

ORDINANCE 95-59

**AN ORDINANCE CONCERNING THE ANNEXATION OF
ADJACENT AND CONTIGUOUS TERRITORY
(North Dunn Street Area)**

WHEREAS, the boundary of the City of Bloomington, Indiana, is adjacent to the real estate described herein;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA:

SECTION 1. That the land described below, with following commonly known addresses: 2200-2711 North Dunn Street and 600-999 Matlock Road - be annexed to and declared a part of the City of Bloomington, Indiana, to-wit:

TRACT A:

A part of the Southwest Quarter of Section 21 and a part of the Northwest Quarter of Section 28, Township 9 North, Range 1 West, Monroe County, Indiana, and being more particularly described as follows:

BEGINNING at the northeast corner of said Northwest Quarter of Section 28; thence southerly 678 feet, more or less, along the east line of said Northwest Quarter; thence westerly 16.5 feet, more or less, to the northeast corner of Annexation Ordinance Number 71-55; thence westerly 1213 feet, more or less, along the north line of said Annexation Ordinance to the easterly right-of-way of Old State Road 37, said line also being on the east line of Annexation Ordinance Number 59-19; thence along said Annexation Ordinance 59-19 the following six (6) courses:

1). northerly 127 feet, more or less; thence 2). easterly 576 feet, more or less; thence 3). northerly 550 feet, more or less; thence 4). easterly 288 feet, more or less; thence 5). northerly 488 feet, more or less; thence 6). easterly 370 feet, more or less to the east line of the Southwest Quarter of the aforesaid Section 21, said line also being the west line of Annexation Ordinance Number 75-10; thence southerly 488 feet, more or less, along said Annexation Ordinance to the POINT OF BEGINNING, containing 16 acres, more or less.

TRACT B:

A part of the Northeast Quarter of Section 28, Township 9 North, Range 1 West, Monroe County, Indiana, and being more particularly described as follows:

BEGINNING at the northwest corner of the Northeast Quarter of said Section 28; thence EAST concurrent with the north line of said Section and the southerly line of Annexation Ordinance Number 75-10 to the northeast corner of the west half of the Northeast Quarter of said Section 28; thence SOUTH concurrent with the east line of said west half of the Northeast Quarter to the southeast corner thereof; thence WEST concurrent with the south line of the Northeast Quarter of said Section 28 to the southwest corner of the Northeast Quarter of said Section 28; WEST 16.5 feet to the westerly right-of-way of Dunn Street; thence northerly 1962 feet, more or less, along said westerly right-of-way, also being the east line of Annexation Ordinance Number 71-55 to the southwest corner of Deed Record 388, Page 332; thence easterly 16.5 feet to the west line of the aforesaid Northeast Quarter; thence northerly 678 feet, more or less, along said west line to the POINT OF BEGINNING, containing 81 acres, more or less.

SECTION 2. Be it further ordained, that the boundaries of the City of Bloomington shall be, and the same are, hereby declared to be extended so as to include all of the real estate hereinabove described as part of the City of Bloomington, Indiana.

SECTION 3. Pursuant to I.C. 36-4-3-3(d), the above described territory, which is hereby annexed to and declared a part of the City of Bloomington, Indiana, shall be assigned to Bloomington Common Council District 2.

SECTION 4. Pursuant to I.C. 36-4-3-7(d) this ordinance shall take effect sixty (60) days following its passage and adoption by the Common Council of the City of Bloomington and

approval of the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 6th day of December, 1995.

Iris Kiesling
IRIS KIESLING, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 7th day of December, 1995.

