

ORIGINAL

RESOLUTION NO. 2005 - 05

**RESOLUTION ADOPTING A WRITTEN FISCAL PLAN ESTABLISHING
A POLICY FOR THE PROVISION OF SERVICES TO AN ANNEXED AREA
[Foster / Nesbitt Land]**

WHEREAS, the City of Lebanon desires to approve a voluntary request to annex a parcel of real estate now owned by Jack and Doris Nesbitt located at 2530 North State Road 39, Lebanon, containing approximately 0.64 acres located in Center Township, Boone County, Indiana, more specifically described in Exhibit A to the fiscal plan attached hereto; and

WHEREAS, the city desires to adopt a fiscal plan and a definite policy for the provision of services to the annexed area; and

WHEREAS, such a plan has been developed and presented to the Common Council of the City of Lebanon, Indiana, entitled Annexation Fiscal Plan -- Foster / Nesbitt Land.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, as follows:

Section 1. The Common Council of the City of Lebanon hereby approves and adopts the Annexation Fiscal Plan, which plan is attached hereto and made a part hereof, and hereby approves and adopts the specific policies for implementation of the plan as set out therein.

Section 2. Any monies necessary for the provision of services as described and itemized in the attached plan shall be budgeted and appropriated from the applicable fund pursuant to State law and the City's budgetary procedures.

Section 3. It is anticipated that this annexation will not result in the elimination of jobs for employees of other governmental entities.

Adopted by the Council this 9 day of May, 2005.

COUNCIL MEMBERS

Ray Mersler

Andrea Husted

Emmanuel Acary

Richard Oest

John W. Taylor

Sam L. Loman

John W. Messers

Presented by me to the Mayor this 9 day of May, 2005.

Deborah S. Ottinger

Deborah S. Ottinger, Clerk-Treasurer

Approved by me this 9 day of May, 2005.

James H. Acton

James H. Acton, Mayor
City of Lebanon, Indiana

LEGAL DESCRIPTION

A part of the Southwest Quarter of the Northeast Quarter of Section 24, Township 19 North, Range 1 West of the Second Principal Meridian more particularly described as follows:

The South Half of the following described real estate: BEGINNING at a point 827.63 feet West and 321.08 feet North of the Southeast Corner of the Southwest Quarter of the Northeast Quarter of Section 24, Township and Range aforesaid; run thence North 277 feet 2 ½ inches; run thence East 209 feet 2 ½ inches to the Center of Old State Road No. 39; run thence South 10 ½ degrees East 278 feet 9 inches following the Center Line of Old State Road No. 39 run thence West 260 feet to the place of beginning.

L-148867

"EXHIBIT A