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by OAH on February 27, 2017

EXHIBIT A

**JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND AND THE
IMMEDIATE ANNEXATION OF ENTIRE DESIGNATED AREA**

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF ORTONVILLE AND ORTONVILLE TOWNSHIP
PURSUANT TO MINNESOTA STATUTES § 414.0325**

City of Ortonville Resolution No. 17-10
Ortonville Township Resolution No. 17-01

WHEREAS, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

WHEREAS, the City of Ortonville and Ortonville Township jointly agree to designate and request the immediate annexation of the following described land located within Ortonville Township to the City of Ortonville, County of Big Stone, Minnesota;

The North 240 feet of the South 818.3 feet of the Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4), Section Four (4), Township One Hundred Twenty-one North (121 N), Range Forty-six West (46 W)

WHEREAS, the City of Ortonville and Ortonville Township are in agreement as to the orderly annexation of the unincorporated land described; and

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

WHEREAS, the City of Ortonville and Ortonville Township have agreed to all the terms and conditions for the annexation of the above-described lands; and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (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 Ortonville and the Township Board of Ortonville Township as follows:

1. **Property.** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

The North 240 feet of the South 818.3 feet of the Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4), Section Four (4), Township One Hundred Twenty-one North (121 N), Range Forty-six West (46 W)

2. **Acreage/Population/Usage.** That the orderly annexation area consists of approximately 6.89 acres, the population in the area is 0, and the land use type is public burial ground.

3. **Jurisdiction.** That Ortonville Township and the City of Ortonville, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **Municipal Reimbursement.** Minnesota Statutes § 414.036.

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

Parties agree that there will be **no** reimbursement to the Township as the property being annexed is classified as tax exempt.

b. Assessments and Debt.

That pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described (herein or attached exhibit) there are (1) no special assessments or debt on the designated property.

5. **Review and Comment.** The City of Ortonville and Ortonville Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

6. **Other Terms of Resolution..**

None.

Adopted by affirmative vote of all the members of the Ortonville Township Board of Supervisors
this 8th day of Feb 2017.

ORTONVILLE TOWNSHIP

By: Bruce Hawn
Chairperson
Board of Supervisor

ATTEST:

By: Harold R. Dwyer III
Township Clerk

Adopted by affirmative vote of the City Council of Ortonville this 17th day of January 2017.

CITY OF ORTONVILLE

By: Gene Hausauer
Gene Hausauer
Mayor

ATTEST:

By: Charleen Grossman
Charleen Grossman
City Administrator

