

JUL 27 2015

RESOLUTION NO. 0975

**JOINT RESOLUTION OF THE CITY OF GOODVIEW
AND THE TOWNSHIP OF ROLLINGSTONE AS TO THE
ORDERLY ANNEXATION OF BRAND PROPERTY**

WHEREAS, the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments has jurisdiction over certain annexation and orderly annexation issues; and

WHEREAS, the City of Goodview, Winona County, State of Minnesota ("Goodview") and the Township of Rollingstone, Winona County, State of Minnesota ("Township") desire to enter into an agreement allowing for the orderly annexation of certain property, pursuant to Minnesota Statute 414.0325; and

WHEREAS, Goodview and the Township are in agreement as to the orderly annexation of certain lands described herein for the purpose of orderly, planned growth; and

WHEREAS, Goodview makes potable water and wastewater treatment services available to its residents and Goodview is able and willing to provide the necessary governmental services to that portion of the Township to be annexed; and

WHEREAS, Goodview seeks to avoid future environmental problems by developing comprehensive land use planning and controls for that area of the Township to be annexed, so that a long-term environmentally sound solution can be implemented for providing municipal sanitary sewer services and other needed services to that area of the Township to be annexed in a cost effective manner; and

WHEREAS, the area to be annexed is now or is about to become urban or suburban in character; and

WHEREAS, it is in the best interest of Goodview, the Township, and their respective residents to agree to an orderly annexation in furtherance of orderly growth and for the protection of the public health, safety, and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such orderly annexation by means of this resolution;

NOW, THEREFORE, BE IT RESOLVED by Goodview and Township as follows:

1. That upon approval by the respective governing bodies of Goodview and the Township, this joint resolution and agreement shall confer jurisdiction upon the Office of Administrative Hearings/Municipal Boundary Adjustments so as to accomplish the orderly annexation of the lands described in the attached Exhibit "A" in accordance with the terms of this joint resolution and agreement.


2. The following described land will hereinafter be described as the annexation area and said property is properly subject to orderly annexation pursuant to Minnesota Statute Section 414.0325. The parties hereto do hereby designate this area as in need of orderly annexation as provided by statute; this area is legally described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

3. Goodview and Township mutually state that no alteration by the Office of Administrative Hearings/Municipal Boundary Adjustments to the area boundaries as described in Exhibit "A" (the "orderly annexation area") is appropriate or permitted.
4. The parties acknowledge that Goodview is capable of providing municipal services, such as sanitary sewer and water to said orderly annexation area.
5. For all property annexed to Goodview pursuant to this resolution, the property tax rate for said property will be as determined by Goodview's tax rate beginning with taxes payable in 2016, and taxes collected from the orderly annexation area for the year 2016 and all future years shall be paid to Goodview. All taxes collected from the orderly annexation area for the year 2015 and all prior years shall be paid to Township.
6. The Township and Goodview agree that all debt of the Township, whether bonded indebtedness, certificates of indebtedness or contractual debt shall remain with the remainder of the Township, and that Goodview assumes no liabilities whatsoever of the Township. The Township, its successors and assigns, agree to hold Goodview harmless from any claims any third parties may have against Goodview relating to said debt.
7. The Township, its successors and assigns also agree to indemnify Goodview for any claims which may be made against Goodview which arise as a result of Township action or inaction within the orderly annexation area prior to the finalization of the annexation of the orderly annexation area.
8. Each party shall be responsible for the expenses and costs they have incurred for preparation and submission of this Joint Resolution.
9. The parties agree that Goodview shall pay the Township \$400.00 on or before December 31, 2015, for reimbursement as provided in Minnesota Statute Section 414.036.

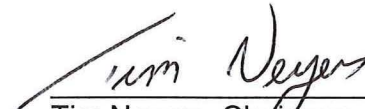
10. Having designated the area described in Exhibit "A" as in need of orderly annexation, and having provided for all of the conditions of its annexation within this document, the parties to this agreement agree that no consideration by the Office of Administrative Hearings/Municipal Boundary Adjustments is necessary. As such, the Office of Administrative Hearings/Municipal Boundary Adjustments may review and comment, but shall, within thirty (30) days of the date of receipt of this Joint Resolution for Orderly Annexation, order the annexation of lands described in Exhibit "A" in accordance with the terms of this Joint Resolution.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GOODVIEW THIS 6th
DAY OF JULY, 2015.


Steve Baumgart, Mayor


Daniel J. Matejka, City Administrator

ADOPTED BY THE ROLLINGSTONE TOWNSHIP BOARD THIS 13th DAY OF
JULY, 2015.


Tim Neyers, Chairman


_____, Clerk



Exhibit A

REC'D BY
MBA

JUL 27 2015

PROPOSED ANNEXATION DESCRIPTION

That part of the Northeast Quarter of the Northeast Quarter of Section 11, Township 107, Range 8, Winona County, Minnesota, described as follows:

Commencing at the southeast corner of said Northeast Quarter of the Northeast Quarter; thence North along the east line of said Section 11, a distance of 412.50 feet; thence at a deflection angle to the left of 101 degrees 38 minutes 36 seconds, along a line hereinafter referred to as LINE A, 280.51 feet; thence South parallel with said east line of Section 11, a distance of 66.61 feet; thence easterly at a deflection angle to the left of 90 degrees 49 minutes 57 seconds, along a line to be herein after referred to as LINE B, 142.53 feet to the point of beginning of the land to be described; thence southerly at a deflection angle to the right of 98 degrees 58 minutes 32 seconds, 52.78 feet; thence southwesterly at a deflection angle to the right of 30 degrees 27 minutes 13 seconds, 94.25 feet, more or less, to the center line of Wenonah Road (former Rollingstone Township Road Number 2); thence southeasterly along said center line to its intersection with said east line of Section 11; thence northerly along said east line of Section 11 to its intersection with the easterly extension of said LINE B; thence westerly along said LINE B extension to the point of beginning.

