

Reported Recommending
Ind. Postponed
Passed House
Failed to Pass House
Passed Senate
Failed to Pass Senate

House File 421

February 27, 1947.
Passed on File.

By JUDICIARY 2.

A BILL FOR

An Act authorizing counties and county seat cities and towns, including cities and towns organized under special charters, to jointly acquire, construct and operate buildings to be used and occupied for county and municipal purposes and to issue bonds in connection therewith.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. A city or town in which a county seat is
2 located and such county may contract one with the other for
3 the joint purchase, acquisition, ownership and control of
4 real and other property suitable as the site of a building
5 or buildings for use and occupancy by such city or town
6 and such county jointly, and any such county or city or
7 town owning a site or any interest therein, or a site with
8 buildings thereon, may, upon such terms as shall appear
9 fair and just to the board of supervisors of such county
10 and to the council or other governing body of such city
11 or town, contract with reference to the joint acquisition,
12 ownership, control improvement, use and occupancy of such
13 property, and with reference to the construction, use and
14 occupancy of a building or buildings thereon. Such contract

15 shall set forth the amount of money to be contributed by the
16 county and by the city or town toward the acquisition of
17 such site and the improvement thereof, or the proportion
18 of their respective contributions, and the purpose or
19 purposes for which the building or buildings to be erected
20 thereon are to be used. Such contract may provide for the
21 amount of money to be contributed annually by the county
22 and by the city or town for the upkeep, maintenance and
23 operation of such property, and the building or buildings
24 thereon, or it may provide for the respective proportions
25 of such expense which the county and the city or town shall
26 pay, and may provide for an adjustment at stated periods of
27 the amounts or proportions to be so paid. Such contract may
28 specify the part or parts of such property and building or
29 buildings to be used and occupied by the county and by the
30 city or town. All such contracts shall be made on behalf
31 of the county only when approved by resolution of the board
32 of supervisors thereof and on behalf of the city or town
33 when approved by ordinance adopted by the council or other
34 governing body of such city or town, and when made shall be
35 binding upon such county and city or town during the period
36 specified in such contract unless modified or abrogated by
37 mutual consent.

1 Sec. 2. When such county and such city or town have
2 agreed upon their respective portions or proportions of the
3 cost of any such building or buildings, including the site

4 or sites therefor, they may, for the purpose of paying their
5 respective portions of such cost and for the purpose of
6 equipping the portions of the building or buildings to be
7 used and occupied by them, issue their bonds as hereinafter
8 permitted; provided, no such bonds shall be issued by such
9 county or city or town unless and until the proposition to
10 issue same shall have been approved by at least a majority
11 of the votes cast for and against the proposition at an
12 election called and held as hereinafter provided. Such
13 proposition may be submitted at a general, regular, or
14 special election when ordered pursuant to a resolution of
15 the board of supervisors of such county and of the council
16 or other governing body of the city or town. Notice
17 of such election setting forth the proposition as it is to
18 be voted upon shall be given by publication once each week
19 for at least three consecutive weeks in a newspaper having
20 general circulation in the county, and if the propositions
21 of issuing bonds by the county and also by the city or town
22 are submitted on the same date of election then, if either
23 or both of the elections be unfavorable the proposition may
24 be submitted at a subsequent election or elections. To
25 the extent not otherwise herein provided the general election
26 laws shall be applicable to an election whereat such
27 proposition is submitted.

1 Sec. 3. All such bonds issued pursuant to such election
2 or elections may bear interest at a rate not exceeding four

3 per cent per annum payable semi-annually, and the principal
4 thereof shall be scheduled to mature in not more than twenty
5 years from the date of such bonds. Whenever a county or a
6 city or town has issued bonds under the provisions of this
7 act there shall be thereafter annually levied on all of the
8 taxable property in the county, or in the city or town, a
9 tax sufficient to pay the interest on and principal of said
10 bonds as the same will become due, and each such county and
11 city or town is further authorized to levy taxes sufficient
12 to pay their respective portions of the cost of operating,
13 maintaining and keeping insured the building or buildings
14 acquired or constructed under the provisions of this act.

1 Sec. 4. All contracts for the construction of any
2 building or buildings under the provisions of this act
3 which involve the expenditure of one thousand dollars or
4 more shall be entered into pursuant to advertisement for
5 bids in such manner as may be approved and authorized by
6 both the board of supervisors of the county and the council
7 or other governing body of the city or town. Any county
8 and any city or town may apply for and accept federal aid
9 in the construction of any building or buildings under
10 the provisions of this act, subject to such conditions and
11 stipulations as may be imposed in connection with such
12 federal aid and as may be approved by the board of supervisors
13 for the county, and by the council or other governing body
14 of the city or town.

1 Sec. 5. This act shall be applicable to cities and
 2 towns organized under special charters which are county seats,
 3 and it shall be construed as a complete and independent law
 4 for providing joint county and municipal buildings and for
 5 the issuance of bonds in connection therewith.

1 Sec. 6. This act being deemed of immediate importance
 2 shall be in full force and effect from and after its
 3 publication in the, a newspaper
 4 published at, Iowa, and in the,
 5 a newspaper published at, Iowa.

EXPLANATION OF H. F. 421

An act authorizing counties and county seat cities and towns, including cities and towns organized under special charters, to jointly acquire, construct and operate buildings to be used and occupied for county and municipal purposes and to issue bonds in connection therewith.