

REC'D. BY
MMB FEB 16 1995

TO: THE MINNESOTA MUNICIPAL BOARD
165 METRO SQUARE BUILDING
ST. PAUL, MN 55101

IN THE MATTER OF THE JOINT RESOLUTION
OF THE TOWNSHIP OF GORDON AND THE CITY
OF OSAKIS DESIGNATING AN UNINCORPORATED
AREA AS IN NEED OF ORDERLY ANNEXATION
AND CONFERRING JURISDICTION OVER SAID
AREA TO THE MINNESOTA MUNICIPAL BOARD
PURSUANT TO M.S. 414.0235

JOINT RESOLUTION
FOR ORDERLY ANNEXATION

THE TOWNSHIP OF GORDON AND THE CITY OF OSAKIS HEREBY JOINTLY
AGREE TO THE FOLLOWING:

1. That the following-described area in Gordon Township is
subject to orderly annexation pursuant to M.S. 414.0325, and the
parties hereto designate this area for orderly annexation:

a. That part of Government Lot 7, Section 30, Township 128
North, Range 35 West, Todd County, Minnesota, lying within
the right of way of Minnesota Trunk Highway No. 27,
excepting that portion thereof which is already contained
within the City Limits of the City of Osakis.

b. All that portion of Government Lot 7, Section 30,
Township 128 North, Range 35 West, lying between the
inlet/water channel connecting Lake Osakis with Faille Lake
(Mud Lake), on the west, and the Plat of Alfred Hanson's
Subdivision, on the east, and lying southeasterly of
Minnesota Trunk Highway No. 27, Todd County, Minnesota

c. Lots 1 and 2, Block 1, Alfred Hanson's Subdivision to
the City of Osakis, Todd County, Minnesota.

d. Lot 12, Block 2, Harris Subdivision, Todd County,
Minnesota.

e. Beginning at a point 960.6 feet west from the north
quarter corner of Section 29, Township 128 North, Range 35
West, thence in a southwesterly direction along the west
side of the right of way of Highway No. 27 for a distance of
329.4 feet to the northeast corner of Lot 12, Block 2 of
Harris's Subdivision of Government Lots 1 and 2 of Section
29, Township 128 North, Range 35 West; thence west along the
north line of said Lot 12 to the shore of Lake Osakis,
thence north along the lakeshore to the Section line; thence
East along the section line to the place of beginning, being
a part of Government Lots 1 and 2 of Section 29, Township
128 North, Range 35 West of the 5th P.M., Todd County,
Minnesota.

f. Plat of Wells and Dickey Co. Subdivision of southwest part of Government Lot 4, Section 20, Township 128 North, Range 35 West, Todd County, Minnesota.

g. That part of Government Lot 4, Section 20, Township 128 North, Range 35 West, Todd County, Minnesota, described as follows:

Commencing at the northeasterlymost corner of Lot 17, Wells and Dickey Co. Subdivision; thence North 19°0' East 20 feet; thence North 69°30'00" West 133 feet more or less to the shoreline of Lake Osakis; thence southwesterly along said shoreline 40 feet more or less to the intersection with the northeasterlymost line of Lot 17, Wells and Dickey Co. Subdivision; thence South 44°02'06" East and along said northeasterlymost line of said Lot 17 to the westerlymost corner of said Lot 18; thence North 89°35'22" East and along the northerlymost line of said Lot 18 a distance of 105.51 feet to the point of beginning.

h. That part of Government Lot 7, Section 30, Township 128 North, Range 35 West, Todd County, Minnesota, lying easterly of the north-south quarter line of said Section 30 and westerly of the inlet/water channel connecting Lake Osakis with Faille Lake (Mud Lake) and northerly of the southerly right of way line of Minnesota Trunk Highway No. 27.

All of the above lands consisting of 14 acres, more or less.

2. That the Township of Gordon does, upon passage of this Resolution and its adoption by the City Council of the City of Osakis, Minnesota, and upon acceptance by the Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the various provisions contained in this Agreement.

3. The above-described properties abutting the City of Osakis are presently urban or suburban in nature or are about to become so and the area to be annexed is not presently served by public sewer facilities and public sewer facilities are not otherwise available. Further, the City of Osakis is capable of providing services to this area within a reasonable time, or the annexation would be in the best interests of the area proposed for annexation.

4. That no alteration of the stated boundaries is appropriate as to the area designated for orderly annexation.

5. The area described above as being in need for orderly annexation abuts upon the city limits of the City of Osakis and none of it is presently included within the corporate limits of any incorporated City.

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6. That the extension of its sanitary sewer system to the above-described area by the City of Osakis will improve the water quality of Lake Osakis due to the fact that many of the private sewer systems located in the area designated for orderly annexation are substandard and insufficient space exists on many parcels within which to install proper septic systems. The Town Board of the Township of Gordon desires to be instrumental in improving the water quality of Lake Osakis.

7. That the majority of the property owners lying within the area designated for orderly annexation has approved of such annexation in order to obtain the extension of the sanitary sewer system.

