

**SPECIAL MEETING AGENDA
MAY 11, 2021
5:30 PM**

1. Pledge of Allegiance

2. Call to Order

3. Discuss and Action on Quit Claim Deed for Hillsboro properties from the City of Herington and Herington Municipal Hospital to Herington Hospital Inc.

Motion _____ Seconded _____ Motion _____
Commissioner Castleberry, Commissioner Donahue, Commissioner Bell
Commissioner Hartman, Mayor Urbanek

4. Discuss and Action on Quit Claim Deed for the main hospital property in Herington from the City and Herington Municipal Hospital to Herington Hospital Inc.

Motion _____ Seconded _____ Motion _____
Commissioner Castleberry, Commissioner Donahue, Commissioner Bell
Commissioner Hartman, Mayor Urbanek

5. Adjourn

Motion _____ Seconded _____ Motion _____
Commissioner Castleberry, Commissioner Donahue, Commissioner Bell
Commissioner Hartman, Mayor Urbanek

PUBLIC ATTENDANCE OF CITY COMMISSION MEETINGS BY TELECOMMUNICATION IS ENCOURAGED.

To join the City Commission meetings from your computer, tablet, or smartphone, go to <https://www.youtube.com/channel/UCbvSBw6l4w85XQHSX0S1BXg>

KANSAS QUIT-CLAIM DEED

THIS INDENTURE is made effective this ____ day of May, 2021, by and among **The City of Herington, Kansas** (“City”) and **Herington Municipal Hospital**, a Kansas municipal hospital (“**HMH**,” and collectively with the City, the “**Grantors**”), and **Herington Hospital, Inc.**, a Kansas not for profit corporation (“**Grantee**”). The mailing address of Grantee is 100 E. Helen, Herington, KS 67449.

WITNESSETH, that Grantors, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, the receipt of which is hereby acknowledged, do by these presents REMISE, RELEASE and QUIT-CLAIM unto Grantee and its successors and assigns, the interests of Grantors in the following described lots, tracts, and parcels of land lying, being, and situate in the County of Marion, State of Kansas, to-wit:

Lot 4, Block 11, Original Town, City of Hillsboro, Marion County, Kansas

(also commonly known as 108 S. Main, Hillsboro, KS 67063);

and

Lot 5 and North 19 feet of Lot 6, Block 11, Original Town, City of Hillsboro, Marion County, Kansas

(also commonly known as 112 S. Main, Hillsboro, KS 67063);

and

North 19 feet Lot 7, including Grantor’s interest in the South wall the full length of the building now located thereon, and the South 6 feet of Lot 6, including a ½ interest in the wall. The center of this wall shall serve as the boundary line; all in Block 11, Original Town to the City of Hillsboro, Marion County, Kansas

(also commonly known as 114 S. Main, Hillsboro, KS 67063);

and subject to any easements of record.

TO HAVE AND TO HOLD the premises aforesaid, with all and singular the rights, privileges, appurtenances, and immunities thereto belonging or in anywise appertaining, unto Grantee and its successors and assigns forever.

No Real Estate Validation Transfer Questionnaire per K.S.A. 79-1437e(a)(4). The transfer from Grantor is made for the purposes of donating the subject property to Grantee.

IN WITNESS WHEREOF, each Grantor has hereunto set its hand the day and year first above written.

(“Grantor” and “City”)
The City of Herington, Kansas

By: _____
Debra Urbanek, Mayor and City Commissioner

Attest:

Megan Lawrenz, City Clerk

STATE OF KANSAS)
) ss.)
COUNTY OF _____)

On this _____ day of May, 2021, before me, the undersigned, a Notary Public within and for said County and State, personally appeared Debra Urbanek, as Mayor and City Commissioner, and Megan Lawrenz, as City Clerk, of The City of Herington, Kansas, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same on behalf of said municipality.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

By: _____
Notary Public

My commission expires: _____

Print Name: _____

[Remainder of page intentionally left blank; Signature Page continues on following page]

(“Grantor” and “HMH”)
Herington Municipal Hospital

By: _____
Phyllis Bettles, Chair of the Board

STATE OF KANSAS)
) ss.
COUNTY OF _____)

On this ____ day of May, 2021, before me, the undersigned, a Notary Public within and for said County and State, personally appeared Phyllis Bettles, as Chair of the Board of Trustees of Herington Municipal Hospital, a Kansas municipal hospital, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same on behalf of said municipal hospital.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

By: _____
Notary Public

My commission expires: _____ Print Name: _____

DRAFT

KANSAS QUIT-CLAIM DEED

THIS INDENTURE is made effective this ____ day of May, 2021, between **Herington Municipal Hospital Foundation**, a Kansas not for profit corporation (“**Grantor**”), and **Herington Municipal Hospital**, a Kansas municipal hospital (“**Grantee**”). The mailing address of Grantee is 100 E. Helen, Herington, KS 67449.

