

APR 07 2008

JOINT RESOLUTION

IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF
REDWOOD FALLS AND THE TOWN OF PAXTON PURSUANT TO MINNESOTA
STATUTES § 414.0325

WHEREAS, the City of Redwood Falls and the Town of Paxton designate for orderly annexation, the following described lands located with in the Town of Paxton, County of Redwood, Minnesota:

All that part of the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Seven (7), Township One Hundred Twelve (112) North, Range Thirty Five (35) West in Redwood County, Minnesota, described as follows, to-wit:

Beginning at the Northeast Corner of the Northwest Quarter (NW1/4) of said Section 7; thence South 89°08'49" West along the north line of said Section 7 for 700.00 feet; thence South 0°51'11" East for 300.00 feet; thence North 89°08'49" East for 270.00 feet; thence South 43°40'13" East for 599.37 feet to the east line of the Northwest Quarter of said Section 7; thence North 0°53'58" East along the east line of the Northwest Quarter for 740.00 feet to the point of beginning, containing 6.91 acres, more or less;

and,

WHEREAS, the City of Redwood Falls (the "City") and the Town of Paxton (the "Town") are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be their mutual benefit and to that of their respective residents; and

WHEREAS, Minnesota Statute §414.0325 provides a procedure whereby the City and Town may agree on a process of orderly annexation of a designated area; and

WHEREAS, No public hearing is required by Minnesota Statute §414.0325 Subd. 1b because this orderly annexation agreement only designates property for immediate annexation and said property is property for which all of the property owners have petitioned to be annexed; and

WHEREAS, the City and the Town have agreed to all the terms and conditions for the annexation of the above-described lands within this document and the signatories hereto agree that no consideration by the Office of Administrative Hearings-Municipal

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Boundary Adjustments is necessary; that the Office may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Redwood Falls and the Town Board of the Town of Paxton as follows:

1. **(Property.)** That the following described land in the Town is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate that land for orderly annexation,

Specifically, it is agreed that the following property be immediately annexed to the City, to wit:

All that part of the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Seven (7), Township One Hundred Twelve (112) North, Range Thirty Five (35) West in Redwood County, Minnesota, described as follows, to-wit:

Beginning at the Northeast Corner of the Northwest Quarter (NW1/4) of said Section 7; thence South 89°08'49" West along the north line of said Section 7 for 700.00 feet; thence South 0°51'11" East for 300.00 feet; thence North 89°08'49" East for 270.00 feet; thence South 43°40'13" East for 599.37 feet to the east line of the Northwest Quarter of said Section 7; thence North 0°53'58" East along the east line of the Northwest Quarter for 740.00 feet to the point of beginning, containing 6.91 acres, more or less;

2. **(Acreage/Population/Usage).** That the designated area consists of approximately 6.91 acres, the population in the subject area is 6 people, and the land type is Residential.

3. **(Jurisdiction).** That the Township of Paxton does, upon passage of this resolution, and the City of Redwood Falls, does upon adoption by the City Council, upon acceptance by the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon the Office of Administrative Hearings - Municipal Boundary Adjustments so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **(Need).** That the above-described property is urban or suburban or about to become so, and since the City is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.

5. (Conditions):

a. This resolution is for the sole purpose of immediate annexation of the property described above. No other lands now in the town shall be subject to this joint resolution. This resolution shall not be construed nor is it the intent of the parties that any parcel which solely abuts the above described parcel but does not otherwise abut the city limits would not qualify for annexation by ordinance pursuant to Minnesota Statutes §414.033.

b. The City agrees to exclude the subject parcel from the acres used to calculate the amount due under the Fire service contract with the town for years 2009 and thereafter.

6. (Planning):

Upon annexation, the city alone shall be responsible for zoning and subdivision requirements for the area

7. (Tax Rate Step Up)

Upon annexation, the tax rate for the area shall be the same as if it were located within the city limits.

8. (Municipal Reimbursement). Minnesota Statutes §414.036.

a. Reimbursement to Town for lost taxes on annexed property.

The City shall reimburse the Town based on the property taxes collected by the Town in the last year it collected taxes on the annexed area with said reimbursement to be paid in accordance with the following schedule:

First-year	100%
second-year	80%
third-year	60%
fourth-year	40%
fifth-year	20%
sixth year and thereafter	0%

Said amount shall be paid by the City to the Town in a lump sum with 30 days after the annexation is complete.

b. Assessments and Debt.

There are no special assessments or debts attributable to the property to be annexed, therefore there will be no adjustments.

9. (Review and Comment). The City and the Town agree that upon receipt of this resolution, passed and adopted by each party,

the Office of Administrative Hearings/ Municipal Boundary Adjustments, or its successor, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Adopted by affirmative vote of all members of the Paxton Town Board of Supervisors this 25 day of March, 2008.

