

STATE OF MINNESOTA

IN DISTRICT COURT

COUNTY OF ITASCA

NINTH JUDICIAL DISTRICT

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In the Matter of the Joint  
Resolution of the City of  
Nashwauk and the Town of  
Nashwauk, Itasca County,  
Minnesota DESIGNATING AN  
INCORPORATED AREA IN  
NEED OF ORDERLY ANNEXATION

JOINT RESOLUTION  
FOR ORDERLY ANNEXATION  
AND IMMEDIATE  
ANNEXATION

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This Joint Resolution made and entered into the day and year hereinafter noted by the City of Nashwauk, hereinafter referred to as "City" and the Town of Nashwauk, hereinafter referred to as "Town."

RECITALS

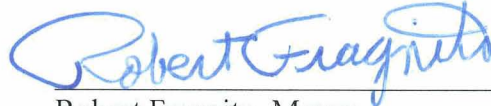
1. That the area is in need for water and sewer services because of the commercial/industrial expansion caused by the Minnesota Iron and Steel development.
2. The correct legal description of the property located within the Township and proposed for annexation is Section Twenty-five (25), Township Fifty-seven (57) North, Range Twenty-three (23) West, containing 668 acres.
3. The City is capable of providing the necessary service to this area within a reasonable time and the Town agrees it has no interest in a separate water and sewer system, thus, immediate annexation of this area would be in the best interest of all concerned.
4. The City and Town believe that no consideration by the Planning Board is necessary and both agree that the above-described area should be annexed and become a part of the City, subject to all of the ordinances, controls and other obligations and benefits of property located within the City, and should cease to be part of the Township.

NOW, THEREFORE BE IT RESOLVED BETWEEN THE CITY AND TOWNSHIP  
AS FOLLOWS:

1. That the area described above is in need of orderly annexation and no alternative boundaries are appropriate.
2. The area legally described above, with the development of the Minnesota Iron and Steel project will become urban in nature and should be annexed into the City following state review.

3. The conditions of annexation of said area described above shall be that said property shall cease to be part of the Township and shall be annexed to be included within the corporate limits of the City and would in all things become subject to the jurisdiction of the City and become a part thereof and shall be release from the jurisdiction of the Township and shall no longer be a part thereof.
4. The City and Town agree that pursuant to Minnesota Statute §414.0335, subd. 12, the taxes shall be divided as follows:  
  
Year 2000 - 90% of taxes levied shall remain with the townships  
  
2001 - 70%  
2002 - 50%  
2003 - 30%  
2004 - 10%  
  
In the year 2005 and thereafter all taxes levied on the annexed property shall become the Citys.
5. The City upon annexation shall zone the area pursuant to it existing ordinance. The City agrees to amend its zoning ordinance to permit the township to operate and expand the cemetery in the area to be annexed.
6. Until such time, there is actual development resulting in people and equipment on site, the area to be annexed shall remain open for public hunting.
7. Upon annexation, the City shall take over the maintenance of and responsibility for all public roadways located in the annexed area.
8. Upon annexation, the City shall take over the police and fire protection over the annexed area.
9. In the event that the Minnesota Iron and Steel project does not develop, both parties acknowledge that the law would then be rural in nature, and both agree that within five (5) years the annexed land and its taxes shall be detached from the City of Nashwauk and again become, by agreement, Nashwauk Township.
10. The parties may mutually agree to extend the time for implementing parts of this Agreement. Any mutual extensions will not require approval of the Planning Board.
11. The joint resolution shall be submitted to the Planning Board as required by law.

THE ABOVE RESOLUTION IS HEREBY ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF NASHWAUK, ITASCA COUNTY, MINNESOTA, ON THE 10<sup>th</sup> DAY OF January, 2000



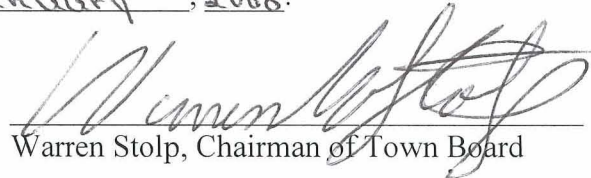
Robert Fragnito, Mayor

ATTEST:



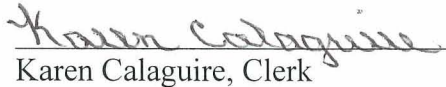
Edward Bolf, Clerk-Treasurer

THE ABOVE RESOLUTION IS HEREBY ADOPTED AND APPROVED BY THE TOWN BOARD OF SUPERVISORS OF THE TOWN OF NASHWAUK, ITASCA COUNTY, MINNESOTA, ON THE 11<sup>th</sup> DAY OF January, 2000.