8. The Town Board of the Township of Gordon recognizes the negative impact that annexation of the above-described area designated for order annexation will have upon its revenues due to loss of tax base. In recognition of this fact, property taxes payable on the annexed land shall continue to be paid to the Township of Gordon for the year in which the annexation becomes effective. Thereafter, property taxes on the annexed land shall be paid to the City of Osakis, provided, however, that in the first year following the year the land was annexed, the City of Osakis shall make a cash payment to the Township of Gordon in an amount equal to two-thirds of the property taxes payable in respect of the annexed land based upon the tax capacity of the annexed land in the year of annexation. In the second year following the year the land was annexed, the City of Osakis shall make a cash payment to the Township of Gordon in an amount equal to one-third of the property taxes payable in respect of the annexed land based upon the tax capacity of the annexed land in the year of annexation. In the third year following the year the land was annexed, the City of Osakis shall be entitled to retain all property taxes payable on the annexed land.

9. That no conditions precedent must be met prior to the Orderly Annexation of the designated area as above described. Accordingly, upon the execution of this Joint Resolution for Orderly Annexation, the City of Osakis may cause it to be filed with the Minnesota Municipal Board.

10. That any person owning lands annexed to the City of Osakis pursuant to this Agreement shall have the following rights with regard to the payment of assessments and hook-up charges in connection with the extension of the sanitary sewer system:

All costs of the extension of the city sanitary sewer system which are not covered through the Grant awarded by the Rural Economic and Community Development Administration (formerly Farmers Home Administration) shall be assessed to such property owners on the basis of a "per equivalent residential unit" over a twenty-nine (29) year period.

11. No consideration by the Board is necessary. The Board may review and comment but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF OSAKIS THIS 6th DAY OF February, 1995.

CITY OF OSAKIS

By James E. Carpenter
James E. Carpenter, Mayor

Attest:

Lyla J. Engfer
Lyla J. Engfer, City Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWNSHIP OF GORDON THIS 27th DAY OF February, 1995.

TOWNSHIP OF GORDON

By James A. Kral
James A. Kral
Gordon Town Board Chairman

Attest:

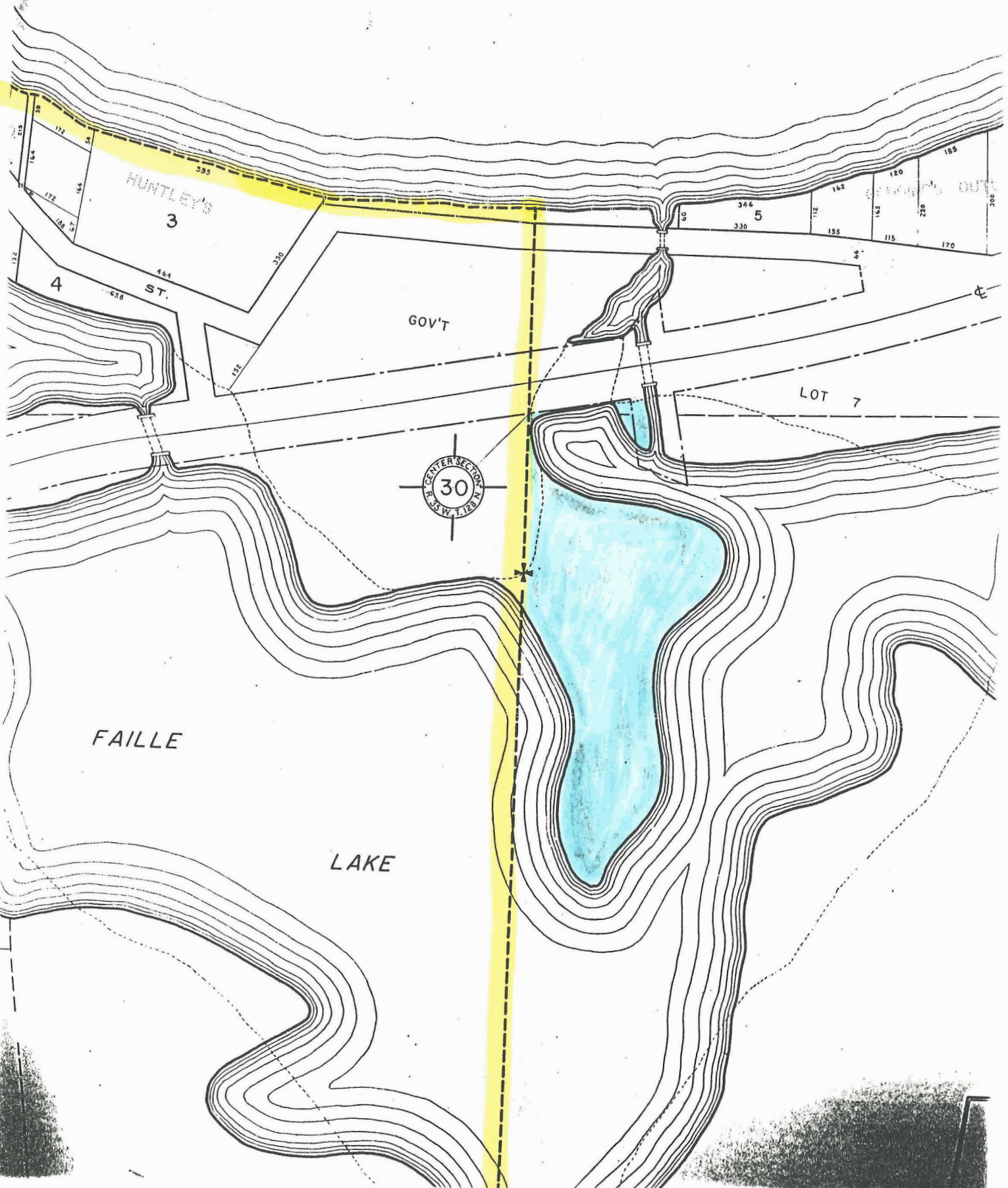
Philip L. Larson
Philip L. Larson
Gordon Town Board Clerk

