



Ohio Revised Code

Section 940.10 Sale of unneeded personal property of district.

Effective: March 24, 2021

Legislation: House Bill 340 - 133rd General Assembly

(A) When the board of supervisors of a soil and water conservation district find, by resolution, that the district has personal property, including motor vehicles acquired for the use of district officers, road machinery, equipment, tools, or supplies, that is not needed for public use, or is obsolete or unfit for the use for which it was acquired, the board may sell such property at public auction or by sealed bid to the highest bidder. The board may sell the property after giving at least ten days' notice of the time, place, and manner of sale by posting a typewritten or printed notice in the office of the board of county commissioners. If the fair market value of the property to be sold pursuant to this division is, in the opinion of the board of supervisors, in excess of two thousand dollars, notice of the time, place, and manner of the sale shall also be published in a newspaper of general circulation in the district at least ten days prior to such sale. The board may authorize the sale of such personal property without advertisement or public notification and competitive bidding to the federal government, the state, or any political subdivision of the state.

If the board conducts a sale of personal property by sealed bid, the form of the bid shall be as prescribed by the board, and each bid shall contain the name of the person submitting it. Bids received shall be opened and tabulated at the time stated in the notice. The property shall be sold to the highest bidder, except that the board may reject all bids and hold another sale, by public auction or sealed bid, in the manner prescribed by this section.

(B) Where the board finds, by resolution, that the district has vehicles, equipment, or machinery that is not needed, or is unfit for public use, and the board desires to sell such vehicles, equipment, or machinery to the person or firm from which it proposes to purchase other vehicles, equipment, or machinery, the board may offer to do both of the following:

- (1) Sell the vehicles, equipment, or machinery to such person or firm; and
- (2) Have such selling price credited to the person or firm against the purchase price of other vehicles, equipment, or machinery.



(C) Where the board advertises for bids for the sale of new vehicles, equipment, or machinery to the district, it may include in the same advertisement a notice of its willingness to do both of the following:

(1) Accept bids for the purchase of district-owned vehicles, equipment, or machinery that is obsolete or not needed for public use; and

(2) Have the amount of such bids subtracted from the selling price of the other vehicles, equipment, or machinery as a means of determining the lowest responsible bidder.