

TO THE MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
St. Paul, Minnesota 55101

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWN OF CANNON FALLS AND THE CITY OF CANNON FALLS, GOODHUE COUNTY, MINNESOTA, DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE MINNESOTA MUNICIPAL BOARD PURSUANT TO MSA 414.0325

JOINT RESOLUTION FOR
ORDERLY ANNEXATION
AND IMMEDIATE ANNEXATION

THIS JOINT RESOLUTION, made and entered into the day and year hereinafter noted by the Township of Cannon Falls, Goodhue County, Minnesota, (hereinafter referred to as TOWNSHIP) and the City of Cannon Falls, Goodhue County, Minnesota, (hereinafter referred to as the CITY).

RECITALS

1. That the CITY is in need of suitable property for the continued expansion of its commercial and/or industrial base, the majority of such suitable property located within the CITY having been utilized to the fullest extent possible.
2. That certain property abutting the CITY and immediately to the north thereof, located within the TOWNSHIP and as more fully described on Exhibit "A" attached hereto and made a part hereof, is urban or suburban in nature or is about to become so and thus is suitable for the commercial and/or industrial expansion needs of the CITY.
3. That the CITY is capable of providing necessary services to this area within a reasonable time and the TOWNSHIP is not able to adequately protect the public health, safety or welfare of the area should anticipated commercial and/or industrial development take place within the area, thus the immediate annexation of such area would be in the best interests of all concerned.
4. That the TOWNSHIP and the CITY believe that no consideration by the Minnesota Municipal Board is necessary for said annexation and both agree that the above described area should be annexed and become a part of the CITY subject to all the ordinances, controls and other

obligations and benefits of property located within the CITY and should cease to be a part of the TOWNSHIP and should therefore be released from the jurisdiction thereof.

NOW THEREFORE, BE IT RESOLVED BETWEEN THE TOWNSHIP AND CITY AS FOLLOWS:

1. That the area described above is in need of orderly annexation and no alteration of its stated boundaries as set forth above is appropriate.

2. That the area described above in its entirety is presently urban or suburban in nature or is about to become so and thus the entire area should be immediately annexed into the CITY following the Minnesota Municipal Board reviewing and commenting on the same, but ordering nonetheless, within thirty days of the filing of this Resolution, the annexation of the entire area in accordance with the terms of this Resolution.

3. The conditions of annexation of said area described above shall be that said property will cease to be a part of the TOWNSHIP and shall be annexed to and included within the corporate limits of the CITY and would in all things become subject to the jurisdiction of the CITY and become a part thereof and shall be released from the jurisdiction of the TOWNSHIP and shall be no longer a part thereof.

4. The mill levy of the CITY on the area to be annexed shall be increased in substantially equal proportions over a period of six years to equality with the mill levy of the CITY pursuant to MSA 414.035. Provided, however, that following such annexation, property subsequently developed within the annexed area during the six-year mill levy phase-in shall be immediately subject to taxation at the full and current mill levy rate of the CITY.

5. The CITY shall zone the area to be annexed pursuant to the conditions and requirements of its existing City Code.

6. Upon annexation, the CITY shall take over maintenance of and be responsible for all public roadways located within the annexed area including the jointly maintained roadway with Douglas Township, Dakota County, Minnesota, located along the northerly boundary of the annexed area.

7. That the CITY shall, at the request of the TOWNSHIP, review any "tax increment district" established within the area annexed should, in the opinion of the TOWNSHIP, such tax increment district become a financial burden to the affected tax authorities within Goodhue County. Following such consultation, if the CITY agrees with such "financial burden" concern of the TOWNSHIP and if bonds have not been let obligating the district, the CITY shall disband such tax increment district. In the event such a tax increment district has been established and bonds let within the district, however, and should School District 252 subsequently pass a school bond issue, or any other special levy through referendum, the school bond mill rate increase shall not be captured as a part of the tax increment district but rather shall be paid to the taxing authority (it being the intent of this not to "capture" any additional taxes raised by an increase in the mill rate as a result of the passage of a school bond).

8. The CITY shall consult with the TOWNSHIP pursuant to the requirements of orderly annexation prior to the annexation of any TOWNSHIP property in the future.

9. That the CITY shall not assess the costs for the initial sewer and water trunk line which will be extended into the annexed area to provide a main service for new industry located within the annexed area unless by previous agreement of the affected land owner or until property hookup to said sewer and water system (it being intended by "property hookup" to charge a fee for each and every service connection to said main sewer and water trunk line; this specifically excludes, however, lateral extensions to the main sewer and water trunk line which shall be assessed to benefiting properties pursuant to applicable local and state law).

10. Notwithstanding any provision of the City Code to the contrary, all existing homes located within the annexed area as of the date of annexation, may be rebuilt in the event of their subsequent destruction if the property owner so desires.

11. That the joint resolution requesting both orderly annexation and the immediate annexation of the area described above pursuant to the terms and conditions set forth herein shall be submitted by the City Clerk of the City of Cannon Falls to the Minnesota Municipal Board for said Board's thirty-day review and comment pursuant to MSA 414.0325.

THE ABOVE RESOLUTION IS HEREBY ADOPTED AND APPROVED BY THE TOWN
BOARD OF SUPERVISORS OF THE TOWNSHIP OF CANNON FALLS, GOODHUE COUNTY,
MINNESOTA ON THE 27 DAY OF May, 1986.