Also, that part of Harbor Drive lying northerly of said easterly extension of LINE B and lying southerly of the easterly extension of the northerly line of Harbor Valley Drive/4th Street as shown on Country Meadows Phase 3, according to the recorded plat thereof, Winona County, Minnesota. Said hereinabove described portion of Harbor Drive being part of said Northeast Quarter of the Northeast Quarter.

Also, that part of the West 16.5 feet of the East 49.5 feet of said Northeast Quarter of the Northeast Quarter lying southerly of said LINE A and northerly of said easterly extension of LINE B.



Legend

- County Boundary
- ParcelLines

Notes

Revision # :

SCALE 1: 691

115 0 58 115 Feet

PROJECTION: WGS_1984_Web_Mercator_Auxiliary_Sphere

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Creation Date: 6/23/2015 10:35:04 AM

Map Auto-generated by Winona County
(GIS Department Map Server).

JUL 27 2015

HARBOR VALLEY DRIVE/4TH STREET

N'LY LINE, HARBOR VALLEY DRIVE/4TH ST.

E'LY EXTENSION, N'LY LINE, HARBOR VALLEY DRIVE/4TH ST.

60

The figure shows a 10x10 grid of dots. A diagonal line of dots, starting from the top-left corner and ending at the bottom-right corner, is highlighted with a thicker line, representing the 10-dot pattern. The remaining dots in the grid represent the 90-dot pattern.

JOHN MARTINSON AND
JANET MARTINSON
DOC. NO. 362922

E'LY EXTENSION, LINE B-7

LINE B

JOHN MARTINSON AND
JANET MARTINSON
DOC. NO. 373100

The proposed annexation contains 1.00 acres, more or less.

7 ROGER M. BRAND
AND KAY H. BRAND
DOC. NO. 376956

EAST LINE, SEC. 11, T107, R8
-- --412.50 (25 RODS) --


$$1'' = 60'$$


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Section 11, Township 107, Range 8, Winona County, Minnesota,
described as follows:

Commencing at the southeast corner of said Northeast Quarter of the Northeast Quarter; thence North along the east line of said Section 11, a distance of 412.50 feet; thence at a deflection angle to the left of 101 degrees 38 minutes 36 seconds, along a line hereinafter referred to as LINE A, 280.51 feet; thence South parallel with said east line of Section 11, a distance of 66.61 feet; thence easterly at a deflection angle to the left of 90 degrees 49 minutes 57 seconds, along a line to be herein after referred to as LINE B, 142.53 feet to the point of beginning of the land to be described; thence southerly at a deflection angle to the right of 98 degrees 58 minutes 32 seconds, 52.78 feet; thence southwesterly at a deflection angle to the right of 30 degrees 27 minutes 13 seconds, 94.25 feet, more or less, to the center line of Wenonah Road (former Rollingstone Township Road Number 2); thence southeasterly along said center line to its intersection with said east line of Section 11; thence northerly along said east line of Section 11 to its intersection with the easterly extension of said LINE B; thence westerly along said LINE B extension to the point of beginning.

Also, that part of Harbor Drive lying northerly of said easterly extension of LINE B and lying southerly of the easterly extension of the northerly line of Harbor Valley Drive/4th Street as shown on Country Meadows Phase 3, according to the recorded plat thereof, Winona County, Minnesota. Said hereinabove described portion of Harbor Drive being part of said Northeast Quarter of the Northeast Quarter.

Also, that part of the West 16.5 feet of the East 49.5 feet of said Northeast Quarter of the Northeast Quarter lying southerly of said LINE A and northerly of said easterly extension of LINE B.

SE COR., NE 1/4, NE 1/4 T107, R8

NOTE:

THIS IS NOT A SURVEY. This drawing is a compilation of information obtained from the deed documents shown hereon, from the plat of Country Meadows Phase 3, and from survey information obtained prior to the preparation of this drawing. This drawing is intended for use as a reference in depicting the approximate location of the boundary lines shown hereon.

$$\frac{\text{SEC. 11, T107, R8}}{\text{SEC. 12, T107, R8}}$$

PROPOSED ANNEXATION LAYOUT PREPARED FOR
THE CITY OF GOODVIEW



JOHNSON & SCOFIELD INC.
SURVEYING AND ENGINEERING

4240 West 5th Street, Winona, MN 55987

(507)454-4134, FAX(507)454-2544

brian.wodele@jslsmail.com

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Tony A. Blumentritt
Tony A. Blumentritt
Minnesota License No. 18886
Date: June 3, 2015

BK. NA	PG. NA	W.O.#	DRAWING NUMBER
SHEET 1 OF 1 SHEETS		15-320	S-5768

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