

CITY OF KLEMME: Ordinance 240

ORDINANCE NO. 240
AN ORDINANCE PROVIDING
THAT GENERAL PROPERTY
TAXES LEVIED AND COLLECTED
EACH YEAR ON ALL PROPERTY
LOCATED WITHIN THE KLEMME
ECONOMIC DEVELOPMENT
DISTRICT, IN CITY OF KLEMME,
COUNTY OF HANCOCK STATE
OF IOWA, BY AND FOR THE
BENEFIT OF THE STATE OF
IOWA, CITY OF KLEMME,
COUNTY OF HANCOCK, BEL-
MOND-KLEMME COMMUNITY
SCHOOL DISTRICT, AND OTHER
TAXING DISTRICTS, BE PAID TO
A SPECIAL FUND FOR PAYMENT
OF PRINCIPAL AND INTEREST
ON LOANS, MONIES ADVANCED
TO AND INDEBTEDNESS, IN-
CLUDING BONDS ISSUED OR TO
BE ISSUED, INCURRED BY THE
CITY IN CONNECTION WITH THE
KLEMME ECONOMIC DEVELOP-
MENT DISTRICT (THE KLEMME
ECONOMIC DEVELOPMENT DIST-
RICT URBAN RENEWAL AREA)

WHEREAS, the City Council of the City of Klemme, State of Iowa, after public notice and hearing as prescribed by law and pursuant to Resolution No. 11-1-21 passed and approved on the 1st day of November, 2021, adopted an Urban Renewal Plan (the "Urban Renewal Plan") for an urban renewal area known as the Klemme Economic Development District (the "Urban Renewal Area"), which Urban Renewal Area includes the lots and parcels located within the area legally described as follows:

All street right-of-ways within the corporate limits of the City of Klemme;

AND (Numbers represent parcels/real estate on the Exhibit 1 Map)

