

**BIDDING ON BONDS**

Whenever any municipal corporation or political subdivision of the state of Oklahoma by separate propositions vote bonds for two or more purposes, the Gracemont Board of Education may combine and offer for sale in one issue of bonds all of the purposes so voted, and shall set out in the ordinance or resolution providing for the issuance of the bonds and in the printed bond for the combined purposes the amount authorized to be expended for each purpose as set out in each proposition submitted and approved by the electors, and the bonds may be designated general obligation bonds or as may be determined by the school board.

When one or more issues of bonds, including a combined bond issue, except funding or refunding bonds, shall be made or ordered by the board of education, the proper officers shall, before selling such bonds, cause at least ten days' notice to be given of the time and place when and where bids therefor will be received and the methods by which bids may be submitted, which, in the discretion of the board, may be by sealed bid, facsimile bid, electronic mail bid, or other bidding method. Such notice shall be signed by the city clerk and shall be published once a week for two consecutive weeks in a legally-qualified newspaper published within the school district and if there be no such newspaper then in a legally-qualified newspaper of general circulation in the district. The date mentioned in such notice for the sale of such bonds shall not be less than ten days after the first publication thereof. In the event the municipal corporation or political subdivision has by separate propositions voted bonds for two or more purposes, the proper officers shall set out in such notice of sale whether bids will be received for a combined bond issue for all of such purposes as one unit, or bids will be received for separate bond issues for each purpose.

All bonds shall be sold to the bidder who shall stipulate in the bid the lowest cost which such bonds shall bear which, at the option of the governing body, may be determined based on true interest cost. Upon the acceptance of such bid, the bonds shall be issued in accordance therewith and shall be delivered to the purchaser upon payment of the purchase price thereof. Each bidder shall submit with the bid a sum in cash, cashier's check, surety bond, or similar security undertaking as stipulated by the governing body, equal to two percent (2%) of the principal amount of the bond issue, and upon the acceptance of any bid, such deposit shall become the property of the county, or municipality selling the bonds, and shall be accredited on the purchase price thereof, upon the understanding that if the purchaser shall fail for five days after tender of the bonds to pay the balance of the purchase price, the sale shall be thereby annulled and the deposit shall in such event be retained by the board and credited to the account for which such bonds are being issued and shall be used accordingly. No tender of the bonds shall be valid until after the expiration of the period of contestability, as provided by law. All other deposits shall be returned. The board of education, selling such bonds, shall have the right to reject all bids and readvertise the bonds for sale. No funding or refunding bonds issued hereunder shall bear a higher rate of interest than the indebtedness which is funded or refunded.

These provisions shall not apply to sale of bonds issued by a vote of the people to the United State Government, or any agency thereof, and the governing board of a municipal corporation or political subdivision of the state is hereby authorized to sell such bonds to the United States Government or any agency thereof at a private sale for a sum of not less than par with accrued interest added, and the governing board shall fix the rate of interest which such bonds shall bear which shall not be a larger rate of interest than that authorized by the electors voting at the bond election.

**REFERENCE: 60 O. S. §354**