

MINUTES TO SET DATE FOR HEARING  
ON ENTERING INTO A LEASE-  
PURCHASE AGREEMENT

475838-18

Forest City, Iowa

August 15, 2022

The City Council of the City of Forest City, Iowa, met on August 15, 2022, at 7:00 o'clock p.m., at the Council Chambers of City Hall, 305 North Clark Street, Forest City, Iowa.

The meeting was called to order by the Mayor Pro-Tem, and the roll was called showing the following members of the Council present and absent:

Present: Buffington, Davis, Holland, Mikes, Tweeten, Welch, Wooldridge

Absent: None.

Council Member Mikes introduced the resolution hereinafter next set out and moved its adoption, seconded by Council Member Wooldridge. And after due consideration thereof by the City Council, the Mayor put the question upon the adoption of said resolution, and the roll being called, the following Council Members voted:


Ayes: Buffington, Davis, Holland, Mikes, Tweeten, Welch, Wooldridge

Nays: None.


Whereupon, the Mayor declared the resolution duly adopted as hereinafter set out.

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At the conclusion of the meeting, and upon motion and vote, the City Council adjourned.

  
\_\_\_\_\_  
Mayor Pro-Tem

Attest:

  
\_\_\_\_\_  
City Clerk

RESOLUTION NO. 22-23-07

Resolution to fix a date for a public hearing on proposal to enter into a General Fund Equipment Acquisition Lease-Purchase Agreement with lease payments thereunder in an amount not to exceed \$20,000

WHEREAS, pursuant to the provisions of Section 364.4 of the Code of Iowa, the City of Forest City, Iowa (the "City") proposes to contract indebtedness and enter into a General Fund Equipment Acquisition Lease-Purchase Agreement (the "Lease-Purchase Agreement") with principal lease payments thereunder in an amount not to exceed \$20,000, for the purpose of acquiring equipment for use at the City Hall, and it is necessary to fix a date of meeting of the City Council at which it is proposed to take action to enter into the Lease-Purchase Agreement and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Forest City, Iowa, as follows

Section 1. The City Council shall meet on September 6, 2022, at the Council Chambers of City Hall, 305 North Clark Street, Forest City, Iowa, at 7:00 o'clock p.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Lease-Purchase Agreement.

Section 2. The City Clerk is hereby directed to give notice of the proposed action on the Lease-Purchase Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once, not less than four (4) and not more than twenty (20) days before the date of said meeting, in a legal newspaper which has a general circulation in the City. The notice shall be in substantially the following form:

**NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO  
ENTER INTO A GENERAL FUND EQUIPMENT ACQUISITION LEASE-  
PURCHASE AGREEMENT WITH LEASE PAYMENTS THEREUNDER IN  
AN AMOUNT NOT TO EXCEED \$20,000**

**(GENERAL FUND)**

The City Council of the City of Forest City, Iowa, will meet on September 6, 2022, at the Council Chambers of City Hall, 305 North Clark St, Forest City, Iowa, at 7:00 o'clock p.m., for the purpose of instituting proceedings and taking action to enter into a lease-purchase agreement (the "Lease-Purchase Agreement") with lease payments thereunder in an amount not to exceed \$20,000 for the purpose of acquiring equipment for use at the City Hall.

The Lease-Purchase Agreement is proposed to be entered into pursuant to authority contained in Section 364.4 of the Code of Iowa and will constitute a general obligation of the City, provided, however, that principal and interest under the Lease-Purchase Agreement shall be payable from the City's General Fund and not from the direct imposition of a debt service property tax levy.

At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Lease-Purchase Agreement. After receiving objections, the City may determine to enter into the Lease-Purchase Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.


By order of the City Council of the City of Forest City, Iowa.

Daisy Huffman  
City Clerk


Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved August 15, 2022.

  
\_\_\_\_\_  
Mayor Pro-Tem

Attest:

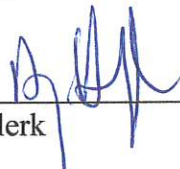
  
\_\_\_\_\_  
City Clerk

**ATTESTATION CERTIFICATE:**

STATE OF IOWA  
COUNTIES OF HANCOCK AND WINNEBAGO                      SS:  
CITY OF FOREST CITY

I, the undersigned, City Clerk of the City of Forest City, do hereby certify that attached hereto is a true and correct copy of the proceedings of the City Council relating to fixing a date for a hearing on the Council's proposal to take action in connection with a Lease-Purchase Agreement, as referred to therein.

