

Official Canvass

of Votes Cast at the

PLEASANTVILLE

SPECIAL ELECTION

Winston G. Fruchis

April 5 19*88*

Marion County, Iowa

Section 50.24, Code





MIDWEST GAS COMPANY

500 E. Court Ave • P.O. Box 10410 • Des Moines, Iowa 50306 • (515) 242-3800

May 17, 1988

Mr. Ralph DeCook
Marion County Auditor
Knoxville, IA 50138

Dear Ralph:

Enclosed for your file are copies of the final papers for the Pleasantville Franchise Election. Please note that the "Certificate of Payment of Costs" needs your signature and seal.

I would also like to thank you for your cooperation with this election. Your assistance certainly made my job much easier.

Sincerely,

Bob Zeis
Gas Marketing Representative


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Enclosure

CERTIFICATE OF PAYMENT OF COSTS

The undersigned Ralph DeCook, being the duly qualified and acting Commissioner of Elections of Marion County, Iowa, Marion County Auditor, and Clerk of the Marion County Board of Supervisors, and the undersigned Pam Krichau, being the duly qualified and acting City Clerk of the City of Pleasantville, Iowa, do hereby acknowledge and certify that Midwest Gas Company has paid in full all costs and expenses, including the costs of the notice, incurred in holding a special election of the City of Pleasantville, Iowa, on May 5th, 1988, upon the proposition of granting a gas franchise to Midwest Gas Company.

(OFFICIAL SEAL)


 Commissioner of Elections of
Marion County, Iowa,
Marion County Auditor,
 and Clerk of the Marion
 County Board of Supervisors

(OFFICIAL SEAL)


 City Clerk
 Pam Krichau

CLERK'S CERTIFICATE

I, Pam Krichau, being the duly appointed, qualified and acting Clerk of the City of Pleasantville, Iowa, do hereby certify that the foregoing is a true and correct copy of the Certificate of the Commissioner of Elections of Marion County, Iowa, with attached duplicate of abstract of votes, received by the Mayor and City Council of the City of Pleasantville, Iowa, on May 10, 19 88, and placed on file on said date in the records of the City of Pleasantville, Iowa.

Pam Krichau
City Clerk
Pam Krichau

(OFFICIAL SEAL)

FILED

3:00 p.m.

Pam Krichau
City Clerk

5-10, 19 88

Honorable Mayor Max L. Warren
and City Council Members
City Hall
Pleasantville, Iowa

Gentlemen:

Iowa Gas Company hereby accepts Ordinance No. 2.25 granting to Midwest Gas Company, its successors and assigns, a gas franchise for a period of twenty-five (25) years, which franchise ordinance was adopted by the City Council of Pleasantville, Iowa on the 9th day of February, 1988, and approved by the voters of Pleasantville, Iowa, at an election held on April 5, 1988.

Dated this 20th day of April, 1988.

Sincerely,

MIDWEST GAS COMPANY

By Stephen Soelberg
Stephen Soelberg, Vice President & District Manager

CLERK'S CERTIFICATE

I, Pam Krichau, do hereby certify that the foregoing is a true and correct copy of the instrument filed by Midwest Gas Company on May 10th, 1988, accepting Franchise Ordinance No. 2.25.

Pam Krichau
City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF IOWA)
) SS
Marion COUNTY)

I, Sally VanderLinden, of Pleasantville,
Marion County, Iowa, being first duly sworn on oath,
depose and say, to-wit:

That I am the Editor and Publisher of the Marion County News
, a newspaper printed and published in the City of
Pleasantville, Marion County,
Iowa, the same being a legal newspaper published at least once weekly,
printed wholly in the English language, published regularly and mailed
through the post office of current entry for more than two years and
which has had for more than two years a bona fide paid circulation
recognized by the postal laws of the United States, and having general
and substantial circulation in the City of Pleasantville
and Marion County, and that the notice, a copy of
which is annexed and made a part hereof, was correctly published in
said newspaper on the 24th day of March, 1988.

Sally VanderLinden
Publisher

Subscribed and sworn to before me this 5th day of May,
1988.

