

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

Senate File 409

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 the
3 joint purchase, acquisition, ownership and control of real and
4 other property suitable as the site of a building or buildings for
5 use and occupancy by such city or town and such county jointly, and
6 any such county or city or town owning a site or any interest
7 therein, or a site with buildings thereon, may, upon such terms as
8 shall appear fair and just to the board of supervisors of such
9 county and to the council or other governing body of such city or
10 town, contract with reference to the joint acquisition, ownership,
11 control, improvement, use and occupancy of such property, and with
12 reference to the construction, use and occupancy of a building or
13 buildings thereon. Such contract shall set forth the amount of
14 money to be contributed by the county and by the city or town toward
15 the acquisition of such site and the improvement thereof, or the

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

1 Sec. 2. When such county and such city or town have agreed
2 upon their respective portions or proportions of the cost of any
3 such building or buildings, including the site or sites therefor,
4 they may, for the purpose of paying their respective portions of
5 such cost and for the purpose of equipping the portions of the
6 building or buildings to be used and occupied by them, issue their
7 bonds as hereinafter permitted; provided, no such bonds shall be
8 issued by such county or city or town unless and until the proposi-

9 tion to issue same shall have been approved by at least a majority
10 of the votes cast for and against the proposition at an election
11 called and held as hereinafter provided. Such proposition may be
12 submitted at a general, regular, or special election when ordered
13 pursuant to a resolution of the board of supervisors of such county
14 and of the council or other governing body of the city or town.
15 Notice of such election setting forth the proposition as it is to
16 be voted upon shall be given by publication once each week for at
17 least three consecutive weeks in a newspaper having general circula-
18 tion in the county, and if the propositions of issuing bonds by the
19 county and also by the city or town are submitted on the same date
20 of election then, if either or both of the elections be unfavorable
21 the proposition may be submitted at a subsequent election or elec-
22 tions. To the extent not otherwise herein provided the general
23 election laws shall be applicable to an election whereat such
24 proposition is submitted.

1 Sec. 3. All such bonds issued pursuant to such election or
2 elections may bear interest at a rate not exceeding four per cent
3 per annum payable semi-annually, and the principal thereof shall
4 be scheduled to mature in not more than twenty years from the date
5 of such bonds. Whenever a county or a city or town has issued
6 bonds under the provisions of this act there shall be thereafter
7 annually levied on all of the taxable property in the county, or
8 in the city or town, a tax sufficient to pay the interest on and
9 principal of said bonds as the same will become due, and each such
10 county and city or town is further authorized to levy taxes sufficient

11 to pay their respective portions of the cost of operating, maintain-
12 ing and keeping insured the building or buildings acquired or
13 constructed under the provisions of this act.

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

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