

MAY 10 1979

HOUSE FILE 763

By HALVORSON of Clayton and AVENSON

Ways and Means

*Do Pass 5/10 (p. 2342)  
See Journalizing 5/10 Do Pass 5/10 (p. 1734)*

Passed House, Date 5-10-79 (p. 2313) Passed Senate, Date 5-11-79 (p. 1734)

Vote: Ayes 92 Nays 5 Vote: Ayes 44 Nays 0

Approved June 1, 1979

## A BILL FOR

1 An Act to legalize proceedings taken by the city of Calmar  
2 relating to the letting of certain contracts.

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1 WHEREAS, the city council of the city of Calmar let certain  
2 contracts for the construction of a swimming pool situated  
3 within the city of Calmar; and

4 WHEREAS, the city council of the city of Calmar 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 before entering some of  
9 the contracts; and

10 WHEREAS, some doubt has arisen as to the validity of the  
11 contracts executed by the city of Calmar for the bath house,  
12 wading pool, pool decking, pool equipment, fencing,  
13 intermittent power service, water service, mechanical building  
14 and the heater and those acts and contracts should be legalized  
15 and the matter once and for all be put to rest; NOW THEREFORE,

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

17 Section 1. That all proceedings taken by the city council  
18 of the city of Calmar, pertaining to the letting of contracts  
19 for the construction of a swimming pool where the city council  
20 failed to properly publish notice of the time, place and date  
21 of the bid opening are validated, legalized and confirmed  
22 and shall constitute valid, legal and binding contracts for  
23 the construction of the swimming pool.

24 EXPLANATION

25 This bill legalizes procedures of the city of Calmar in  
26 contracting for the construction of a swimming pool. The  
27 city apparently published notice for the construction of the  
28 swimming pool basin, but failed to publish proper notice of  
29 its bid openings and hold a public hearing for other parts  
30 of the swimming pool.

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of the bid opening are validated, legalized and confirmed and shall constitute valid, legal and binding contracts for the construction of the swimming pool.

HOUSE FILE 763

AN ACT

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

WHEREAS, the city council of the city of Calmar let certain contracts for the construction of a swimming pool situated within the city of Calmar; and

WHEREAS, the city council of the city of Calmar 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 before entering some of the contracts; and

WHEREAS, some doubt has arisen as to the validity of the contracts executed by the city of Calmar for the bath house, wading pool, pool decking, pool equipment, fencing, intermittent power service, water service, mechanical building and the heater and those acts and contracts 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 Calmar, pertaining to the letting of contracts for the construction of a swimming pool where the city council failed to properly publish notice of the time, place and date

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

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DAVID L. WRAY  
Chief Clerk of the House

Approved *June 1* 1979

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ROBERT D. RAY  
Governor