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395679

DENNIS KNOBLOCH  
MONROE COUNTY RECORDER  
WATERLOO, IL  
RECORDED ON

05/04/2018 09:32:08AM

HISC R FEE: 52.00

PAGES: 7

BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

## **ORDINANCE NO. 3389**

### **AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND REYNOLD AND MARIAN LEDBETTER FOR A TRACT OF PROPERTY COMPRISING APPROXIMATELY 1.80 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 Reynold and Marian Ledbetter, owners of a tract of land approximately 1.80 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.

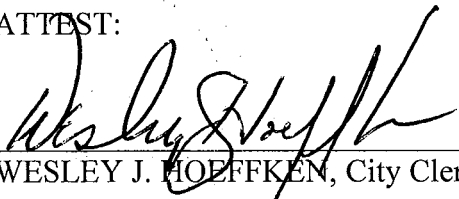
ABSTENTIONS: None.

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. HOFFKEN, City Clerk

STATE OF ILLINOIS       )  
  ) SS  
COUNTY OF MONROE       )

**CERTIFICATE OF TRUE COPY**

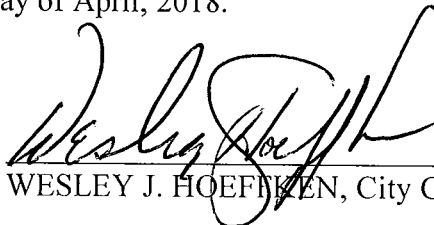
I, Wesley J. Hoeffken, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 3389, entitled:

**“AN ORDINANCE AUTHORIZING THE EXECUTION OF AN  
ANNEXATION AGREEMENT BETWEEN THE CITY OF COLUMBIA, ILLINOIS  
AND REYNOLD AND MARIAN LEDBETTER FOR A TRACT OF PROPERTY  
COMPRISING APPROXIMATELY 1.80 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.

  
\_\_\_\_\_  
WESLEY J. HOEFFKEN, City Clerk

(SEAL)

**Annexation Agreement by and between the City of Columbia and Reynold L. & Marian Ledbetter**

**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 Reynold L. & Marian Ledbetter ("Owners"), record owners 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 Owners of the Property desires to annex said Property to the City of Columbia; and

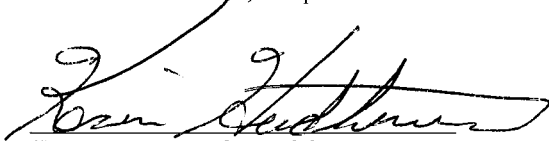
**Whereas**, the Property is not located within the corporate limit of any municipality but is contiguous to the City of Columbia's corporate boundary; and

**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:

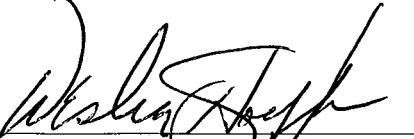
1. The City shall waive the tap-in fees associated with the water and sewer connection, up to a one inch (1") maximum meter size, when service becomes available to the property. Said fees will only be waived for the Property and not for any subsequent divisions or subdivisions of land. The Owner shall be responsible for all remaining meter, material, and labor costs associated with water and/or sewer connection.
2. Upon annexation, the property shall 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

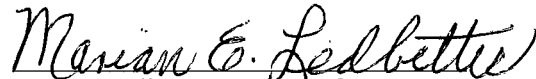
ATTEST:



WESLEY J. HOEFKEN  
City Clerk, City of Columbia

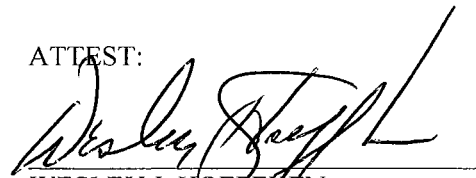


Reynold L. Ledbetter, Property Owner



Marian Ledbetter, Property Owner

ATTEST:



WESLEY J. HOEFKEN  
City Clerk, City of Columbia

### **Exhibit A**

PART OF LOTS 4 AND 5 IN CHARLES MITWEIDE'S SUBDIVISION OF A PART OF SURVEY 773, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK A PAGE 20 IN THE OFFICE OF THE RECORDER OF DEEDS FOR MONROE COUNTY, ILLINOIS, BEING PART OF THAT TRACT OF LAND CONVEYED TO WILLIAM A. LEINGANG AND MARY E. LEINGANG BY INSTRUMENT RECORDED IN BOOK 75 PAGE 329 IN THE SAME OFFICE, AND BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A STEEL STAKE AT THE EASTERNMOST CORNER OF SAID LOT 5, FROM WHICH A STONE AT THE EASTERMOST CORNER OF LOT 6 IN SAID SUBDIVISION BEARS SOUTH 23° 28' 50" EAST 77.85 FEET; THENCE, ALONG THE SOUTHEAST LINE OF SAID LOT 5, SOUTH 63° 28' 17" WEST 329 FEET TO A STEEL STAKE; THENCE NORTH 23° 28' 50" WEST 291.90 FEET TO A STEEL STAKE IN THE NORTHWEST LINE OF SAID LOT 4; THENCE, ALONG THE NORTHWEST LINE OF SAID LOT 4, NORTH 63° 28' 50" EAST 47 FEET, MORE OR LESS, TO THE SOUTHERLY LINE OF A PARCEL OF LAND CONVEYED TO THE EAST ST. LOUIS, COLUMBIA & WATERLOO RAILWAY BY INSTRUMENT RECORDED IN BOOK 47 PAGE 220 IN THE SAME OFFICE, BEING ALSO THE SOUTHERLY LINE OF A TRACT OF LAND CONVEYED TO CHARLES W. TODD, JR. AND VIRGINA TODD BY INSTRUMENT RECORDED IN BOOK 78 PAGE 165 IN THE SAME OFFICE; THENCE EASTWARDLY, ALONG SAID RAILWAY PARCEL, BEING A CURVE TO THE LEFT, A DISTANCE OF 298 FEET, MORE OR LESS, TO A STONE IN THE NORTHEAST LINE OF SAID LOT 4; AND THENCE, ALONG THE NORTHEAST LINE OF SAID LOTS 4 & 5; SOUTH 23° 28' 50" EAST 181.26 FEET, BACK TO THE POINT OF BEGNING.

