

# Official Canvass

of Votes Cast at the

*Town  
power*  
Knoxville City French's

SPECIAL ELECTION

July 12 1988

Monion County, Iowa

Section 50.24, Code

OFFICIAL BALLOT  
SPECIAL ELECTION  
CITY OF KNOXVILLE, IOWA  
JULY 12, 1988

PRECINCT NO. 1  
PRAIRIE VILLAGE

*Ralph H. Cook*  
County Commissioner of Elections

**NOTICE TO THE VOTERS**

For an Affirmative Vote on each of the Public Measures submitted upon this ballot, turn down the voting lever over the word **YES**; for a Negative Vote, turn down the voting lever over the word **NO**. The entire text of each of these Public Measures is on display on the lefthand side, inside the curtain of this machine.



**PUBLIC MEASURE A**  
ORDINANCE NO. 88-3

AN ORDINANCE GRANTING UNTO IOWA POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, FRANCHISE AND PRIVILEGE FOR A PERIOD OF TWENTY—FIVE (25) YEARS FROM AND AFTER THE ADOPTION AND APPROVAL HEREOF, TO ACQUIRE, CONSTRUCT, OPERATE AND MAINTAIN IN THE CITY OF KNOXVILLE, IOWA, THE NECESSARY FACILITIES FOR THE PRODUCTION, DISTRIBUTION, TRANSMISSION AND SALE OF ELECTRIC ENERGY FOR PUBLIC AND PRIVATE USE; TO USE AND OCCUPY THE PUBLIC STREETS, HIGHWAYS, AVENUES, ALLEYS, BRIDGES AND PUBLIC PLACES FOR SUCH PURPOSES; AND PRESCRIBING THE TERMS AND CONDITIONS THEREOF.

SHALL THIS MEASURE BE ADOPTED?

**YES**

**NO**

AN ORDINANCE GRANTING UNTO IOWA POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, FRANCHISE AND PRIVILEGE FOR A PERIOD OF TWENTY-FIVE (25) YEARS FROM AND AFTER THE ADOPTION AND APPROVAL HEREOF, TO ACQUIRE, CONSTRUCT, OPERATE AND MAINTAIN IN THE CITY OF KNOXVILLE, IOWA, THE NECESSARY FACILITIES FOR THE PRODUCTION, DISTRIBUTION, TRANSMISSION AND SALE OF ELECTRIC ENERGY FOR PUBLIC AND PRIVATE USE; TO USE AND OCCUPY THE PUBLIC STREETS, HIGHWAYS, AVENUES, ALLEYS, BRIDGES AND PUBLIC PLACES FOR SUCH PURPOSES; AND PRESCRIBING THE TERMS AND CONDITIONS THEREOF.

BE IT ENACTED by the Council of the City of Knoxville, Iowa:

Section 1. That Iowa Power and Light Company, a corporation, its successors and assigns, be and it is hereby granted and vested with the right, franchise and privilege for a period of twenty-five (25) years from and after the adoption and approval hereof, as provided by law, to acquire, construct, operate and maintain in the City of Knoxville, Iowa, the necessary facilities for the production, distribution, transmission and sale of electric energy for public and private use and to construct and maintain along, upon, across and under the streets, highways, avenues, alleys, bridges and public places the necessary fixtures and equipment for such purposes.

Section 2. This franchise shall be effective for a twenty-five (25) year period; but upon written notice of termination by the City, which shall be given to Company between one-hundred-twenty (120) and ninety (90) days prior to the fifteen (15) year anniversary of the effective date of the franchise, said franchise shall terminate on the day of the fifteen (15) year anniversary date. If such written termination notice is not given, then the franchise continues for the remaining ten (10) year period.

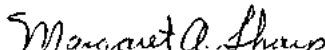
Section 3. Company shall indemnify, protect and save harmless the City, its political subdivisions, including any of its employees, officers or agents, from and against any and all liability losses, damages, injury, costs, settlements, judgments, awards, claims or expenses, including attorney fees, costs and disbursements, arising out of or in connection with any act or acts of negligence, causes, omissions, fault, misconduct, claims, damages, suits or other actions developed, brought or asserted by any person, firm, corporation, entity or estate against the City and/or its political subdivisions, employees, officers or agents by reason of, in connection with, related to or growing out of directly or indirectly with the negligent exercise by the Company of the rights, privileges and franchise granted hereby, or the construction, maintenance or operation of the facilities by the Company.

Section 4. This franchise shall not be exclusive and shall not restrict in any manner the right of the City Council or any other governing body of the City in the exercise of any regulatory power which it may now have, or hereafter be authorized or permitted, by the laws of the State of Iowa.

PASSED AND ADOPTED by the Council of the City of Knoxville, Iowa  
on this 6th day of June, 1988.

  
\_\_\_\_\_  
Graham Fee, Mayor

ATTEST:

  
\_\_\_\_\_  
Margaret A. Sharp, City Clerk

# OFFICIAL SAMPLE BALLOT

## SPECIAL FRANCHISE ELECTION CITY OF KNOXVILLE, IOWA JULY 12, 1988

### NOTICE TO THE VOTER

For an affirmative vote on the following public measure make an X or check mark by the word **YES** for a negative vote, make a similar mark by the word **NO**.

### PUBLIC MEASURE A ORDINANCE NO. 88-3

AN ORDINANCE GRANTING UNTO IOWA POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, FRANCHISE AND PRIVILEGE FOR A PERIOD OF TWENTY-FIVE (25) YEARS FROM AND AFTER THE ADOPTION AND APPROVAL HEREOF, TO ACQUIRE, CONSTRUCT, OPERATE AND MAINTAIN IN THE CITY OF KNOXVILLE, IOWA, THE NECESSARY FACILITIES FOR THE PRODUCTION, DISTRIBUTION, TRANSMISSION AND SALE OF ELECTRIC ENERGY FOR PUBLIC AND PRIVATE USE; TO USE AND OCCUPY THE PUBLIC STREETS, HIGHWAYS, AVENUES, ALLEYS, BRIDGES AND PUBLIC PLACES FOR SUCH PURPOSES; AND PRESCRIBING THE TERMS AND CONDITIONS THEREOF.

SHALL THIS MEASURE BE ADOPTED?

<b>YES</b>	<input type="checkbox"/>
<b>NO</b>	<input type="checkbox"/>



County Commissioner of Elections

**OFFICIAL SAMPLE BALLOT**

**SPECIAL FRANCHISE ELECTION**

**CITY OF KNOXVILLE, IOWA**

**JULY 12, 1988**

**ALL PRECINCTS**

Precinct Election Official \_\_\_\_\_



**Ralph De Cook  
County Commissioner of Elections**

In Testimony Whereof, we have hereunto set our hands and caused this to be attested to and sealed by the County Auditor of said County this 15<sup>th</sup> day of July 19 88

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Richard Dunkin  
A. Peak  
Robert C. Peak

MEMBERS OF THE BOARD OF SUPERVISORS AND EX OFFICIO BOARD OF CO. CANVASSERS.

( L. S. )

ATTEST:

Reginald Cole  
Clerk, Board of Supervisors.





PUBLIC MEASURE

QUESTION

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SHALL THIS MEASURE BE ADOPTED?

YES NO YES NO YES NO

25 3

38 11

32 3

27 11

3

125 28