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By: OAH on 12/7/17

RESOLUTION NO. 1037

**JOINT RESOLUTION OF THE CITY OF GOODVIEW
AND THE TOWNSHIP OF ROLLINGSTONE AS TO THE
ORDERLY ANNEXATION OF SUNDOWN INVESTMENTS, LLC
(Adjacent to former Sundown Motel) PROPERTY
27895 Sundown Lane, Minnesota City, MN 55959**

WHEREAS, the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments has jurisdiction over certain annexation and orderly annexation issues; and

WHEREAS, the City of Goodview, Winona County, State of Minnesota ("Goodview") and the Township of Rollingstone, Winona County, State of Minnesota ("Township") desire to enter into an agreement allowing for the orderly annexation of certain property, pursuant to Minnesota Statute 414.0325; and

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

WHEREAS, Goodview has fire, police and other regulatory governmental services available to its residents and Goodview is able and willing to provide the necessary governmental services to that portion of the Township to be annexed; and

WHEREAS, Goodview seeks to avoid future environmental problems by developing comprehensive land use planning and controls for that area of the Township to be annexed, so that a long-term environmentally sound solution can be implemented for providing needed services to that area of the Township 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, the Township, and their respective residents to agree to an orderly 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 orderly annexation by means of this resolution;

NOW, THEREFORE, BE IT RESOLVED by Goodview and Township as follows:

1. That upon approval by the respective governing bodies of Goodview and the Township, this joint resolution and agreement shall confer jurisdiction upon the Office of Administrative Hearings/Municipal Boundary Adjustments so as to accomplish the orderly 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 land will hereinafter be described as the annexation area and said property is properly subject to orderly annexation pursuant to Minnesota Statute Section 414.0325. The parties hereto do hereby designate this area as in need of orderly annexation as provided by statute; this area is legally described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

Tax Parcel ID# 12.015.1640

3. Goodview and Township mutually state that no alteration by the Office of Administrative Hearings/Municipal Boundary Adjustments to the area boundaries as described in Exhibit "A" (the "orderly annexation area") is appropriate or permitted.
4. The parties acknowledge that Goodview is capable of providing municipal services to said orderly 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 2018, and taxes collected from the orderly annexation area for the year 2018 and all future years shall be paid to Goodview. All taxes collected from the orderly annexation area for the year 2017 and all prior years shall be paid to Township.
6. The Township and Goodview agree that all debt of the Township, whether bonded indebtedness, certificates of indebtedness or contractual debt shall remain with the remainder of the Township, and that Goodview assumes no liabilities whatsoever of the Township. The Township, its successors and assigns, agree to hold Goodview harmless from any claims any third parties may have against Goodview relating to said debt.
7. The Township, its successors and assigns also agree to indemnify Goodview for any claims which may be made against Goodview which arise as a result of Township action or inaction within the orderly annexation area prior to the finalization of the annexation of the orderly 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. The parties agree that Goodview shall pay the Township \$400.00 on or before December 31, 2017, for reimbursement as provided in Minnesota Statute Section 414.036.

10. Having designated the area described in Exhibit "A" as in need of orderly 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 Office of Administrative Hearings/Municipal Boundary Adjustments is necessary. As such, the Office of Administrative Hearings/Municipal Boundary Adjustments may review and comment, but shall, within thirty (30) days of the date of receipt of this Joint Resolution for Orderly 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 23rd
DAY OF October, 2017.

Steve Baumgart

Steve Baumgart, Mayor

Daniel J. Matejka

Daniel J. Matejka, City Administrator

ADOPTED BY THE ROLLINGSTONE TOWNSHIP BOARD THIS 13th DAY
OF NOV, 2017.

Mark Clark

Mark Clark, Chairman

Marcia Anderson

Marsha Anderson, Clerk

Marcia

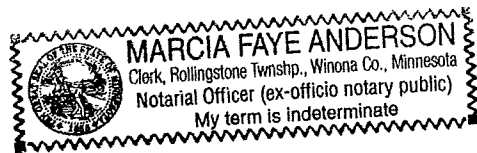


EXHIBIT "A"

Commencing at the Southeast corner of Section 13, Township 107, Range 8; thence in a Northerly direction and along the East line of Section 13, a distance of 1437.9 feet to the center line of the East bound lane of U.S. Highway 61; thence Northwesterly and along the center line of the East bound lane of U.S. Highway 61 a distance of 159.2 feet; thence at a deflection angle to the left of $47^{\circ} - 58'$ and a distance of 385.0 feet to the point of beginning; thence at a deflection angle to the right of $58^{\circ} - 09'$ and a distance of 166.4 feet; thence at a deflection angle to the left of $90^{\circ} - 00'$ and a distance of 25.0 feet to a point; thence at a deflection angle to the right of $3^{\circ} - 29'$ and a distance of 97.0 feet to a point; thence at a deflection angle to the left of $96^{\circ} - 42'$ and distance of 45.2 feet to a point; thence at a deflection angle to the left of $13^{\circ} - 48'$ and a distance of 25.9 feet to a point; thence at a deflection angle to the left of $13^{\circ} - 57'$ and a distance of 117.6 feet to a point; thence at a deflection angle to the left of $86^{\circ} - 08'$ and a distance of 29.6 feet to a point; thence at a deflection angle to the right of $59^{\circ} - 14'$ and a distance of 29.1 feet more or less to the point of beginning and there terminating.