85-699S/OSAKIS.JTR

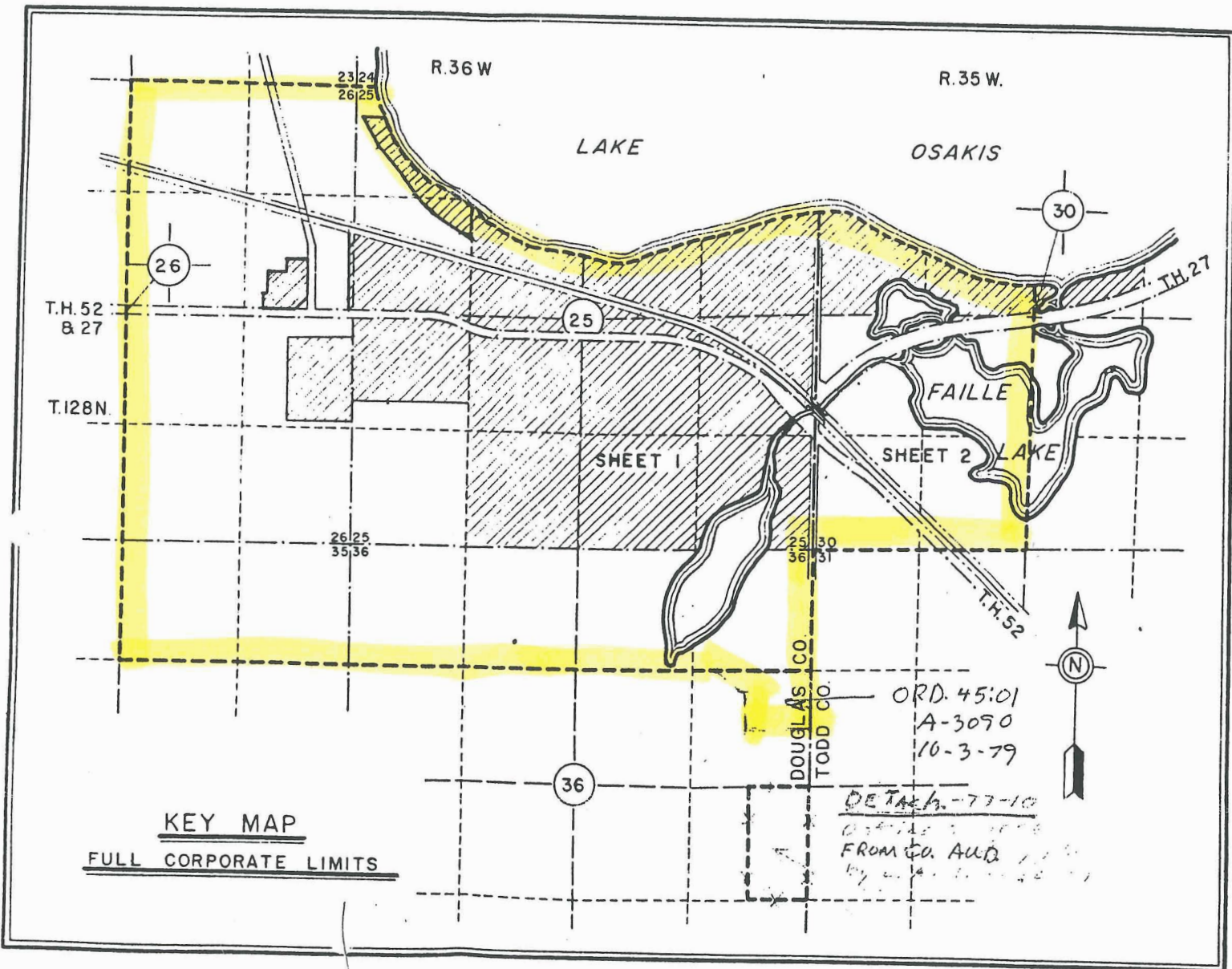
LAKE

OSAKIS

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1970 POP. 1306

(TODD CO. 69, DOUGLAS CO. 1237) NEW SHEET DRAWN

SHEET 2 OF 2 SHEETS

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OSAKIS

TO