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 8th day of December, 1995.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance annexes property located at the following addresses: 2200-2711 North Dunn Street and 600-999 Matlock Road.

signed copies
HT legal
check file - 2

BLOOMINGTON ANNEXATION DESCRIPTION FOR
NORTH DUNN ADDITION AREA
JOB NUMBER 2301



TRACT A:

A part of the Southwest Quarter of Section 21 and a part of the Northwest Quarter of Section 28, Township 9 North, Range 1 West, Monroe County, Indiana, and being more particularly described as follows:

BEGINNING at the northeast corner of said Northwest Quarter of Section 28; thence southerly 678 feet, more or less, along the east line of said Northwest Quarter; thence westerly 16.5 feet, more or less, to the northeast corner of Annexation Ordinance Number 71-55; thence westerly 1213 feet, more or less, along the north line of said Annexation Ordinance to the easterly right-of-way of Old State Road 37, said line also being on the east line of Annexation Ordinance Number 59-19; thence along said Annexation Ordinance 59-19 the following six (6) courses: 1). northerly 127 feet, more or less; thence 2). easterly 576 feet, more or less; thence 3). northerly 550 feet, more or less; thence 4). easterly 288 feet, more or less; thence 5). northerly 488 feet, more or less; thence 6). easterly 370 feet, more or less to the east line of the Southwest Quarter of the aforesaid Section 21, said line also being the west line of Annexation Ordinance Number 75-10; thence southerly 488 feet, more or less, along said Annexation Ordinance to the POINT OF BEGINNING, containing 16 acres, more or less.

TRACT B:

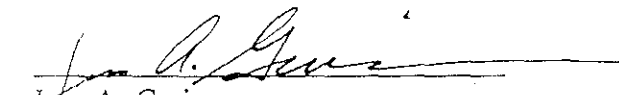
A part of the Northeast Quarter of Section 28, Township 9 North, Range 1 West, Monroe County, Indiana, and being more particularly described as follows:

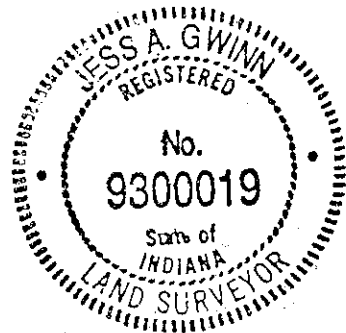
BEGINNING at the northwest corner of the Northeast Quarter of said Section 28; thence EAST concurrent with the north line of said Section and the southerly line of Annexation Ordinance Number 75-10 to the northeast corner of the west half of the Northeast Quarter of said Section 28; thence SOUTH concurrent with the east line of said west half of the Northeast Quarter to the southeast corner thereof; thence WEST concurrent with the south line of the Northeast Quarter of said Section 28 to the southwest corner of the Northeast Quarter of said Section 28; WEST 16.5 feet to the westerly right-of-way of Dunn Street; thence northerly 1962 feet, more or less, along said westerly right-of-way, also being the east line of Annexation Ordinance Number 71-55 to the southwest corner of Deed Record 388, Page 332; thence easterly 16.5 feet to the west line of the aforesaid Northeast Quarter; thence northerly 678 feet, more or less, along said west line to the POINT OF BEGINNING, containing 81 acres, more or less.

This certification does not take into consideration additional facts that an accurate and correct title search and/or examination or field survey might disclose.

Subject to the above reservation, I hereby certify that the survey work performed on the project shown hereon was performed either by me or under my direct supervision and control and that all information shown is true and correct to the best of my knowledge and belief.

Certified this 19th day of September, 1994.


Jess A. Gwinn
Registered Land Surveyor No. 9300019
State of Indiana



020 05-58

ACCOMPANIES RESOLUTION 95-59

DESIGNATED TRUST ENDOWMENT FUND AGREEMENT

BETWEEN

THE REDEVELOPMENT DEPARTMENT OF THE CITY OF BLOOMINGTON

AND

THE BLOOMINGTON COMMUNITY FOUNDATION

This Agreement made and entered into on 1/10/1996 at Bloomington, Indiana, between the Redevelopment Commission of the City of Bloomington, hereinafter referred to as the City, and the Bloomington Community Foundation, hereinafter referred to as the Foundation. The Foundation agrees to engage in activities as set forth below and to comply with all provisions of this Agreement and the City agrees to provide funding, as set forth below.