WITNESSETH, that Grantor, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to it paid by Grantee, the receipt of which is hereby acknowledged, does by these presents REMISE, RELEASE and QUIT-CLAIM unto Grantee and its successors and assigns, the Grantor’s interests in the following described lots, tracts, and parcels of land lying, being, and situate in the County of Marion, State of Kansas, to-wit:

Lot 4, Block 11, Original Town, City of Hillsboro, Marion County, Kansas

(also commonly known as 108 S. Main, Hillsboro, KS 67063);

and

Lot 5 and North 19 feet of Lot 6, Block 11, Original Town, City of Hillsboro, Marion County, Kansas

(also commonly known as 112 S. Main, Hillsboro, KS 67063);

and

North 19 feet Lot 7, including Grantor’s interest in the South wall the full length of the building now located thereon, and the South 6 feet of Lot 6, including a ½ interest in the wall. The center of this wall shall serve as the boundary line; all in Block 11, Original Town to the City of Hillsboro, Marion County, Kansas

(also commonly known as 114 S. Main, Hillsboro, KS 67063);

and subject to any easements of record.

TO HAVE AND TO HOLD the premises aforesaid, with all and singular the rights, privileges, appurtenances, and immunities thereto belonging or in anywise appertaining, unto Grantee and its successors and assigns forever.

No Real Estate Validation Transfer Questionnaire per K.S.A. 79-1437e(a)(4). The transfer from Grantor is made for the purposes of donating the subject property to Grantee, which Grantor has been established as a 501(c)(3) supporting organization for Grantee.

IN WITNESS WHEREOF, Grantor has hereunto set its hand the day and year first above written.

Herington Municipal Hospital Foundation

By: _____
Deborah Stewart, Chairperson

STATE OF KANSAS)
) ss.
COUNTY OF _____)

On this _____ day of May, 2021, before me, the undersigned, a Notary Public within and for said County and State, personally appeared Deborah Stewart, as Chairperson of Herington Municipal Hospital Foundation, a Kansas not for profit corporation, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same on behalf of said foundation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

By: _____
Notary Public

My commission expires: _____

Print Name: _____

KANSAS QUIT-CLAIM DEED

THIS INDENTURE is made effective this ____ day of May, 2021, by and among **The City of Herington, Kansas** (“City”) and **Herington Municipal Hospital**, a Kansas municipal hospital (“**HMH**,” and collectively with the City, the “**Grantors**”), and **Herington Hospital, Inc.**, a Kansas not for profit corporation (“**Grantee**”). The mailing address of Grantee is 100 E. Helen, Herington, KS 67449.

WITNESSETH, that Grantors, in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration paid by Grantee, the receipt of which is hereby acknowledged, do by these presents REMISE, RELEASE and QUIT-CLAIM unto Grantee and its successors and assigns, the interests of Grantors in the following described lots, tracts, and parcels of land lying, being, and situate in the County of Dickinson, State of Kansas, to-wit:

That portion of the Northwest Quarter of Section 12, Township 16 South, Range 4 East of the Sixth Principal Meridian, City of Herington, County of Dickinson, State of Kansas, being more particularly described as follows:

