

County Govt. 2/14 to pass for S 5454 43 (p 714)

SENATE FILE 2107

County Government
Redmond, Chairperson
Orr
Murray

FILED FEB 13 1978

Reprinted 4/78

SENATE FILE 2107

By TAYLOR

Passed Senate, Date 4-4-78 (p. 731) Passed House, Date _____
Vote: Ayes 43 Nays 1 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to contract and bidding procedures for the
2 repair or construction of county buildings.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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9 SENATE FILE 2107

10 S-5454

- 11 1 Amend Senate File 2107 as follows:
- 12 A 2 1. Page 1, by striking lines 9 through 11 and
- 13 B 3 inserting in lieu thereof the words "as provided in
- 14 4 section twenty-three point eighteen (23.18) of the
- 15 5 Code."
- 16 6 2. Page 2, lines 1 and 2, by striking the words
- 17 7 "However, the" and inserting in lieu thereof the word
- 18 8 "The".
- 19 9 3. Page 2, line 3, by striking the word "emer-
- 20 10 gency" and inserting in lieu thereof the word "such".
- 21 11 4. Page 2, line 4, by striking the word "emer-
- 22 12 gency" and inserting in lieu thereof the word "such".
- 23 13 5. Page 2, by striking line 18.

24 S-5454 FILED A - Lost B. Adopted BY COMMITTEE ON COUNTY GOVERNMENT
25 APRIL 3, 1978 4/4 (p 730) JAMES REDMOND, Chairperson

1 Section 1. Section three hundred thirty-two point seven
2 (332.7), Code 1977, is amended by striking the section and
3 inserting in lieu thereof the following:

4 332.7 CONTRACT AND BID REQUIREMENTS--EMERGENCY REPAIRS.

5 1. If the probable cost of constructing or repairing a
6 county building will exceed five thousand dollars, the county
7 building shall be constructed or repaired only after bid
8 proposals for the construction or repair have been invited
9 by advertisement once each week for three consecutive weeks
10 in all of the official newspapers of the county in which the
11 work is to be done and under an express written contract.
12 The detailed plans and specifications for such improvements
13 shall be on file and open to public inspection in the office
14 of the auditor of the county in which the work is to be done
15 before advertisement for bids.

16 2. If the probable cost of constructing or repairing a
17 county building will not exceed five thousand dollars, the
18 county building shall be constructed or repaired under an
19 express written contract awarded through the formal bidding
20 procedures specified in subsection one (1) of this section
21 or through informal bidding procedures by notifying in writing
22 at least three qualified bidders at least two weeks before
23 letting the contract, except for repairs specified in subsec-
24 tion three (3) of this section. The informal bids received
25 and a statement of the reasons for use of the informal pro-
26 cedure and bid acceptance shall be entered in the minutes
27 of the meeting of the board of supervisors at which such
28 action is taken.

29 3. The provisions of subsections one (1) and two (2) of
30 this section shall not apply to the repair costs of a county
31 building which do not exceed five hundred dollars or to costs
32 for emergency repairs not exceeding two thousand dollars which
33 are necessary to prevent further damage to a building and
34 which reasonably cannot be delayed in compliance with the
35 time requirements of the formal or informal bidding and

1 contracting procedures provided for in this section. However,
2 the minutes of the meeting of the board of supervisors at
3 which expenditures for emergency repairs are approved shall
4 contain a statement explaining the need for emergency repairs
5 and the reasons why the formal and informal bidding and
6 contracting procedures specified in this section could not
7 be followed.

8 4. Each contract for the repair or construction of a
9 county building shall be awarded to the lowest responsible
10 bidder at a time and place which shall be stated in any
11 advertisement or written notice required under subsection
12 one (1) or two (2) of this section. On the day specified
13 for the awarding of a contract, the board of supervisors may
14 adjourn the proceedings to a later time and place, of which
15 all parties shall take notice. The board of supervisors may
16 reject all bids and advertise or give notice for new bids
17 as provided in this section.

18 Sec. 2. This Act is effective January 1, 1979.

19 EXPLANATION

20 This bill provides three bidding and contracting procedures
21 for construction or repair of a county building. If the
22 probable cost is more than \$5,000, formal bidding procedures
23 including advertising for three consecutive weeks is required.
24 If the probable cost is \$5,000 or less, informal bidding
25 procedures including written notification to at least three
26 qualified bidders two weeks before the award of the contract
27 is required. If repair costs are \$500 or less or emergency
28 repairs of \$2000 or less are needed, the board of supervisors
29 is not required to follow the formal or informal procedures.

30 Each contract must be awarded to the lowest responsible
31 bidder and the board of supervisors may reject all bids and
32 advertise or otherwise give notice for new bids.

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SENATE FILE 2107
FISCAL NOTE

Date: February 23, 1978

Requested by: Senator Ray Taylor

In Compliance with a written request received February 3, 1978, there is hereby submitted a Fiscal Note for Senate File 2107, pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

Senate File 2107, An Act relating to contract and bidding procedures for the repair or construction of county buildings.

This bill provides three bidding and contracting procedures for construction or repair of a county building. If the probable cost is more than \$5,000, formal bidding procedures including advertising for three consecutive weeks is required. If the probable cost is \$5,000 or less, informal bidding procedures including written notification to at least three qualified bidders two weeks before the award of the contract is required. If repair costs are \$500 or less or emergency repairs of \$2,000 or less are needed, the board of supervisors is not required to follow the formal or informal procedures.

Each contract must be awarded to the lowest responsible bidder and the board of supervisors may reject all bids and advertise or otherwise give notice for new bids.

There is no anticipated fiscal effect on the state.

Due to reduced time and paperwork requirements, this proposal could result in a savings to the counties.