WHEREAS, pursuant to IC 6-3.5-6-1 et.seq., county option income tax ("COIT") has been imposed in Monroe County, Indiana, since 1984, and the City receives a distributive share of the COIT; and

WHEREAS, pursuant to IC 6-3.5-6-17.5, the Monroe County Income Tax Council (CITC) elected to reduce Monroe County's COIT special account balance from a six-month to three-month reserve and receive a one-time distribution of COIT from the special account to Monroe County governmental entities; and

WHEREAS, the City believes that education and training can be key elements for citizens to prepare for full participation in the cultural, economic, political, and social life of the community; and

WHEREAS, the City has supported the Community Alliance for Lifelong Learning in its efforts to make substantial and sustainable improvements in the quality of life for all the citizens of our community through education; and

WHEREAS, the City would like to contribute financial support to enhance education and training opportunities throughout the community for perpetuity; and

WHEREAS, cities are authorized to establish permanent endowments with nonprofit community foundations to serve the purposes of the city pursuant to Indiana Code 36-1-14, and the City wishes to use \$125,000 of its COIT revenues to establish a designated endowment for an education and training fund in the Foundation; and

WHEREAS, the Foundation is a nonprofit Indiana corporation exempt from taxation under Internal Revenue Code ("Code") section 501(c)(3), a public charity described in section 170

... or its agent, shall have all powers necessary
... the Fund according to the terms of this agreement, including,
... to, the power to retain, invest and reinvest the portions of the Fund not

(b) (1) (A) (vi) of the Code, and a charitable nonprofit community foundation...
Indiana Code 36-1-14, and accordingly an appropriate institution...
such an endowment; and
WHEREAS

committed for purposes of this agreement, and the power to commingle the assets of the Fund with those of other funds for investment purposes.

10. Costs of the Fund. The Foundation shall receive an annual fee for administering the fund in the amount of one percent (1%) of the principal of the Fund.

11. Jurisdiction. Initially only projects located within Monroe County shall be eligible for funding pursuant to this Agreement. If other Donors decide to contribute a significant source of revenue for the purposes of this Agreement and for the benefit of areas outside of Monroe County, the City and Foundation agree to amend the Agreement to allow for participation outside the area of Monroe County for funding under this Agreement.

12. Amendment Procedure. Subject to IC 36-1-14, this Agreement may be amended by resolution of the City's Common Council and the Foundation's Board of Directors.

IN WITNESS WHEREOF, the City has approved this Agreement through its Mayor and Common Council, and the Foundation has caused this Agreement to be approved by its Board of Directors and to be executed by a duly authorized officer, all as of the day and year first above written.

CITY OF BLOOMINGTON, INDIANA

BLOOMINGTON COMMUNITY FOUNDATION, INC.