Sally VanderLinden
Notary Public in and for the State
of Iowa

Fee \$ 78.75



OFFICIAL PUBLICATION NOTICE OF ELECTION

*Published in
Marion County News
Thurs. March 24, 1988*

Notice is hereby given of the Special Election in and for the City of Pleasantville, Iowa, to be held Tuesday, April 5, 1988. At which time the Qualified Electors, will Vote For or Against a Public Measure to approve City Ordiance No. 2.25, granting a Franchise to the Midwest Gas Company for a period of 25 years. A Sample Ballot is

published as part of this Notice. The Voting hours are 12:00 Noon till 8:00 P.M. The Polling Place is City Hall.
Ralph De Cook
County Commissioner of Elections

OFFICIAL BALLOT SPECIAL PUBLIC MEASURE ELECTION CITY OF PLEASANTVILLE, IOWA APRIL 5, 1988

PRECINCT NO. 1
CITY HALL

SAMPLE BALLOT

Ralph De Cook
County Commissioner of Elections

PUBLIC MEASURE A Ordinance No. 2.25

An ordinance granting unto Midwest Gas 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 Pleasantville, Iowa, the necessary facilities for the production, distribution, transmission and sale of gas 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 ordained by the City Council of the City of Pleasantville, Iowa:

SHALL THIS MEASURE BE ADOPTED?

YES

NO

Pleasantville

Midwest Gas Special Election, Held

April 5, 1988

PUBLIC MEASURE

QUESTION

QUESTION

QUESTION

YES

NO

YES

NO

YES

NO

31

3

31

3

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 _____ day of _____ 19____

David G. Jewett
A. Peck
Richard Dunham

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

(L. S.)

ATTEST:

_____, Clerk, Board of Supervisors.

**OFFICIAL BALLOT
SPECIAL PUBLIC MEASURE ELECTION
CITY OF PLEASANTVILLE, IOWA
APRIL 5, 1988**

**PRECINCT NO. 1
CITY HALL**

Ralph M. Cook

County Commissioner of Elections

PUBLIC MEASURE A

Ordinance No. 2.25

An ordinance granting unto Midwest Gas 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 Pleasantville, Iowa, the necessary facilities for the production, distribution, transmission and sale of gas 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 ordained by the City Council of the City of Pleasantville, Iowa:

SHALL THIS MEASURE BE ADOPTED?

YES

NO

OFFICIAL SAMPLE BALLOT

SPECIAL GAS FRANCHISE ELECTION CITY OF PLEASANTVILLE, IOWA APRIL 5, 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.

RESOLUTION CALLING SPECIAL ELECTION ON THE MATTER OF GRANTING A GAS FRANCHISE TO MIDWEST GAS COMPANY AND DIRECTION PUBLICATION OF ORDINANCE NO 2.25

WHEREAS, the City Council of the City of Pleasantville, Iowa, did on the 09 day of February, 1988, pass Ordinance No. 2.25, entitled: "AN Ordinance granting unto Midwest Gas 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 Pleasantville, Iowa, the necessary facilities for the production, distribution, transmission and sale of gas 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"; and

WHEREAS, under the laws of the State of Iowa any gas franchise granted by the City of Pleasantville, Iowa, to be effective, must be submitted to the voters of said City at an election and approved at said election by a majority of those voting thereon; and

WHEREAS, it is now the intent and desire of the City Council of the City of Pleasantville, Iowa, to submit the question of granting a gas franchise to Midwest Gas Company to the voters of said City at a Special Election; NOW THEREFORE, BE IT RESOLVED, by the City Council of Pleasantville, Iowa, as follows:

Section 1. That a Special Election is hereby called and ordered to be held in the City of Pleasantville, Iowa, on April 5, 1988, at which election there will be submitted to the qualified electors of the City for final ratification and approval the following proposition, to-wit:

PUBLIC MEASURE A

ORDINANCE NO. 2.25

AN ORDINANCE GRANTING UNTO MIDWEST GAS 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 PLEASANTVILLE, IOWA, THE NECESSARY FACILITIES FOR THE PRODUCTION, DISTRIBUTION, TRANSMISSION AND SALE OF GAS 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 ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLEASANTVILLE, IOWA:
Section 1. That Midwest Gas 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) from and after the adoption and approval hereof, as provided by law, to acquire, construct, operate and maintain in the City of Pleasantville, Iowa, the necessary facilities for the production, distribution, transmission and sale of gas 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 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.

SHALL THIS MEASURE BE ADOPTED?

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

Ralph De Cook

Ralph De Cook
County Commissioner of Elections

OFFICIAL SAMPLE BALLOT

**SPECIAL GAS FRANCHISE ELECTION
CITY OF PLEASANTVILLE, IOWA
APRIL 5, 1988**

**PRECINCT NO. 1
CITY HALL**

Precinct Election Official _____



**Ralph De Cook
County Commissioner of Elections**