

REC'D BY
JAN 24 1996

RESOLUTION R-96-04

**JOINT RESOLUTION BETWEEN
THE TOWN OF FRANKLIN AND THE CITY OF DELANO
DESIGNATING AN AREA FOR ORDERLY ANNEXATION**

The Town of Franklin,, a public corporation under the laws of the State of Minnesota ("Franklin") and the City of Delano, a Minnesota municipal corporation ("Delano"), jointly agree and resolve as follows:

1. Franklin and Delano hereby designate for orderly annexation, pursuant to Minn. Stat. Section 414.0325, that certain land lying within Franklin and legally described as follows:

That part of the Northwest Quarter of Section 14, Township 118, Range 25, Wright County, Minnesota, described as follows:
Commencing at the Northeast corner of the West 808.69 feet of said Northwest Quarter, as measured at right angles to the west line thereof; thence Easterly, along the North line of said Northwest Quarter, a distance of 506.34 feet to the actual point of beginning of the land to be described; thence continue along said North line a distance of 888.83 feet to the Northwest corner of WOODLAND MEADOWS, according to the recorded plat thereof; thence southerly, along the west line of said WOODLAND MEADOWS, to the Northwest corner of WOODLAND MEADOWS SECOND ADDITION, according to the recorded plat thereof; thence Southerly, along the west line of said WOODLAND MEADOWS SECOND ADDITION, to the Southwest corner thereof; thence Easterly along the south line of said WOODLAND MEADOWS SECOND ADDITION, to the east line of said Northwest Quarter; thence Southerly, along said east line, a distance of 1001.25 feet to a point distant 312.00 feet Northerly from the southeast corner of said Northwest Quarter; thence Westerly, parallel with the south line of said Northwest Quarter a distance of 267.00 feet; thence Southerly, parallel with the East line of said Northwest Quarter, a distance of 312.00 feet to the south line of said Northwest Quarter; thence Westerly, along said south line, a distance of 1179.23 feet to a point distant 330.00 feet easterly from the Southeast corner of said West 808.69 feet of said Northwest Quarter; thence Northerly, parallel with the east line of said West 808.69 feet, a distance of 660.01 feet; thence Westerly, parallel with the south line of said Northwest Quarter, a distance of 330.00 feet to the East line of said West 808.69 feet; thence Northerly, along said East line, a distance of 1749.52 feet to a point distant 208.67 feet southerly from the Northeast corner of said West 808.69 feet; thence Easterly, parallel with the North line of said Northwest Quarter, a distance of 506.34 feet; thence Northerly, parallel with East line of said West 808.69 feet, to the point of beginning.

(hereafter referred to as the "Property").

2. Franklin and Delano do, upon their adoption and upon acceptance by the Minnesota Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the Property so as to accomplish said orderly annexation in accordance with the terms of this Resolution. No consideration by the Minnesota Municipal Board is necessary. The Board may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this Resolution. No alteration of the stated boundaries of the orderly annexation area is appropriate. The Property shall be annexed to Delano upon the Minnesota Municipal Board's order.

3. The Property is abutting Delano and is now or about to become urban or suburban in nature. Further, annexation is in the best interest of the Property.

4. The zoning and planning throughout the Property shall be under the control of the applicable Wright County, Minnesota ordinances, until annexed to Delano. Upon annexation, the property shall, pursuant to Delano City Code, have a zoning designation of "R-A" (single family/agricultural district). Upon annexation the zoning and planning throughout the Property shall be under the control of the applicable Delano ordinances: provided, however, that before approval by Delano of any final plats or final subdivisions of the Property, Delano shall permit Franklin to approve any drainage and grading plan for the Property.

5. Upon annexation of the Property, Delano agrees to compensate Franklin for loss of tax revenues to ease Franklin's financial adjustment to the annexation. These payments will be made from Delano to Franklin as follows:

a. Delano will compensate Franklin for projected lost tax revenue by paying a single lump sum payment in the amount of \$20,000.00. This amount shall be paid by Delano to Franklin within thirty (30) days of the effective date of the annexation.

b. In addition to the amount due to Franklin pursuant to subparagraph 5.a. above, Delano agrees to pay to Franklin one-half (1/2) of any tax revenues collected in the years 1997, 1998, 1999, 2000 and 2001, generated from any development occurring on the Property which is initiated in the years 1996, 1997, 1998, 1999 and 2000.

c. Delano does not assume by this annexation any liability or responsibility for the payment of any obligations issued to finance public improvements constructed by Franklin or for which special assessments were levied by Franklin.

d. Delano shall pay to Franklin the amount of any special assessments collected by the county from the Property on account of special assessments levied by Franklin.

e. The lump sum payment provided for in subparagraph 5.a. above will be paid within thirty (30) days of the effective date of the annexation: the effective date of the annexation shall be the date of the issuance of the order of annexation by the Minnesota Municipal Board. The payments of tax revenues provided for in subparagraph 5.b. above are to be made semi-annually and within thirty (30) days after Delano's receipt of revenues from the Wright County

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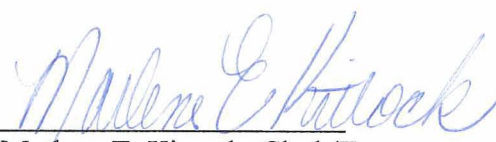
Treasurer's Office.

