

*House Judiciary 3/30 Do Pass 4/5 (p 1102)*

MAR 23 1979

Place On Calendar

HOUSE FILE 711

By COMMITTEE ON JUDICIARY  
AND LAW ENFORCEMENT

(Formerly House File 296)

Passed House, Date 3-28-79 (p 1190) Passed Senate, Date 4-20-79 (p 1301)

Vote: Ayes 82 Nays 6 Vote: Ayes 42 Nays 3

Approved April 20, 1979

## A BILL FOR

1 An Act to legalize proceedings taken by the city of  
2 Sutherland relating to the letting of certain con-  
3 tracts.

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

4 WHEREAS, the city council of the city of Sutherland com-  
5 plied with all of the provisions of the law, except that the  
6 city council failed to give proper notice of the date, place  
7 and time of the bid openings by proper publication prior to  
8 the 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 Sutherland and Midwest  
11 Sports Surfaces, for the construction of the tennis courts  
12 and that act and contract should be legalized and the matter  
13 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 Sutherland, pertaining to the letting of a  
17 contract for the construction of tennis courts where the city  
18 council failed to properly publish notice of the time, place  
19 and date of the bid opening, are validated, legalized and  
20 confirmed and shall constitute a valid, legal and binding  
21 contract for the construction of the tennis courts.

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EXPLANATION

23 This bill legalizes procedures of the city of Sutherland  
24 in contracting for the construction of tennis courts. The  
25 city apparently failed to publish proper notice of its bid  
26 openings.

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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 courts.

HOUSE FILE 711

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE CITY OF SUTHERLAND RELATING TO THE LETTING OF CERTAIN CONTRACTS.

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

WHEREAS, the city council of the city of Sutherland 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 Sutherland and Midwest Sports Surfaces, for the construction of the tennis courts and that 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 Sutherland, pertaining to the letting of a contract for the construction of tennis courts where the city council failed to properly publish notice of the time, place

\_\_\_\_\_  
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 711, Sixty-eighth General Assembly.

\_\_\_\_\_  
DAVID L. WRAY  
Chief Clerk of the House

Approved *April 30*, 1979

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ROBERT D. RAY  
Governor

H.F. 711