Excepting therefrom a strip of land 25.0 feet in width and located along the Northerly boundary of the above described parcel of land. Said strip of land to be used as a road for the property owners adjoining immediately Southerly of the following described line: Commencing at the Southeast corner of Section 13, Township 107, Range 8; thence in a Northerly direction and along the East line of Section 13, a distance of 1437.9 feet to the centerline of the East bound lane of U.S. highway 61; thence Northwesterly, and along the center-line of the East bound lane of U.S. Highway 61 a distance of 159.2 feet; thence at a deflection angle to the left of $47^{\circ} - 58'$ and a distance of 385.0 feet to the point of beginning; thence at a deflection angle to the right of $58^{\circ} - 09'$ and a distance of 341.5 feet to a point and there terminating.



Overview



Legend

- Parcel Acres
- Parcel
- Roads
 - Other
 - Interstate
 - US/State Highway
 - City Streets
 - County Road
 - Township Road
 - Private Drive
- Winona Boundary
- Municipalities

Parcel ID	120151640	Alternate ID	n/a	Owner Address	SUNDOWN INVESTMENTS LLC
Sec/Twp/Rng	13-107-008	Class	201 - RESIDENTIAL		626 2ND ST E
Property Address	27895 SUNDOWN LN	Acreage	n/a		WINONA, MN 55987
	MINNESOTA CITY				
District	ROLLINGSTONE TWP				
Brief Tax Description	Sect-13Twp-107Range-008 Lot-004 PARCEL IN LOT 4				
	(Note: Not to be used on legal documents)				

Note: This map is created from data contained in Winona County GIS and is for reference purposes only. While significant effort has been invested to depict boundary extents as accurately as possible per existing records, this map should not be considered a replacement for professional land survey.

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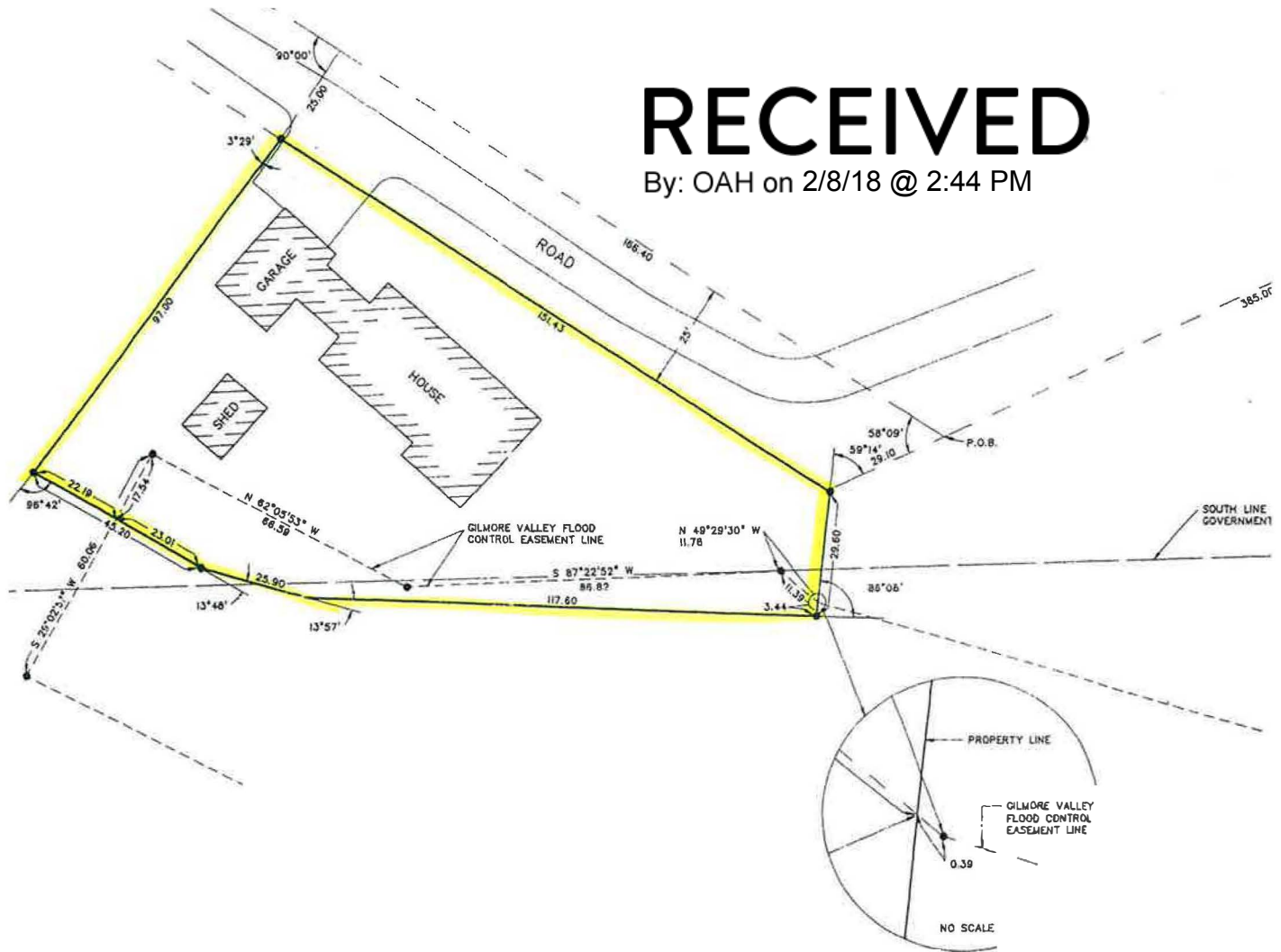
 Developed by
 The Schneider Corporation

CERTIFICATE

GOVERNMENT LOT 4
SECTION 13, T107N,

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By: OAH on 2/8/18 @ 2:44 PM



GOVERNMENT LOT
SECTION 13, T107N, R8W