

**RESOLUTION NO. 2011 – 59****A RESOLUTION FOR FINAL ANNEXATION  
BETWEEN THE CITY OF ROGERS AND HASSAN TOWNSHIP**

**WHEREAS**, the Town of Hassan and the City of Rogers executed an Orderly Annexation Agreement effective the 22<sup>nd</sup> day of October 2003, providing for growth management, orderly annexation and the exercise of joint powers for the extension of municipal services and transportation improvements. The Joint Resolution was accepted by the State Department of Administration-Municipal Boundary Adjustments on December 30, 2003; and

**WHEREAS**, the 2003 Joint Resolution created a framework for orderly annexation of the entire Town of Hassan to the City of Rogers, and the parties agreed to final annexation of remaining Township lands to be concluded by August 15, 2030; and

**WHEREAS**, since 2003, the communities of Hassan and Rogers have worked together in the spirit of cooperation including the combination of many municipal functions such as administration, planning and public works and, in anticipation of the two communities becoming one, the Town of Hassan offices were relocated to the City of Rogers' City Hall; and

**WHEREAS**, in 2008, the parties determined it was in the best interest of both communities that completion of the annexation of the Town of Hassan to the City of Rogers occur sooner than the time frame adopted in the 2003 Joint Resolution. Accordingly, the parties executed a Joint Resolution amending the 2003 Orderly Annexation Agreement to provide for final annexation of the Town of Hassan no later than January 1, 2012; and

**WHEREAS**, the 2008 amendment required that all references in the 2003 Orderly Annexation Agreement regarding August 15, 2030 as the date by which annexation shall occur be amended to January 1, 2012 as the date by which all annexations be completed; and that all sections of the 2003 Orderly Annexation Agreement be interpreted to reflect the agreed upon termination date of January 1, 2012. The 2008 amendment was accepted by the State Office of Administrative Hearings-Municipal Boundary Adjustments on July 23, 2008; and

**WHEREAS**, Section 4.03 of the 2003 Orderly Annexation Agreement designated the area of the Town of Hassan in Phase III to be the final area to be completely annexed to the City of Rogers no later than August 15, 2030 (amended in 2008 to January 1, 2012); and

**WHEREAS**, Section 4.03(d) of the 2003 Orderly Annexation Agreement provides that the Office of Administrative Hearing - Municipal Boundary Adjustments, pursuant to Minn. Stat. §414.0325, may review and comment but shall within 30 days of receipt of a resolution, order the annexation of Phase III in accordance with the terms of the parties' Orderly Annexation Agreement; and

**WHEREAS**, by Order dated July 20, 2010, the Hassan property in Phase II of the Orderly Annexation Agreement between Hassan and the City of Rogers was annexed except approximately 600 acres that had been annexed prior to the date of that Order; and

**WHEREAS**, pursuant to the provisions of the 2003 Orderly Annexation Agreement, as amended by the 2008 Joint Resolution, the following described areas are designated for annexation:

The areas depicted on the attached **Exhibit A** and legally described on the attached **Exhibit B**, and any remaining areas of the Town of Hassan not previously annexed to the City of Rogers

(Consisting of approximately 16,793.66 acres)

**NOW, THEREFORE**, be it RESOLVED by the City of Rogers as follows:

1. This Resolution provides for the final annexation of the remaining areas of Hassan Township not previously annexed to the City of Rogers.
2. This concludes the parties' intent to merge into one community as determined by the 2003 Orderly Annexation Agreement – as amended by the parties in 2008.
3. The City shall cause this Resolution to be filed with the State, Office of Administrative Hearings - Municipal Boundary Adjustments forthwith.

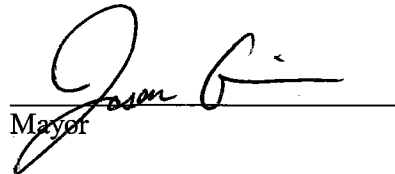
Moved by Councilmember *Bunting*, seconded by Councilmember *Shli*

The following voted on favor of said Resolution: *Bell, Bunting, Grimm, Shli + Stanley.*

The following voted against the same: *None.*

Whereupon said Resolution was declared carried.