By: Tomilea Allison

By: Jack Mulholland

Tomilea Allison
Mayor

Jack Mulholland
Executive Director

Iris Kiesling

Iknur Ralston

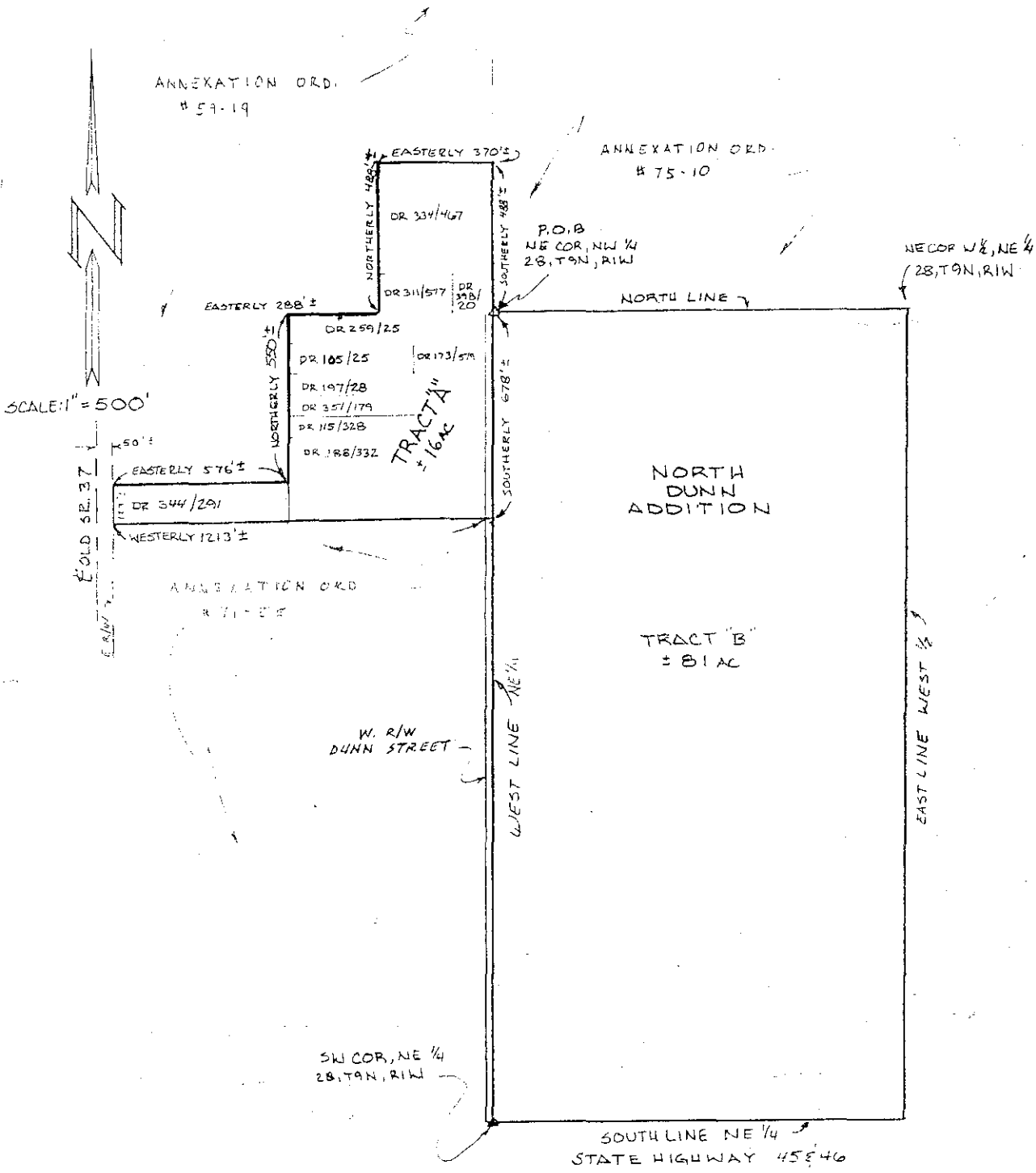
Iris Kiesling
President, Common Council

Iknur Ralston
Board President

Attest: Patricia Williams
Patricia Williams
City Clerk

Date

Date



ORD 95-57

ate Board of Accounts General Form #99P (Rev 1988)
 TO: The Herald-Times Dr.
 Box 909
 Bloomington, IN 47402

PUBLISHER'S CLAIM

st not exceed 2 actual lines, neither of which shall
 r solid lines of the type in which the body of the
 Number of equivalent lines

s in notice

wide, equals 107 equivalent lines
 le.....\$35.31
 notices containing rule
 above amount).....
 of publication.....
 f in excess of two)
\$35.31

mn 12.5 ems Size of type 6 point
 1 time

ons and penalties of Ch 155, Acts 1953.
 the foregoing is just and correct, that the amount
 after allowing all just credits, and that no part
 id.

