

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved March 31, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 1, 1904, and the Register and Leader, April 2, 1904.

W. B. MARTIN,
Secretary of State.

CHAPTER 27.

CONSTRUCTION OF PUBLIC BUILDINGS IN CERTAIN CITIES.

H. F. 461.

AN ACT authorizing cities over sixty thousand (60,000) inhabitants to levy a tax for the purpose of erecting public buildings and procuring grounds for the same. [Additional to chapter four (4), of title five (V) of the code, relating to general powers of cities and towns.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Tax for buildings and grounds. Cities over sixty thousand (60,000) inhabitants are hereby authorized to levy a tax not exceeding in any one year two mills on the dollar upon all property within the corporate limits of said cities, for the purpose of creating a fund to be used for erecting city buildings and procuring ground.

SEC. 2. Construction authorized by majority vote. No buildings shall be erected, unless a majority of the legal voters voting thereon, vote in favor of the same at a general or a special election.

SEC. 3. Question submitted—notice. In cities over sixty thousand (60,000), the question provided in the preceding section may be ordered by the city council, submitted to a vote at a general election or at one specially called for that purpose. Notice of such election shall be given in two newspapers published in said city, once each week for at least four consecutive weeks.

SEC. 4. Bonds. For the purpose of paying for real estate and the construction of buildings herein contemplated said cities may issue bonds for such amounts as it may be necessary to be paid from the fund created by the levy herein provided.

Approved April 13, A. D. 1904.

CHAPTER 28.

CONSTRUCTION OF PUBLIC BUILDINGS IN CITIES OF THE SECOND CLASS AND TOWNS.

H. F. 70.

AN ACT authorizing cities and towns to levy a tax for the purpose of erecting public buildings and purchasing grounds for the same. [Additional to chapter four (4) of title five (V) of the code, relating to general powers of cities and towns.]

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Tax for buildings and grounds. Cities of the second class and towns shall have the power to levy a tax not exceeding three mills on the dollar upon all the property within the corporate limits of said cities and towns, excepting lots greater than ten acres in area used for agricultural and horticultural purposes for the purpose of creating a sinking fund

to be used as provided in this chapter for the purchase or erection of a city building or fire station or both, and necessary ground therefor.

SEC. 2. Subsequent levies. Cities of the second class and towns are hereby authorized to purchase buildings and grounds or to erect buildings specified in section one (1) of this chapter and are authorized to continue the levying of the three mill tax herein provided for until the purchase price principal and interest or the cost incurred in the erection of said buildings is fully paid and discharged.

SEC. 3. Contracts—bonds or warrants. Cities of the second class and towns levying such sinking fund tax are hereby authorized to let a contract or contracts for the purchase or erection of said buildings and purchase of grounds and upon the approval and adoption of said contract or contracts as hereinafter provided to apply such sinking fund on the cost thereof and cities and towns so purchasing or constructing such buildings or grounds are authorized to pledge the proceeds of the continuing three mill levy provided for in this chapter and shall have the right to issue bonds or warrants to secure the payment of the purchase price of said buildings or grounds or the cost of constructing said buildings provided that said bonds or warrants shall bear not more than five per cent interest per annum but no part of the general fund of such city or town shall be applied on such bonds or warrants or upon the purchase price of buildings or grounds or cost of erection of said buildings. In the payment thereof the city or town and holders of said contracts, bonds or warrants shall be restricted to the proceeds of said taxes.

SEC. 4. Question submitted. Said contract or contracts shall not be binding on said city or town until the same shall have been approved by the city or town council at a regular meeting or a special meeting called for such purpose and shall have been adopted by a majority of the electors of said city or town voting at a general or special election which shall have been duly called after thirty days notice by said city or town. Proposition to be submitted at said election and the form of ballot shall be: Shall the contract or contracts approved by the city or town council in relation to the purchase of buildings or grounds or erection of buildings be adopted? The proposition shall be printed and placed on the ballots and the voter shall designate his choice and the election shall be conducted in the manner provided in the chapter on elections.

Approved March 17, A. D. 1904.

CHAPTER 29.

CONSTRUCTION OF VIADUCTS IN CERTAIN CITIES.

S. F. 189.

AN ACT to amend the law relating to the construction of viaducts appearing as section seven hundred and seventy one (771) of the code supplement.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Viaduct fund. That the law as it appears in section seven hundred and seventy one (771) of the code supplement, be, and the same is, hereby amended by adding thereto the following:

“In cities having a population of fifty thousand or over, where a viaduct is required to be constructed, and the plans therefor have been approved, and there are no available funds in the general bridge fund, or any fund or funds of said city which may be legally used for the payment of such damages, such city may levy an annual tax not exceeding two mills on the dollar for the purpose of creating a fund to be known as a ‘viaduct fund’, for the payment of damages caused to property by reason of the construction of such viaduct and approaches thereto.”

Approved March 17, A. D. 1904.