

RESOLUTION NO. 1998- 13

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWN OF SAUK CENTRE AND THE CITY OF SAUK CENTRE DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE MINNESOTA MUNICIPAL BOARD PURSUANT TO MINNESOTA STATUTE 414.0325

**JOINT RESOLUTION
FOR
ORDERLY ANNEXATION**

This joint resolution is adopted by the City of Sauk Centre, a municipal corporation, hereinafter referred to as "City," and the Township of Sauk Centre, hereinafter referred to as "Township."

WHEREAS, Minnesota Statute 414.0325 provides a procedure whereby a city and township may by joint resolution designate an unincorporated area as in need of orderly annexation, and

WHEREAS, the City and Township have reviewed certain real property located in the Township which is described as follows:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

WHEREAS, the City and Township agree that the above described real estate is in need of orderly annexation, and

WHEREAS, the parties to this joint resolution wish to establish conditions and a process for the orderly annexation of said real estate, and

WHEREAS, the City and Township believe that the annexation of the above described real estate will be in the best interest of the City, Township and the affected property owners.

NOW, THEREFORE, the City Council of the City of Sauk Centre and the Board of Supervisors of the Township of Sauk Centre, having duly considered the terms and conditions of this joint resolution after regular meetings, do hereby resolve as follows:

1. The lands above designated shall be annexed to the City of Sauk Centre pursuant to terms and conditions outlined in this joint resolution, and said real estate shall

constitute the "orderly annexation area" otherwise described in this resolution.

2. It is the intent of the undersigned that the real estate herein described by annexed to the City of Sauk Centre as soon as possible. To that end, the undersigned hereby request that the Minnesota Municipal Board may immediately order and approve said annexation following receipt and review of this joint resolution.

The undersigned state that no further consideration by the Minnesota Municipal Board is necessary and the undersigned do hereby request that no alteration of the stated boundaries of the annexation area be made.

3. Beginning in 1999, the City shall pay to the Township a cash payment equal to ninety (90%) percent of the real estate taxes paid by the subject property. Subsequently, the Township will receive seventy (70%) percent of the said real estate taxes paid in 2000; fifty (50%) percent of said real estate taxes paid in 2001; thirty (30%) percent of the said real estate taxes paid in 2002; and ten (10%) percent of the real estate taxes paid in 2003. The parties agree to execute any and all documents to effectuate the purpose and intent of this provision and to forward the same to the appropriate tax authorities.

4. That a copy of this joint resolution as well as the Order of the Minnesota Municipal Board shall be filed with the Minnesota Municipal Board, the Township, the City, the Stearns County Auditor, the Minnesota Secretary of State, and shall be effective when approved by the Minnesota Municipal Board pursuant to Minnesota Statute 414.0325.

5. That following the adoption of this resolution and upon securing an approval order from the Minnesota Municipal Board, the subdivision regulations and zoning ordinances of the City of Sauk Centre shall extend to and cover the annexed area. Further, the City of Sauk Centre does hereby direct that the zoning map of the City of Sauk Centre described in Section 1001.04, Subdivision 2, of the Sauk Centre City Code be amended to include the property described in Exhibit A attached hereto.

6. This joint resolution shall be effective upon execution of both parties, and a copy of this joint resolution shall be filed with the Minnesota Municipal Board by the Sauk Centre City Clerk.

REC'D. BY
M/A/B MAR 23 1998

Passed and adopted by the Board of Supervisors of the Township of Sauk Centre
this 11th day of February, 1998.

TOWNSHIP OF SAUK CENTRE

Jerome Mesan
Supervisor

Thamf. Zbrun
Township Clerk

Passed and adopted by the City Council of Sauk Centre this 18th day of
February, 1998.

CITY OF SAUK CENTRE

Paul K. Theisen
Paul Theisen, Its Mayor

Joe Heinen
Joe Heinen, Its City Clerk

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EXHIBIT A

That part of Lots 1, 2, 5 and 6, in State Subdivision of the North Half of the Southeast Quarter (N1/2 SE1/4) of Section 16, Township 126, Range 34, Stearns County, Minnesota, described as follows: Commence at the Northeast corner of said Lot 1, thence along the North line to the Northwest corner; thence South along the West line of said Lot 1 to its intersection with the Northeasterly right-of-way line of Interstate No. 94; thence Northwesterly along the said Northeasterly right-of-way line to its intersection with the North line of said Lot 5; thence West along the North lines of said Lots 5 and 6 to the Southwesterly right-of-way line of Interstate No. 94; thence in a South, Southeasterly, North and Southeasterly direction along the said Southwesterly right-of-way line to its intersection with the South line of said Lot 2; thence East along the South lines of Lots 2 and 1 to a point 375 feet West of the East line of said Lot 1; thence North on a line parallel to the East line of said Lot 1 to a point 480 feet South of the North line of said Lot 1; thence East on a line parallel to the North line of said Lot 1 a distance of 375 feet to the East line of said Lot 1; thence North on East line of said Lot 1 480 feet to the point of beginning.

