

# HOUSE BILL NO. 4120

February 05, 2019, Introduced by Reps. Markkanen, LaFave and Cambensy and referred to the Committee on Transportation.

A bill to amend 1909 PA 283, entitled

"An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies,"

by amending section 10 of chapter IV (MCL 224.10), as amended by

2004 PA 516.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 CHAPTER IV

2 Sec. 10. (1) The clerk and the members of a board of county  
3 road commissioners are subject to 1968 PA 317, MCL 15.321 to  
4 15.330.

5 (2) The board of county road commissioners shall employ a  
6 competent county highway engineer who shall make surveys ordered by  
7 the board, prepare plans and specifications for roads, bridges, and  
8 culverts, and exercise general supervision over construction to  
9 insure that the plans and specifications are strictly followed. Two  
10 or more adjoining counties may employ the same engineer, if the  
11 work in 1 or more of the counties is not enough to employ the whole  
12 time of the engineer. The engineer employed by the board shall be  
13 known as the county highway engineer.

14 (3) The board may also engage other professional and  
15 consultant services as it considers necessary to implement this act  
16 and promote efficiency and economy in the operation of the county  
17 road system. The board may also employ other necessary laborers and  
18 may purchase machines, tools, appliances, and materials ~~which~~**that**  
19 it considers necessary or convenient for the performance of work by  
20 the laborers. In cases involving the expenditure of an amount  
21 greater than \$15,000.00 for the purchase of machines, tools,  
22 appliances, and materials, the board of county road commissioners  
23 shall advertise for sealed proposals for the machines, tools,  
24 appliances, and materials proposed to be purchased, except under  
25 emergency conditions, in which case the limit ~~shall~~**must** not exceed  
26 \$50,000.00. All purchases made under this section ~~shall~~**must** be  
27 compiled separately for purposes of board approval. The board shall

1 advertise for sealed proposals for the purchase of passenger  
2 vehicles and trucks weighing less than 5,000 pounds. The board may  
3 purchase surplus properties from the state and federal governments  
4 without advertising for sealed proposals.

5 (4) Each county road commission shall take all reasonable  
6 steps to ensure minority business enterprises have the equal  
7 opportunity to compete and perform contracts or purchases of  
8 services, or both, for the county road commission. The county road  
9 commission shall issue a plan for implementing this subsection.

10 (5) ~~Except as otherwise provided in this subsection, a~~ county  
11 road commission may enter into a contract or agreement for the  
12 purchase of real or personal property for public purposes, to be  
13 paid for in installments over a period not to exceed 15 years or  
14 the useful life of the property acquired, whichever is less. ~~A~~  
15 ~~county road commission for a county with a population of less than~~  
16 ~~100,000 may enter into a contract or agreement for the purchase of~~  
17 ~~real or personal property for public purposes, to be paid for in~~  
18 ~~installments over a period not to exceed 30 years or the useful~~  
19 ~~life of the property acquired, whichever is less.~~ Real or personal  
20 property purchased under this act may serve as collateral in  
21 support of the purchase, contract, or agreement.