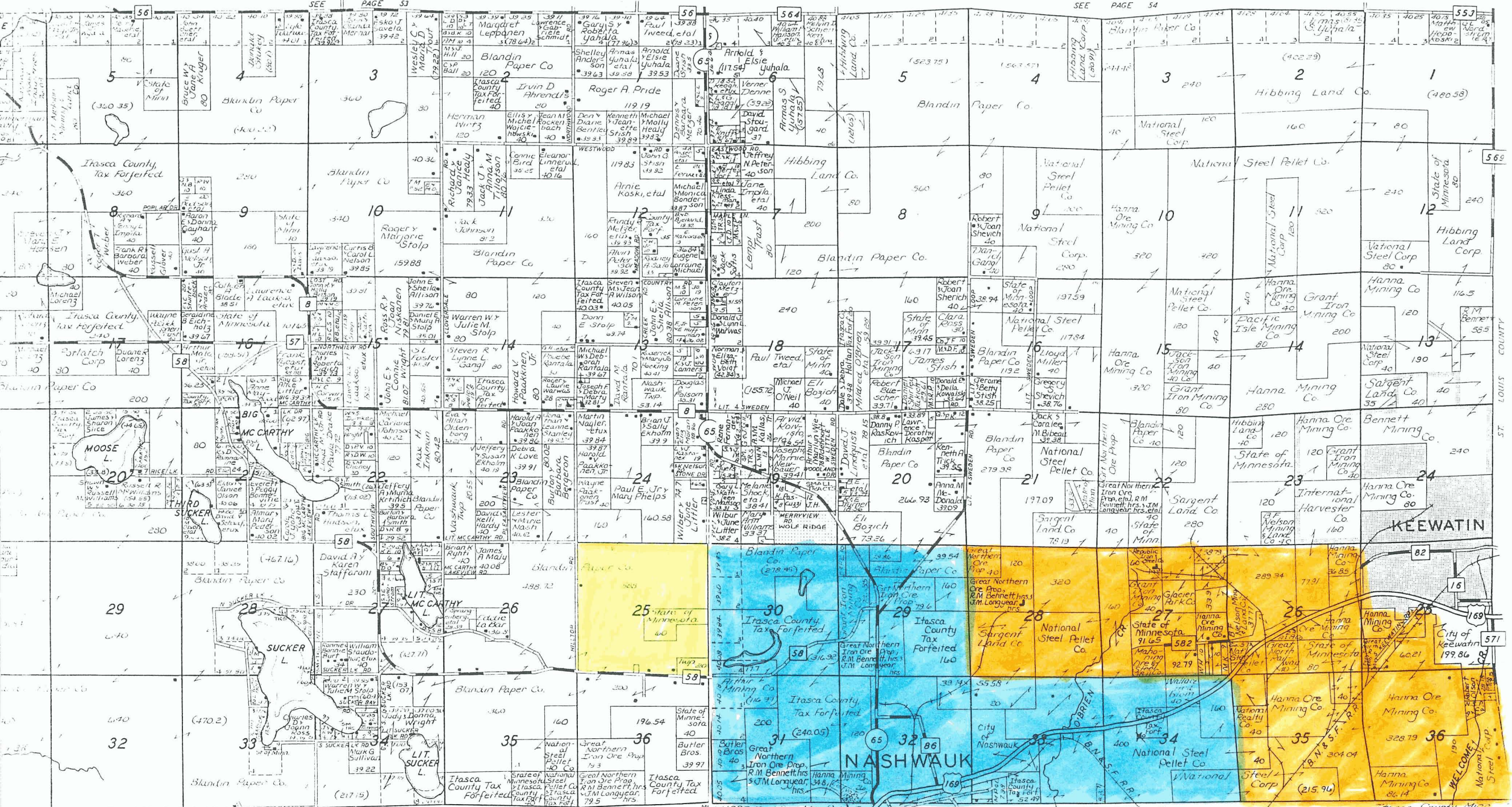


Warren Stolp, Chairman of Town Board

ATTEST:



Karen Calaguire, Clerk



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REC'D. BY MAR 08 2000 MMB

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Itasca County, Minn.