

RESOLUTION NO. 0659

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

WHEREAS, the Minnesota Office of Strategic and Long-Range Planning has jurisdiction over certain annexation and orderly annexation issues; and

WHEREAS, the City of Goodview ("Goodview") and the Township of Rollingstone ("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 the City of Goodview, Winona County, Minnesota, and the Township of Rollingstone, Winona County, Minnesota, as follows:

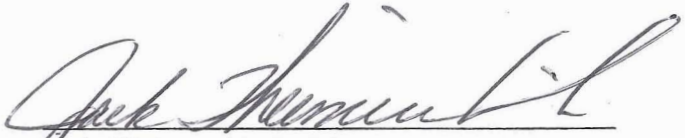
1. That upon approval by the respective governing bodies of Goodview and the Township, this joint resolution and agreement shall confer jurisdiction upon the Minnesota Office of Strategic and Long-Range Planning so as to accomplish the orderly annexation of the lands described in the attached Exhibit "A" in accordance with the terms of this joint resolution and agreement.
2. The following described lands 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 consists of approximately 1.42 acres and is legally described as follows, to-wit:

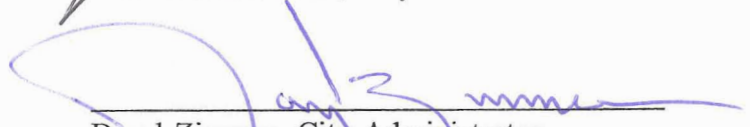
SEE ATTACHED EXHIBIT "A"

3. Goodview and Township mutually state that no alteration by the Minnesota Office of Strategic and Long-Range Planning to the 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 2004, and taxes collected from the orderly annexation area for the year 2004 and all future years shall be paid to Goodview.
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. 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 Minnesota Office of Strategic and Long-Range Planning is necessary. As such, the Minnesota Office of Strategic and Long-Range Planning 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 19th
DAY OF May, 2003.



Jack Weimerskirch, Mayor



Daryl Zimmer, City Administrator

ADOPTED BY THE ROLLINGSTONE TOWNSHIP BOARD THIS 12th
DAY OF May, 2003.



Chairman

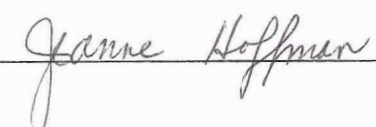
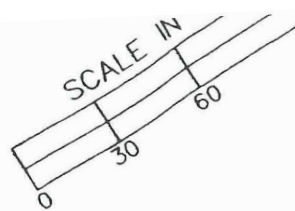

_____, Clerk

EXHIBIT A

Commencing at the Southwest corner of the Southwest Quarter of the Northwest Quarter of said Section 12, Township 107, Range 8, thence in an easterly direction and along the south line of the Southwest Quarter of the Northwest Quarter of said section 12 for a distance of 1328.4 feet to the center line of the township road, thence deflect to the left 126 degrees, 58 minutes for a distance of 608.2 feet, thence deflect to the left 9 degrees, 9 minutes for a distance of 117.25 feet to the point of beginning, thence deflect to the left 88 degrees, 4 minutes, 30 seconds for a distance of 130 feet, thence deflect to the right 73 degrees, 17 minutes for a distance of 250.65 feet, thence deflect to the right 83 degrees, 27 minutes, 30 seconds for a distance of 208.1 feet to the center line of the township road, thence deflect to the right 111 degrees, 20 minutes and along the center line of the township road for a distance of 322.32 feet, more or less, to the point of beginning excepting therefrom the right of way of the township road.

