

Resolution No. 2012-001

**Resolution of the Board of Trustees of the Lakeland Regional Sewer District
Authorizing the Purchase of Real Estate**

WHEREAS, the Lakeland Regional Sewer District (the "District") is pursuing the development of a sewer and waste water improvement project (the "Project"); and

WHEREAS, the District has received the preliminary engineering report and design plans (the "Plans") from DLZ Indiana LLC ("DLZ") relating to the Project; and

WHEREAS, the Plans require the District to acquire certain real estate for a waste water treatment facility and three lift stations; and

WHEREAS, the District and DLZ have agreed upon a site for the waste water treatment facility and have identified several tentative sites for each of the three lift stations; and

WHEREAS, pursuant to I.C. 36-1-10.5-5, the District may only purchase certain parcels of land or structures after compliance with applicable appraisal procedures of said section; and

WHEREAS, the District has complied with any applicable appraisal procedures of I. C. 36-1-10.5-5 for the agreed upon waste water treatment facility and the tentative sites for the three lift stations; and

WHEREAS, the District has entered into negotiations for the purchase of the agreed upon waste water treatment facility site and the tentative lift station sites.

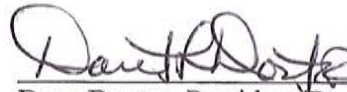
NOW, THEREFORE, BE IT RESOLVED by the Lakeland Regional Sewer District:

1. That the Board of Trustees of the District hereby approves the purchase of approximately 10.153 acres (more or less) of real estate for the waste water treatment facility, consisting of (1) approximately 8.849 acres of a 155 acre parcel of real estate located in Washington Township, Kosciusko County, Indiana, Parcel Number 009-024-001, the common address of which is 4670 E 100 N, Warsaw, Indiana, as more specifically described as Proposed Parcel A on the attached Survey Page made a part hereof (the "Main Parcel"), and (2) approximately 1.304 acres of an 80 acre parcel of real estate located in Washington Township, Kosciusko County, Indiana, Parcel Number 43-12-05-300-081.000-029, the common address of which is 5142 E 100 N, Warsaw, Indiana, as more specifically described as Proposed Parcel B on the attached Survey Page made a part hereof (the "Access Parcel"), all on the terms and conditions set forth below.
2. That the Board of Trustees of the District hereby approves the purchase of the

Main Parcel for a purchase price of \$47,500, plus customary closing costs, and authorizes Carson Boxberger LLP to prepare, negotiate and execute a Purchase Agreement on behalf of the District for the Main Parcel, which Purchase Agreement shall incorporate such price and other customary terms for transactions of this nature.

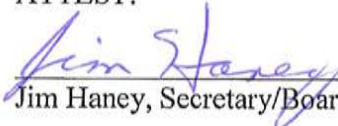
3. That the Board of Trustees of the District hereby approves the purchase of the Access Parcel for a purchase price of \$18,940, plus customary closing costs, and authorizes Carson Boxberger LLP to prepare and negotiate a Purchase Agreement on behalf of the District for the Access Parcel, which Purchase Agreement shall incorporate such price and other customary terms for transactions of this nature.
4. That the Board of Trustees of the District hereby approves the purchase of three of the tentative lift station sites, as such three sites are determined by Carson Boxberger LLP and DLZ, for a purchase price not to exceed \$5,000, plus customary closing costs, and authorizes Carson Boxberger LLP to prepare and negotiate Purchase Agreements on behalf of the District for such sites, which such Purchase Agreements shall incorporate a price in accordance with this paragraph and other customary terms for transactions of this nature.

So adopted this 3rd day of May, 2012, by the Board of Trustees of the District, by a vote of 7 yes and 0 no.



Dave Doctor, President/Board of Trustees

ATTEST:



Jim Haney, Secretary/Board of Trustees

