

LEGAL COMPLIANCE SECTION (Continued)

<u>MCL Reference</u>	<u>Impact</u>	<u>Statutory Provisions, Attorney General Opinions and Court Cases</u>
224.9		<p>OAG 1955-56, No. 2462, page 80: Prosecuting Attorney must represent and advise the county road commission on questions relating to both highway matters and matters involving the county government as a whole.</p> <p>OAG 1976, No. 4985, page 503: Consent of the county board of commissioners is required before a county road commission may spend tax moneys on county roads.</p> <p>OAG 1978, No. 5375, page 663: County road commissioners are required to apply for disaster assistance under the Emergency Preparedness Act (MCL 30.401) through the county governing body, the county board of commissioners.</p>
224.9a	C	Records of county road commissions shall be made available to the public in compliance with the Freedom of Information Act (MCL 15.231 through 15.246--FOIA).
224.10	C	The clerk and the members of a board of county road commissioners shall be subject to Act 317 of the Public Acts of 1968 (MCL 15.321 through 15.330) - relates to conduct of public servants in respect to governmental decisions and contracts with public entities.
	C	Employment of a county highway engineer; professional and consultant services; laborers, machinery.
	C	In cases involving the expenditure of an amount greater than \$15,000.00 for the purchase of machines, tools, appliances and materials, the board of county road commissioners shall advertise for sealed proposals for the machines, tools, appliances, and materials proposed to be purchased, except under emergency conditions, in which case the limit shall not exceed \$50,000.00. All purchases made under this section shall be compiled separately for purposes of board approval.
	C	The board shall advertise for sealed proposals for the purchase of passenger vehicles and trucks weighing less than 5,000 lbs.

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224.10	P	The board may purchase surplus properties from the state and federal governments without advertising for sealed proposals.
	P	The board may enter into a contract or agreement for the purchase of real or personal property to be used for public purposes and to be paid for in installments over a period of not to exceed 15 years or the useful life of the property acquired, whichever is less.
	C	<p>Each county road commission shall issue a plan to ensure minority business enterprises have the equal opportunity to compete and perform contracts, or purchases of services, or both for the county road commission.</p> <p>OAG 1937-38, pages 92, 96: Term "advertise" should be interpreted to mean "to give public notice of, to announce publicly, by printed notice"...</p> <p>OAG 1955-56, Vol. 2, No. 2569, page 246: A county road commission may provide "sick leave" for its employees...</p>
224.10a	P	The board of county road commissioners may participate in the cost of, or provide life, health, accident, and hospitalization insurance for employees under its jurisdiction, and its retired employees and their dependents.
	P	The board may purchase or participate in the cost of endowment policies or retirement annuities for employees under its jurisdiction, to provide annuities or benefits for each employee after he has attained the age of 60 years in an amount not to exceed \$100.00 per month or 2% of the average monthly earnings of the employee times the years of service of the employee, whichever is the lesser sum.
	P	The board as an alternative may establish and maintain a retirement system for employees under its jurisdiction and provide for financing, funding, and benefit amounts and conditions, in accordance with and subject to MCL 46.12a.