TOWN OF PAXTON

By: Mark R Parker
Mark R. Parker, Chairperson
Board of Supervisors

By: Tamara Houle
Tamara Houle,
Township Clerk

Adopted by affirmative vote of the City Council of the City of Redwood Falls, this 28th day of March, 2008.

City Of Redwood Falls
By: Jeff Schmidt
Mayor

ATTEST:

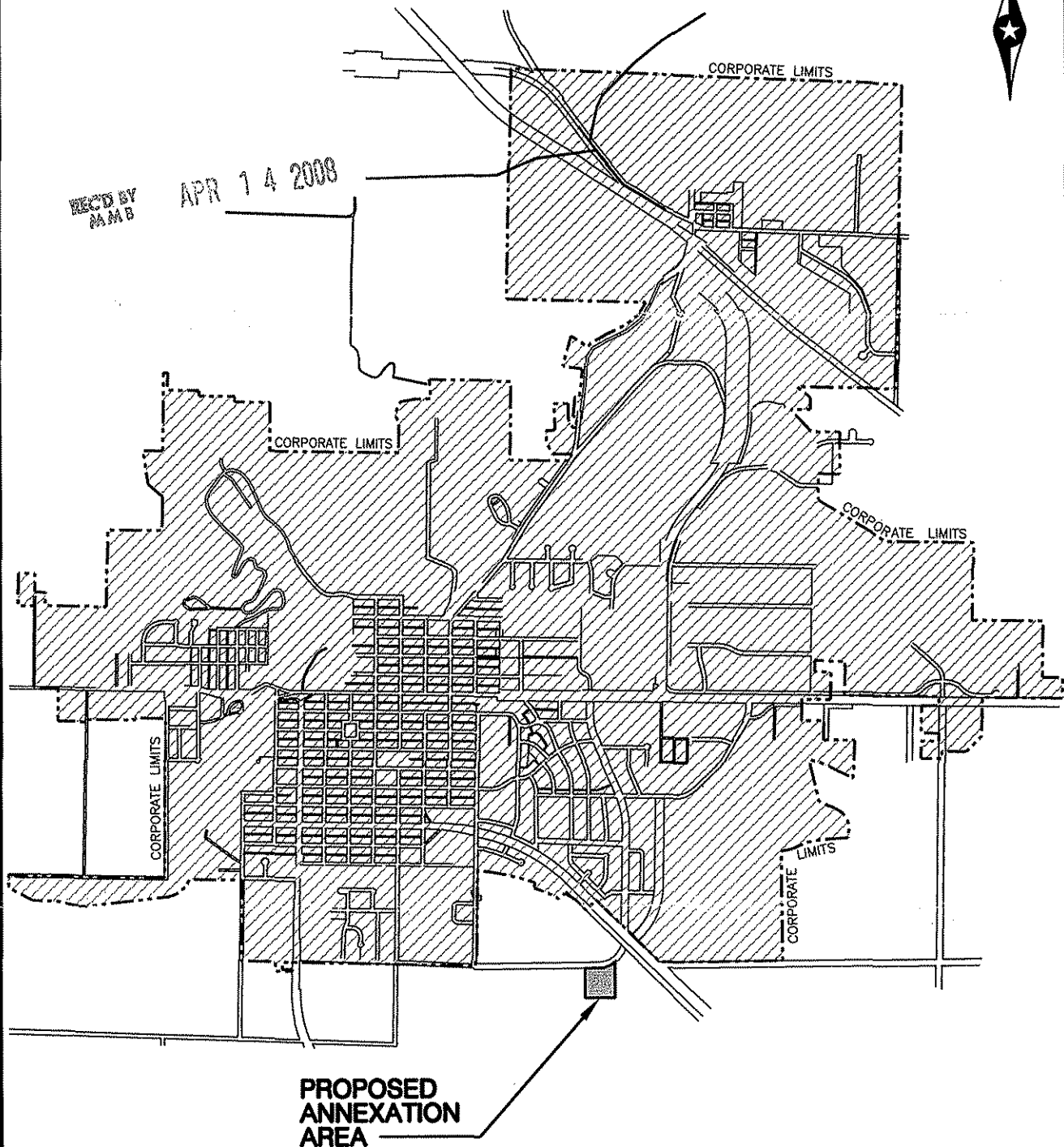
By: John M. [Signature]
City Administrator

CITY OF REDWOOD FALLS

REDWOOD COUNTY, MINNESOTA



REC'D BY
MAMB
APR 14 2008



NOT TO SCALE



BOLTON & MENK, INC.
Consulting Engineers & Surveyors

MANKATO, MN FAIRMONT, MN SLEEPY EYE, MN WILLMAR, MN
BURNSVILLE, MN CHASKA, MN RAMSEY, MN AMES, IA

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CITY OF REDWOOD FALLS
2008
SCHMIDT ANNEXATION

APRIL, 2008

FIGURE No. 1