

CHAPTER 412

STATUTORY CITIES

412.091 Dissolution.

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Whenever a number of voters equal to one-third of those voting at the last preceding city election petition the municipal board therefor, a special election shall be called to vote upon the question of dissolving the city. Before the election, the executive director of the board shall designate a time and place for a hearing before the board in accordance with section 414.09. After the hearing the board shall issue its order which shall include a date for the election, a determination of what town or towns the territory of the city shall belong to if the voters favor dissolution, and other necessary provisions. The ballots used at such election shall bear the printed words, "For Dissolution" and "Against Dissolution," with a square before each phrase in which the voter may express his preference by a cross. If a majority of those voting on the question favor dissolution, the clerk shall file a certificate of the result with the municipal board, the secretary of state and the county auditor of the county in which the city is situated. Six months after the date of such election, the city shall cease to exist. Within such six months, the council shall audit all claims against the city, settle with the treasurer, and other city officers, and apply the assets of the city to the payment of its debts. If any debts remain unpaid, other than bonds, the city clerk shall file a schedule of such debts with the county treasurer and the council shall levy a tax sufficient for their payment, the proceeds of which, when collected, shall be paid by the county treasurer to the creditors in proportion to their several claims until all are discharged. The principal and interest on outstanding bonds shall be paid when due by the county treasurer from a tax annually spread by the county auditor against property formerly included within the city until the bonds are fully paid. All city property and all rights of the city shall, upon dissolution, inure in the town or towns designated by the board as the legal successor to the city. If the city territory goes to more than one town, surplus cash assets and unsold city property shall be distributed as provided by the board order.

History: 1985 c 30 s 1