

RESOLUTION 03-2024

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA
APPROVING THE PURCHASE OF THE TRELLEBORG PROPERTY LOCATED ON
COUNTY ROAD 427 IN THE CITY OF AUBURN, INDIANA**

Summary

The attached resolution calls for the Common Council of the City of Auburn to authorize the Mayor of the City of Auburn to negotiate and purchase, on behalf of the City of Auburn, certain real property now known as the Trelleborg Property located on County Road 427, Auburn, Indiana 46706 for \$360,000.00.

The resolution also sets forth that the Clerk-Treasurer will file a certified copy of this same resolution with the appropriate County Offices of DeKalb County, Indiana.

_____ Recorder's Office	_____ x _____ Publish Public Hearing
_____ Auditor's Office or	_____
_____ Clerk's Office or	_____ Publish O/R after adoption
_____ Other: Assessor or	_____

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APPROVING THE PURCHASE OF THE TRELLEBORG PROPERTY LOCATED ON
COUNTY ROAD 427 IN THE CITY OF AUBURN, INDIANA**

WHEREAS, the City of Auburn wishes to acquire Real Property at County Road 427, Auburn, Indiana, more particularly described in Exhibit “A”; and

WHEREAS, the purchase of this property is for storage for the Auburn Steet Department and expansion and training for the Auburn Police Department; and

WHEREAS, the purchase price for the property is THREE HUNDRED SIXTY THOUSAND AND 00/100 DOLLARS – (\$360,000.00); and

WHEREAS, Indiana Code §36-1-10.5-5, et seq., requires Common Council approval of any purchase of real estate.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF AUBURN, INDIANA:**

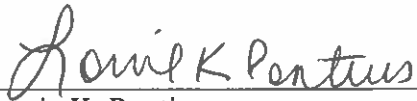
1. The purchase of real estate, located on County Road 427, Auburn, Indiana, specifically described in the Purchase Agreement, is hereby approved and agreed to. The Mayor of the City of Auburn is hereby authorized to execute all documents necessary to accomplish said purchase.

2. This Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


**ADOPTED BY THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA,
ON THE 4th DAY OF June, 2024.**


James Finchum, Councilmember


ATTEST:


Lorrie K. Pontius
Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this me this 4th day of
June, 2024.


Lorrie K. Pontius, Clerk-Treasurer

APPROVED AND SIGNED by me this 4th day of June, 2024.


David E. Clark, Mayor

VOTING:

