

**ORDINANCE NO. 432**

**AN ORDINANCE OF THE CITY OF MACKAY, CUSTER COUNTY, STATE OF IDAHO, REPEALING ANY RESOLUTIONS OR DECISIONS MADE AND RECORDED IN THE MINUTES OF CITY COUNCIL MEETINGS AND/OR OTHER CITY OF MACKAY PROPERTY AGREEMENTS, TRADES, EXCHANGES, TRANSFERS, ETC. WHICH HAVE NOT BEEN RECORDED AS OF THIS DATE WITH THE CUSTER COUNTY RECORDER ON THE RECORDS OF CUSTER COUNTY; ACKNOWLEDGING AGREEMENTS BETWEEN THE CITY OF MACKAY MADE IN THE FORM OF BILLS OF SALE, QUIT CLAIM DEEDS, LEASE AGREEMENTS; STIPULATING CITY WILL NO LONGER ENGAGE IN THE TRANSFER OF CITY PROPERTY; ALLOWING FOR SALE OF CITY PROPERTY; ALLOWING FOR LEASING OR RENTING OF CITY PROPERTY; AND PROVIDING AN EFFECTIVE DATE.**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO:

SECTION 1: This Ordinance repeals any Resolutions or decisions made and recorded in the minutes of City Council meetings and/or other City of Mackay property agreements, trades, exchanges, transfers, etc. which have not been recorded as of this date with the Custer County Recorder on the Records of Custer County.

SECTION 2: City of Mackay property agreements, trades, exchanges, transfers, which have been recorded on legal documents recognized by the State of Idaho such as Bill of Sales, Quit Claim Deeds, or lease agreements and so recorded as legally required are not subject to this Ordinance.

SECTION 3: The City of Mackay shall no longer engage in the transfer of City property to other entities, organizations, individuals, etc. for any reason.

SECTION 4: The City of Mackay may elect to sell City property as deemed in the best interest of the City. Should the City decided to sell City property, said property shall be assessed and sold at fair market value.

SECTION 5: The City of Mackay may choose to lease or rent City property to organizations when sale of said property is not in the best interest of the City; the ownership of said property is to be retained by the City; and the City wishes to stipulate conditions of use of said property. Lease agreement(s) shall be prepared by the City; signed by the leasing organization; and recorded with the Custer County Recorder or will not be considered valid.

SECTION 6: This Ordinance shall be in full force and effect immediately upon its passage and publication according to law, the Council dispensing with the rule that ordinances must be read on three different days, all as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO, THIS 3RD DAY OF NOVEMBER 2015.

CITY COUNCIL OF THE CITY OF MACKAY, CUSTER COUNTY, IDAHO A MUNICIPAL CORPORATION OF IDAHO

By: Wayne C. Olsen  
Wayne C. Olsen, Mayor

ATTEST: Suzanne Whitworth  
Suzanne Whitworth, City Clerk