SOURCE: State Association of Counties
FILED: FEBRUARY 28, 1978

Gerry Rankin
Fiscal Director
LEGISLATIVE FISCAL BUREAU

1 Section 1. Section three hundred thirty-two point seven
2 (332.7), Code 1977, is amended by striking the section and
3 inserting in lieu thereof the following:

4 332.7 CONTRACT AND BID REQUIREMENTS--EMERGENCY REPAIRS.

5 1. If the probable cost of constructing or repairing a
6 county building will exceed five thousand dollars, the county
7 building shall be constructed or repaired only after bid
8 proposals for the construction or repair have been invited
9 by advertisement once each week for three consecutive weeks
10 in all of the official newspapers of the county in which the
11 work is to be done and under an express written contract.
12 The detailed plans and specifications for such improvements
13 shall be on file and open to public inspection in the office
14 of the auditor of the county in which the work is to be done
15 before advertisement for bids.

16 2. If the probable cost of constructing or repairing a
17 county building will not exceed five thousand dollars, the
18 county building shall be constructed or repaired under an
19 express written contract awarded through the formal bidding
20 procedures specified in subsection one (1) of this section
21 or through informal bidding procedures by notifying in writing
22 at least three qualified bidders at least two weeks before
23 letting the contract, except for repairs specified in subsec-
24 tion three (3) of this section. The informal bids received
25 and a statement of the reasons for use of the informal pro-
26 cedure and bid acceptance shall be entered in the minutes
27 of the meeting of the board of supervisors at which such
28 action is taken.

29 3. The provisions of subsections one (1) and two (2) of
30 this section shall not apply to the repair costs of a county
31 building which do not exceed five hundred dollars or to costs
32 for emergency repairs not exceeding two thousand dollars which
33 are necessary to prevent further damage to a building and
34 which reasonably cannot be delayed in compliance with the
35 time requirements of the formal or informal bidding and

1 contracting procedures provided for in this section. The
2 minutes of the meeting of the board of supervisors at which
3 expenditures for such repairs are approved shall contain a
4 statement explaining the need for such repairs and the reasons
5 why the formal and informal bidding and contracting procedures
6 specified in this section could not be followed.

7 4. Each contract for the repair or construction of a
8 county building shall be awarded to the lowest responsible
9 bidder at a time and place which shall be stated in any
10 advertisement or written notice required under subsection
11 one (1) or two (2) of this section. On the day specified
12 for the awarding of a contract, the board of supervisors may
13 adjourn the proceedings to a later time and place, of which
14 all parties shall take notice. The board of supervisors may
15 reject all bids and advertise or give notice for new bids
16 as provided in this section.

17 * EXPLANATION

18 This bill provides three bidding and contracting procedures
19 for construction or repair of a county building. If the
20 probable cost is more than \$5,000, formal bidding procedures
21 including advertising for three consecutive weeks is required.
22 If the probable cost is \$5,000 or less, informal bidding
23 procedures including written notification to at least three
24 qualified bidders two weeks before the award of the contract
25 is required. If repair costs are \$500 or less or emergency
26 repairs of \$2000 or less are needed, the board of supervisors
27 is not required to follow the formal or informal procedures.

28 Each contract must be awarded to the lowest responsible
29 bidder and the board of supervisors may reject all bids and
30 advertise or otherwise give notice for new bids.

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SF 2107
tj/slc/26c

SENATE FILE 2107

AN ACT

RELATING TO CONTRACT AND BIDDING PROCEDURES FOR THE REPAIR OR CONSTRUCTION OF COUNTY BUILDINGS.

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

Section 1. Section three hundred thirty-two point seven (332.7), Code 1977, is amended by striking the section and inserting in lieu thereof the following:

332.7 CONTRACT AND BID REQUIREMENTS--EMERGENCY REPAIRS.

1. If the probable cost of constructing or repairing a county building will exceed five thousand dollars, the county building shall be constructed or repaired only after bid proposals for the construction or repair have been invited by advertisement once each week for three consecutive weeks in all of the official newspapers of the county in which the work is to be done and under an express written contract. The detailed plans and specifications for such improvements shall be on file and open to public inspection in the office of the auditor of the county in which the work is to be done before advertisement for bids.

2. If the probable cost of constructing or repairing a county building will not exceed five thousand dollars, the county building shall be constructed or repaired under an express written contract awarded through the formal bidding procedures specified in subsection one (1) of this section or through informal bidding procedures by notifying in writing at least three qualified bidders at least two weeks before letting the contract, except for repairs specified in subsection three (3) of this section. The informal bids received and a statement of the reasons for use of the informal procedure and bid acceptance shall be entered in the minutes of the meeting of the board of supervisors at which such

action is taken.

3. The provisions of subsections one (1) and two (2) of this section shall not apply to the repair costs of a county building which do not exceed five hundred dollars or to costs for emergency repairs not exceeding two thousand dollars which are necessary to prevent further damage to a building and which reasonably cannot be delayed in compliance with the time requirements of the formal or informal bidding and contracting procedures provided for in this section. The minutes of the meeting of the board of supervisors at which expenditures for such repairs are approved shall contain a statement explaining the need for such repairs and the reasons why the formal and informal bidding and contracting procedures specified in this section could not be followed.

4. Each contract for the repair or construction of a county building shall be awarded to the lowest responsible bidder at a time and place which shall be stated in any advertisement or written notice required under subsection one (1) or two (2) of this section. On the day specified for the awarding of a contract, the board of supervisors may adjourn the proceedings to a later time and place, of which all parties shall take notice. The board of supervisors may reject all bids and advertise or give notice for new bids as provided in this section.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2107, Sixty-seventh General Assembly.

KEVIN P. LIGHT
Acting Secretary of the Senate

Approved _____, 1978

ROBERT O. RAY
Governor