

*In Reading Order - 5/11/78 (1978)*

HOUSE FILE 2464

Judiciary  
Willits, Chairperson  
Scott  
Hill of Polk

378  
19 Calendar

HOUSE FILE 2464

By COMMITTEE ON SIFTING  
(Formerly Study Bill 506)

Passed House, Date 5-12-78 (1978) Passed Senate, Date 5-12-78 (1978)  
Vote: Ayes 74 Nays 0 Vote: Ayes 40 Nays 4  
Approved 6 - 2 - 78

### A BILL FOR

1 An Act to legalize proceedings of the Black Hawk county  
2 board of supervisors relating to the purchase of land.

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HOUSE FILE 2464

H-6677

1 Amend House File 2464 as follows:  
2 1. Page 1, by striking lines 29 through 34.  
H-6677 FILED *adopted 5/11/78* BY BRANDT of Black Hawk  
MAY 11, 1978 *1978*

1 WHEREAS, the Black Hawk County Board of Supervisors on  
2 the 27th day of March, 1978, passed a resolution authorizing  
3 the purchase of property legally described as:

4 Lots Nos. Eight (8) and Nine (9), except the Northwesterly  
5 Thirty (30) feet of said Lots, in Block No. Twenty-six (26)  
6 on the East Side of the Cedar River in the City of Waterloo,  
7 Black Hawk County, Iowa,

8 and

9 WHEREAS, said Board authorized the use of Federal Revenue  
10 Sharing Funds pursuant to the authority of Section 345.1 of  
11 the Code of Iowa to pay the purchase price of Sixty-Thousand  
12 and No/100 Dollars (\$60,000.00) to the property owners, and

13 WHEREAS, said Board did on the 10th day of April, 1978,  
14 pay said monies, but through inadvertance failed to hold a  
15 public hearing two weeks before said purchase, as required  
16 by Section 345.1 of the Code of Iowa, and

17 WHEREAS, it is not practical to rescind the purchase agree-  
18 ment because of all parties' reliance on the finality of the  
19 sale, and the convening of a hearing at this point is of  
20 questionable legality and the passage of a legalizing act  
21 would correct the matter; NOW THEREFORE,

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

23 Section 1. The requirement that a public hearing be held  
24 before the Black Hawk County Board of Supervisors could au-  
25 thorize the purchase of the property in question is hereby  
26 waived as to this purchase only, the actions of said Board  
27 are legalized, validated and confirmed, and said purchase  
28 is approved.

29 Sec. 2. This Act, being deemed of immediate importance,  
30 shall take effect and be in force from and after its publica-  
31 tion in the \_\_\_\_\_, a newspaper published  
32 in \_\_\_\_\_, Iowa, and in \_\_\_\_\_,  
33 a newspaper \_\_\_\_\_, Iowa, without expense to the  
34 State.

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EXPLANATION

1 This bill legalizes certain proceedings relating to the  
2 inadvertent failure to hold a public hearing prior to the  
3 purchase of real estate by Black Hawk County, Iowa.

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HOUSE FILE 2464

AN ACT

TO LEGALIZE PROCEEDINGS OF THE BLACK HAWK COUNTY BOARD OF SUPERVISORS RELATING TO THE PURCHASE OF LAND.

WHEREAS, the Black Hawk County Board of Supervisors on the 27th day of March, 1978, passed a resolution authorizing the purchase of property legally described as:

Lots Nos. Eight (8) and Nine (9), except the Northwesterly Thirty (30) feet of said Lots, in Block No. Twenty-six (26) on the East Side of the Cedar River in the City of Waterloo, Black Hawk County, Iowa,

and

WHEREAS, said Board authorized the use of Federal Revenue Sharing Funds pursuant to the authority of Section 345.1 of the Code of Iowa to pay the purchase price of Sixty-Thousand and No/100 Dollars (\$60,000.00) to the property owners, and

WHEREAS, said Board did on the 10th day of April, 1978, pay said monies, but through inadvertance failed to hold a public hearing two weeks before said purchase, as required by Section 345.1 of the Code of Iowa, and

WHEREAS, it is not practical to rescind the purchase agreement because of all parties' reliance on the finality of the sale, and the convening of a hearing at this point is of questionable legality and the passage of a legalizing act would correct the matter; NOW THEREFORE,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The requirement that a public hearing be held before the Black Hawk County Board of Supervisors could authorize the purchase of the property in question is hereby waived as to this purchase only, the actions of said Board

are legalized, validated and confirmed, and said purchase is approved.

\_\_\_\_\_  
DALE M. COCHRAN  
Speaker of the House

\_\_\_\_\_  
ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2464, Sixty-seventh General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved June 2, 1978

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ROBERT D. RAY  
Governor