

Ways and Means: Conlon, Chair; Lorenzen and Hall.

1979 2 1313

Ways and Means

*Do Pass 5/4 (p. 2077)
See Journaling 5/8 Do Pass 5/9 (p. 1628)*

HOUSE FILE 753

By HALVORSON of Clayton and AVENSON

Passed House, Date 5-8-79 (p. 2134) Passed Senate, Date 5-11-79 (p. 1785)

Vote: Ayes 84 Nays 3 Vote: Ayes 40 Nays 0

Approved June 1, 1979

A BILL FOR

1 An Act to legalize the proceedings of the park board of the
2 city of Monticello, Iowa in connection with the letting
3 of certain contracts.

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1 WHEREAS, the park board of the City of Monticello let a
2 contract for the construction of a tennis court situated
3 within the City of Monticello; and

4 WHEREAS, the park board of the City of Monticello, complied
5 with all of the provisions of the law, except that the city
6 park board 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 park board of the City of
11 Monticello and Alpha Construction Co., Marion, Iowa for the
12 construction of the tennis court and the act and contract
13 should be legalized and the matter once and for all be put
14 to rest; NOW THEREFORE,

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

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

23 EXPLANATION

24 The Park Board of the City of Monticello did not advertise
25 for sealed bids for the construction of a tennis court as
26 required by section 384.96 of the Code. Bids were solicited
27 by telephone instead. 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 753

AN ACT

TO LEGALIZE THE PROCEEDINGS OF THE PARK BOARD OF THE CITY OF MONTICELLO, IOWA IN CONNECTION WITH THE LETTING OF CERTAIN CONTRACTS.

WHEREAS, the park board of the City of Monticello let a contract for the construction of a tennis court situated within the City of Monticello; and

WHEREAS, the park board of the City of Monticello, complied with all of the provisions of the law, except that the city park board 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 park board of the City of Monticello and Alpha Construction Co., Marion, Iowa 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 park board of the City of Monticello, pertaining to the letting of a contract for the construction of the tennis court where the park board 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 753, Sixty-eighth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved *June 1* 1979

ROBERT D. RAY
Governor

H.F. 753