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DENNIS KNOBLOCH  
MONROE COUNTY RECORDER  
WATERLOO, IL  
RECORDED ON  
05/04/2018 09:32:07AM  
MISC R FEE: 52.00  
PAGES: 7  
BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

## ORDINANCE NO. 3387

### AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND MARIAN E. LEDBETTER TRUST FOR A TRACT OF PROPERTY COMPRISING APPROXIMATELY 2.91 ACRES

**WHEREAS**, the City of Columbia (“City”), Monroe and St. Clair Counties, Illinois, is a duly created, organized and validly existing municipality of the State of Illinois including particularly the Illinois Municipal code, and all laws amendatory thereof and supplementary thereto; and

**WHEREAS**, the City has determined and hereby declares that is in the best interest of the City to enter into an annexation agreement with Marian E. Ledbetter Trust, owner of a tract of land approximately 2.91 acres in size (“Property”) and adjacent to the City; and

**WHEREAS**, the said written Annexation Agreement (“Agreement”) has been prepared and a copy of the same is attached hereto and incorporated herewith; and

**WHEREAS**, all requirements set forth in 65 ILCS 5/11 pertaining to Annexation Agreements have been met; and

**WHEREAS**, it is necessary and appropriate that the City enact this Ordinance to authorize and approve the Annexation Agreement incorporated herewith as Exhibit A and authorize the Mayor to enter into said agreement on behalf of the City.

**NOW, THEREFORE, IT BE ORDAINED**, by the City Council of the City of Columbia, Illinois as follows:

**Section 1.** The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of the Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

**Section 2.** The Mayor is hereby authorized and directed to execute and deliver the Annexation Agreement for and on behalf of the City and the City Clerk is hereby authorized and directed to attest the same and affix thereto the Corporate Seal of the City.

**Section 3.** This Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

**Section 4.** The City Clerk or his designee is authorized and directed to record in the office of the Recorder of Deeds in and for Monroe County, Illinois, a copy of the fully executed Annexation Agreement, with a certified true copy of this Ordinance attached thereto.

Alderman Reis moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Roessler and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Reis, Holtkamp, and Martens.

NAYS: None.

ABSTENTIONS: None.

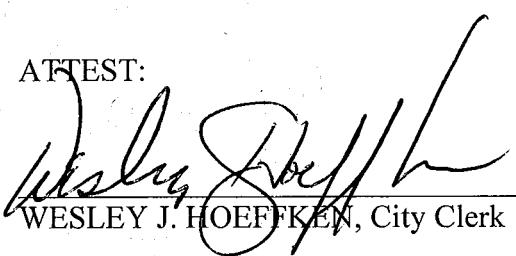
ABSENT: None.

PASSED by the City Council and APPROVED by the Mayor this 2<sup>nd</sup> day of April, 2018.



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFFKEN, City Clerk

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF MONROE )

**CERTIFICATE OF TRUE COPY**

I, Wesley J. Hoeffken, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 3387, entitled:

**“AN ORDINANCE AUTHORIZING THE EXECUTION OF AN  
ANNEXATION AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS  
AND MARIAN E. LEDBETTER TRUST FOR A TRACT OF PROPERTY  
COMPRISING APPROXIMATELY 2.91 ACRES”**

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 2<sup>nd</sup> day of April, 2018.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 2<sup>nd</sup> day of April, 2018. /

day of April, 2018.



WESLEY J. HOEFFKEN, City Clerk

(SEAL)

**Annexation Agreement by and between the City of Columbia and Marian E. Ledbetter Trust**

**This Annexation Agreement** is made and entered into this 2nd day of April, 2018 by and between the City of Columbia ("City"), Monroe and St. Clair Counties, Illinois, a duly created, organized and validly existing municipality of the State of Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, and Marian E. Ledbetter Trust ("Owner"), record owner of the property described within this agreement.

**Whereas**, the City desires to annex the property legally described in Exhibit A ("Property"), shown in map form in Exhibit B, and on a Plat of Annexation in Exhibit C; and

**Whereas**, the Owner of the Property desires to annex said Property to the City of Columbia; and

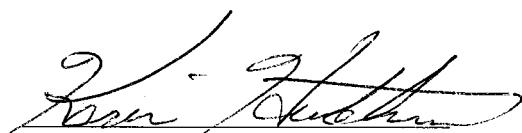
**Whereas**, the Property is not located within the corporate limit of any municipality but is contiguous to the City of Columbia's corporate boundary; and

**Whereas**, this agreement shall remain in full force and effect for a period of twenty (20) years from the date of its approval; and

