

CHAPTER 1215

ZOOLOGICAL GARDENS

H. F. 501

AN ACT relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.

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

1 SECTION 1. NEW SECTION. Cities and towns are hereby author-
2 ized to contract indebtedness and to issue general obligation bonds to
3 provide funds to pay the cost of opening, establishing, constructing,
4 improving, extending or remodeling of a zoo or zoological garden and
5 to construct, reconstruct or repair any such improvement and to pay
6 the cost of land needed for any of said purposes.

7 Taxes for the payment of said bonds shall be levied in accordance
8 with chapter seventy-six (76) of the Code, and said bonds shall be
9 payable through the debt service fund in not more than twenty years,
10 and bear interest at a rate not exceeding seven percent per annum,
11 and shall be of such form as the city or town council shall by resolu-
12 tion provide, but no city or town shall become indebted in excess of
13 five percent of the actual value of the taxable property within said
14 city or town, as shown by the last preceding state and county tax lists.
15 The indebtedness incurred for the purpose provided in this section
16 shall not be considered an indebtedness incurred for general or ordi-
17 nary purposes.

18 This section shall be construed as granting additional power with-
19 out limiting the power already existing in cities and towns.

20 The provisions of this section shall be applicable to all municipal
21 corporations regardless of form of government or manner of incor-
22 poration.

1 SEC. 2. NEW SECTION. It shall not be necessary to submit to the
2 voters the proposition of issuing bonds for refunding purposes, but
3 prior to the issuance of bonds for other purposes the council shall sub-
4 mit to the voters of the city at a general election or a regular municipal
5 election the proposition of issuing the bonds. Notice of the election on
6 the proposition of issuing bonds shall be published once each week for
7 at least four consecutive weeks in a newspaper published in the county,
8 which notice shall state the date of the election, the hours of opening
9 and closing the polls and the location thereof, the question to be sub-
10 mitted, and whether or not an admission fee is to be charged by the
11 zoo or zoological gardens. The election shall be held on a date not less
12 than four nor more than twenty days after the last publication of the
13 notice.

14 Bonds issued pursuant to the provisions of this Act shall be sold by
15 the council in the manner prescribed by chapter seventy-five (75) of
16 the Code; however, refunding bonds may either be sold and the pro-
17 ceeds applied to the payment of the bonds to be refunded, or the
18 refunding bonds may be issued in exchange for the bonds being re-
19 funded upon their surrender and cancellation.

1 SEC. 3. NEW SECTION. A city or town establishing or having
2 established a zoo or zoological garden may authorize not to exceed a
3 one mill levy on all taxable property within the corporation for the

4 purpose of paying the costs of operating, maintaining, and managing
5 a zoo or zoological garden. The levy shall be subject to cumulative mill
6 levy limitations otherwise provided by law unless said levy shall have
7 been submitted to and approved by the voters of said city or town.

1 SEC. 4. NEW SECTION. Contracts may be made between any city
2 or town establishing or having established a zoo or zoological garden
3 and any other city or town, or county (but a county may contract only
4 with respect to residents outside of any city or town) for the use of
5 such zoo or zoological garden or any extension service thereof by its
6 residents, and for the levy of a tax in support thereof. Such contracts
7 shall provide for the rate of tax to be levied during the term thereof,
8 not exceeding one mill. Said contracts may be submitted to the voters
9 of either city or town and shall not be subject to termination if ap-
10 proved by the voters of both parties.

11 If not so approved, such contracts may be modified by mutual con-
12 sent or may be terminated by the voters of either party thereto.

13 Any such tax shall be subject to cumulative millage limitations
14 applicable generally to the contracting parties unless the contract shall
15 have been approved by the voters.

16 Any election held hereunder may be held upon notice and in any
17 manner provided by law applicable to the contracting party with
18 respect to elections upon special public propositions; provided that it
19 shall not be necessary to set out the contract provisions in full as a
20 part of the ballot.

Approved April 25, 1974

CHAPTER 1216

GENERAL OBLIGATION BONDS FOR CITIES

H. F. 1441

AN ACT relating to general obligation bonds of cities.

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

1 SECTION 1. Section four hundred seven point three (407.3),* Code
2 1973, is amended by adding the following new subsection:

3 NEW SUBSECTION. Purchasing, constructing, improving, remodel-
4 ing or equipping housing for the elderly or physically handicapped, and
5 cities and towns are authorized to acquire such housing.

1 SEC. 2. Section four hundred eight point seventeen (408.17), un-
2 numbered paragraph one (1), Code 1973, is amended to read as fol-
3 lows:

4 Cities and towns are hereby authorized to contract indebtedness and
5 to issue general obligation bonds to provide funds to pay the cost of
6 opening, widening, extending, grading, *protecting by the construction,*
7 *reconstruction or repairing of retaining walls,* and draining the right
8 of way of any street, highway, avenue, alley, public ground, or market

*Repealed effective July 1, 1975, 64 GA, ch 1088, §199; 65 GA, ch 1212, §1