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REC'D BY
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BLOCK 1
KOWALEWSKI SUBDIVISION

ROLLINGSTONE

TOWNSHIP

Proposed Annexation
1.42 Acres

ROAD

HAROLD W. HAPPEL, JR.
DOC. NO. 357332

BERNARD ZEISEL & SHARON ZEISEL

ERVIN MROZEK & RUTH MROZEK

BK. 230, PG. 451

HOUSE

GARAGE

SHED

ROADWAY DESCRIBED
IN DOC. NO. 265346

HOUSE

KENNETH J. PETERMAN
& COLLEEN PETERMAN
BK. 252, PG. 71

GARAGE

UTILITY

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HAROLD W. HAPPEL, JR.
DOC. NO. 267480

HAROLD W. HAPPEL, JR.
DOC. NO. 297591

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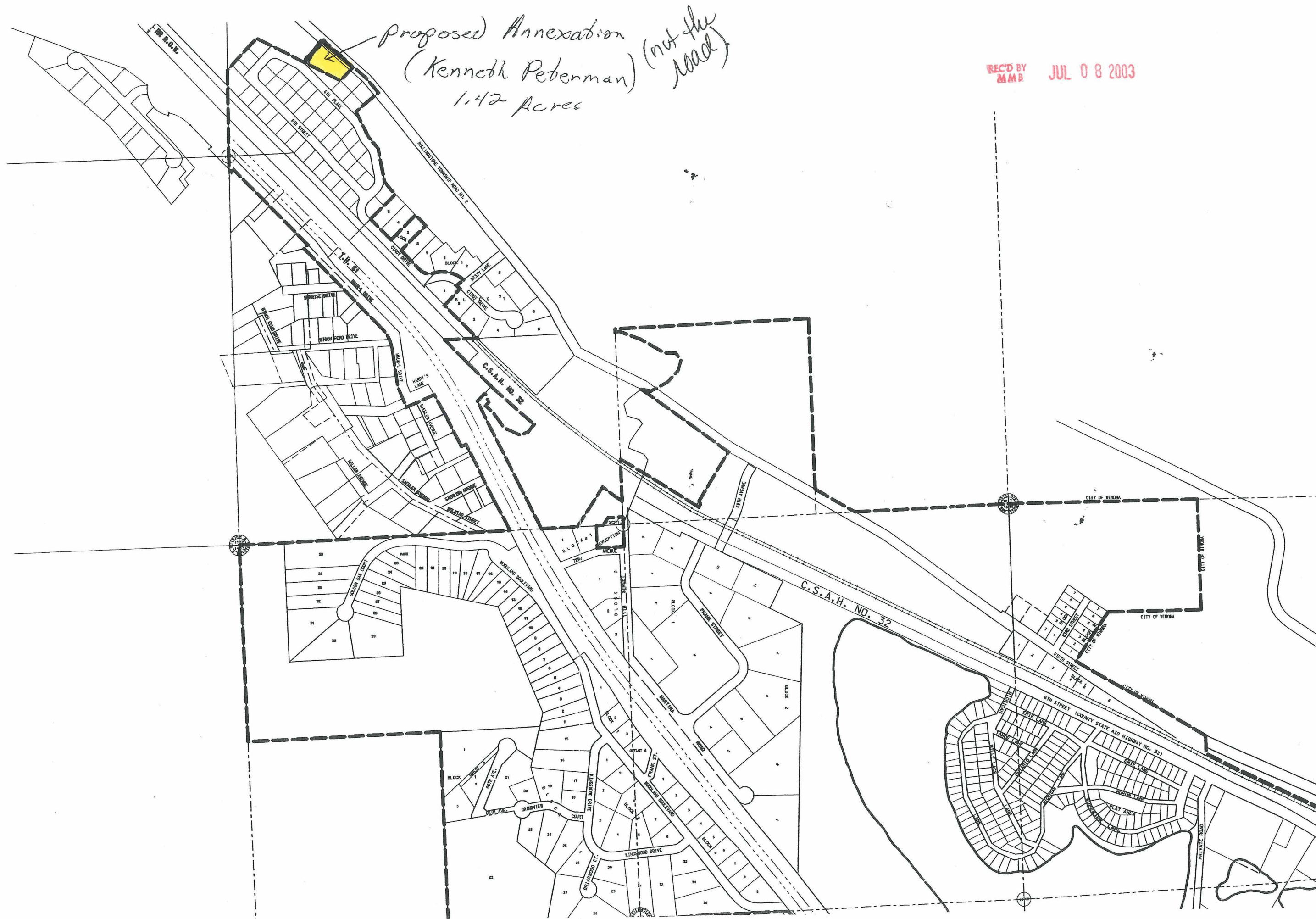
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