

MAR 10 1999

LOCAL GOVERNMENT

HOUSE FILE
BY KREIMAN

615

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the minimum estimated cost of a public
2 improvement for a city or county requiring sealed bids and a
3 public hearing.

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

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1 Section 1. Section 309.40, Code 1999, is amended to read
2 as follows:

3 309.40 ADVERTISEMENT AND LETTING.

4 All contracts for road or bridge construction work and
5 materials for which the engineer's estimate exceeds fifty one
6 hundred thousand dollars, except surfacing materials obtained
7 from local pits or quarries, shall be advertised and let at a
8 public letting.

9 Sec. 2. Section 309.42, Code 1999, is amended to read as
10 follows:

11 309.42 REVIEW OF ROAD, BRIDGE OR CULVERT CONTRACTS.

12 Contracts for road, bridge or culvert construction work
13 which, according to the engineer's estimate, involve a cost of
14 more than fifty-thousand-dollars the amount specified in
15 section 309.40 in the aggregate shall be first reviewed by the
16 department to assure compliance with this chapter before the
17 contracts are effective.

18 Sec. 3. Section 384.96, Code 1999, is amended to read as
19 follows:

20 384.96 SEALED BIDS.

21 When the estimated total cost to a city of a public
22 improvement exceeds the sum of twenty-five one hundred
23 thousand dollars, the governing body shall advertise for
24 sealed bids for the proposed improvement by publishing a
25 notice to bidders as provided in section 362.3, except that
26 the notice to bidders may be published more than twenty days
27 but not more than forty-five days before the date for filing
28 bids.

29 Sec. 4. Section 384.102, Code 1999, is amended to read as
30 follows:

31 384.102 WHEN HEARING NECESSARY.

32 When the estimated total cost of a public improvement
33 exceeds the sum of twenty-five one hundred thousand dollars,
34 the governing body shall not enter into a contract for the
35 improvement until it has held a public hearing on the proposed

1 plans, specifications, and form of contract, and estimated
 2 cost for the improvement. Notice of the hearing must be
 3 published as provided in section 362.3. At the hearing any
 4 interested person may appear and file objections to the
 5 proposed plans, specifications, contract, or estimated cost of
 6 the improvement. After hearing objections, the governing body
 7 shall by resolution enter its decision on the plans,
 8 specifications, contract, and estimated cost.

9 EXPLANATION

10 This bill increases the minimum estimated cost of a public
 11 improvement for cities and counties which requires competitive
 12 bidding procedures and a public hearing on the plans and
 13 specifications from any amount exceeding \$25,000 to any amount
 14 exceeding \$100,000.

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