

RESOLUTION NO. 0656

**JOINT RESOLUTION OF THE CITY OF GOODVIEW
AND THE CITY OF MINNESOTA CITY AS TO THE
ORDERLY CONCURRENT DETACHMENT AND ANNEXATION OF PROPERTY**

WHEREAS, the Minnesota Office of Strategic and Long-Range Planning has jurisdiction over certain concurrent detachment and annexation issues; and

WHEREAS, the City of Goodview ("Goodview") and the City of Minnesota City ("Minnesota City") desire to enter into an agreement allowing for the concurrent detachment and annexation of certain property presently located in Minnesota City, pursuant to Minnesota Statute 414.061; and

WHEREAS, Goodview and Minnesota City are in agreement as to the concurrent detachment and annexation of certain lands described herein for the purpose of orderly, planned growth; and

WHEREAS, Goodview makes potable water and wastewater treatment services available to its residents and Goodview is able and willing to provide the necessary governmental services to that portion of Minnesota City to be annexed; and

WHEREAS, Goodview seeks to avoid future environmental problems by developing comprehensive land use planning and controls for that area of Minnesota City to be annexed, so that a long-term environmentally sound solution can be implemented for providing municipal sanitary sewer services and other needed services to that area of Minnesota City to be annexed in a cost effective manner; and

WHEREAS, the area to be annexed is now or is about to become urban or suburban in character; and

WHEREAS, it is in the best interest of Goodview, Minnesota City, and their respective residents to agree to the concurrent detachment and annexation in furtherance of orderly growth and for the protection of the public health, safety, and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such concurrent detachment and annexation by means of this resolution;

NOW, THEREFORE, BE IT RESOLVED by the City of Goodview, Winona County, Minnesota, and the City of Minnesota City, Winona County, Minnesota, as follows:

1. That upon approval by the respective governing bodies of Goodview and Minnesota City, this joint resolution and agreement shall confer jurisdiction upon the Minnesota Office of Strategic and Long-Range Planning so as to accomplish the concurrent detachment and annexation of the lands described in the attached Exhibit "A" in accordance with the terms of this joint resolution and agreement.

2. The following described lands will hereinafter be described as the annexation area and said property is properly subject to concurrent detachment and annexation pursuant to Minnesota Statute Section 414.061. The parties hereto do hereby designate this area as in need of concurrent detachment and annexation as provided by statute; this area consists of approximately 1.1 acres and is legally described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

3. Goodview and Minnesota City mutually state that no alteration by the Minnesota Office of Strategic and Long-Range Planning to the boundaries as described in Exhibit "A" (the "annexation area") is appropriate or permitted.
4. The parties acknowledge that Goodview is capable of providing municipal services, such as sanitary sewer and water to said annexation area.
5. For all property annexed to Goodview pursuant to this resolution, the property tax rate for said property will be as determined by Goodview's tax rate beginning with taxes payable in 2004, and taxes collected from the annexation area for the year 2004 and all future years shall be paid to Goodview.
6. Minnesota City and Goodview agree that all debt of Minnesota City, whether bonded indebtedness, certificates of indebtedness or contractual debt shall remain with the remainder of Minnesota City, and that Goodview assumes no liabilities whatsoever of Minnesota City. Minnesota City, its successors and assigns, agree to hold Goodview harmless from any claims any third parties may have against Goodview relating to said debt.
7. Minnesota City, its successors and assigns also agree to indemnify Goodview for any claims which may be made against Goodview which arise as a result of Minnesota City's action or inaction within the annexation area prior to the finalization of the concurrent detachment and annexation of the annexation area.
8. Each party shall be responsible for the expenses and costs they have incurred for preparation and submission of this Joint Resolution.
9. Having designated the area described in Exhibit "A" as in need of concurrent detachment and annexation, and having provided for all of the conditions of its annexation within this document, the parties to this agreement agree that no consideration by the Minnesota Office of Strategic and Long-Range Planning is necessary. As such, the Minnesota Office of Strategic and Long-Range Planning may review and comment, but shall, within thirty (30) days of the date of receipt of this Joint Resolution for Concurrent Detachment and Annexation, order the annexation of lands described in Exhibit "A" in accordance with the terms of this Joint Resolution.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GOODVIEW THIS 3

EXHIBIT A

That part of the Northwest Quarter of the Northeast Quarter of Section 11, Township 107, Range 8, Winona County, Minnesota, described as follows:

Beginning at the northeast corner of said Northwest Quarter of the Northeast Quarter; thence running west with a variation of compass North 7 degrees 40 minutes East, a distance of 2 chains and 75 links to the point of beginning of the line to be herein described; thence South 16 degrees East a distance of 7 chains and 50 links; thence South 67 degrees 30 minutes West to the northeasterly line of the Canadian Pacific Railroad; thence southeasterly along said northeasterly line of the Canadian Pacific Railroad to the east line of said Northwest Quarter of the Northeast Quarter; thence northerly along said east line of the Northwest Quarter of the Northeast Quarter to the point of beginning.

Excepting therefrom all that part of said Northwest Quarter of the Northeast Quarter, lying within the boundaries of the following described property:

Beginning at a point on the south line of the Southeast Quarter of the Southeast Quarter of Section 2, Township 107 North of Range 8 West; said point being 78 feet east of the southwest corner of said Southeast Quarter of the Southeast Quarter; thence West along the section line 259 feet to the division line between the property of O.M. Lord and the property of the estate of Otto Groost, deceased; thence southeasterly along said division line, 142 feet to a point; thence North 54 degrees 30 minutes East, 272 feet more or less to the point of beginning.

