

(i) Acquire by purchase, gift, devise, bequest, condemnation, or otherwise, any property, or any interest therein, of any kind needed for any public purpose;

(ii) Erect buildings thereon for the benefit of the county; and

(iii) Sell at public sale any property when no longer needed for public use.

(2) Property may not be sold until it has been advertised for at least 20 days prior to the date of sale.

(b) (1) The provisions of this subsection prevail over those of (a) to the extent of any inconsistency.

(5) (I) IN SOMERSET COUNTY, THE COUNTY COMMISSIONERS MAY SELL ANY INTEREST IN SURPLUS PROPERTY HELD BY THE COUNTY BY ACCEPTANCE OF SEALED BIDS SOLICITED BY ADVERTISEMENT.

(II) AN ADVERTISEMENT FOR BIDS SHALL BE PUBLISHED AT LEAST TWICE IN A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY NOT LESS THAN 10 DAYS NOR MORE THAN 90 DAYS BEFORE THE DATE SET FOR OPENING THE BIDS.

~~(H)~~ (III) THE BIDS SHALL BE OPENED IN PUBLIC AND THE COUNTY COMMISSIONERS SHALL ACT ON THE BIDS ONLY DURING A PUBLIC SESSION OF THE COUNTY COMMISSIONERS.

(IV) IF THE COUNTY COMMISSIONERS DETERMINE THAT THE HIGHEST BID FAILS TO YIELD A REASONABLE PRICE FOR THE PROPERTY, THE COUNTY COMMISSIONERS MAY REJECT ALL BIDS ON THE PROPERTY.

(V) IF ALL BIDS ARE REJECTED, THE COUNTY COMMISSIONERS SHALL RECORD THE HIGHEST BID IN THE MINUTES OF THE PUBLIC SESSION AND MAY PROCEED TO SELL THE PROPERTY:

1. BY READVERTISING FOR SEALED BIDS;

2. BY PUBLIC AUCTION; OR

3. IF THE PROPERTY IS SURPLUS SCHOOL PROPERTY, IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION.

~~(H)~~ (VI) THE COUNTY COMMISSIONERS ~~MAY~~ SHALL ADOPT A LOCAL ORDINANCE OR RESOLUTION GOVERNING THE SALE OF PROPERTY UNDER THIS PARAGRAPH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved April 30, 1991.