This Agreement and Resolution shall be effective solely upon approval by both the Franklin Town Board and the Delano City Council.

Approved by the City Council of the City of Delano this 16 day of January, 1996.

CITY OF DELANO

BY: 
Dwight A. Poss, Mayor

BY: 
Marlene E. Kittock, Clerk/Treasurer

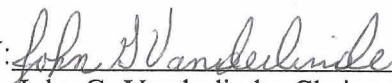
Motion by: Bartels

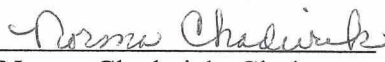
Seconded by: Mueller

Poss:	Aye
Bartels:	Aye
Jaunich:	Aye
Mueller:	Aye
Painschab:	Aye

Approved by the Board of the Township of Franklin this 8 day of January, 1996

TOWNSHIP OF FRANKLIN

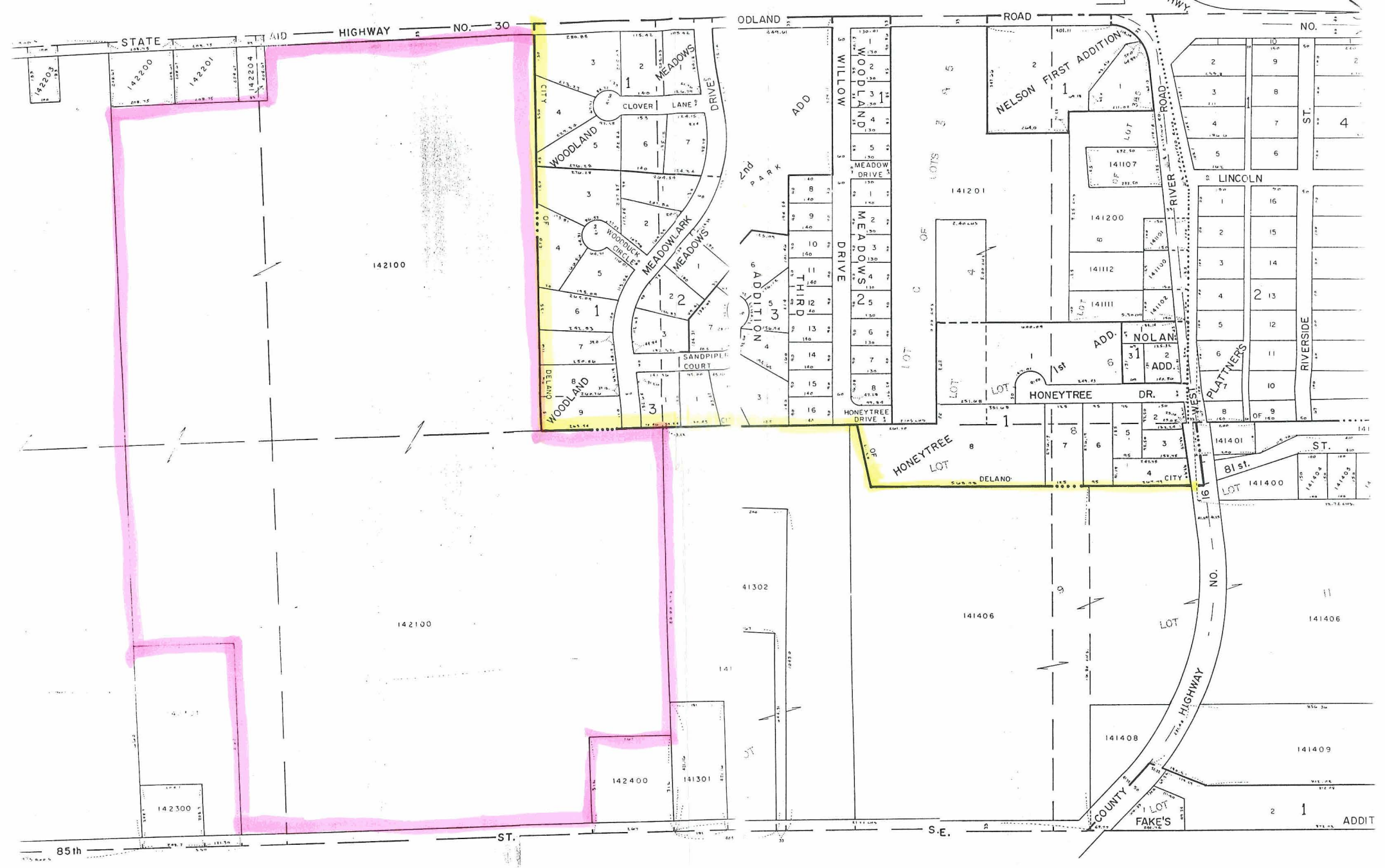
BY: 
John G. Vanderlinde, Chairman

BY: 
Norma Chadwick, Clerk

SCALE IN FEET

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SEC. 11, T. 118, R. 25



City Limits
Annexation Area