

CITY OF CANNON FALLS  
CANNON FALLS TOWNSHIP  
GOODHUE COUNTY, MINNESOTA

REC'D BY  
MAMB

MAR 06 2008

RESOLUTION NUMBER 1716

**JOINT RESOLUTION FOR ORDERLY ANNEXATION OF CERTAIN  
PROPERTY, KNOWN AS THE ST. ANSGAR'S PROPERTY, TO THE CITY OF  
CANNON FALLS PURSUANT TO MINNESOTA STATUTES 414.0325**

WHEREAS, the City and Town desire to accommodate growth in an orderly fashion;  
and

WHEREAS, the City and Town agree that the property situated in Goodhue County and  
legally described on the attached Exhibit "A" is in need of orderly annexation  
("Property"); and

WHEREAS, the Property abuts City property or existing areas of the City as shown on  
the map(s) attached as Exhibit B, containing approximately 10 acres; and

WHEREAS, it is in the best interest of the City, the Township and their respective  
residents for the City and Township to agree to orderly annexation of the Property in  
furtherance of orderly growth, the efficient delivery of public services, and the protection  
of the public health, safety, and welfare; and

WHEREAS, the City and the Township, following due notice thereof and in accordance  
with Minnesota Statutes § 414.0325, conducted a joint informational meeting concerning  
this proposed orderly annexation agreement on February 7, 2008; and

WHEREAS, as a result of these processes, the City and the Township are in agreement  
as to the procedures and process for orderly annexation of said Property and desire to set  
forth the terms and conditions of such orderly annexation by means of this Joint  
Resolution for Orderly Annexation ("Joint Resolution").

**NOW THEREFORE BE IT RESOLVED BY THE TOWN BOARD OF  
SUPERVISORS OF CANNON FALLS TOWNSHIP AND THE CITY COUNCIL  
OF THE CITY OF CANNON FALLS HEREBY APPROVES THE REQUEST  
FOR ANNEXATION AS FOLLOWS:**

1. **Designation of Area to be Annexed.** That as a result of the City's proposed  
provision of urban services to, and urban development of the Property, the previously  
described areas in Cannon Falls Township, Goodhue County, are subject to orderly  
annexation pursuant to Minnesota Statutes § 414.0325, and the parties hereby designate  
these areas for immediate annexation to the City under this orderly annexation  
agreement.

2. **Timing of Annexation.** Upon execution and filing of this Joint Resolution, jurisdiction is hereby conferred upon the Office of Administrative Hearings/Municipal Boundary Adjustments (hereinafter "Office").

3. **Joint Planning.** Since the Property will be immediately annexed to the City upon adoption of this Joint Resolution and approval of the State, joint planning pursuant to M.S. § 414.0325, Subd. 5 is not warranted. The City will, upon annexation, serve as the reviewing agency and local government unit for the purpose of any land use, subdivision, and environmental review of the proposed development and the proposed development will be subject to and comply with the comprehensive plan and official controls of the City.

4. **Electrical Service and Differential Taxation.** That the annexation of the Property will not result in any change of electrical service and that differential taxation under M.S. § 414.035 is not required.

5. **City Reimbursement to Township to Annex Taxable Property.** That the City and Township hereby agree that the Order effecting the annexation shall reference the obligation of the City to reimburse the Township for lost taxes from the annexed Property as required by Minnesota Statutes § 414.036 as detailed in Exhibit C and that there are no special assessments assigned by the Township to the annexed Property or any portion of debt incurred by the Township prior to the annexation and attributable to the Property but for which no special assessments are outstanding.

6. **Filing of Joint Resolution.** Upon execution by the respective governing bodies of the City and Township, the City shall file this Joint Resolution with the Office (or its successor agency).

7. **Alteration of Boundaries Not Authorized.** That both the Township and the City agree, pursuant to M.S. § 414.0325, Subd. 1(f), that no alteration of the stated boundaries of this agreement is appropriate. Furthermore, each party agrees that pursuant to M.S. § 414.0325, Subd. 1(g) no consideration by the Office is necessary, and that upon receipt of this resolution and agreement, passed and adopted by each party, the Director of the Office may review and comment but shall, within thirty (30) days, immediately order the annexation in accordance with the terms of this Joint Resolution.

8. **Correction of Errors.** In the event that there are errors, omissions or any other problems with the legal descriptions, mapping, or tax reimbursement provided in the attached Exhibits the parties agree to make such corrections and file any additional documentation, including a new Exhibit making the corrections requested or required by the Office as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution, without the necessity of re-adopting this Joint Resolution.

ADOPTED this 7<sup>th</sup> day of February, 2008 by the Town Board of Supervisors of Cannon Falls Township, Goodhue County.

CANNON FALLS TOWNSHIP

Keith Smiley  
Chair, Town Board of Supervisors

Deborah Stank  
Town Clerk

ADOPTED BY THE CITY COUNCIL OF THE CITY OF CANNON FALLS ON THIS 7<sup>th</sup> DAY OF FEBRUARY, 2008

SIGNED:

Glenn L. Weibel  
Glenn L. Weibel, Mayor

ATTEST:

Lanell Endres  
Lanell Endres, Acting City Administrator

City of Cannon Falls  
Motion By: Newes  
Second By: Cherwinka  
Bateson: Absent  
Bauer: Aye  
Duncan: Aye  
Otto: Aye  
Newes: Aye  
Cherwinka: Aye

Cannon Falls Township  
Motion By: Hendrickson  
Second By: Otto  
Otto: Aye  
Hendrickson: Aye  
Smiley: Absent



RECD BY  
MAR 06 2008

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EXHIBIT "A"

