

Reprinted

2/14/95 Education
p.355 2/15/95 Reassigned to Judiciary
2/28/95 Do Pass

SENATE FILE 140

BY HORN

(P627)

Passed Senate, Date 3-14-95 Passed House, Date _____

Vote: Ayes 48 Nays 0 Vote: Ayes _____ Nays _____

Approved April 19, 1995

A BILL FOR

1 An Act to legalize the proceedings taken by the board of
2 directors of the Cedar Rapids Community School District
3 concerning the sale of certain school district property and
4 providing an effective date.

5 WHEREAS, the board of directors of the Cedar Rapids Community
6 School District, pursuant to section 297.22, authorized the sale
7 of certain property of the school district consisting of the
8 Monroe school site property of approximately 1.27 acres and a
9 portion of the Grant school site property of approximately 1.3
10 acres; and

11 WHEREAS, the school district due to an error advertised for
12 bids on the property in the Cedar Rapids Gazette the week of
13 October 3, 1994, and the week of October 17, 1994, instead of
14 consecutive weeks as required by section 297.23; and

15 WHEREAS, the board of directors believed the request for bids
16 had been properly advertised in accordance with section 297.23;
17 and

18 WHEREAS, the board of directors accepted bids for the property
19 and proceeded with the sale of the property in the belief that
20 the request for bids had been properly advertised; NOW THEREFORE,
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

22
23
24

S.F. 140

1 Section 1. All proceedings taken by the board of directors
2 of the Cedar Rapids Community School District regarding the
3 sale of the Monroe school property and the portion of the
4 Grant school property are hereby legalized and constitute a
5 valid and binding sale of the property.

6 Sec. 2. This Act, being deemed of immediate importance,
7 takes effect upon enactment.

8 EXPLANATION

9 This bill legalizes the sale of two parcels of property by
10 the Cedar Rapids community school district by curing a
11 procedural defect in the manner in which the school district
12 advertised for bids on the property. Section 297.23 requires
13 a school district to advertise for bids on property for sale
14 in a newspaper of general circulation for two consecutive
15 weeks. The school district, however, advertised the request
16 for bids for two weeks skipping a week in between. Bids were
17 received on the property and two bids were subsequently
18 accepted by the school district in the belief that all
19 procedural requirements had been met.

20 The bill takes effect upon enactment.

21
22

SENATE FILE 140

23 S-3101

- 24 1 Amend Senate File 140 as follows:
- 25 2 1. Page 1, line 1, by inserting after the word
- 26 3 "the" the following: "administration and".
- 27 4 2. Title page, line 1, by inserting after the
- 28 5 words "by the" the following: "administration and".
- 29 6 3. Title page, line 15, by striking the words
- 30 7 "board of directors" and inserting the following:
- 31 8 "administration".
- 32 9 4. Title page, line 18, by inserting after the
- 33 10 words "WHEREAS, the" the following: "administration
- 34 11 and".

By STEVEN D. HANSEN

(qlz) adopted 3-14-95
S-3101 FILED MARCH 7, 1995

34
35

1 Section 1. All proceedings taken by the administration and
2 board of directors of the Cedar Rapids Community School
3 District regarding the sale of the Monroe school property and
4 the portion of the Grant school property are hereby legalized
5 and constitute a valid and binding sale of the property.

6 Sec. 2. This Act, being deemed of immediate importance,
7 takes effect upon enactment.

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

Sec. 2. This Act, being deemed of immediate importance, takes effect upon enactment.

SENATE FILE 140

AN ACT

TO LEGALIZE THE PROCEEDINGS TAKEN BY THE ADMINISTRATION AND BOARD OF DIRECTORS OF THE CEDAR RAPIDS COMMUNITY SCHOOL DISTRICT CONCERNING THE SALE OF CERTAIN SCHOOL DISTRICT PROPERTY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the board of directors of the Cedar Rapids Community School District, pursuant to section 297.22, authorized the sale of certain property of the school district consisting of the Monroe school site property of approximately 1.27 acres and a portion of the Grant school site property of approximately 1.3 acres; and

WHEREAS, the school district due to an error advertised for bids on the property in the Cedar Rapids Gazette the week of October 3, 1994, and the week of October 17, 1994, instead of consecutive weeks as required by section 297.23; and

WHEREAS, the administration believed the request for bids had been properly advertised in accordance with section 297.23; and

WHEREAS, the administration and board of directors accepted bids for the property and proceeded with the sale of the property in the belief that the request for bids had been properly advertised; NOW THEREFORE,

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

Section 1. All proceedings taken by the administration and board of directors of the Cedar Rapids Community School District regarding the sale of the Monroe school property and the portion of the Grant school property are hereby legalized and constitute a valid and binding sale of the property.

LEONARD L. BOSWELL
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 140, Seventy-sixth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved *April 19*, 1995

TERRY E. BRANSTAD
Governor