Virgil Quälle
Virgil Quälle, Chairman of Town
Board

ATTEST:

Paul Landon
Paul Landon, Clerk of Town
Board

THE ABOVE RESOLUTION IS HEREBY ADOPTED AND APPROVED BY THE CITY
COUNCIL OF THE CITY OF CANNON FALLS, GOODHUE COUNTY, MINNESOTA ON THE
15 DAY OF May, 1986.

Randall C. Gellert
Randall C. Gellert, Mayor

ATTEST:

Dallas Larson
Dallas Larson, Clerk-Treasurer

MAY 29 1986

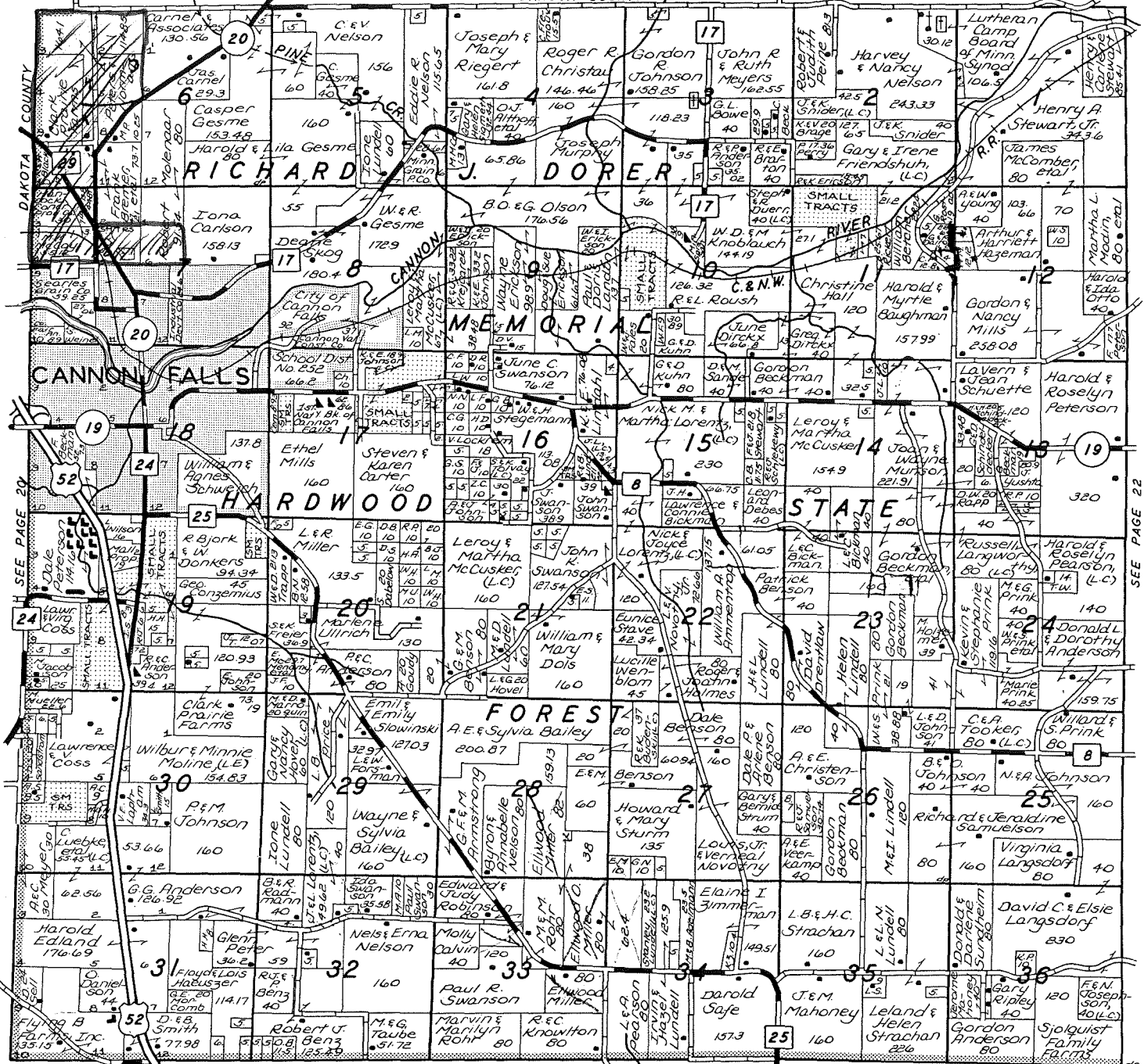
EXHIBIT "A"

* * * * *

Government Lots 2, 3, 4, 5, 9 and 10, Section 6, Township 112 North, Range 17 West, Goodhue County, Minnesota and that part of Government Lots 8 and 11 of said Section 6 lying northwesterly of the centerline of State Highway No. 20.

AND

Government Lots 3, 4, 5 and 6, Section 7, Township 112 North, Range 17 West, Goodhue County, Minnesota and that part of Government Lot 2 of said Section 7, lying westerly of the centerline of State Highway No. 20.



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SEE PAGE 15

Goodhue County, Minn.

REC'D. BY
MMB

MAY 29 1986

Cannon Falls, Minnesota 55009


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