Beginning at the Northwest Corner of Lot 1, Block 2, Homestead Addition Unit No. 1. A final plat to said City of Herington, said corner also being on the South Right-of-Way line of Logan Avenue; thence S 47°36'56" E, along the Southwesterly line of said Block 2, a distance of 236.86 feet to a corner of said Block 2, thence N 89°56'47" E, along the Southerly line of said Block 2, a distance of 160.04 to a corner of said Block 2; thence S 00°02'10" W, along the Westerly line of said Block 2, a distance of 215.76 feet to a corner of said Block 2; thence S 37°37'37" E, along the Southwesterly line of said Block 2, a distance of 213.15 feet to a corner of said Block 2; said corner also being on the West Right-of-Way line of D Street; thence S 00°00'00" E, along said West Right-of-Way line, a distance of 49.27 feet to the Northeast corner of Block 1 of said Homestead Addition Unit No. 1; thence S 89°18'00" W, along the Northerly line of said Block 1, a distance of 131.20 feet to a corner of said Block 1, said corner also being the Northeast corner of a tract of land described in Deed Book 235, at Page 883, recorded at the Register of Deeds of said County, thence S 89°12'44" W, along the Northerly line of said tract, a distance of 120.00 feet to the Northwest corner of said tract, said corner also being the Northeast corner of a tract of land described in Deed Book 235, at Page 872, recorded at said Register of Deeds Office; thence S 89°12'44" W, along the Northerly line of said tract, a distance of 220.00 feet to the Northwest corner of said tract, thence S 00°47'16" E, along the Westerly line of said tract, a distance of 46.20 feet to the Northeast corner of a tract of land described in Deed Book 232, at Page 957, recorded at said Register of Deeds Office; thence S

89°12'44" W, along the Northerly line of said tract, a distance of 20.00 feet to the Northwest corner of said Block 1; thence S 89°13'55" W, continuing along said Northerly line, a distance of 60.00 feet to the Northwest corner of said tract; thence S 00°43'41" E along the Westerly line of said tract, a distance of 130.03 feet to the Southwest corner of said tract, said corner also being on the Northerly Right-of-Way line of Helen Street; thence S 89°12'44" W, along said Northerly Right-of-Way line, a distance of 699.57 feet to the intersection of said Northerly Right-of-Way line and the Easterly Right-of-Way line of Broadway Street; thence N 00°14'52" W, along said Easterly Right-of-Way line, a distance of 324.20 feet to the Southwest corner of a tract of land described in Deed Book 244, at Page 687, recorded at said Register of Deeds Office; thence N 89°55'04" E, along the Southerly line of said tract, a distance of 205.00 feet to a corner of said tract; thence N 00°14'52" W, along the Easterly line of said tract, a distance of 80.00 feet to a corner of said tract; thence N 89°55'04" E, along the Southerly line of said tract, a distance of 90.00 feet to a corner of said tract; thence N 00°14'52" W, along the Easterly line of said tract, a distance of 380.00 feet to the Northeast corner of said tract, said corner also being on said Southerly Right-of-Way line of Logan Avenue; thence N 89°55'04" E, along said Southerly Right-of-Way line a distance of 391.63 feet to the Point of Beginning.

TO HAVE AND TO HOLD the premises aforesaid, with all and singular the rights, privileges, appurtenances, and immunities thereto belonging or in anywise appertaining, unto Grantee and its successors and assigns forever.

No Real Estate Validation Transfer Questionnaire per K.S.A. 79-1437e(a)(4). The transfer from Grantors is made for the purposes of donating the subject property to Grantee.

[Remainder of page intentionally left blank; Signature Pages to Follow]

IN WITNESS WHEREOF, each Grantor has hereunto set its hand the day and year first above written.

(“Grantor” and “City”)
The City of Herington, Kansas

By: _____
Debra Urbanek, Mayor and City Commissioner

Attest:

Megan Lawrenz, City Clerk

STATE OF KANSAS)
) ss.
COUNTY OF _____)

On this ____ day of May, 2021, before me, the undersigned, a Notary Public within and for said County and State, personally appeared Debra Urbanek, as Mayor and City Commissioner, and Megan Lawrenz, as City Clerk, of The City of Herington, Kansas, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same on behalf of said municipality.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

By: _____
Notary Public

My commission expires: _____

Print Name: _____

[Remainder of page intentionally left blank; Signature Pages continue on following page]

(“Grantor” and “HMH”)
Herington Municipal Hospital

By: _____
Phyllis Bettles, Chair of the Board

STATE OF KANSAS)
) ss.
COUNTY OF _____)

On this ____ day of May, 2021, before me, the undersigned, a Notary Public within and for said County and State, personally appeared Phyllis Bettles, as Chair of the Board of Trustees of Herington Municipal Hospital, a Kansas municipal hospital, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same on behalf of said municipal hospital.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

By: _____
Notary Public

My commission expires: _____ Print Name: _____

DRAFT