

February 23, 1993

James O. Taylor
Rockford Township Clerk
Rural Route 2, Box 324
Delano, Minnesota 55328

Re: A-5063 Rockford (Notice of Intent; 27 acres)

Dear Mr. Taylor:

The Municipal Board received the township's objection to the above-entitled annexation on February 23, 1993. However, it appears that the objections were not filed with the Municipal Board within the statutory timeline. Minnesota Statutes 414.033, Subd. 3 states, "...The town board shall have 90 days from the date of service to serve objections with the board. If no objections are forthcoming within the said 90 day period, such land may be annexed by ordinance...."

If you have any questions concerning this matter, please contact this office.

Sincerely,

MUNICIPAL BOARD

Patricia D. Lundy
Assistant Director

PDL:sjh

cc: Frank Kundrat, Attorney at Law
Nathan Bissonette, Attorney at Law
William Radzwill, Attorney at Law -

REC'D. BY
MMB FEB 23 1993
FROM

SPEED LETTER®

TO

Minnesota Municipal Board
Suite 475 McColl Building
366 Jackson Street
St. Paul, MN 55101

James O. Taylor, Clerk
Rockford Township
3487-37th St SE
Delano, MN 55328

SUBJECT MMB Docket No. A-5063 Rockford

FOLD NO. 9 of 10

MESSAGE

The Town of Rockford has never received the City of Rockford resolution to annex after its adoption, from the city. However, we did receive copies via our legal counsel. The township did state their intention to object at the Nov 24, 1992 meeting, reasons given etc. A copy is enclosed. Upon receipt of the Jan 19, 1993 letter from your office, the board did re-affirm the Nov 24th decision to oppose at the Jan 26, 1993 meeting, minutes enclosed. I did send a letter to the city on Dec 9, 1992 confirming that action. If you need a further resolution, please advise and I will supply. Thank you.

Sincerely,

DATE

Feb 22, 1993

SIGNED

James O. Taylor
James O. Taylor, Clerk

REPLY

ROCKFORD TOWNSHIP
3487 - 37TH ST SE
DELANO, MN 55328

Nov 24, 1992 Regular meeting of Rockford Township held at the Rockford Town Hall with members Beise, McDougal, Dixon & Taylor present. Ralsted called asking to be excused. The meeting was called to order at 8:00 P.M. by chair Beise with the reading of the minutes of the Nov 10, 1992 regular meeting. A motion by McDougal, second by Beise, to accept those minutes as read carried, all present voting in favor.

There was no bldg permits to consider.

Gary Vergin was present to update the board on his efforts to clarify the matter of building site entitlements on the acreage he acquired from the Robillards. Mr Vergin did secure a written statement from the Robillards giving up their entitlement from the land sold to Vergin. The matter may now be heard by the County Bd of Adjustment to recognize this and deal with the requested division for a family member bldg site. The hearing is set for Dec 11, 1992 at the court house. A motion by Beise, second McDougal, to recommend approval of the division on the basis of the entitlement transfer. Motion carried, all present voting in favor.

Newly elected members of the Rockford City Council/Mayor and City planner were present to introduce themselves and ask support for the proposed annexation of certain township area for a planned road out of Autumn Oaks. ~~That~~ The main purpose of their presence was to ask the Rockford Town Board to waive the township's right to object to the annexation and allow them (the city) to proceed at once. Board members pointed out to the city officials (elect) that the proposed road location in no way showed concern for the safety issue of their citizen use of the proposed road entering on to busy Hwy 55 or the safety of those traveling on Hwy 55 and no concern for the township residents whose property would be put into the city against their will or the effect on the Lamire property if said road was dug into the hill, very close to their home. Board members did point out to Mr Wilson, Winsom & Grithman that the city has failed to present the plan to the board but merely reported their intent to the public via the newspaper.

Nov 24, 1992 Cont'd.

Rockford Township officials stated that if the safety of people was of concern to City officials, the proposed road would not be located where they have and did repeat opposition to the plan. A motion by Beise, second by McDougall, that the township not waive its right to oppose the proposed annexation and not sign the resolution as given to the board. Motion carried all present voting in favor.

The letter from Wold Architects asking for a proposal for Wright-Henn Electric was reviewed. A motion by McDougall, second by Beise, to submit the letter to Boonestro Assoc. for a cost estimate to do. Motion carried, all present voting in favor.

A motion by Beise, second McDougall, to advise the City of Rockford via letter, that Rockford Township will be asking for changes to the fire contract removing medical runs from it for 1993. Motion carried, all present voting in favor.

Board members were reminded of the Dec 1, 1992 meeting with members of the Frankfort Town board on the division road by Earl Dixon's.

The bills were reviewed with a motion by Beise, second McDougall, to approve payments totaling \$2,458.92 paid by checks #4264 thru #4271. Motion carried, all present voting in favor.

There being no further business, the meeting was adjourned at 9:59 P.M.

James O. Taylor
Clerk

Chair

December 1, 1992 Special meeting/work session held at the Rockford Town Hall at 8:00 P.M. with members of the Frankfort Town Board. Purpose of this meeting was to discuss the basic issues and concerns on the often talked about new road from Hekey Ave east to Division Street to Cty #120. Board members Beise, Rolstad, McDougall, Dixon and Taylor present.

Those from Frankfort Township were, Lazier, Haggerty

Jan 26, 1993 cont'd.

Some ideas of square foot casts.

The annual bids were discussed with the agreement to have them due on Feb 26, 1993 using the same quantities as in 1992. It was felt that a \$5,000 Performance bond be asked for on the C-3 Hauled & Spread bid item. A motion by McDougall, second by Ralsted, to issue a call for bids using the 1992 quantities and due by Feb 26, 1993 with the \$5,000 Performance Bond on C-3, Hauled & Spread. Motion carried, all voting in favor.

It was noted that the City of Rockford has filed the petitions to annex with the Municipal Board on the Autumn Lake exhibit. A motion by Beise, second by McDougall, to re-affirm the decision of Nov 24, 1992 uppassing the annexation. Motion carried, all voting in favor.

The letter from Wold Architects on the Wright-Henn relocation was answered and the interview will proceed on Jan 28, 1993 at Maple Lake with Dixon attending to represent Rockford Township.

The bills were reviewed with a motion by Ralsted, second by McDougall, to approve payments totaling \$6,427.03, paid by checks #4357 thru #4375. Motion carried, all voting in favor.

Copies of the Jan 18, 1993 treasurer's report were made available for board members.

The ice storm incident was reviewed whereby a ice laden cable TV line was so low the box on the 9000 Ford caught the cable on SE 43rd St. The board asked that an inventory of other low installations be made and Jones Intercable be directed to correct.

Board members were reminded of the upcoming Legal Seminar at St. Paul. The insurance pool for Wack Camp was discussed with concerns on rates and ability to pay claims being raised. It was felt more answers were needed before a decision could be made and it was hoped that some clarification could be made at the legal seminar.

There being no further business, the meeting was adjourned at 10:07 P.M.

James O. Taylor
Clerk