

APPOINTMENT OF ADMINISTRATIVE COMMISSION
FOR THE SALE OF PROPERTY
SHELBY PRESBYTERIAN CHURCH

The Commission on Ministry submits the following recommendation:

Upon the request of the congregation of Shelby Presbyterian Church of Shelby, Iowa, by vote at their Congregational Meeting September 2023, the Presbytery approves the sale of real property and approved interiors of Shelby Presbyterian Church and establishes an Administrative Commission to work with the session to carry out the sale of all real estate and approved interiors.

Members of the Commission shall be: Rev. Gary Eller, Moderator; Rev. Sally Carlson; Rev. Rick Sleyster; Elder Bonnie Brown (First/Omaha); Elder Michael O'Bradovich (PCM); Elder Deb Rosenow (Shelby); Elder Grace Mills (Shelby)

The Administrative Commission shall have the following powers:

- Under the Form of Government, Chapter IV (G-4.0203 and G-4.0204) of the Constitution of the Presbyterian Church (U.S.A.), all property of the Shelby Presbyterian Church is held in trust for the Presbyterian Church (U.S.A.). Therefore, the Administrative Commission of Presbytery, appointed February 22, 2024, is authorized to arrange for the appropriate disposition of real and personal property, including the sale of real estate after consultation with the Presbytery's Stewardship of Resources Committee.
- Facilitate the sale of all real and personal property, inventories of equipment, and arrange for transfer of title to an approved buyer of all real property known to be in the possession of Shelby Presbyterian Church.
- Proceeds from all sale of real and inventories of the Shelby Presbyterian Church after appropriate bills have been paid shall be retained in by the congregation and the session of Shelby Presbyterian Church.
- To manage and secure access to the property which shall include verification of liability insurance coverage and posting of "Do Not Enter" signage on all entrances of the building until ownership is rightfully transferred to a new owner.
- To assist in executing a deed search and updated abstract of the property is acquired prior to sale closure.
- To assist in the acquisition of all legal documents necessary to close the property sale.
- To assist in the writing of a purchase agreement which affords congregation members access to the property until closure on the sale of the property.
- To assist gathering all information necessary for Presbytery's approval of the sale of the property which shall include the legal description of the property, purchase price, name of the buyer, and any other relevant information as required by Stewardship of Resources.

- To consult with the session regarding requests the congregation may have concerning the disposition of equipment, memorials, and other property of the Shelby Presbyterian Church, and from the date of this action to approve the disposition of property or to arrange for its retention and storage for future use at the direction of the Presbytery.
- As its final act the Administrative Commission will make a final report on the property sale to Presbytery which will:
 - describe the process the Administrative Commission has followed and the actions it has taken, including the action making the Presbytery the “successor in interest” to the congregation; and

From time to time the Commission will report to the Presbytery, through the Stated Clerk, actions taken in discharge of these duties, notwithstanding the responsibility to make a final report.