Dated this 22<sup>nd</sup> day of November, 2011.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Asst. City Administrator/City Clerk

(SEAL)

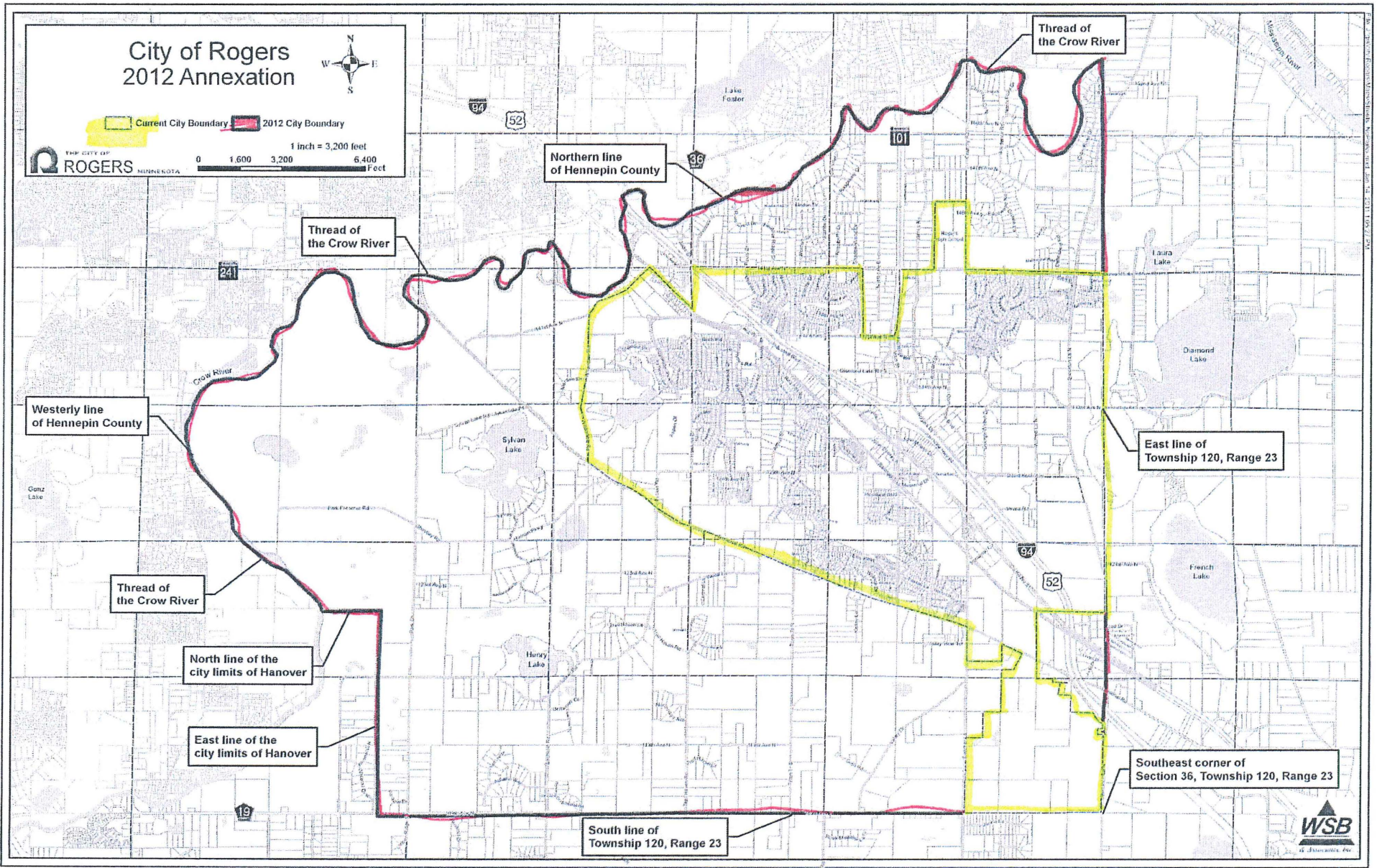


EXHIBIT A

REC'D BY  
MBA NOV 23 2017

**EXHIBIT B**

**LEGAL DESCRIPTION**

Rogers, Minnesota  
November 15, 2011

**Orderly annexation area for Hassan Township Description:**

The orderly annexation area, being all of Hassan Township, more peculiarly described as follows: Beginning at the Southeast Corner of Section 36, Township 120, Range 23, Hennepin County, Minnesota; thence north along the east line of Township 120, Range 23, to its intersection with the Crow River (also the northerly line of Hennepin County); thence southwesterly and southeasterly along the Crow River (also the northerly and westerly line of Hennepin County), through Township 120, Range 23 and Township 120, Range 24 to its intersection with the north line of the City limits of Hanover in Section 30, Township 120, Range 23; thence easterly along said north line to the northeast corner of the city limits of Hanover; thence southerly along the east line of the City limits of Hanover to the south line of Township 120, Range 23; thence easterly along said south line to the point of beginning, excepting any parcel already within the city limits of the City of Rogers, containing 16793.66 +- acres.