

RESOLUTION NO. 2020-01

A RESOLUTION REPEALING RESOLUTION 2018-55, THE RESOLUTION OF NECESSITY FOR THE 2018 STREET REHABILITATION PROJECT

WHEREAS, on June 25, 2018, in accordance with Section 384.51 of the Code of Iowa, the City Council of the City of Independence, Iowa (the "City"), adopted Resolution No. 2018-55 as the Resolution of Necessity (the "Resolution of Necessity") covering the 2018 Street Rehabilitation Project (the "Project"); and

WHEREAS, the Resolution of Necessity provided that certain properties (the "Properties") abutting the segments of 12th Street NE, 6th Avenue NW, 7th Street NW and 6th Avenue SE on which the Project would have been constructed should be specially assessed for a portion of the cost of the Project; and

WHEREAS, a preliminary plat and schedule of assessments (the "Schedule of Assessments") was prepared by the City's engineer and was approved by the City Council; and

WHEREAS, a copy of the Resolution of Necessity and a copy of the Schedule of Assessments were filed with the Buchanan County Treasurer; and

WHEREAS, the City Council has determined that the Project will not be undertaken as proposed, and correspondingly, the special assessments will not be levied;

NOW, THEREFORE, It Is Resolved by the City Council of the City of Independence, Iowa:

Section 1. It is hereby found and determined that special assessments shall not be levied against the Properties under authority of the Resolution of Necessity.

Section 2. The Resolution of Necessity is hereby repealed and the Schedule of Assessments is hereby cancelled.

Section 3. The City Clerk is hereby directed to file a copy of this repealing Resolution with the Buchanan County Treasurer, along with a request that the County Treasurer include a copy of this Resolution with the filed copies of the Resolution of Necessity and the Schedule of Assessments in order to provide notice of the repeal of the Resolution of Necessity and the cancellation of the Schedule of Assessments.

Resolution No. 2020-01 was passed and approved by a majority vote of the City Council of Independence, Iowa, on the 13th day of January, 2020.

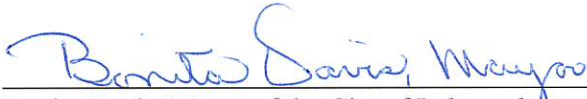
Record of Voting:

Ayes: Kurtz, O'Loughlin, Hanna, Callahan, Hayward, Hill, and Scharff.

Nays:

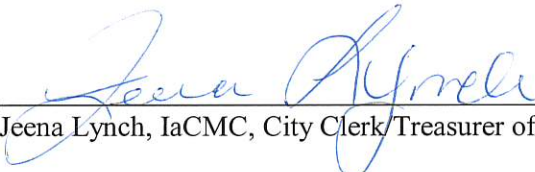
Absent:

Resolution No. 2020-01 declared passed and adopted by the Mayor on this 13th day of January, 2020.



Bonita Davis, Mayor of the City of Independence, Iowa

ATTEST:



Jeena Lynch, IaCMC, City Clerk Treasurer of the City of Independence, Iowa