

COPY

Township of Des Moines

REC'D. BY NOV 10 1999
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RESOLUTION _____

**A RESOLUTION CONSENTING TO ANNEXATION BY THE
CITY OF JACKSON OF 4.14 ACRES OWNED BY
MICHAEL LEV AND JUDITH LEV AND LOCATED IN THE
NW¼NW¼ OF SECTION 23, DES MOINES TOWNSHIP**

WHEREAS, the Board of Supervisors of the Township of Des Moines, Jackson County, Minnesota ("Township"), finds:

A. That Michael Lev and Judith Lev ("Levs") are the owners of 4.14 acres of real property in Des Moines Township, Jackson County, Minnesota, as hereinafter described, upon which they have built a residence and other improvements ("Annexation Area");

B. That the Annexation Area abuts the corporate limits of the City of Jackson ("City") on its west side;

C. That the Annexation Area is served by public utility services provided by the City;

D. That the Annexation Area is now urban or suburban in character;

E. That a "JOINT RESOLUTION FOR ORDERLY ANNEXATION" for the orderly annexation of the Annexation Area ("Joint Resolution") was adopted by the City on January 19, 1993, and by the Township on February 9, 1993;

F. That an "AGREEMENT" for the orderly annexation of the Annexation Area ("Agreement") was made and entered into by the City, the Township, and Levs in 1993;

G. That both the Agreement and the Joint Resolution provide that the Annexation Area would be annexed into the City as of December 1, 1998, and that immediately upon annexation the mill levy on the Annexation Area would be increased to equality with the mill levy on property already within the City;

H. That through mistake or inadvertance the Agreement and the Joint Resolution were not timely filed with the Municipal Board;

I. That the Municipal Board went out of existence as of July 1, 1999;

I. That the Agreement and the Joint Resolution were filed with the office of Minnesota Planning in September, 1999, after the mistake was discovered;

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receive taxes from the Annexation Area for 1999 and 2000, the City shall not be required to make any payment in lieu of taxes to the Township after the City can first levy on the Annexation Area.

Duly adopted at a meeting of the Board of Supervisors of Des Moines Township, Jackson County, Minnesota, held this 12 day of October, 1999.

TOWNSHIP OF DES MOINES

By: Leland Kanuch
Chairman, Board of Supervisors

and

By: Mark Eggman
Clerk