REC'D BY
MMB


AUG 15 2003

AUG 15 2003

DAY OF February, 2003.

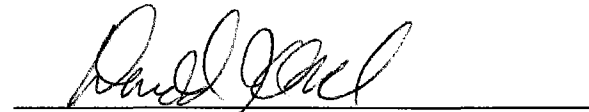


Jack Weimerskirch, Mayor



Daryl Zimmer, City Administrator

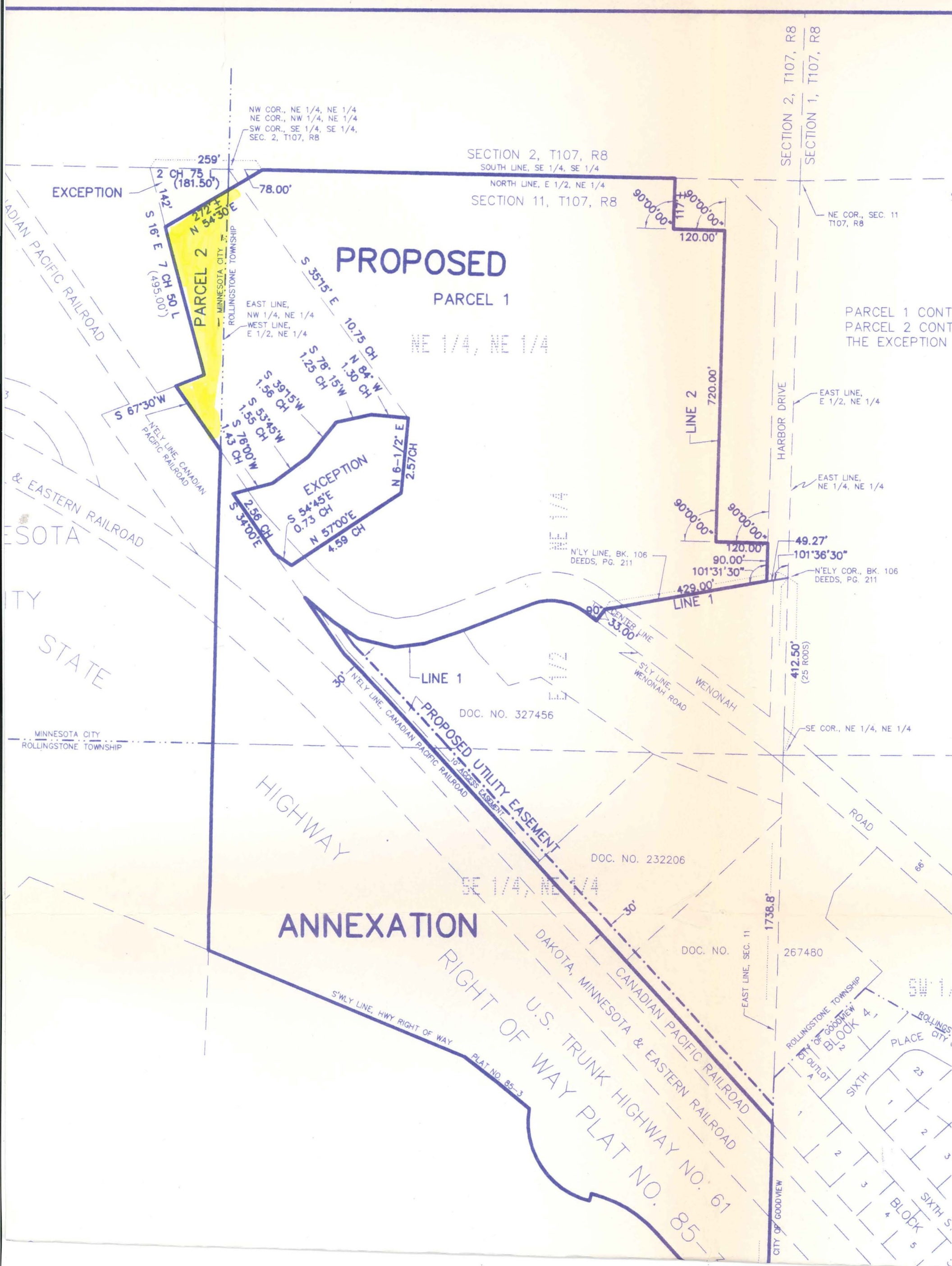
ADOPTED BY THE CITY COUNCIL OF THE MINNESOTA CITY BOARD THIS
4th DAY OF February, 2003.



Donald O'Neil, Mayor



Lori Donehower, Clerk



NW COR., NE 1/4, NE 1/4
NE COR., NW 1/4, NE 1/4
SW COR., SE 1/4, SE 1/4,
SEC. 2, T107, R8

SECTION 2, T107, R8
SOUTH LINE, SE 1/4, SE 1/4
NORTH LINE, E 1/2, NE 1/4
SECTION 11, T107, R8

SECTION 2, T107, R8
SECTION 1, T107, R8

NE COR., SEC. 11
T107, R8

PARCEL 1 CONT
PARCEL 2 CONT
THE EXCEPTION

EAST LINE,
E 1/2, NE 1/4

EAST LINE,
NE 1/4, NE 1/4

49.27'
101°36'30"
N'ELY COR., BK. 106
DEEDS, PG. 211

412.50'
(25 RODS)

SE COR., NE 1/4, NE 1/4

DOC. NO. 232206

DOC. NO.

267480

ROLLINGSTONE TOWNSHIP
CITY OF GOODVIEW
BLOCK 4
SIXTH

ROLLINGSTONE TOWNSHIP
CITY OF GOODVIEW
BLOCK 4
SIXTH

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