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Journaling 2/23, Pass 3/19/73

Willits, Chairman
Kennedy
Ramsey

SENATE FILE 253

By KINLEY and WILLITS

See Journaling - Law Enfor. 3/28, Pass 4/26

Senate File 253
Oakley, Chairman
Eoyle
Crawford

Passed Senate, Date 3-23-73 (646) Passed House, Date 4-30-73 (1076)

Vote: Ayes 39 Nays 0 Vote: Ayes 85 Nays 2

Approved 5-15-73

A BILL FOR

1 An Act to legalize and validate the proceedings of the board
2 of township trustees of Saylor Township of Polk County,
3 Iowa, in connection with a certain election held to autho-
4 rize a tax levy for fire protection purposes and the is-
5 suance of bonds in anticipation of said tax and declaring
6 the validity of said election and that bonds issued pursuant
7 to said proceedings shall be enforceable obligations of said
8 township.

9 WHEREAS it appears from the records of the Board of Town-
10 ship Trustees of Saylor Township in Polk County, Iowa, that
11 said Board of Township Trustees adopted a resolution on October
12 20, 1952, calling a special election to be held in said
13 Township concurrent with the general election on said date,
14 at which there was submitted to the voters of said Township
15 the proposition of authorizing the levy of a tax of 1-1/2
16 mills on the taxable property in the Township for fire protec-
17 tion as authorized by Sections 359.42 and 359.43, Code of
18 Iowa (1971); and

19 WHEREAS after canvassing the results of the election on
20 the proposition of levying said tax it was found and determined
21 that said proposition was approved by more than sixty percent
22 of the total number of votes cast for and against said
23 proposition at said election, and the tax authorized at said
24 election has been levied from year to year thereafter; and

25 WHEREAS in reliance upon the favorable vote cast at said

1 election, the Board of Township Trustees of said Township
2 proposes to provide for the issuance of bonds in the amount
3 of \$60,000.00 for the purpose of purchasing new fire fighting
4 equipment in anticipation of the collection of the tax levy
5 of 1-1/2 mills authorized on November 4, 1952; and

6 WHEREAS doubts have arisen concerning the validity and
7 legal sufficiency of said election and proceedings, the records
8 thereof available to evidence the proceedings, and authority
9 for the issuance and payment of said bonds and it is deemed
10 advisable to put such doubts and all others that might arise
11 concerning the same forever at rest; NOW, THEREFORE,

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

13 Section 1. That all proceedings heretofore taken by the
14 Board of Township Trustees of Saylor Township, Polk County,
15 Iowa, preliminary to and in connection with the special elec-
16 tion held in said Township on November 4, 1952 providing for
17 the levy of a tax of 1-1/2 mills for the purposes authorized
18 by Sections 359.42 and 359.43, Code of Iowa (1971), and provid-
19 ing for the issuance of fire equipment bonds of said Township
20 to the amount of not to exceed \$60,000.00 in anticipation
21 of and to be retired from the proceeds of said tax, and said
22 election and the tax of 1-1/2 mills authorized thereat are
23 hereby legalized, validated and confirmed and said bonds when
24 issued, sold and delivered pursuant to and in accordance with
25 said proceedings and payable from the anticipated collections
26 of said tax are hereby declared to be legal and to constitute
27 valid and binding obligations of said Township.

28 Sec. 2. This Act, being deemed of immediate importance,
29 shall take effect and be in force from and after its publica-
30 tion in The Des Moines Register, a newspaper published in
31 Des Moines, Iowa, and in the Lee Town News, a newspaper
32 published in Des Moines, Iowa, without expense to the state.

33 EXPLANATION

34 This bill proposes to legalize an election held in 1952
35 which authorized a mill levy for fire protection in order

1 that revenues derived from such levy might be used for a bond
2 issue to purchase new fire equipment.

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*Proof of Publication 2/23(411)
Des Moines Register and Des Moines Tribune*

*6/11 (Annex 1860)
D. M. Register 5/25
Lee Jones News 5/31*