

Bond Case Briefs

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CONTRACTS - NEBRASKA

Tryon v. City of North Platte

Supreme Court of Nebraska - February 3, 2017 - N.W.2d - 295 Neb. 706 - 2017 WL 469560

Objectors brought action to invalidate contract between city and ambulance service contractor, alleging city provided insufficient notice of conflict of interest before awarding contract.

The District Court dismissed action. Objectors appealed.

The Supreme Court of Nebraska held that:

- Allegations of objectors' amended complaint were sufficient to state claim that city failed to comply with Open Meetings Act notice requirements, and
- Allegations of amended complaint were sufficient to state claim for violation of Political Accountability and Disclosure Act.

Allegations of objectors' amended complaint were sufficient to state claim that city failed to comply with Open Meetings Act notice requirements prior to awarding contract to ambulance service provider, even though amended complaint did not refer to Act and objectors did not refer to Act at hearings before trial court, where amended complaint focused on notice of public meetings and alleged lack of publicly available information on citizens review committee which provided recommendations to city council.

Allegations of objectors' amended complaint were sufficient to state claim that city's award of ambulance services contract violated Political Accountability and Disclosure Act, where objectors asserted that city council awarded a contract to ambulance services provider and that contract was not awarded through an open and public process, because the notice provided was insufficient.