Jan May
 Title: billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana, Monroe County) ss
 Personally appeared before me, a notary public in and
 for said county and state, the undersigned, Leah Leahy
 or Sue May who, being duly sworn, says that she is
 billing clerk for The Herald-Times newspaper of
 general circulation printed and published in the
 English language in the city of Bloomington in state
 and county aforesaid, and that the printed matter
 attached hereto is a true copy, which was duly
 published in said paper for 1 time(s), the dates of
 publication being as follows:

1995 :
 12/20

Jan May

Subscribed and sworn to before me 12/20/95

Col. J. H. ... Notary Public
 Monroe Co. Indiana
 My Commission expires 1-10-96

Ord 05 50
 annexed to and declared a part of the City of
 SECTION 3. Pursuant to I.C. 36-4-3-3(d), the
 Indiana
 described as part of the City of Bloomington
 and the same are, hereby declared to be extended
 boundaries of the City of Bloomington shall be
 SECTION 2. Be it further ordained, that the
 acres, more or less
 18.00 feet to the point of beginning, containing 15.95
 NORTH 90 degrees 00 minutes 00 seconds EAST
 way to the north line of said Section 10, thence
 onds EAST 162.94 feet along said west right-of-
 south; thence NORTH 00 degrees 00 minutes 00 sec-
 mate west right-of-way line of Sare Road extended
 minutes 00 seconds WEST 18.00 feet to the approxi-
 line of said Section 11, thence NORTH 90 degrees 00
 seconds WEST 166.36 feet to a point on the west
 tion One, Phase 1, SOUTH 33 degrees 55 minutes 15
 thence along the west line of said Hyde Park, Sec-
 Book 8, page 15, in said Monroe County, Indiana, E
 Park, Section One, Phase 1 (as recorded in Plat
 SEC 133.19 feet to the northwest corner of HYDES
 west line SOUTH 34 degrees 57 minutes 22 seconds
 Record 266, page 48, thence continuing along sec-
 the west line of said property described in Deed
 annexed 42 minutes 22 seconds WEST 62.40 feet
 in said Monroe County, Indiana, thence SOUTH 34
 described in Deed Record 266, page 46 (as recorded
 and to the northwest corner of the property
 onds WEST 254.85 feet
 (4) thence SOUTH 18 degrees 17 minutes 30 sec-
 onds WEST 493.91 feet
 (3) thence SOUTH 12 degrees 32 minutes 00 sec-
 onds WEST 529.90 feet
 (2) thence NORTH 89 degrees 17 minutes 20 sec-
 WEST 531.42 feet
 (1) SOUTH 00 degrees 06 minutes 00 seconds
 four (4) courses
 Recorder, Monroe County, Indiana, for the next
 recorded in Plat Book 5, page 57, in the office of the
 then along the west line of Bitter Woods (as
 Stat EAST 40.00 feet
 (4) thence SOUTH 88 degrees 40 minutes 30 sec-
 onds EAST 208.71 feet
 (3) thence NORTH 00 degrees 06 minutes 00 sec-
 EAST 168.71 feet
 (2) thence SOUTH 88 degrees 40 minutes second 0
 WEST 76.89 feet
 (1) SOUTH 00 degrees 06 minutes 00 seconds
 (4) courses
 continuing along the said north line the next four
 described in Deed Record 344, page 137, thence
 412.26 feet along the north line of the said property
 NORTH 76 degrees 06 minutes 00 seconds EAST
 recorded in said Monroe County, Indiana, thence
 described in Deed Record 344, page 137 (as f
 and to the northwest corner of the property
 line of said property in Deed Record 386, page 161
 minutes 00 seconds WEST 238.83 feet along the east
 Record 386, page 161, thence SOUTH 00 degrees 06
 along the north line of said property in Deed

Claim No. _____ Warrant No. _____
IN FAVOR OF
Herald-Times
P.O. Box 909, Bloomington, IN 47402

\$ _____

ON ACCOUNT OF APPROPRIATION FOR

Appropriation No. 351262682 _____

Allowed _____, 19__

In the sum of \$ _____

* I have examined the within claim
* and hereby certify as follows:
* That it is in proper form.
* That it is duly authenticated
* as required by law.
* That it is based upon statutory
* authority.
* That it is apparently .(correct)
* (incorrect).
*
* _____

* I certify that the within claim
* is true and correct; that the
* services therein itemized and for
* which charge is made were ordered
* by me and necessary to the public
* business.
*
* _____, 19__

D-
AA
500
