

Judiciary 2/13

Do Pass 3/12 (p. 748)

House Judiciary 3/26

Do Pass 4/2 (p. 1271)

FILED FEB 12 1979

SENATE FILE 218

By TAYLOR

Passed Senate, Date 3-21-79 (p. 882) Passed House, Date 4-20-79 (p. 1662)

Vote: Ayes 43 Nays 4 Vote: Ayes 77 Nays 2

Approved May 3, 1979

A BILL FOR

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

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

4 WHEREAS, the city council of the city of Alexander 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 contracts executed between the city of Alexander and Benderoff
11 and Associates, Inc. and Paul Kelly for the construction of
12 the tennis court and the act and contracts should be legalized
13 and the 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 Alexander, 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 Alexander did not advertise for sealed bids
24 for the construction of a tennis court by publication as
25 required by section 384.96 of the Code. Bids were solicited
26 by telephone instead. This bill legalizes that contract.
27 The bill would become effective July first following its
28 enactment.

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and confirmed and shall constitute a valid, legal and binding contract for the construction of the tennis court.

SENATE FILE 218

AN ACT

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

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

WHEREAS, the city council of the city of Alexander 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 contracts executed between the city of Alexander and Benderoff and Associates, Inc. and Paul Kelly for the construction of the tennis court and the act 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 Alexander, 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, place and date of the bid opening, are validated, legalized

TERRY E. BRANSTAD
President of the Senate

FLOYD H. MILLEN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 218, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved May 3, 1979

ROBERT D. RAY
Governor