissioners' website. Agendas, special session and emergency session notices shall be posted in paper form at or near the entrance of the Union County Board of County Commissioners' Hearing Room.

Section 2. REGULAR SESSIONS. The Union County Board of County Commissioners shall meet for regular meeting sessions every Wednesday at 8.30 a.m., and on the first Tuesday of each month at 8.30 a.m., primarily to meet with Elected Officials and department heads. Regular sessions of the Board will be held in the Union County Commissioners' Hearing Room on the first floor of the County Office Building, 233 West Sixth Street, Marysville, Ohio, unless otherwise specified on the meeting agenda. If a holiday falls on the date of a regular session, the session will be held on the preceding business day. The Board may, in its discretion, recess, continue, cancel, or reschedule meetings as circumstances may require.

Section 3. SPECIAL AND EMERGENCY SESSIONS

- 3.1. Special sessions of the Union County Board of County Commissioners will be held at the call of any member of the Board. The call for a special session shall specify the date, time, location and purpose or purposes of the session. Unless otherwise provided, special sessions will be held at the same location as regular sessions.
- 3.2. The Clerk shall give notice of the date, time, location and purpose or purposes of a special session, other than an emergency session, by following the notice procedures in Section 1 as early as practicable, but not later than twenty-four (24) hours before the time the meeting is to start.
- 3.3. If there is sufficient time to post twenty-four hour (24) notice, the Clerk shall give notice of an emergency session in the same manner as notice of a non-emergency special session. Otherwise, notice of the emergency session shall consist of notifying all news media who have requested notice in writing of special or emergency sessions as soon as an emergency session has been called or if communications are not possible due to acts of God or similar conditions, as soon thereafter as is practicable.

Section 4. NOTICE OF SESSIONS TO DISCUSS PARTICULAR BUSINESS. The Clerk shall give reasonable advance notice of any regular or special session at which a particular type of public business is to be discussed to any person who has requested such notice. If time permits, such notice shall be by mail, e-mail, or as the Board determines. Otherwise, telephone notice of such shall be given or, if so requested, by e-mail. A request for notice shall be in writing, shall state the requester's name, address, telephone number, e-mail address, if any, an indication of the type of notice preferred (regular mail or e-mail) and the nature of the public business of which the requester has a particular interest and desires notice. The request shall be accompanied by a payment on an annual fee of twenty dollars (\$20.00), pro-rated on a calendar quarter basis. Any request shall remain in force through December 31 of the year in which it was received. Requests may be renewed by submitting a new request in writing with a new annual fee at the rate in effect at the time of the new request

Section 5. SPECIAL NOTICE REQUIRED BY LAW. When a particular form or method of notice is required by statute for a public hearing or session of the Board, notice of the hearing or session shall be given in the form and manner prescribed by the statute, in addition to the notice otherwise required by these rules.

Section 6. OTHER MEANS BY WHICH PERSONS MAY OBTAIN INFORMATION AS TO THE TIME, DATE, LOCATION, AND PURPOSE OF SESSIONS OF THE BOARD. Persons may determine the time, date, location and purpose of the sessions of the Board by viewing the notices posted under Section 1 or by telephoning the Office of Union County Board of County Commissioners.

Section 7. EFFECTIVE DATE. This Resolution shall take effect as of Monday, February 1, 2021 and shall continue in effect until further resolution of this Board.

Section 8. The Board finds and determines that all of its formal actions concerning and relating to adopting this Resolution occurred in an open meeting of this Board, and that all

deliberations of this Board that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Revised Code §121.22.

Dave Burke seconded the motion and after discussion, the chair called a roll call vote, and the results were:

Christiane S. Schmenk Yes No
Steve D. Robinson Yes No
Dave Burke Yes No

Passed: January 14, 2021

BOARD OF COUNTY COMMISSIONERS
UNION COUNTY, OHIO

ATTEST: Kelly A. Higgins
Kelly A. Higgins, Clerk

Christiane Schmenk Digitally signed by Christiane Schmenk
Date: 2021.01.14 12:45:59 -0500
Christiane S. Schmenk

Steve Robinson Digitally signed by Steve Robinson
Date: 2021.01.14 12:46:23 -0500
Steve D. Robinson

David Burke Digitally signed by David Burke
Date: 2021.01.14 12:46:51 -0500
Dave Burke

Approved as to Form:

Digitally signed by Thayne D. Gray
DN: cn=Thayne D. Gray, o=Union County Prosecutor's Office, ou=Assistant
Prosecuting Attorney, email=tgray@co.union.oh.us, c=US
Date: 2021.01.14 09:19:12 -05'00'

Thayne D. Gray
Assistant Prosecuting Attorney

CLERK'S CERTIFICATION

I certify that the foregoing is a true and correct copy of Commissioners Resolution 21 - 020 adopted on January 14, 2020, and journalized in Commissioners Journal 2021, p. 40.

Kelly A. Higgins
Kelly A. Higgins, Clerk

Date: January 14, 2021