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SENATE FILE

425

By MILLIGAN
(Alt and Freeman)

Passed Senate, Date 4-22-71 Passed House, Date 5-18-71
Vote: Ayes 43 Nays 0 Vote: Ayes 82 Nays 1
Approved May 27, 1971

A BILL FOR

1 An Act to legalize and validate the proceedings of the Town
2 Council of the Town of Peterson, Clay County, Iowa, levying
3 certain special assessments and issuing special assessment
4 Street Improvement Bonds.

5 WHEREAS, it appears from the records of the Town Council
6 of the Town of Peterson, Clay County, Iowa, that at a meeting
7 held on the 7th day of April, 1969, said Town Council adopted
8 a Resolution of Necessity to provide for the construction of
9 street improvements under the authority of Chapter 391 of the
10 Code of Iowa, 1966, as amended, on Fourth Street, from Highway
11 10 to the County Road in said Town, and to assess so much of
12 the cost and expense of the improvements as by law could be
13 assessed; and

14 WHEREAS, thereafter, the Council ordered construction of the
15 improvements on the 28th day of April, 1969, and awarded a
16 contract on the 15th day of May, 1969, and accepted the work
17 on the 16th day of July, 1970, and levied assessments pursuant
18 to resolution adopted on the 10th day of August, 1970, and
19 provided for the issuance of \$6,000 Street Improvement Bonds
20 on the 4th day of January, 1971; and

21 WHEREAS, doubts have arisen concerning the validity and
22 legal sufficiency of the provisions made for the levy of special
23 assessments and the issuance of bonds, and it is deemed advis-
24 able to put such doubts and all others that might arise concern-
25 ing the same forever at rest, NOW THEREFORE,

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

2 Section 1. That all proceedings heretofore taken in
3 connection with the aforesaid improvements and proceedings for
4 the award of contract, for the levy of special assessments
5 against private property to pay for the cost of such improve-
6 ments and for the sale, issuance and delivery of special
7 assessment Street Improvement Bonds of said Town in the amount
8 of \$6,000, are hereby legalized, validated and confirmed, and
9 such special assessments levied in accordance with said pro-
10 ceedings are hereby declared to be legal and binding, and such
11 special assessment Street Improvement Bonds, sold, issued and
12 delivered pursuant to and in accordance with said proceedings,
13 are hereby declared to be legal and to constitute valid and
14 binding obligations of said Town in accordance with their terms.

15 Sec. 2. This Act, being deemed of immediate importance,
16 shall be in full force and effect from and after its final
17 passage, approval and publication in The Peterson Patriot, a
18 newspaper published at Peterson, Iowa, and The Daily Reporter,
19 a newspaper published at Spencer, Iowa, without expense to the
20 State.

21 EXPLANATION

22 This bill will legalize and validate all proceedings of the
23 Town Council of the Town of Peterson, Clay County, Iowa, relating
24 to the levy of assessments and the issuance of special assess-
25 ment Street Improvement Bonds in connection with a street
26 improvement project.

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28 *Proof of Publication 3/30*
29 *The Peterson Patriot 3/11*
30 *Proof of Publication 6/16*
31 *The Peterson Patriot 6/3*
32 *The Daily Reporter 6/4*
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