1
 31-95-23 KLEMME'S 1ST LOT 3
 EXC N 6.04' & ALL LOTS 4, 5 & 6,
 BLK 1 & NE NE NE EXC TRS 31 95
 23

KLEMME'S 1ST AUD SUB LOT
 11

2
 ORIG BLK 18 & N 1/2 9 LOTS
 8-11 BLK 10 & BLK 16 W/EXC & W
 201' HANCOCK ST, RR R OF W &
 EXC MAIN ST

ORIGINAL S PART BLK 9 & W
 33.75' LOTS 12 & 13 BLK 10

KLEMME'S 1ST ADD N 37' OF E
 101' BLK 16

PARCEL A RR ROW
 ORIG VAC HANCOCK ST LYING
 BTW LOT 16 & BLK 9

ORIG LOTS 12 & 13 EXC W
 33.75' EXC E1/2 E1/2 BLK 10

3
 IRREG TR IN RR R OF WAY N
 OF MAIN ST

ORIG LOTS 1 & 2 BLK 2
 ORIG LOTS 3 & 4 BLK 2

4
 ORIG ALL LOTS 3-6, S1/2 LOTS
 7 & 8, W1/2 & S1/2 E1/2 VAC AL-
 LEY & 8' DAY ST BLK 4

5
 ORIG N 1/2 LOT 8 BLK 4
 ORIG N 1/2 LOT 7 BLK 4

6
 ORIG LOT 1 & 2, TR OF LAND

150' X 330' X 180' X 425' W OF
 BLK8

7
 ORIG LOT 3-4-5 BLK 8

8
 ORIG LOTS 10 & 11 BLK 8

9
 AUD SUB EXC TR IN LOT 7, TR
 80' X 330' LYING E OF LOT 7 AUD
 SUB SEC 31

AUD SUB TR 30' X 30' IN LOT 7

10
 KLEMME'S 1ST BLK 17

11
 ORIGINAL LOTS 5, 6 & 7, BLK
 10

11a
 ORIG LOT 4 BLK 10

12
 ORIG LOTS 1, 2 & 3 BLK 10

13
 ORIGINAL LOTS 1 THRU 5 &
 LOT 6 EXC S 82' OF W 6' BLK 11

ORIG TR 82' X 6' IN LOT 6 & LOT
 7 BLK 11

ORIG LOT 8 BLK 11
 ORIG LOT 9 BLK 11

ORIG LOTS 10 & 11 BLK 11

14
 ORIGINAL S 79' LOT 15 BLK 7

ORIG N 53' LOT 15 BLK 7

ORIG LOT 12 BLK 7

ORIG LOT 11 BLK 7

ORIG LOT 9 & 10 BLK 7

ORIG LOTS 5-6-7-8 BLK 7

ORIG LOTS 13 & 14, BLK 7

15
 ORIG LOTS 3, 4, 5 & 6 BLK 6

16
 31-95-23 IRREG TR LYING
 201.97' E & 33' S OF CENTER
 LINE OF RR MAIN LINE 31 95 23

17
 ORIG LOT 1 BLK 5

18
 ORIG LOT 2 BLK 5

19
 ORIG LOT 3 BLK 5

20
 ORIG LOT 4 BLK 5

21
 BARZ NW BLK 11

22
 BARZ LOTS 5 & 6 BLK 7

23
 BARZ LOT 4 BLK 7

24
 ORIG N 50' OF LOT 12 BLK 11

25
 ORIG S 16' OF LOT 12 & ALL OF
 LOT 13 BLK 11

26
 KLEMME'S 1ST LOT 7 & 8 BLK
 15

27
 KLEMME'S 1ST W 1/2 LOTS 5 &
 6 BLK 15

28
 KLEMME'S 1ST E 1/2 LOTS 5 &
 6 BLK 15

29
 KLEMME'S 1ST LOTS 7 & 8 BLK
 19

30
 KLEMME'S 1ST LOTS 5 & 6 &
 ADJ ST ON WEST & SOUTH BLK

31
 KLEMME'S 1ST S 1/2 LOT 3 &
 ALL LOT 4 BLK 19

32
 ORIG W 1/2 LOTS 3 & 4 BLK 1

33
 ORIG E 1/2 LOTS 3 & 4 BLK 1

33
 KLEMME'S 1ST W 1/2 W 1/2
 LOTS 3 & 4 BLK 3

34
 KLEMME'S 1ST E 3/4 OF LOTS
 3 & 4 BLK 3

35
 ORIGINAL S 1/2 LOTS 1 & 2 BLK
 7

WHEREAS, expenditures and in-
 debtedness are anticipated to be in-
 curred by the City of Klemme, State
 of Iowa, in the future to finance
 urban renewal project activities
 carried out in furtherance of the ob-
 jectives of the Urban Renewal Plan;
 and

WHEREAS, the City Council of
 the City of Klemme, State of Iowa,
 desires to provide for the division of
 revenue from taxation in the Urban
 Renewal Area, as above described,
 in accordance with the provisions of
 Section 403.19, Code of Iowa, as
 amended.

NOW, THEREFORE, BE IT OR-
 DAINED BY THE CITY COUNCIL
 OF THE CITY OF KLEMME, STATE
 OF IOWA:

Section 1. That the taxes levied
 on the taxable property in the Urban
 Renewal Area legally described in
 the preamble hereof, by and for the
 benefit of the State of Iowa, City of
 Klemme, County of Hancock, Bel-
 mond-Klemme Community School
 District, and all other taxing districts
 from and after the effective date of
 this Ordinance shall be divided as
 hereinafter in this Ordinance provid-
 ed.

Section 2. That portion of the tax-
 es which would be produced by the
 rate at which the tax is levied each
 year by or for each of the taxing
 districts upon the total sum of the
 assessed value of the taxable prop-
 erty in the Urban Renewal Area, as
 shown on the assessment roll as
 of January 1 of the calendar year
 preceding the first calendar year
 in which the City of Klemme, State
 of Iowa, certifies to the Auditor of
 Hancock County, Iowa the amount
 of loans, advances, indebtedness,
 or bonds payable from the division
 of property tax revenue described
 herein, shall be allocated to and
 when collected be paid into the fund
 for the respective taxing district as
 taxes by or for the taxing district
 into which all other property taxes
 are paid.

Section 3. That portion of the
 taxes each year in excess of the
 base period taxes determined as
 provided in Section 2 of this Or-
 dinance shall be allocated to and
 when collected be paid into a spe-
 cial tax increment fund of the City
 of Klemme, State of Iowa, hereby es-
 tablished, to pay the principal of and
 interest on loans, monies advanced
 to, indebtedness, whether funded,
 refunded, assumed or otherwise,
 including bonds or obligations is-
 sued under the authority of Section
 403.9 or 403.12, Code of Iowa, as
 amended, incurred by the City of
 Klemme, State of Iowa, to finance
 or refinance, in whole or in part,
 urban renewal projects undertaken
 within the Urban Renewal Area pur-

suant to the Urban Renewal Plan,
 except that (i) taxes for the regular
 and voter-approved physical plant
 and equipment levy of a school dis-
 trict imposed pursuant to Section
 298.2, Code of Iowa, and taxes for
 the instructional support program of
 a school district imposed pursuant
 to Section 257.19, Code of Iowa,
 (but in each case only to the extent
 required under Section 403.19(2),
 Code of Iowa); (ii) taxes for the pay-
 ment of bonds and interest of each
 taxing district; (iii) taxes imposed
 under Section 346.27(22), Code
 of Iowa, related to joint county-city
 buildings; and (iv) any other excep-
 tions under Section 403.19, Code of
 Iowa, shall be collected against all
 taxable property within the Urban
 Renewal Area without any limitation
 as hereinabove provided.

Section 4. Unless or until the total
 assessed valuation of the taxable
 property in the Urban Renewal Area
 exceeds the total assessed value of
 the taxable property in the Urban
 Renewal Area as shown by the as-
 sessment roll referred to in Section
 2 of this Ordinance, all of the taxes
 levied and collected upon the tax-
 able property in the Urban Renewal
 Area shall be paid into the funds for
 the respective taxing districts as
 taxes by or for the taxing districts in
 the same manner as all other prop-
 erty taxes.

Section 5. At such time as the
 loans, advances, indebtedness,
 bonds and interest thereon of the
 City of Klemme, State of Iowa, re-
 ferred to in Section 3 hereof have
 been paid, all monies thereafter
 received from taxes upon the tax-
 able property in the Urban Renewal
 Area shall be paid into the funds for
 the respective taxing districts in the
 same manner as taxes on all other
 property.

Section 6. All ordinances or parts
 of ordinances in conflict with the
 provisions of this Ordinance are
 hereby repealed. The provisions
 of this Ordinance are intended and
 shall be construed so as to fully im-
 plement the provisions of Section
 403.19, Code of Iowa, as amended,
 with respect to the division of taxes
 from property within the Urban Re-
 newal Area as described above. In
 the event that any provision of this
 Ordinance shall be determined to
 be contrary to law, it shall not af-
 fect other provisions or application
 of this Ordinance which shall at all
 times be construed to fully invoke
 the provisions of Section 403.19,
 Code of Iowa, with reference to the
 Urban Renewal Area and the terri-
 tory contained therein.

Section 7. This Ordinance shall
 be in effect after its final passage,
 approval and publication as provid-
 ed by law.

PASSED AND APPROVED this
 1st day of November, 2021.

Ken Blank, Mayor

ATTEST:

Colleen Rout, City Clerk

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