

ORIGINAL

RESOLUTION NO. 2005 - 07

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

WHEREAS, the City of Lebanon desires to approve a voluntary request to annex a parcel of real estate now owned by the Ivan Riley Trust containing approximately 69.783 acres generally located along the west side of the Lebanon Business Park and bisected by Mt. Zion Road 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 – LBP / Riley 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

Lay Kusler

Andrea Husted

Emmanuel Stuey

Richard Platt

John W. Palko

James L. Foman

James M. Messinger

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

EXHIBIT A

A LAND BOUNDARY DESCRIPTION OF AN
ANNEXATION TO THE CITY OF LEBANON
LEBANON BUSINESS PARK
BOONE COUNTY, INDIANA
MARCH 7, 2005

A part of the Northeast and Southeast Quarters of Section 2, Township 18 North, Range 1 West, Boone County, Indiana, described as follows: BEGINNING at the southwest corner of said Northeast Quarter, said corner being the southeast corner of the land annexed to the City of Lebanon under Ordinance #96-12, recorded as Instrument number 96-9252 in the Office of the Recorder of Boone County, Indiana; thence North 00 degrees 58 minutes 37 seconds East 792.73 feet along the west line of said quarter-section and along the east line of said annexed land to a southwest corner of the land annexed to the City of Lebanon under Ordinance #95-6, recorded in Miscellaneous Record Book 154, page 781 in said Recorder's office; thence South 89 degrees 57 minutes 49 seconds East 1,319.78 feet along a south line of said land annexed into the City of Lebanon to a west line of said land, said west line being the west line of the east half of said Northeast Quarter; thence South 01 degree 05 minutes 49 seconds West 792.76 feet along the west line of said half-quarter section and along the west line of said land annexed into the City of Lebanon (Ordinance #95-6) to the southwest corner of said half-quarter section; thence along the south, west and north lines of said land annexed into the City of Lebanon the following four (4) courses: 1) South 89 degrees 57 minutes 49 seconds East 20.81 feet; 2) South 01 degree 14 minutes 30 seconds West 474.00 feet; 3) North 89 degrees 57 minutes 49 seconds West 12.77 feet to the west line of the East Half of the Southeast Quarter of said Section 2; 4) South 00 degrees 16 minutes 13 seconds West 1,033.83 feet along said west line to the north line of the Rainey Miller Legal drain (75 feet north of the north top of bank as located in the field); thence North 89 degrees 43 minutes 37 seconds West 1,321.55 feet long said north line to the west line of said Southeast Quarter; thence North 00 degrees 24 minutes 05 seconds East 1,502.29 feet along said west line to the POINT OF BEGINNING and containing 69.783 acres, more or less. The bearings for this description are based upon the bearing system for Lebanon Business Park, the west line of the Northeast Quarter of said Section 2 having a bearing of North 00 degrees 58 minutes 37 seconds East.

L-148555

EXHIBIT A