

JAN 27 1972

Judiciary *Pass 2/15/72*
2/18/72 *Pass 3/7*
Jan. "

HOUSE FILE 1075

By VARLEY

Passed House, Date 2-18-72 Passed Senate, Date 3-15-72
Vote: Ayes 74 Nays 2 Vote: Ayes 42 Nays 0
Approved March 23, 1972

A BILL FOR

1 An Act to legalize and validate the proceedings of the Town
2 Council of the Town of Stuart, in the Counties of Adair
3 and Guthrie, State of Iowa, in connection with the award
4 of a contract for the construction of a project designated
5 as the "1971 Stuart, Iowa, Sanitary Sewer Improvement
6 Project".

7 WHEREAS, it appears from the records of the Town Council
8 of the Town of Stuart, in the Counties of Adair and Guthrie,
9 State of Iowa, that at a meeting held in and for said Town
10 on October 11, 1971, said Town Council received bids for the
11 construction of the "1971 Stuart, Iowa, Sanitary Sewer Im-
12 provement Project", and after tabulation of all bids and
13 receipt of the Consulting Engineer's recommendation awarded
14 contract to Buchan Construction Co., Inc., of Perry, Iowa,
15 by resolution adopted October 11, 1971; and

16 WHEREAS, it appears from the record that publication of
17 the Notice of Hearing and Letting was made as required by
18 Chapters 23 and 391A, Code of Iowa, 1971, as amended, in The
19 Stuart Herald, except the newspaper inadvertently omitted
20 the second publication of said notice; and

21 WHEREAS, it further appears that notice of the plans and
22 specifications was directed to all firms reasonably expected
23 to bid and bids were in fact received from four contractors;
24 and

25 WHEREAS, it appears that a competitive letting was held

1 as contemplated by law and a favorable bid received so that
2 it is deemed advisable that all doubts with respect to the
3 validity thereof and all others that might arise concerning
4 the same should be put to rest; NOW, THEREFORE,

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

6 Section 1. That the proceedings heretofore taken by the
7 Town Council of the Town of Stuart, Iowa, preliminary to and
8 in connection with the aforesaid contract awarded to Buchan
9 Construction Co., Inc., of Perry, Iowa, by resolution adopted
10 on October 11, 1971, are hereby legalized, validated and
11 confirmed and the aforesaid contract shall constitute a valid
12 and binding obligation of said Town.

13 Section 2. This Act, being deemed of immediate importance,
14 shall take effect and be in force from and after its publica-
15 tion in the Adair County Free Press, a newspaper published
16 in Greenfield, Iowa, and in the Guthrie Center Times, a news-
17 paper published in Guthrie Center, Iowa, without expense to
18 the state.

19 EXPLANATION

20 This bill legalizes the acceptance of bids for the con-
21 struction of a sanitary sewer improvement district whereby
22 the newspaper inadvertently omitted the second publication
23 of the "Notice of Hearing and Letting". Competitive bids
24 were received in spite of the error.

25 *Proof of Pub 1/27/72*
26 *2d, 2nd - p. 194*
27 *2d, 2nd - p. 196*

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