

ORDINANCE NO. 28

AN ORDINANCE TO PROVIDE THE PROCEDURE IN LETTING CONTRACTS FOR THE ERECTION, CONSTRUCTION, IMPROVEMENTS AND REPAIR OF ALL PUBLIC BUILDINGS, STRUCTURES AND AIRPORTS OF THE MONTEREY PENINSULA AIRPORT DISTRICT AND IN SUPPLYING MATERIALS FOR THE SAME WHEN THE EXPENDITURE IN ANY SUCH CASE EXCEEDS THE SUM OF ONE THOUSAND DOLLARS (\$1,000.00)

THE BOARD OF DIRECTORS OF MONTEREY PENINSULA AIRPORT DISTRICT DO ORDAIN AS FOLLOWS:

SECTION 1. In the erection, construction, improvement and repair of all public buildings, structures and airports of the Monterey Peninsula Airport District and in supplying materials for the same when the expenditure in any such case shall exceed the sum of One Thousand Dollars (\$1,000.00), the contract for the same shall be awarded by the Board of Directors to the lowest responsible bidder after notice as hereinafter provided.

SECTION 2. No contract shall be let for any of the works enumerated in Section 1 of this ordinance until a notice inviting proposals on bids for the performance of such work shall have been published at least two (2) times in a newspaper of general circulation published in the District, or if none be published within the District then in a newspaper of general circulation published in the county of Monterey. The first publication of such notice shall be at least ten (10) days before any such contract shall be made.

SECTION 3. The Board of Directors of said District shall fix the time and place for receiving bids, and in the case of sealed bids, shall fix the time for the opening thereof; said board may require such deposit, if any, to accompany each bid as they deem best and may require from the successful bidder such bonds as they deem best to insure the faithful performance of the contract work to be let.

SECTION 4. At the time and place fixed the Board, in the case of sealed bids, shall publicly open the same, and in any case may thereupon pass upon bids received for performance of the proposed work; at said time and place the board may award the contract to the lowest responsible bidder, or in their discretion extend the time for awarding the contract to a later date, with or without readvertisement of the notice provided for in Section 2 of this ordinance; at any of such times the board may reject any and all bids presented and may invite new proposals for bids with or without readvertisement.

SECTION 5. The Board shall prescribe in any such contract to be let such conditions, covenants and provisions as they shall deem advisable and such conditions covenants and provisions as may be required to enable said District to participate in any program or project of the state, federal or local government and to receive public funds from any of said governments or any agency thereof, in connection with any such program or project.

SECTION 6. If any section, sub-section, sentence, clause or phrase of this ordinance for any reason be held to be unconstitutional, such decision shall not effect the validity of the remaining portions of this ordinance. The Board of Directors do hereby declare that they would have passed this ordinance and each section, sub-section, sentence, clause and phrase hereof irrespective of the fact that any one or more sections, sub-section, sentences, clauses or phrases be declared to be unconstitutional.

SECTION 7. All ordinances and parts of ordinances of the Monterey Peninsula Airport District in conflict herewith or with any part hereof are hereby repealed.

SECTION 8. This ordinance is hereby declared to be urgent and necessary for the immediate preservation of the public peace, health and safety and shall take effect and be in force forthwith from and after its final passage and approval for the reason that there is in existence no valid and adequate ordinance embracing the whole of the subject matter of this ordinance and the same is necessary to provide for the proper maintenance and safe operation of the Monterey Peninsula Airport and the facilities thereof as a public airport.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF MONTEREY PENINSULA AIRPORT DISTRICT this 4th day of May, 1949 by the following vote:

AYES: DIRECTORS: OLMSTED, BROWNELL, FINLEY and MATHEWS
NOES: DIRECTORS: NONE
ABSENT: DIRECTORS: FROST

SIGNED:


Chairman of said Board

ATTEST:


Secretary thereof.