

solely and only out of the net earnings of the Utility; and  
 WHEREAS, the parties presently holding said Pledge Orders are in agreement that the maturity date of said Pledge Orders be extended,  
 NOW, THEREFORE, BE IT RESOLVED by the City Council of Fontanelle, Iowa as follows:

Section 1. That it is in the best interest of the Utility to extend the maturity date of the Pledge Orders mentioned in the preamble hereof to the 1st day of December, 1979.

Section 2. That the extension of said Pledge Orders to the date set out in Section 1 of this Resolution is hereby approved.

Section 3. That the City Council of the City of Fontanelle, Iowa, hereby reserves the right to prepay the amount represented by the said Pledge Orders individually, at any time prior to the maturity thereof, with accrued interest to the date of such payment, or such Pledge Orders may be retired by being exchanged for refunding bonds payable solely and only out of the net earnings of the Fontanelle Municipal Waterworks System, or such bonds may be sold and the proceeds thereof used in payment of the Pledge Orders, all as authorized by applicable laws of the State of Iowa.

Section 4. That the Mayor and City Clerk of the City Council of Fontanelle, Iowa, are hereby authorized and directed to enter into whatever legal documents are required to effectuate the provisions of this Resolution.

Section 5. That all resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 6th day of November, 1978.

Attest: *Evelyn M. Rohner*  
 Evelyn M. Rohner, Clerk  
 (Seal)

*Floyd A. Walter*  
 Floyd A. Walter, Mayor

Motion by Deane Darrow to pay Varks Construction the full amount due in the amount of \$27,143.06 for the final payment of the contract on the Storm Sewer project. Seconded by Art Baudler. Carried.

Motion by Keith Westphal to cash T.C.D. #2142. Seconded by Ralph Means. Carried.

Ervin Queck had inquired of the Council about a House moving permit. (Pursuant to Chapter 53 of the existing City Code)

Motion by Merle Lechtenberger to authorize the Mayor and Clerk to issue a house moving permit to Ervin Queck setting bond level at \$10,000., with the public liability insurance at no less than \$300,000. and \$100,000. for property damage. Seconded by Keith Westphal. Carried.

There was discussion on procuring extra electrical power allotments.

Motion by Deane Darrow to carry this meeting over until Wednesday, November 8th at 7:00 p.m.. Seconded by Keith Westphal. Carried.

Attest: *Evelyn M. Rohner*  
 Evelyn M. Rohner, Clerk

*Floyd A. Walter*  
 Floyd A. Walter, Mayor

Fontanelle, Iowa  
 November 8, 1978

The City Council met in continued session at the City Hall at 7:00 p.m. with Mayor Floyd A. Walter presiding. All Council Members were present.

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

That the City of Fontanelle, Iowa an incorporated city organized and existing under the laws of the State of Iowa, in consideration of the sum of One Dollar and Other Good and Valuable Consideration in hand paid, does hereby quitclaim unto Otto H. Golz and Erma F. Golz, husband and wife, as joint tenants with full rights of survivorship and not as tenants in common, the following described real estate situated in Adair County, Iowa, to-wit:

All that part of the North and South Alley lying North of the South 148½ Feet of said alley lying between Lot Twenty-one (21) and Lot Two (2) in Fractional Block One (1) in the Original Town of Fontanelle, Iowa.

320 IN WITNESS WHEREOF said City has caused this instrument to be duly executed this 8th day of November, 1978.

CITY OF FONTANELLE, IOWA

(SEAL)

By: /s/ Floyd A. Walter, Mayor  
By: /s/ Evelyn M. Rohner, Clerk  
By: /s/ Carol L. Nielsen, Treasurer.

STATE OF IOWA )  
                  ) ss  
COUNTY OF ADAIR)

On this 8th day of November, 1978, A.D. before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Floyd A. Walter, Evelyn M. Rohner, and Carol L. Nielsen to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

(SEAL)

/s/ R. E. Wollenhaupt, Notary Public  
in and for Said County  
My commission expires Sept. 30, 1981

State of Iowa, ss  
County of Adair

I, Evelyn Rohner, being first duly sworn, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Fontanelle, Iowa, in Adair County, and that as such I have in my possession or have access to the complete corporate records of said City and of its Council and officers, and that I have carefully compared the above and that the same constitutes a true, correct and complete copy of the minutes of the meeting of said City Council in relation to said resolution dated November 6, 1978.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of said City of Fontanelle, Iowa this 8th day of November, 1978.

(SEAL)

/s/Evelyn Rohner

Subscribed and sworn to before me by said Evelyn Rohner this 8th day of November 1978.

/s/Joy Grantham, Notary Public in  
and for the State of Iowa

(SEAL)

Gary Sindelar of Kirkham, Michael and Associates of Omaha, Nebraska was present to meet with the Council regarding the problem with the water project. He related that the rusty water is caused by a corrosive element, which implies that the pH will have to be changed. This would mean some equipment changes for adding certain chemicals, and he would be willing to look into this for the City.

Motion by Keith Westphal to have Gary Sindelar of Kirkham, Michael & Associates get proposals of equipment costs for the water treatment plant. Seconded by Art Baudler. Carried.

Motion by Art Baudler to defer the road work until next year on 9th Street from Maple to Jefferson, then east on Jefferson to 12th Street and north to Washington. Seconded by Ralph Means. Carried.

The Council noted that City Attorney Paul J. Boysen should be informed of the SIMECA meeting to be held November 16th at Howard Johnsons in Des Moines, regarding the future financing of a power plant to be built near Panora. There was a lengthy discussion on future power supply.

Motion by Deane Darrow to adjourn. Seconded by Art Baudler. Carried.

Minutes taken by  
Delmer Miller 11/8/78.

*Floyd A. Walter*  
Floyd A. Walter, Mayor

*Delmer D. Miller*