

RESOLUTION 26-03

ORDERLY ANNEXATION PURSUANT TO THE ORDERLY ANNEXATION AGREEMENT BETWEEN THE CITY OF DILWORTH, THE CITY OF MOORHEAD, AND MOORHEAD TOWNSHIP

WHEREAS, the City of Dilworth (the “City”), the City of Moorhead, and Moorhead Township entered into a “Joint Resolution for Orderly Annexation” agreement (the “Moorhead Agreement”) on September 9, 2008; and

WHEREAS, the Moorhead Agreement was accepted by the Minnesota Office of Administrative Hearings and filed as docket #OA-1421 on December 18, 2008; and

WHEREAS, the City, the City of Moorhead, and Moorhead Township renewed the Moorhead Agreement for an additional ten (10) year period on March 14, 2022, which was received by the Minnesota Office of Administrative Hearings on March 25, 2022; and

WHEREAS, the Moorhead Agreement designates, in part, the following area as in need of orderly annexation by the City:

The N $\frac{1}{2}$ W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 3, Township 139 North, Range 49 West of the Fifth Principal Meridian, Clay County, Minnesota

AND

The NE $\frac{1}{4}$ NE $\frac{1}{4}$ and the N $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$ of Section 3, Township 139 North, Range 49 West of the Fifth Principal Meridian, Clay County, Minnesota

(collectively, the “Property”), a map of which is attached as Exhibit A; and

WHEREAS, the necessary criteria for annexation of the Property pursuant to the Moorhead Agreement have been met; and

WHEREAS, on January 7, 2026, the Dilworth Planning Commission reviewed this annexation, believed it to be in conformance with the Dilworth Comprehensive Plan, and has forwarded a recommendation to the Dilworth City Council to annex the Property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Dilworth, Minnesota, as follows:

1. Moorhead Annexation. The City is hereby authorized to annex the Property into its City limits and shall follow all procedures set forth in the Moorhead Agreement to complete such annexation. Once the annexation is complete, the City shall provide notice of the same to the City of Moorhead and Moorhead Township. The Property contains approximately three hundred twenty-six (326) acres. Upon annexation, the Property will be subject to the City’s zoning and land use controls.

2. Timing of Tax Levy. For purposes of taxation, as set forth in Minnesota Statutes § 414.0325, if annexation becomes effective on or before August 1 of a levy year, the City may levy on the Property beginning with that same levy year. If the annexation becomes effective after August 1 of a levy year, Moorhead Township may continue to levy on the Property for that levy year, and the City may not levy on the Property until the following levy year.

3. Lost Tax Reimbursement to Moorhead Township. Pursuant to Minnesota Statute § 414.036, the City and Moorhead Township have, in good faith, negotiated lost tax revenue on the Property for Moorhead Township due to the annexation. The City will make the following reimbursement payments to Moorhead Township for lost tax revenue over the course of two (2) years:

- A. \$ 57.27 due by May 1, 2027
- B. \$ 57.27 due by May 1, 2028

4. Assessments and Debt. Also pursuant to Minnesota Statute § 414.036, special assessments in the amount of \$0 have been levied against the Property and remain outstanding and debt incurred by Moorhead Township prior to the annexation and attributable to the Property but for which no special assessments are outstanding is \$0. The City will reimburse Moorhead Township for such amounts over the course of two_(2) years in the following amounts:

- A. \$ 0 due by May 1, 2027
- B. \$ 0 due by May 1, 2028

5. Governing Law. This resolution shall be governed by the laws of the State of Minnesota.

6. Effective Date. This resolution shall be effective upon the adoption by the City and concurrence by the City of Moorhead and Moorhead Township.

7. Order for Annexation. The Moorhead Agreement states that the parties agree the Moorhead Agreement contains all conditions for annexation of the Property and that no consideration by the Chief Administrative Law Judge is necessary. Accordingly, the Chief Administrative Law Judge may review and comment on the annexation, but shall, within thirty (30) days order the annexation in accordance with the terms of this resolution. Additionally, no alteration of the stated boundaries described in this resolution is appropriate.

(Remainder of page intentionally left blank.)

ADOPTED by the City of Dilworth on the 12th day of January, 2026.

Chad Olson

Chad Olson, Mayor

ATTEST:

L. Peyton Mastera

L. Peyton Mastera, City Administrator

RESOLUTION 2026-0209-D

Resolution of Concurrence for Orderly Annexation – Moorhead Township

WHEREAS, the City of Moorhead, City of Dilworth, and Moorhead Township entered into a Joint Resolution for Orderly Annexation Agreement on September 9, 2008 and renewed the Agreement for an additional ten (10) year period on March 14, 2022; and

WHEREAS, the City of Dilworth approved Resolution 26-03 on January 12, 2026 to annex areas within Moorhead Township; and

WHEREAS, the areas outlined within City of Dilworth Resolution 26-03 are consistent with the aforementioned Joint Resolution for Orderly Annexation Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Moorhead that the City of Moorhead has no objection and concurs with the City of Dilworth annexation approved by the City of Dilworth by Resolution 26-03.

