

PLAINFIELD TOWN COUNCIL

RESOLUTION NO. 2006-04

**A RESOLUTION OF THE PLAINFIELD TOWN COUNCIL ADOPTING
A WRITTEN FISCAL PLAN AND ESTABLISHING A DEFINITE POLICY FOR THE
PROVISION OF SERVICES TO A TERRITORY PROPOSED TO BE
ANNEXED INTO THE TOWN OF PLAINFIELD**

WHEREAS, the Town Council of the Town of Plainfield (the "Town Council") is the governing body of the Town of Plainfield, Hendricks County, State of Indiana (the "Town"); and

WHEREAS, owners of certain land located in Washington Township, Hendricks County, Indiana, have petitioned the Town Council to annex territory containing such land (collectively, the "Territory") into the Town under Indiana Code 36-4-3, as amended (the "Act"), such Territory being more particularly described in the Annexation Ordinance introduced at the Town Council meeting on this date (the "Annexation Ordinance"); and

WHEREAS, the Town must set a public hearing concerning the proposed annexation of the Territory and provide proper notice thereof as required by the Act; and

WHEREAS, as required by the Act, the Town must develop and adopt a written fiscal plan and a definite policy by resolution of the Town Council for the provision of certain services to annexed areas; and

WHEREAS, the Town Council now desires to establish and adopt a written fiscal plan and establish a definite policy showing (1) the cost estimates of planned services to be furnished to the Territory; (2) the method or methods of financing those services; (3) the plan for the organization and extension of those services; (4) that services of a non-capital nature will be provided to the Territory within one year after the effective date of the annexation in a manner equivalent in standard and scope to those non-capital services provided to areas within the present corporate boundaries of the Town, regardless of similar topography, patterns of land use, and population density; and (5) that services of a capital nature will be provided to the Territory within three years after the effective date of the annexation in the same manner as those services are provided to areas within the present corporate boundaries of the Town, regardless of similar topography, patterns of land use and population density, and in a manner consistent with federal, state and local laws, procedures, and planning criteria.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PLAINFIELD, HENDRICKS COUNTY, STATE OF INDIANA, THAT:

Section 1. The Town orders a public hearing to be held concerning the proposed annexation of the Territory not earlier than 60 days prior to the date of the introduction of the Annexation Ordinance, and the Clerk-Treasurer is authorized and directed to disseminate notice of such public hearing at least 60 days before such hearing, all in accordance with the Act.

Section 2. The Town elects to establish and adopt the written fiscal plan attached to and incorporated into this Resolution as Exhibit A (the "Fiscal Plan") for the furnishing of planned services to the Territory in accordance with the Act.

Section 3. The Town will provide a copy of the Fiscal Plan immediately after adoption to any owner of land within the Territory who requests a copy from the Clerk-Treasurer of the Town.

Section 4. (a) The foregoing recitals (or "whereas clauses") are findings by the Town Council and are incorporated into this Resolution by this reference.

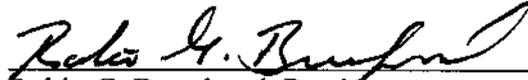
(b) The sections, paragraphs, sentences, clauses and phrases of this Resolution are separable, and if any section, paragraph, sentence, clause or phrase of this Resolution shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining sections, paragraphs, sentences, clause and phrases of this Resolution.

Section 5. This Resolution shall be in full force and effect from and after its passage by the Town Council.

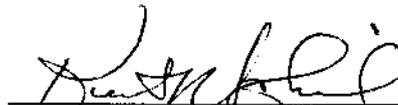
* * *

Passed by the Town Council of the Town of Plainfield, Hendricks County, State of Indiana, this 30th day of January, 2006.

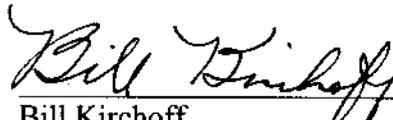
TOWN COUNCIL, TOWN OF PLAINFIELD,
HENDRICKS COUNTY, STATE OF INDIANA



Robin G. Brandgard, President



Kent McPhail



Bill Kirchoff



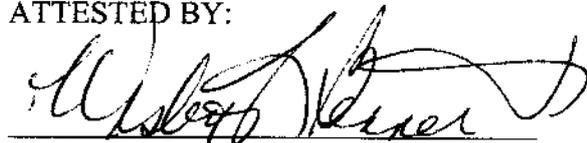
Daniel W. Fivecoat



Edmond L. Gaddie, Jr.

Constituting a majority of the members of the Town Council

ATTESTED BY:



Wesley R. Bennett, Clerk-Treasurer,
Town of Plainfield, Hendricks County,
State of Indiana

EXHIBIT A

FISCAL PLAN