**Now, therefore**, in consideration of the premises and the mutual covenants and agreement contained herein, it is mutually agreed by and between the parties hereto, that:

1. The City shall waive the tap-in fees associated with the water and sewer connection, up to a one inch (1") maximum meter size, when service becomes available to the property. Said fees will only be waived for the Property and not for any subsequent divisions or subdivisions of land. The Owner shall be responsible for all remaining meter, material, and labor costs associated with water and/or sewer connection.
2. Upon annexation, the property will be zoned A-1 Agricultural District
3. Owner agrees that they will not attempt to disconnect the Property from the City.
4. The City Clerk of the City of Columbia will record this agreement with the County Clerk.

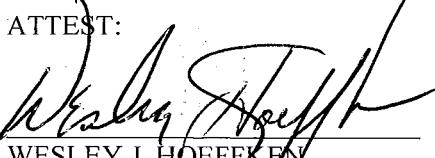
**In witness thereof**, the parties hereto have made and entered into this agreement on the date first above written.



KEVIN B. HUTCHINSON  
Mayor, City of Columbia



Marian E. Ledbetter  
Marian E. Ledbetter Trust  
Property Owner

ATTEST:  
  
WESLEY J. HOEFFKEN  
City Clerk, City of Columbia

ATTEST:  
  
WESLEY J. HOEFFKEN  
City Clerk, City of Columbia

Exhibit A

BEGINNING AT A STONE AT THE MOST EASTERLY CORNER OF LOT SIX (6) OF MITWEIDE'S SUBDIVISION TO THE TOWN, NOW CITY OF COLUMBIA IN SURVEY 773 CLAIM 2053 IN MONROE COUNTY, ILLINOIS, THENCE S 63 DEG. 30 MIN. W. 654 FEET ALONG THE SOUTHERLY LINE OF SAID LOT SIX (6) TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF THE GULF, MOBILE AND OHIO RAILROAD, THENCE N. 9 DEG. 40 MIN. W. 384 FEET ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID RAILROAD TO A POINT ON THE NORTHERLY LINE OF LOT FOUR (4) OF SAID MITWEIDE'S ADDITION, THENCE NORTH 63DEG. 30 MIN. E.242 FEET ALONG THE NORTHERLY LINE OF SAID LOT FOUR (4) TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF THE FORMER E. ST. LOUIS, COLUMBIA & WATERLOO RR LINE, THENCE EASTERLY 318 FEET ALONG THE SOUTHERLY RIGHT OF WAY LINE OF SAID RR LINE TO A STONE ON THE EASTERLY LINE OF SAID LOT FOUR (4), THENCE S 23 DEG. EAST 262 FEET ALONG THE EASTERLY LINE OF LOTS FOUR (4), FIVE (5), AND SIX (6) OF SAID SUBDIVISION OF THE PLACE OF BEGINNING CONTAINING 4.71 ACRES MORE OR LESS AND BEING PARTS OF LOTS 4, 5, AND 6 OF MITWEIDE'S SUBDIVISION TO THE TOWN, NOW CITY OF COLUMBIA, MONROE COUNTY, ILLINOIS.

EXCEPTING, HOWEVER, THAT PART OF THE ABOVE DESCRIBED REAL ESTATE PREVIOUSLY CONVEYED TO REYNOLD L. LEDBETTER AND MARIAN E. LEDBETTER BY WARRANTY DEED DATED DECEMBER 12, 1975 AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF MONROE COUNTY IN BOOK 119 ON PAGE 275.

