

3 "The council may include any number of streets for improvement  
4 in one resolution of necessity and may include any number of sewer  
5 lines for improvement in one resolution of necessity."

1 SEC. 4. Section three hundred ninety-one A point seventeen  
2 (391A.17), Code 1962, is amended by inserting after the word "pro-  
3 vided." in line nine (9) the following:

4 "A city or town, in its notice to bidders, may request aggregate bids  
5 for all projects included in any resolution of necessity, notwithstanding  
6 variations in the sizes of the improvements and notwithstanding that  
7 some parts of the improvement are assessable and some non-assessable,  
8 and may award the contract to the bidder submitting the lowest aggre-  
9 gate bid."

1 SEC. 5. Section four hundred seventeen point seventeen (417.17),  
2 Code 1962, is amended by adding at the end thereof the following:

3 "The council may include any number of streets for improvement  
4 in one resolution of necessity and may include any number of sewer  
5 lines for improvement in one resolution of necessity."

1 SEC. 6. Section four hundred seventeen point fifty-one (417.51),  
2 Code 1962, is amended by adding at the end thereof the following:

3 "A city or town, in its notice to bidders, may request aggregate bids  
4 for all projects included in any resolution of necessity, notwithstanding  
5 variations in the sizes of the improvements and notwithstanding that  
6 some parts of the improvement are assessable and some non-assessable,  
7 and may award the contract to the bidder submitting the lowest aggre-  
8 gate bid."

Approved April 4, 1963.

## CHAPTER 245

### STREET IMPROVEMENTS AND SEWERS

S. F. 400

AN ACT relating to proceedings for construction of street improvements and sewers in cities and towns; relating to the mailing of certain notices to property owners whose property is subject to assessment for such construction; and amending various sections in chapters three hundred ninety-one (391), three hundred ninety-one A (391A) and four hundred seventeen (417), Code 1962, relating thereto.

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

1 SECTION 1. Section three hundred ninety-one point twenty-four  
2 (391.24), Code 1962, is amended by adding at the end of said section  
3 the following:

4 "The clerk shall send by certified mail to each property owner, whose  
5 property is subject to assessment for said improvement, as shown by  
6 the records in the office of the county auditor, a copy of the above men-  
7 tioned notice, said mailing to be made at least two weeks prior to the

8 date fixed for the hearing on said resolution. Failure to receive such  
9 mailed notice shall not constitute a defense to the special assessment."

1 SEC. 2. Section three hundred ninety-one point fifty-three (391.53),  
2 Code 1962, is amended by adding at the end of said section the follow-  
3 ing:

4 "The clerk shall send by certified mail to each property owner, whose  
5 property is subject to assessment for said improvement, as shown by  
6 the records in the office of the county auditor, a copy of the above men-  
7 tioned notice, said mailing to be made on or before the first publication  
8 of said notice. Failure to receive such mailed notice shall not constitute  
9 a defense to the special assessment."

1 SEC. 3. Section three hundred ninety-one A point thirteen  
2 (391A.13), Code 1962, is amended by striking all of the last paragraph  
3 of said section and by adding in lieu thereof the following:

4 "The clerk shall send by certified mail to each property owner, whose  
5 property is subject to assessment for said improvement, as shown by  
6 the records in the office of the county auditor, a copy of the above-men-  
7 tioned notice, said mailing to be made on or before the first publication  
8 of said notice. Failure to receive such mailed notice shall not constitute  
9 a defense to the special assessment."

1 SEC. 4. Section three hundred ninety-one A point twenty-five  
2 (391A.25), Code 1962, is amended by adding at the end of subsection  
3 five (5), line eight (8), the following:

4 "The clerk shall also send by certified mail to each property owner,  
5 whose property is subject to assessment for said improvement, as  
6 shown by the records in the office of the county auditor, a copy of said  
7 notice, said mailing to be made on or before the first publication of said  
8 notice. Failure to receive such mailed notice shall not constitute a  
9 defense to the special assessment."

1 SEC. 5. Section four hundred seventeen point nine (417.9), Code  
2 1962, is amended by adding at the end of said section the following:

3 "The said chief clerk shall send by certified mail to each property  
4 owner, whose property is subject to assessment for said improvement,  
5 as shown by the records in the office of the county auditor, a copy of  
6 the above-mentioned notice, said mailing to be made on or before the  
7 date of posting. Failure to receive such mailed notice shall not consti-  
8 tute a defense to the special assessment."

1 SEC. 6. Section four hundred seventeen point thirteen (417.13),  
2 Code 1962, is amended by adding at the end of said section the follow-  
3 ing:

4 "The said chief clerk shall also send by certified mail to each prop-  
5 erty owner, whose property is subject to assessment for said improve-  
6 ment, as shown by the records in the office of the county auditor, a  
7 copy of said notice, said mailing to be made on or before the date of  
8 publication of said notice. Failure to receive such mailed notice shall  
9 not constitute a defense to the special assessment."

Approved May 7, 1963.