PASSED: February 9, 2026 by the City Council of the City of Moorhead.

APPROVED BY:



MICHELLE (SHELLY) A. CARLSON, Mayor

ATTEST:



CHRISTINA RUST, City Clerk

CONCURRENCE

Moorhead Township, Minnesota, concurred in the adoption of this Resolution for Orderly Annexation by the City of Dilworth, Minnesota, on the 17th day of February 2026.



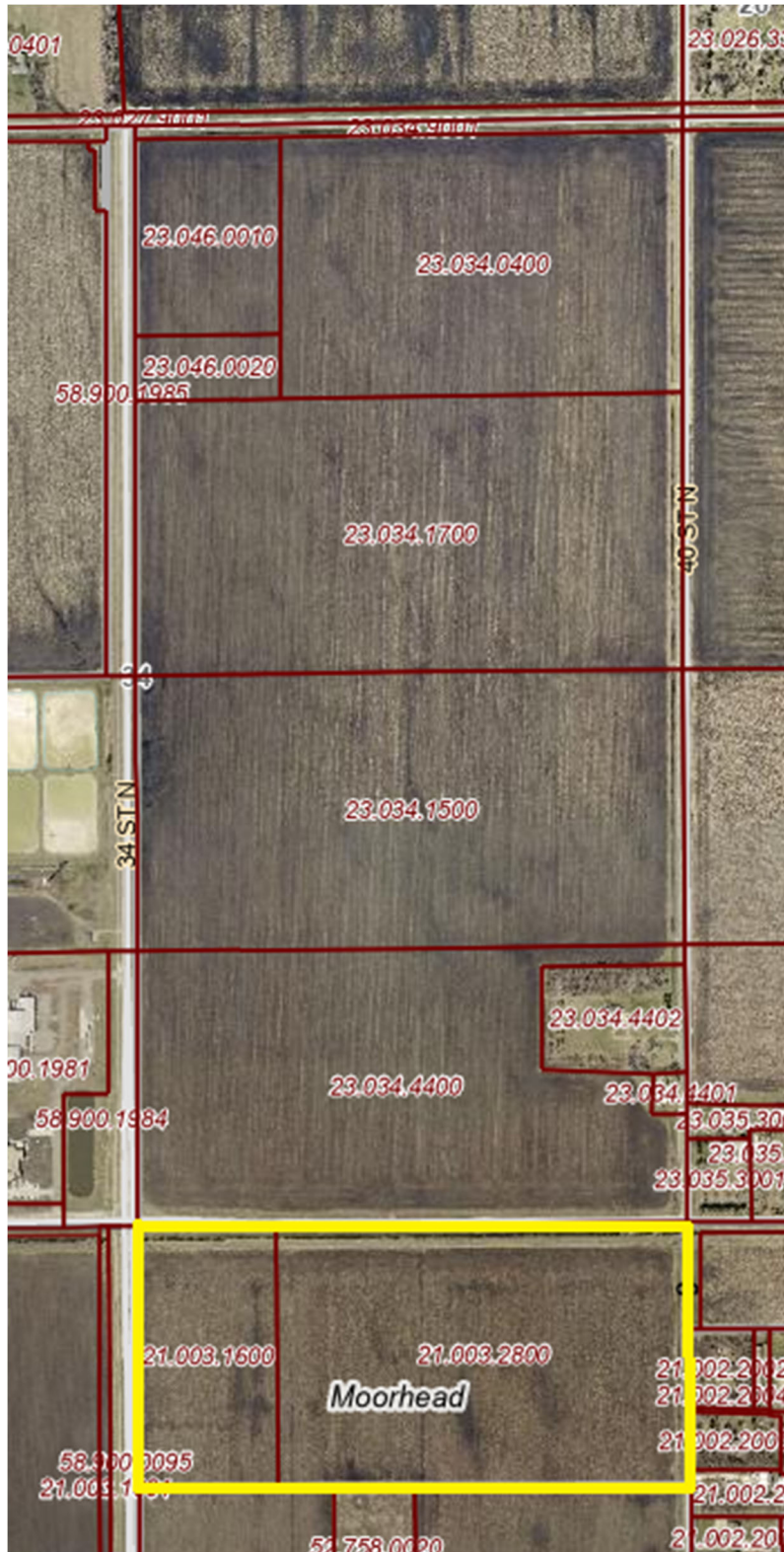
Kevin Martin, Chair

