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By: OAH on August 23, 2021

**CITY OF PINE CITY, MINNESOTA
CITY COUNCIL
RESOLUTION #21-35**

**AUTHORIZING PHASE THREE OF THE ORDERLY ANNEXATION AGREEMENT DATED AUGUST 2,
2006 BETWEEN THE CITY OF PINE CITY
AND POKEGAMA TOWNSHIP**

WHEREAS, the City of Pine City (the "City") and Pokegama Township (the "Township") have entered into an orderly annexation agreement entitled "Resolution #06-37 Joint Resolution/Orderly Annexation Agreement" which is dated August 2, 2006 and identified as MBA Docket No. OA-1290 Pine City/Pokegama Township; and

WHEREAS, said Agreement constitutes a "Joint Resolution" between the City and the Township authorized by Minnesota Statutes § 414.0325; and,

WHEREAS, said Agreement includes the Annexation Area consisting of the four areas to be annexed between 2006 and 2021 that shall be annexed to the City in accordance with the attached schedule entitled Exhibit A – Schedule of Annexation.

WHEREAS, the property described on attached Exhibit B shall be annexed to the City in 2016 and consists of acres, and,

WHEREAS, said Agreement states that the City and Township acknowledge and agree that the properties in the Annexation Area, or any portion thereof, shall be annexed according to the defined schedule to the City by the Minnesota Boundary Adjustments (MBA) upon receipt of the City's Resolution indicating and certifying that all of the terms and conditions of the Annexation Agreement have been met.

WHEREAS, pursuant to said Annexation Agreement between the City and the Township (Docket No. OA-1290), the City states:

1. That the following described property in Pokegama Township is subject to annexation pursuant to Minnesota State Statutes § 414.0325 and the said "Joint Resolution" and hereby requests annexation of the following described Phase Three properties to wit:

Parcel	Acres
28.0200.000	37.3
28.0187.000	75.0
28.0288.000	5.0
TOTAL	117.3

2. No alterations have been made to Annexation Agreement dated August 2, 2006.
3. All terms and conditions of the Annexation Agreement have been met to date.
4. Upon receipt of this Resolution from the City providing for annexation of a designated area and a copy of the initial Joint Resolution, the Office of Administrative Hearings pursuant to Minnesota Statutes 414.0325, may review and comment, but shall, within 30 days of receipt of this Resolution order the annexation of the area designated therein in accordance with the terms and conditions of the Joint Resolution. The City requests the order be effective September 1, 2021.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pine City, that:

1. The City of Pine City has approved the proposed annexation of the aforementioned Phase Three properties from Pokegama Township to the City of Pine City and certifies that all of the terms and conditions of the Orderly Annexation Resolution #06-37 have been met.
2. The Phase Three Annexation Area is subject to all terms and requirements as stated in Resolution #06-37 Joint Resolution/Orderly Annexation Agreement, Section 6. Urban and Rural Service District.
3. The Phase Three Annexation Area is subject to all terms and requirements as stated in Resolution #06-37 Joint Resolution/Orderly Annexation Agreement, Section 7. Tax Sharing.
4. City Staff is hereby directed to forward this Resolution to the Office of Administrative Hearings for review and comment.

Adopted by the Pine City, City Council on this 29th day of July, 2021.

ATTESTED TO:

By: 
Steven Ovick, Acting Mayor

By: 
Linda J. Woulfe, Interim City Administrator

Exhibit A
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Schedule of Annexation from 2006 Annexation Agreement

2006	Robert and Nancy Ovick Larry and Marie Orvis Albin and Annie Skalicky Mark Skalicky Roger, Candice, and Andrew Ames
2011	Duane Oswald Hughes Land and Property Town of Pokegama Robert Orvis Antonio and Martha Valdovinos
2016	Property Owners at Time of Annexation Agreement: Stanley and Dorothy Gross Rodney and Becky Gross Current Property Owners Antonio and Martha Valdovinos (PID 28.0200.000 & 28.0187.000) Rodney and Becky Gross (PID 28.0186.000)

Phase 3 Legal Description

That part of Sections 15 and 16, Township 39, Range 21, Pine County, Minnesota, described as follows:

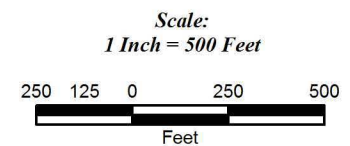
Beginning at the intersection of the south line of the North Half of the Southeast Quarter of said Section 16 and at the centerline of County Highway No. 61 (formerly State Highway No. 61) as laid out and established in that certain final certificate recorded in Book 139 of Deeds, Page 413, in the office of the Pine County Recorder. Thence Northerly along said centerline to the north line of said North Half of the Southeast Quarter; thence East along the north line of the North Half of the Southeast Quarter of said Section 16 and the north line of the North Half of the Southwest Quarter of said Section 15 to the northeast corner of said North Half of the Southwest Quarter; thence South along the east line of said North Half of the Southwest Quarter to the southeast corner of said North Half of the Southwest Quarter; thence West along the south line of the North Half of the Southwest Quarter of said Section 15 and the south line of the North Half of the Southeast Quarter of said Section 16 to the centerline of County Highway No. 61 and the point of beginning.



 Parcels To Be Annexed

City of Pine City

Phase Three - 2016 Annexation Agreement with Pokegama Township



Population (U.S. Census 2010):	3123
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