AYE

NAY

Natalie DeWitt



James Finchum



Rod Williams



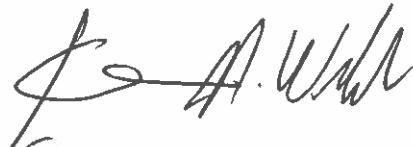
Dan Braun



Dave Bundy



Kevin Webb



Emily Prosser



EXHIBIT "A"
LEGAL DESCRIPTION

THAT TRACT OF REAL ESTATE BEING A PART OF THE NORTHEAST FRACTIONAL QUARTER (1/4) OF SECTION SIX (6), TOWNSHIP 33 NORTH, RANGE 13 EAST, JACKSON CIVIL TOWNSHIP, DEKALB COUNTY, INDIANA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM A STONE AT THE SOUTHEAST CORNER OF THE NORTHEAST FRACTIONAL QUARTER (1/4) OF SAID SECTION SIX (6) PROCEED NORTH 89° 40' 10" WEST (RECORDED BEARING AND BASIS OF ALL BEARINGS IN THIS DESCRIPTION) ON AND ALONG THE SOUTH LINE OF SAID FRACTIONAL QUARTER (1/4) SECTION, 546.46 FEET TO A P.K. NAIL AT THE INTERSECTION OF SAID SOUTH LINE AND THE CENTERLINE OF COUNTY ROAD 427 (FORMER STATE ROAD 427), SAID P.K. NAIL AT SAID INTERSECTION BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 89° 40' 10" WEST ON AND ALONG THE SOUTH LINE OF SAID FRACTIONAL QUARTER (1/4) SECTION, 2116.34 FEET TO AN IRON PIPE AT THE SOUTHWEST CORNER OF SAID FRACTIONAL QUARTER (1/4) SECTION; THENCE NORTH 0° 04' 30" WEST ON AND ALONG THE WEST LINE OF SAID FRACTIONAL QUARTER (1/4) SECTION, 1724.47 FEET TO A SIX (6) INCH DIAMETER WOOD FENCE CORNER POST; THENCE NORTH 89° 18' 30" EAST, 667.98 FEET TO A RAILROAD RAIL FENCE CORNER POST ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THE BALTIMORE AND OHIO RAILROAD; THENCE SOUTH 75° 56' 10" EAST ON AND ALONG SAID SOUTHERLY RAILROAD RIGHT-OF-WAY LINE, 194.68 FEET TO AN IRON ROD; THENCE SOUTH 0° 04' 30" EAST PARALLEL THE WEST LINE OF SAID FRACTIONAL QUARTER (1/4) SECTION, 1626.15 FEET TO AN IRON ROD; THENCE SOUTH 89° 40' 10" EAST PARALLEL TO AND 64 FEET NORTHERLY BY RIGHT ANGLE MEASURE OF THE SOUTH LINE OF SAID FRACTIONAL QUARTER (1/4) SECTION, 1284.34 FEET TO A P.K. NAIL ON THE CENTERLINE OF COUNTY ROAD 427; THENCE SOUTH 21° 06' 40" WEST ON AND ALONG THE CENTERLINE OF COUNTY ROAD 427, 68.45 FEET TO THE POINT OF BEGINNING, CONTAINING 35.828 ACRES GROSS IN TRACT 0.079 ACRE IN COUNTY ROAD 427 RIGHT-OF-WAY OR 35.749 ACRES NET IN TRACT AND SUBJECT TO ALL LEGAL RIGHT-OF-WAYS AND EASEMENTS.

Also being legally described as:

A TRACT OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 33 NORTH, RANGE 13 EAST, IN DEKALB COUNTY, THE STATE OF INDIANA, MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER MARKED BY A STONE FOUND THIS SURVEY; THENCE N 89° 40' 10" W (RECORD), ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, FOR 546.46 FEET TO THE POINT OF BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF COUNTY ROAD 427 AND THE SOUTH LINE OF SAID NORTHEAST QUARTER; THENCE CONTINUING N 89° 40' 10" W, ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, FOR 2115.98 FEET TO THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER MARKED BY AN IRON PIPE FOUND THIS SURVEY; THENCE N 00° 06' 45" W, ALONG THE WEST LINE OF SAID NORTHEAST QUARTER, FOR 1724.47 FEET TO A REBAR SET THIS SURVEY; THENCE N 89° 16' 50" E FOR 668.66 FEET TO A RAILROAD RAIL FENCE POST FOUND THIS SURVEY ON THE SOUTH RIGHT-OF-WAY LINE OF THE CSX RAILROAD; THENCE S 75° 56' 00" E, ALONG THE SOUTH RIGHT-OF-WAY LINE OF THE CSX RAILROAD, FOR 193.53 FEET TO THE NORTHEAST CORNER OF A TRACT OF LAND CONVEYED TO FOAMEX INNOVATIONS OPERATING COMPANY PER DEKALB COUNTY DOCUMENT RECORD #200904317; THENCE S 00° 06' 45" E, PARALLEL TO THE WEST LINE OF SAID NORTHEAST QUARTER, FOR 1626.77 FEET TO THE SOUTHWEST CORNER OF SAID TRACT OF LAND CONVEYED TO FOAMEX INNOVATIONS OPERATING COMPANY; THENCE S 89° 40' 10" E, PARALLEL TO AND 64 FEET NORTH OF THE SOUTH LINE OF SAID NORTHEAST QUARTER, FOR 1284.48 FEET TO THE CENTER LINE OF COUNTY ROAD 427; THENCE S 21° 06' 40" W, ALONG THE CENTER LINE OF COUNTY ROAD 427, FOR 68.45 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINING 35.81

1ST Reading _____
2nd Reading _____

ACRES, MORE OR LESS AND BEING SUBJECT TO ALL PUBLIC ROAD RIGHT-OF-WAYS AND ALL EASEMENTS OF RECORD.

A SURVEY OF SAID TRACT BEING REPRESENTED BY PLAT OF SURVEY #33-13-06-002 AS PREPARED BY SEXTON AND ASSOCIATES; 108 EAST MAIN STREET; ALBION, IN 46701.

PARCEL NUMBER: 17-10-06-251-001.000-010

1ST Reading _____
2nd Reading _____

Purchase Agreement