

**JOINT RESOLUTION NO. 06-15-2010i**

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWNSHIP OF NEWTON AND THE CITY OF NEW YORK MILLS DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE OFFICE OF ADMINISTRATIVE HEARINGS, MUNICIPAL BOUNDARY ADJUSTMENTS, PURSUANT TO MINNESOTA STATUTE 414.0325.

JOINT RESOLUTION  
FOR ORDERLY ANNEXATION

The Township of Newton and the City of New York Mills hereby jointly agree to the following:

1. That the following described area in Newton Township consists of approximately 30 acres in area and lies entirely within the County of Otter Tail, Minnesota.

This parcel is subject to orderly annexation pursuant to Minnesota

Statute 414.0325, and the parties hereto designate this area for orderly annexation, to wit:

The Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 5, Township 135, Range 37, Otter Tail County, Minnesota, except the north 10 acres thereof; (Parcel #R40000050032900);

2. That the Town Board of the township of Newton, and the City Council of the City of New York Mills, upon passage and adoption of this Resolution and upon the acceptance by the Office of Administrative Hearings, Municipal Boundary Adjustments, confer jurisdiction upon said Office of Administrative Hearings, Municipal Boundary Adjustments, over the various provisions contained in this Agreement.

3. That the City of New York Mills has received a Petition for Annexation signed by all property owners of the parcel to be annexed. This certain property abuts the City of New York Mills on the City's northerly corporate limits, and none of it is presently

included within the corporate limits of any incorporated city. Further, this land is part of a larger piece of property used as a campground, of which the larger portion is situated within the city limits of the City of New York Mills; therefore, it is in the best interest of the property owners to annex this parcel into the corporate limits in order to combine the entire campground for uniformity and consistency in dealing with one local government unit.

4. That the City of New York Mills, pursuant to Minn. Stat. §414.036, with respect to the property taxes payable on the area hereby annexed, and since it is assumed that such annexation shall be completed on or before August 1, 2010, shall make a cash payment according to the following schedule in regard to the sharing of tax revenues with the Township of Newton:

- a. *In 2010, the Township of Newton shall be allocated 100% of the township's portion of the parcel's property taxes received.*
- b. *In 2011 the Township of Newton shall be allocated 75% of the city's portion of the parcel's property taxes received.*
- c. *In 2012, the final year, the Township of Newton shall be allocated 40% of the city's portion of the parcel's property taxes received.*

5. In accordance with Minnesota Statute 414.0325, Subdivision 1 (a) regarding electric utility service notice, the City of New York Mills, notified Lake Region Electric Cooperative of our intent to annex said territory, and requested notification if there is a change in the cost of electric utility service as a result of this annexation. There will be no change since said territory is and will remain within the Lake Region Electric Cooperative's service area.

6. It is therefore agreed that the following property be immediately annexed to the City of New York Mills, to wit:

The Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 5, Township 135, Range 37, Otter Tail County, Minnesota, except the north 10 acres thereof; (Parcel #R40000050032900);


7. Both Newton Township and the City of New York Mills agree that no alteration of the stated boundaries of this Agreement is appropriate. Furthermore, each party agrees that no consideration by the Office of Administrative Hearings, Municipal Boundary Adjustments, is necessary. Upon receipt of this Resolution, passed and adopted by each party, the Office of Administrative Hearings, Municipal Boundary Adjustments, may review and comment, but shall, within thirty (30) days, order the annexation with the terms of this joint Resolution.

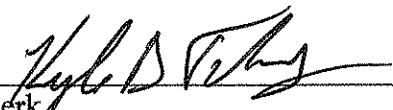
REC'D BY  
MBA

JUN 30 2010

APPROVED by Newton Township's Town Board this 14th day of June, 2010.

NEWTON TOWNSHIP

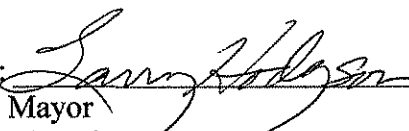
By:   
Chairperson  
Newton Township

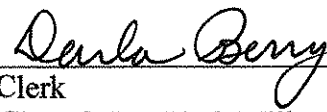
By:   
Clerk  
Newton Township

APPROVED AND ADOPTED by the City Council of the City of New York Mills, this 15th day of June, 2010.

CITY OF NEW YORK MILLS

ATTEST:

By:   
Mayor  
City of New York Mills

By:   
Clerk  
City of New York Mills

(SEAL)



REC'D BY  
MBA JUN 30 2010



*\* Area in green is parcel to be annexed*

REC'D BY MBA JUN 30 2010