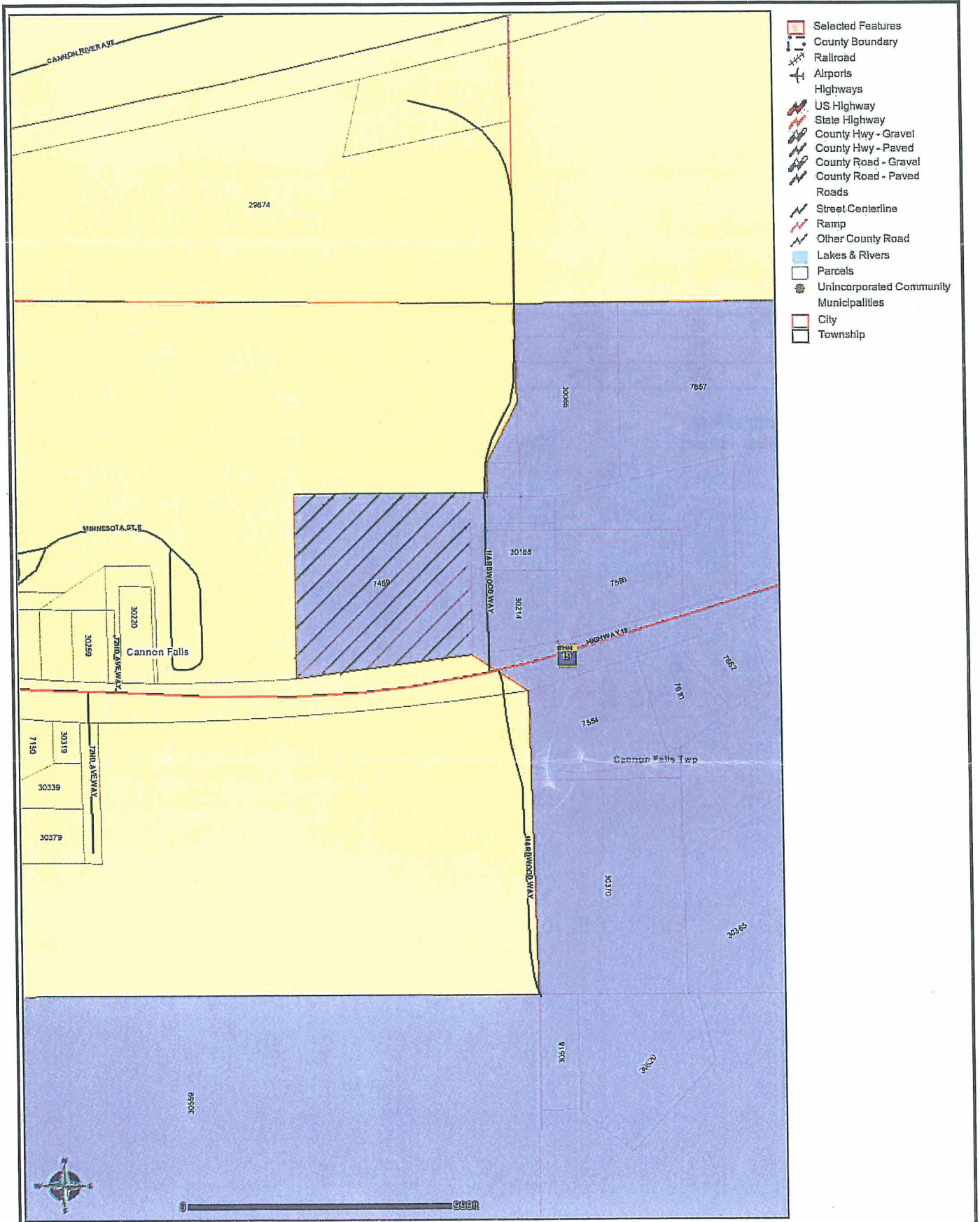
Legal Description of Property

**ST. ANSGARS CHURCH PARCEL**  
**PARCEL ID #280175000**

Part of the Northwest Quarter (NW ¼) of Section 17, Township 112 North, Range 17 West, Goodhue County, Minnesota, described as follows: Beginning at a point 172 feet west of the southeast corner of the Northeast Quarter (NE ¼) of the said Northwest Quarter (NW ¼) of Section 17 – running thence due north 603 feet – thence due west 660 feet – thence due south to the north line of the right-of-way of State Trunk Highway now numbered 19 as the same is now located – thence northeasterly along the north line of the right-of-way of said Trunk Highway No. 19 to a point which is due south of the point of beginning – thence north to the point of beginning – containing 10 acres of land, more or less.

### EXHIBIT "B"

### Corporate Boundary Map and More Detailed Map of Annexation Area



**EXHIBIT "C"**

**City Reimbursement to Town Pursuant to M.S. § 414.036**

The City and Township agree that upon annexation of the Subject Area legally described in Exhibit A, the City shall reimburse the Township for the loss of taxes from the property so annexed for the period and in accordance with the following schedule: 1) in the first year following the year the City could first levy on the annexed area, an amount equal to ninety (90) percent of the property taxes distributed to the Township in regard to the annexed area in the last year that property taxes from the annexed area were payable to the Township; 2) in the second year, an amount equal to seventy (70) percent; 3) in the third year, an amount equal to fifty (50) percent; 4) in the fourth year, an amount equal to thirty (30) percent, and; 5) in the fifth and final year, an amount equal to ten (10) percent/ Thereafter, the City will no longer reimburse the Township.

Year	Current year Tax Amount	X	%	=	Amount	Date Paid	Check Number
Year 2009	0	X	90%	=			
Year 2010	0	X	70%	=			
Year 2011	0	X	50%	=			
Year 2012	0	X	30%	=			
Year 2013	0	X	10%	=			

Special Assessments - None.

Bonded Indebtedness - None.