PERMANENT REAL ESTATE INDEX NUMBER 04-22-201-009-000.



Exhibit B

04-22-201-009-000

 City Limit  
 Parcels



0 188

Feet

July 31, 2017

EF



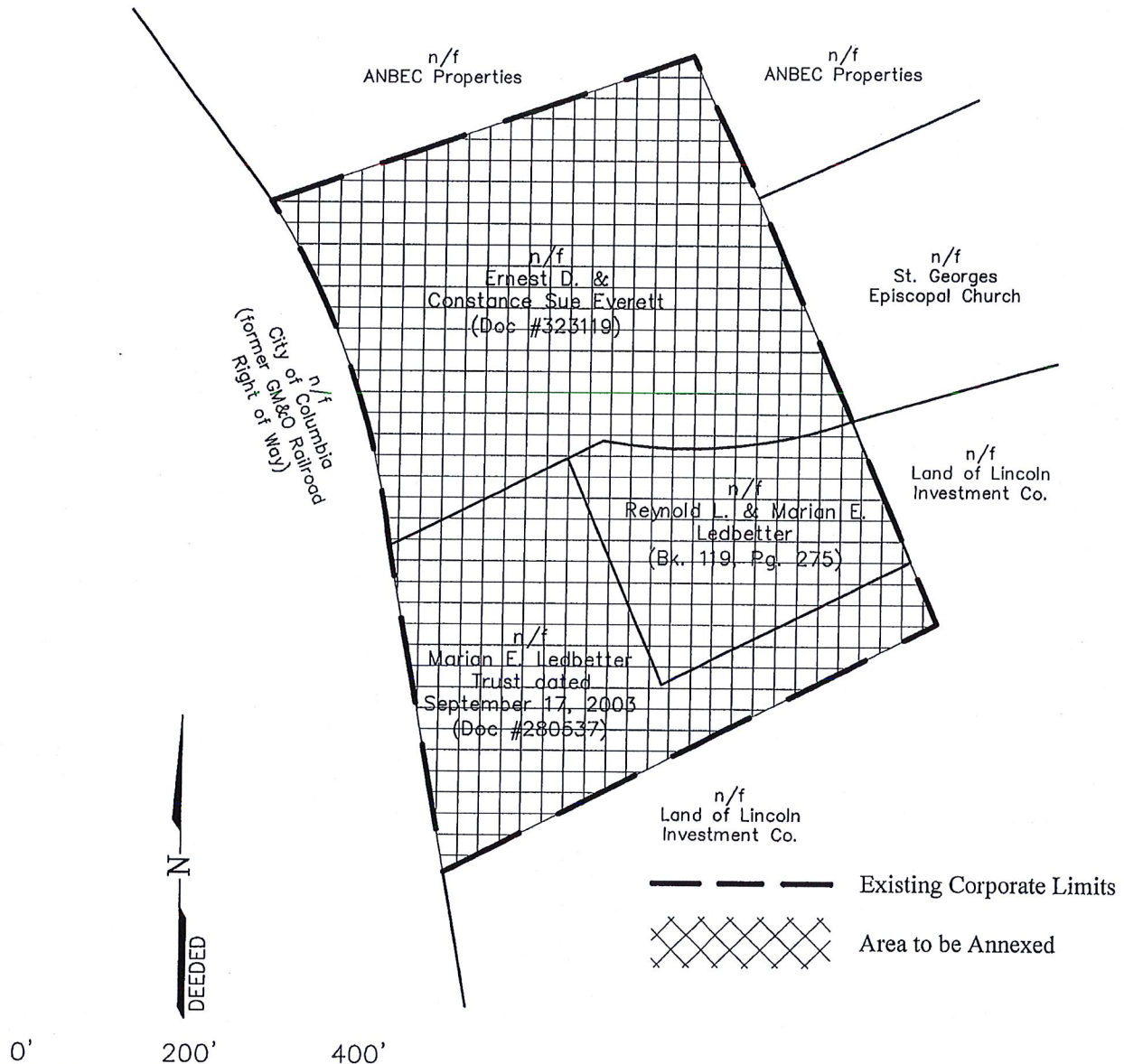
Prepared By HORNER SHIFRIN



# 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



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  
Project No. 60000-132  
PROFESSIONAL DESIGN FIRM REGISTRATION NO: 184-002692  
EXPIRES: APRIL 30, 2017

PROFESSIONAL  
LAND  
SURVEYOR  
STATE OF  
ILLINOIS  
JAMES M. MORANI  
I.P.L.S. NO. 55694  
DATE 11-30-16