WITNESS MY HAND this 15<sup>th</sup> day of August 2022.

\_\_\_\_\_  
City Clerk 

**ORGANIZATION CERTIFICATE:**

STATE OF IOWA  
COUNTIES OF HANCOCK AND WINNEBAGO                   SS:  
CITY OF FOREST CITY

I, the undersigned City Clerk, do hereby certify that the City of Forest City is organized and operating under the provisions of Title IX of the Code of Iowa and not under any special charter and that the City is operating under the Mayor-Council form of government and that there is not pending or threatened any question or litigation whatsoever touching the incorporation of the City, the inclusion of any territory within its limits or the incumbency in office of any of the officials hereinafter named.

And I do further certify that the following named parties are officials of the City as indicated:

- \_\_\_\_\_, Mayor
- Daisy Huffman \_\_\_\_\_, City Administrator/Clerk
- Ron Holland \_\_\_\_\_, Council Member/Mayor Pro Tem
- Dan Davis \_\_\_\_\_, Council Member
- Brad Buffington \_\_\_\_\_, Council Member
- Tony Mikes \_\_\_\_\_, Council Member
- Marcia Tweeten \_\_\_\_\_, Council Member
- Arnold Welch, Jr. \_\_\_\_\_, Council Member
- Karl Wooldridge \_\_\_\_\_, Council Member

WITNESS MY HAND this 15<sup>th</sup> day of August 2022.

  
\_\_\_\_\_  
City Clerk

\*\*\* Proof of Publication \*\*\*

STATE OF IOWA  
WINNEBAGO & HANCOCK COUNTIES

CITY OF FOREST CITY  
VAL MONSON  
PO BOX 346  
FOREST CITY, IA 50436

ORDER NUMBER 394630

NOTICE OF PROPOSED ACTION  
TO INSTITUTE PROCEEDINGS TO  
ENTER INTO A GENERAL FUND  
EQUIPMENT ACQUISITION LEASE-  
PURCHASE AGREEMENT WITH  
LEASE PAYMENTS THEREUNDER  
IN AN AMOUNT NOT TO  
EXCEED \$20,000  
(GENERAL FUND)

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By Order of the City Council of the City of Forest City, Iowa.  
Daisy Huffman City Clerk

The undersigned, being duly sworn, on oath, do depose and say that I am an authorized employee of the Summit Tribune, that The Summit Tribune is a weekly newspaper regularly published and printed in the English language in the Cities of Forest City and Britt, Winnebago and Hancock Counties, Iowa, and has a general circulation in the said cities and counties; and that I personally know that the notice, a true copy of which is hereto affixed, was published in the Summit Tribune on the following days, to-wit:

Section: Announcements  
Category: 190 Legals  
PUBLISHED ON: 08/23/2022

TOTAL AD COST: 27.52  
FILED ON: 8/23/2022

That the issues of said paper containing said notice were duly circulated in the regular manner.

*Kimberly A Simpson*  
\_\_\_\_\_

*Michene Graham*  
\_\_\_\_\_

Notary Public in and for Said County




**PUBLICATION CERTIFICATE:**

STATE OF IOWA  
COUNTIES OF HANCOCK AND WINNEBAGO                      SS:  
CITY OF FOREST CITY

I, the undersigned, City Clerk of the City of Forest City , do hereby certify that pursuant to the resolution of the City Council fixing a date of meeting at which it is proposed to take action to enter into a Lease-Purchase Agreement, the notice, of which the printed slip attached to the publisher's affidavit hereto attached is a true and complete copy, was published on the date and in the newspaper specified in such affidavit, which newspaper has a general circulation in the City.

WITNESS MY HAND this 25<sup>th</sup> day of August, 2022.

  
\_\_\_\_\_  
City Clerk

**(Attach here the publisher's original affidavit with a clipping of the notice, as published.)**

**(PLEASE NOTE: Do not date and return this certificate until you have received the publisher's affidavit and have verified that the notice was published on the date indicated in the affidavit but please return all other completed pages to us as soon as they are available.)**