

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**S. B. No. 210**

**Senator Balderson**

**Cosponsors: Senators Eklund, Seitz, Yuko**

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**A BILL**

To amend section 5575.01 of the Revised Code to  
increase the monetary thresholds above which  
competitive bidding is required for township  
road construction, repair, or maintenance  
contracts, and to increase the monetary  
thresholds above which a force account  
assessment is required for a township road  
construction, repair, or maintenance project.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 5575.01 of the Revised Code be  
amended to read as follows:

**Sec. 5575.01.** (A) In the maintenance and repair of roads,  
the board of township trustees may proceed either by contract or  
force account, but, unless the exemption specified in division  
(C) of this section applies, if the board wishes to proceed by  
force account, it first shall cause the county engineer to  
complete the force account assessment form developed by the  
auditor of state under section 117.16 of the Revised Code.  
Except as otherwise provided in sections 505.08 and 505.101 of

the Revised Code, when the board proceeds by contract, the 19  
contract shall, if the amount involved exceeds ~~forty-five-ninety~~ 20  
thousand dollars, be let by the board to the lowest responsible 21  
bidder after advertisement for bids once, not later than two 22  
weeks, prior to the date fixed for the letting of the contract, 23  
in a newspaper of general circulation within the township. If 24  
the amount involved is ~~forty-five-ninety~~ thousand dollars or 25  
less, a contract may be let without competitive bidding, or the 26  
work may be done by force account. Such a contract shall be 27  
performed under the supervision of a member of the board or the 28  
township road superintendent. 29

(B) Before undertaking the construction or reconstruction 30  
of a township road, the board shall cause to be made by the 31  
county engineer an estimate of the cost of the work, which 32  
estimate shall include labor, material, freight, fuel, hauling, 33  
use of machinery and equipment, and all other items of cost. If 34  
the board finds it in the best interest of the public, it may, 35  
in lieu of constructing the road by contract, proceed to 36  
construct the road by force account. Except as otherwise 37  
provided under sections 505.08 and 505.101 of the Revised Code, 38  
where the total estimated cost of the work exceeds ~~fifteen-~~ 39  
thirty thousand dollars per mile, the board shall invite and 40  
receive competitive bids for furnishing all the labor, 41  
materials, and equipment and doing the work, as provided in 42  
section 5575.02 of the Revised Code, and shall consider and 43  
reject them before ordering the work done by force account. When 44  
such bids are received, considered, and rejected, and the work 45  
is done by force account, the work shall be performed in 46  
compliance with the plans and specifications upon which the bids 47  
were based. 48

(C) Force account assessment forms are not required under 49

division (A) of this section for road maintenance or repair 50  
projects of less than ~~fifteen~~forty-five thousand dollars, or 51  
under division (B) of this section for road construction or 52  
reconstruction projects of less than ~~five~~fifteen thousand 53  
dollars per mile. 54

(D) All force account work under this section shall be 55  
done under the direction of a member of the board or the 56  
township road superintendent. 57

**Section 2.** That existing section 5575.01 of the Revised 58  
Code is hereby repealed. 59