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By: OAH on March 5, 2023

**RESOLUTION NO. 13 OF 2023**

**JOINT RESOLUTION**

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

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

**WHEREAS**, the City of Redwood Falls ("City") and the Township of Paxton ("Township") jointly agree to designate and request the immediate annexation of the following described land located within Paxton Township to the City of Redwood Falls, County of Redwood, Minnesota;

Lots Four (4) and Five (5) of "The Ponderosa", a subdivision in the County of Redwood and State of Minnesota, according to the recorded plat thereof;

(Hereafter, the "Annexed Property."); and

**WHEREAS**, the City and Township are in agreement as to the orderly annexation of the unincorporated land described; and orderly annexation will be in the best interests of the Annexed Property; and

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

**WHEREAS**, the City and Township have agreed to all the terms and conditions for the annexation of the Annexed Property within this document, 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 Redwood Falls and the Board of Supervisors of the Township of Paxton as follows:

1. **Property.** That the following described lands in Paxton Township are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate those areas for orderly annexation, and agree that the land be immediately annexed:

Lots Four (4) and Five (5) of "The Ponderosa", a subdivision in the County of Redwood and State of Minnesota, according to the recorded plat thereof;

2. **Acreage/Population/Usage.** That the Annexed Property consists of approximately 3.2 acres, the population in the subject area is zero, and the land use type is currently unimproved/vacant residential.

3. **Jurisdiction.** That the Township and the City, 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 of the Annexed Property in accordance with the terms of this resolution and Minnesota Statutes § 414.0325.

4. **Need.** The Annexed Property is urban or suburban or about to become so and since the City is capable of providing services to this area within a reasonable time, the annexation would be in the best interests of the area.

5. **Tax Rate Step-Up.** Upon annexation, the tax rate for the Annexed Property shall be the same as if it were located within the City limits.

6. **Municipal Tax Reimbursement.** Pursuant to Minnesota Statutes § 414.036, the parties agree that the Township shall be reimbursed for lost property taxes for the Annexed Property at the rate and scheduled set forth in this paragraph. The City shall reimburse the Township based on the rate and classification of property taxes collected by the Township for the Annexed Property in 2023. Said reimbursement shall be paid by the City to the Township in accordance with the following schedule:

First Year	(taxes payable 2023)	100%
Second Year	(taxes payable 2024)	80%
Third Year	(taxes payable 2025)	60%
Fourth Year	(taxes payable 2026)	40%
Fifth Year	(taxes payable 2027)	20%
Thereafter	(payable 2028 and thereafter)	0%

Said amounts shall be paid by the City to the Township in a lump sum payment at any time prior to December 31, 2023. There are no special assessments, deferred taxes, or other debt attributable to the Annexed Property requiring any adjustments.

7. **Review and Comment.** That the City and 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.

8. **Payment of OAH's Expenses.** The City of Redwood Falls shall pay all filing fees required by the Office of Administrative Hearings ("OAH") in order to file and give full effect to this Orderly Annexation Agreement. Further, the City of Redwood Falls shall pay any other expenses OAH attributes to either the City or the Township as a result of the filing and processing of this Orderly Annexation Agreement, including, but not limited to, Administrative Law Judge fees and OAH staff attorney fees.

Adopted by affirmative vote of all the members of the Paxton Township Board of Supervisors this 13th day of February 2023.

**PAXTON TOWNSHIP**


By:   
Chairperson  
Board of Supervisors

ATTEST:

By:   
Township Clerk

Adopted by affirmative vote of the City Council of the City of Redwood Falls, this 21<sup>st</sup> day of February 2023.

**CITY OF REDWOOD FALLS**

By:   
Tom Quackenbush  
Mayor

ATTEST:

By:   
Keith Muetzel  
City Administrator



