

Document 2017 2193

Book 2017 Page 2193 Type 06 024 Pages 5
Date 7/14/2017 Time 2:58:38PM
Rec Amt \$27.00

INDX ✓
ANNO
SCAN
CHEK

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

✓ Prepared by and return to:
Mark Nitchals, City Administrator
City of Winterset
124 W. Court Avenue
Winterset IA 50273
515-462-1422

CERTIFICATION

The undersigned, the duly appointed and acting City Administrator of the City of Winterset, Iowa, does hereby certify the following described documents as true and authentic copies of the official records in the custody of the Office of Clerk of the City of Winterset, Iowa.

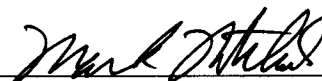
1. Resolution of City of Winterset, Iowa proposing to lease real estate and to close an alley and setting date for public hearing on the proposal;
2. Notice of Hearing on proposed lease real estate and proposed closing of a public alley to traffic;
3. Resolution Approving the lease of real estate and the closing of a public alley; and,
4. The Affidavit of Publication from the Winterset Madisonian.

The undersigned further certifies the Resolutions described above were duly passed by the Council and approved by the Mayor on the dates shown thereon.

The undersigned further certifies the Notice of Hearing was duly and timely published in the Winterset Madisonian in accordance with the Affidavit attached hereto.

Dated on this 14th day of July, 2017, at Winterset, Iowa.





Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 2017 - 61

RESOLUTION PROPOSING TO LEASE REAL ESTATE AND TO CLOSE AN ALLEY
AND SETTING DATE FOR PUBLIC HEARING ON THE PROPOSAL

WHEREAS, the City Council of the City of Winterset, Iowa proposes to lease certain City owned real estate legally described as:

North 52 feet of Lot 4, Block 26 of the Original Town, and the public alley located in said Block 26 of the Original Town, City of Winterset, Madison County, Iowa, (the "Real Estate");

WHEREAS, the City Council proposes to lease the Real Estate to the Winterset Community Church under the following terms and conditions:

The City will lease the Real Estate to the Winterset Community Church for a 10 year term, with a provision to extend the lease in incremental terms of 3 years.

WHEREAS, Iowa Code Section 364.7 requires a public hearing be held on the proposal to lease the City's interest in Real Estate, and;

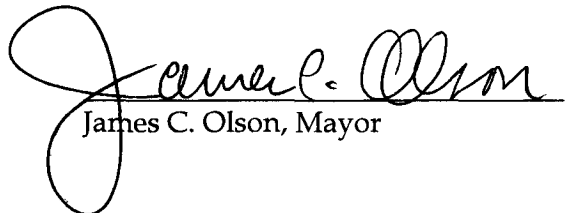
WHEREAS, the City also proposes that the public alley located in the Real Estate be closed to through traffic during the term of this lease.

WHEREAS, Iowa Code Section 360.11 requires a public hearing be held on the proposal to close a road or part thereof.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa that a public hearing be held on the 19th day of June, 2017 at 7:00 o'clock p.m., at the City Hall on the proposal to lease the Real Estate and the proposal to close the public alley to through traffic.

BE IT FURTHER RESOLVED that the City Administrator is hereby directed to cause notice of this public hearing to be published in a timely manner, and to provide notice to adjoining property owners of the time and place of the hearing by certified mail.

Passed and approved this 5th day of June, 2017.


James C. Olson, Mayor

ATTEST:


Mark Nitchals, City Administrator

NOTICE OF HEARING ON PROPOSED LEASE OF REAL ESTATE AND
PROPOSED CLOSING OF A PUBLIC ALLEY TO THROUGH TRAFFIC

NOTICE IS HEREBY GIVEN that a public hearing before the City Council of the City of Winterset, Iowa will be held on the 19th day of June, 2017, at 7:00 o'clock PM, at the City Hall located at 124 W. Court Avenue, Winterset, Iowa, on a proposal to lease real estate and close a public alley to through traffic in real estate legally described as:

North 52 feet of Lot 4, Block 26 of the Original Town, and the public alley located
in said Block 26 of the Original Town, City of Winterset, Madison County, Iowa.

Any interested person may appear and be heard at the public hearing at the time, date and place described above to offer objections or comments to the City Council on the proposed lease of City owned real estate and the proposed closing of a public alley to through traffic.

Mark Nitchals
City Administrator
City of Winterset, Iowa

RESOLUTION 2017-65

RESOLUTION APPROVING THE LEASE OF REAL ESTATE
AND THE CLOSING OF A PUBLIC ALLEY

WHEREAS, the City Council of the City of Winterset, Iowa has proposed to lease the following described real estate:

North 52 feet of Lot 4, Block 26 of the Original Town, and the public alley located in said Block 26 of the Original Town, City of Winterset, Madison County, Iowa, (the "Real Estate");

WHEREAS, the City Council has proposed to lease the Real Estate to the Winterset Community Church under the following terms and conditions:

The City will lease the Real Estate to the Winterset Community Church for a 10 year term, with a provision to extend the lease in incremental terms of 3 years.

WHEREAS, the City Council also proposed that the public alley located in the Real Estate be closed to through traffic during the term of this lease.

WHEREAS, the City Council set June 19, 2017 as the date for a public hearing on the proposed lease of the real estate and on the proposal to close the public alley to through traffic during the term of the lease;

WHEREAS, notice of the hearing has been timely published and notice has been provided to the adjoining property owner by certified mail.

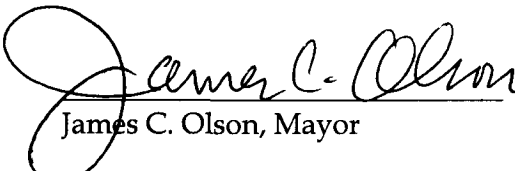
WHEREAS, the public hearing has been held and all interested persons have been heard on the proposal.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winterset, Iowa that the proposal to lease the real estate as described above is hereby approved.

BE IT FURTHER RESOLVED that the proposal to close the public alley as described above is hereby approved.

Passed and approved on this 19th day of June, 2017.


Mark Nitchals, City Administrator


James C. Olson, Mayor

STATE OF IOWA
SS
MADISON COUNTY

AFFIDAVIT OF PUBLICATIONS

TED GORMAN being duly sworn says he is publisher of WINTERSET MADISONIAN a once weekly paper of General circulation, published in Winterset, Iowa, and that the notice, a copy which is annexed and made part hereof was correctly published in said paper.

for the period 1 consecutive weeks, the last publication thereof being

on the 7 day of June 20 17

Ted G. Gorman

Subscribed and sworn to before me this

8 day of June 20 17

Cleota Tapken

NOTARY PUBLIC
In and for Madison County

Fee
\$ 13.29

