

MAY 20 1971

HOUSE FILE 707

SIFTING COMMITTEE

By COMMITTEE ON CITIES AND TOWNS
(Committee on Cities and Towns)

Passed House, Date 5-24-71 Passed Senate, Date 5-4-71

Vote: Ayes 80 Nays 0 Vote: Ayes 38 Nays 0

Approved June 14, 1971

A BILL FOR

1 An Act to permit cities of not less than thirteen nor more
 2 than seventeen thousand population, located on a navigable
 3 river, to enter into a single responsibility contract for
 4 construction of a waste treatment facility.

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

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1 Section 1. Chapter three hundred ninety-four (394), Code
2 1971, is amended by adding the following new sections:

3 1. "All cities having a population of not less than
4 thirteen thousand and not more than seventeen thousand and
5 which are located on a navigable river may, for the purpose
6 of carrying out a pilot project enter into a turn-key or
7 single responsibility contract with a private corporation
8 for the construction of a municipal waste treatment facility
9 to be used in the treatment, purification, and disposal in
10 a sanitary manner of the liquid and solid waste, sewage, and
11 industrial waste of the city.

12 A turn-key or single responsibility contract is a contract
13 which includes not only the construction work but also all
14 necessary engineering services, including process and mechan-
15 ical design, provisions for the start-up of the new facility,
16 performance guarantee, and other necessary and related items."

17 2. "The provisions of section twenty-three point eighteen
18 (23.18) of the Code are applicable to a contract awarded under
19 this Act, so far as possible, except that a city is not re-
20 quired to let the contract to the lowest responsible bidder,
21 but may enter into any contract that the council deems to
22 be in the best interests of the city, taking into consideration
23 the performance guarantee, completion date, construction cost,
24 capacity of the facility, and other relevant factors."

25 3. "Sections twenty-three point two (23.2) to twenty-three
26 point eleven (23.11), inclusive, of the Code are not applicable
27 to contracts authorized by this Act.

28 The provisions of chapter three hundred ninety-four (394)
29 of the Code as to financing contracts awarded under the chapter
30 are applicable to contracts authorized by this Act."

31 4. "The provisions of chapter four hundred fifty-five
32 B (455B) of the Code which require the Iowa water pollution
33 control commission, through the state department of health,
34 to approve all plans and specifications on a municipal waste
35 treatment facility prior to calling for construction bids

1 are not applicable to contracts authorized by this Act. How-
2 ever, after bids have been received and evaluated by the
3 governing body and the best bid determined, a city shall not
4 award a contract until the award is approved by the state
5 department of health."

6 Sec. 2. This Act, being deemed of immediate importance,
7 shall take effect and be in force from and after its publica-
8 tion in The Daily Gate City, a newspaper published in Keokuk,
9 Iowa, and in the Evening Democrat, a newspaper published in
10 Fort Madison, Iowa.

11 EXPLANATION

12 This bill will permit the City of Keokuk, as a pilot project
13 in cooperation with federal agencies, to enter into a turn-
14 key or single responsibility contract with guaranteed
15 performance, rather than to have plans and specifications
16 separately approved before awarding a contract.

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