

RESOLUTION NO. 2000- 61

JOINT RESOLUTION OF
THE TOWN OF MINDEN AND THE CITY OF SAUK RAPIDS
REGARDING THE ORDERLY ANNEXATION OF
PROPERTY FROM THE TOWN INTO THE CITY

WHEREAS, the Town of Minden (hereafter referred to as the "Town") and the City of Sauk Rapids (hereafter referred to as the "City") enter into this Resolution in the spirit of joint cooperation;

WHEREAS, Sauk Rapids School District has purchased property located in the Town for purpose of constructing a new school (said property is described on the attached Exhibit A and is hereafter referred to as the "School Property");

WHEREAS, the School has entered into a Right of First Refusal to purchase additional property if needed for the construction of the School (said property is described on the attached Exhibit B and is hereafter referred to as the "Right of First Refusal Property");

WHEREAS, the School has requested that the City and Town enter into this Agreement for the annexation of the property acquired for the purposes of the new school;

WHEREAS, the Town and the City agree that it is desirable that the school property be located within the municipal limits of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAUK RAPIDS AND THE BOARD OF SUPERVISORS OF THE TOWN OF MINDEN THAT:

1. The School Property and the Right of First Refusal Property as described on Exhibit A and Exhibit B attached hereto and incorporated herein by reference, are designated as being in need of orderly annexation under and pursuant to the provisions of Minnesota Statutes Chapter 414.0325.
2. The Town and the City mutually agree that no alteration of the boundaries of the orderly annexation area is necessary or appropriate. The board may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.
3. The Town and the City mutually agree that the reason for the designation of the School Property and the Right of First Refusal Property for orderly annexation is

necessary to facilitate the construction of a new school which will require municipal utilities and services.

4. The School Property as described on **Exhibit A** shall be immediately annexed to the City upon execution of this Resolution by the Town and the City.
5. The Right of First Refusal Property as described on **Exhibit B** may be annexed to the City by Resolution of the City if and when the School closes on the purchase of the Right of First Refusal Property.
6. If the City constructs water and sewer mains to serve the annexed Property, land adjoining the utility mains will not be assessed for such improvements until and unless those properties are annexed into the City.

Adopted by the Supervisors of the Town of Minden this 11 day of NOV, 2000.

Town of Minden

Stephen J. Simon
Chair

Attest:

Paul Edward Wessberg
Town Clerk

Adopted by the Council of the City of Sauk Rapids this 27th day of NOVEMBER, 2000.

City of Sauk Rapids

Jerry Teese
Mayor

ATTEST:

Nemus Muanow
City Clerk

Exhibit A

(legal description of the "School Property" designated for orderly annexation)

That part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Eighteen (18), Township Thirty-six (36) North, Range Thirty (30) West, Benton County, Minnesota lying Southerly of a line drawn from a point on the West line of said Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$) distant 20.00 feet North of the Southwest corner of said Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ or NW $\frac{1}{4}$) to a point on the East line of said Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) distant 30.00 feet North of the Southeast corner of said Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$);

AND

All lands lying North of Benton County Road Number 3 of the following described property; That part of the West Half of the Southeast Quarter (W $\frac{1}{2}$ of SE $\frac{1}{4}$) and the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Eighteen (18), Township Thirty-six (36) North, of Range Thirty (30) West, of the Fourth Principal Meridian, Benton County, Minnesota.

EXCEPT the East 48.00 feet of said W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 18, Township 36 North, Range 30 West, which lies North of the centerline of County Road No. 3.

ALSO EXCEPT that part of said E $\frac{1}{2}$ of SW $\frac{1}{4}$, Section 18, Township 36 North, Range 30 West, described as follows: Beginning at the intersection of the west line of said E $\frac{1}{2}$ SW $\frac{1}{4}$ with the centerline of County Road No. 3; thence North 01° 06' 41" West, assumed bearing along said West line 617.49 feet; thence North 88° 53' 19" East 370.68 feet; thence South 25° 22' 45" East 349.59 feet to said centerline of County Road No. 3; thence South 58° 44' 10" West along said centerline of 594.85 feet to the point of beginning.

The land described above contains approximately 107.72 Acres

Exhibit B

(legal description of the "Right of First Refusal Property" designated for orderly annexation)

That part of said E ½ of SW 1/4, Section 18, Township 36 North, Range 30 West, described as follows: Beginning at the intersection of the west line of said E ½ SW 1/4 with the centerline of County Road No. 3; thence North 01° 06' 41" West, assumed bearing along said West line 617.49 feet; thence North 88° 53' 19" East 370.68 feet; thence South 25° 22' 45" East 349.59 feet to said centerline of County Road No. 3; thence South 58° 44' 10" West along said centerline of 594.85 feet to the point of beginning.

The land described above contains approximately 5.0 Acres.

REC'D. BY
M M B DEC 26 2000

CERTIFICATE OF SURVEY