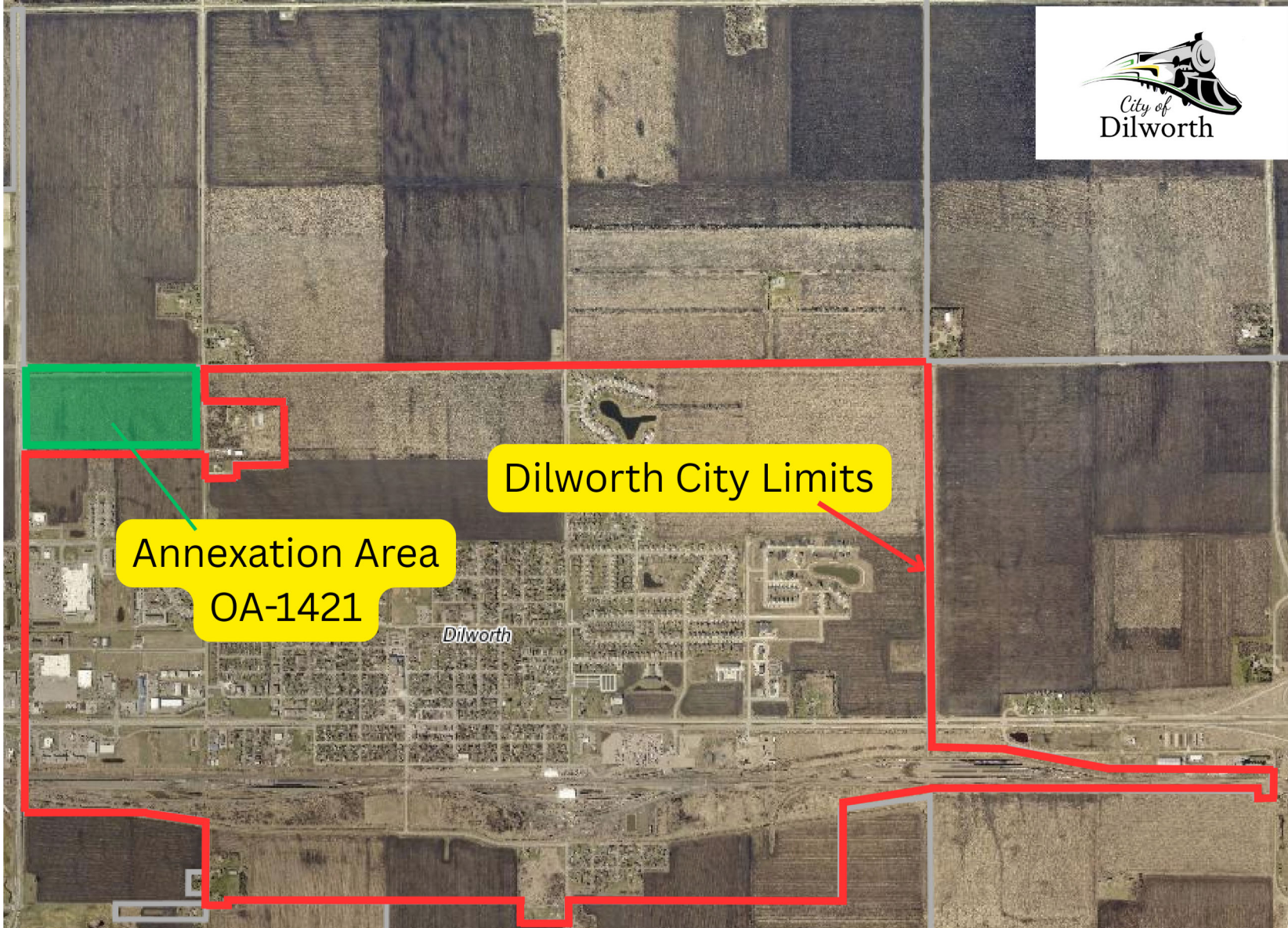
ATTEST:



Matt Raisl, Clerk

Exhibit A
PROPERTY MAP





Dilworth City Limits

Annexation Area
OA-1421

Dilworth

Parcel Information for Annexation | Moorhead Township | Resolution 26-03 | OA-1421

Property Owner	Address	Acreage	Parcel ID
John Fiandaca	6063 40th Street N, Moorhead, MN 56560	57.17	21.003.2800
Dan & Kathy Fiandaca	5526 28th Ave N, Moorhead, MN 56560	18.94	21.003.1600

Total 76.11 acres