

*See Judiciary, 3/30 To Pass 4/5 (p. 1102)*

MAR 23 1979

Place On Calendar

HOUSE FILE 710

By COMMITTEE ON JUDICIARY  
AND LAW ENFORCEMENT

(Formerly House File 189)

Passed House, Date 3-28-79 (p. 1189) Passed Senate, Date 4-20-79 (p. 1304)

Vote: Ayes 84 Nays 6 Vote: Ayes 27 Nays 5

Approved May 4, 1979

## A BILL FOR

1 An Act to legalize the proceedings of the city of Havelock,  
2 Iowa in connection with the letting of certain contracts.

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710

1 WHEREAS, the city council of the city of Havelock let a  
2 contract for the construction of a tennis court situated  
3 within the city of Havelock; and

4 WHEREAS, the city council of the city of Havelock complied  
5 with all of the provisions of the law, except that the city  
6 council failed to give proper notice of the date, place and  
7 time of the bid openings by proper publication prior to the  
8 date of the acceptance of the bids; and

9 WHEREAS, some doubt has arisen as to the validity of the  
10 contract executed between the city of Havelock and Rohlin  
11 Construction Co., Inc., for the construction of the tennis  
12 court and the act and contract should be legalized and the  
13 matter once and for all be put to rest; NOW THEREFORE,

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

15 Section 1. That all proceedings taken by the city council  
16 of the city of Havelock, pertaining to the letting of a  
17 contract for the construction of the tennis court where the  
18 city council failed to properly publish notice of the time,  
19 place and date of the bid opening, are validated, legalized  
20 and confirmed and shall constitute a valid, legal and binding  
21 contract for the construction of the tennis court.

22 EXPLANATION

23 The city of Havelock did not advertise for sealed bids  
24 for the construction of a tennis court as required by section  
25 384.96 of the Code. Bids were solicited by telephone instead.  
26 This bill legalizes that contract.

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place and date of the bid opening, are validated, legalized and confirmed and shall constitute a valid, legal and binding contract for the construction of the tennis court.

HOUSE FILE 710

AN ACT

TO LEGALIZE THE PROCEEDINGS OF THE CITY OF HAVELOCK, IOWA  
IN CONNECTION WITH THE LETTING OF CERTAIN CONTRACTS.

WHEREAS, the city council of the city of Havelock let a contract for the construction of a tennis court situated within the city of Havelock; and

WHEREAS, the city council of the city of Havelock complied with all of the provisions of the law, except that the city council failed to give proper notice of the date, place and time of the bid openings by proper publication prior to the date of the acceptance of the bids; and

WHEREAS, some doubt has arisen as to the validity of the contract executed between the city of Havelock and Rohlin Construction Co., Inc., for the construction of the tennis court and the act and contract should be legalized and the matter once and for all be put to rest; NOW THEREFORE,

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

Section 1. That all proceedings taken by the city council of the city of Havelock, pertaining to the letting of a contract for the construction of the tennis court where the city council failed to properly publish notice of the time,

\_\_\_\_\_  
FLOYD H. MILLEN  
Speaker of the House

\_\_\_\_\_  
TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 710, Sixty-eighth General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved May 4, 1979

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ROBERT D. RAY  
Governor