PERMANENT REAL ESTATE INDEX NUMBER: 04-22- 201-010-000

Exhibit B

04-22-201-010-000

 City Limit  
 Parcels

 0  
324  
Feet

July 31, 2017

EF

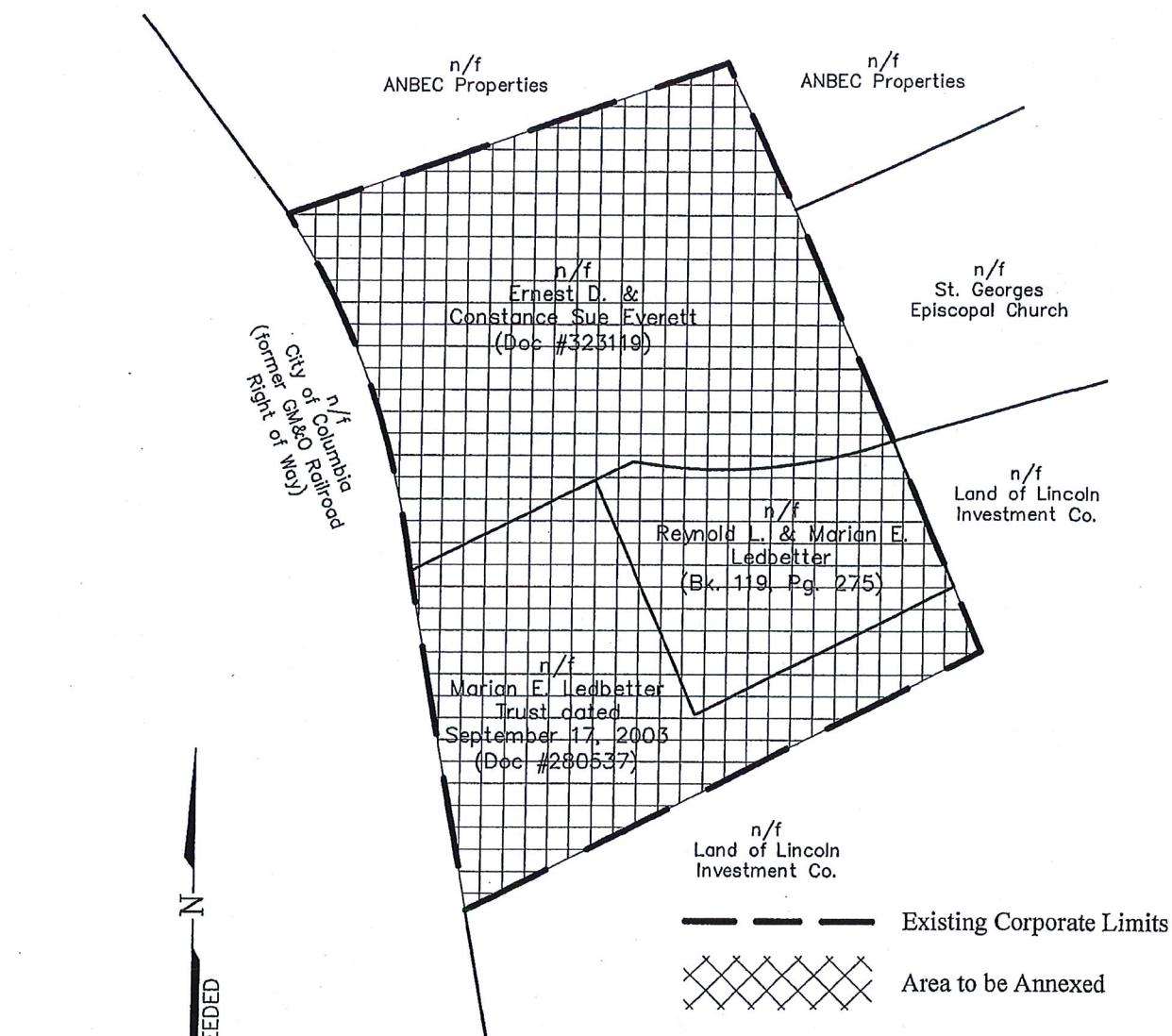


Prepared By HORNER SHIFRIN

# Annexation Plat

EXHIBIT C

of Part of Lots 2, 3, 4, 5, & 6 of Charles Mitweide's Subdivision  
of part of U.S. Survey 773, Claim 2053  
Township 1 South, Range 10 West  
of the Third Principal Meridian, Monroe County, Illinois



0' 200' 400'



SCALE: 1" = 200'

THIS IS TO CERTIFY THAT AT THE REQUEST OF JAMES MORANI, CITY ADMINISTRATOR, CITY OF COLUMBIA, I HAVE PREPARED THIS PLAT BASED UPON LEGAL DESCRIPTIONS, TAX MAPS, AND NOT BY AN ACTUAL LAND SURVEY.



HENEGHAN AND ASSOCIATES, P.C.  
ENGINEERS ~ SURVEYORS  
310A Vision Drive  
Columbia, Illinois 62236  
(618)281-8133 FAX: (618)281-8290  
[www.haengr.com](http://www.haengr.com)  
Project No. 60000-132  
PROFESSIONAL DESIGN FIRM REGISTRATION NO: 184-002692  
EXPIRES: APRIL 30, 2017

PROFESSIONAL LAND SURVEYOR  
STATE OF ILLINOIS  
JAMES M. HENEGHAN, S.P.L.S. #361994 EXP. DATE 11-30-16  
I.P.L.S. NO. 361994 EXP. DATE 11-30-16