



**STATE OF MINNESOTA  
MUNICIPAL BOARD**

State Office Building  
7th & Benton Streets  
St. Paul, Minnesota 55155

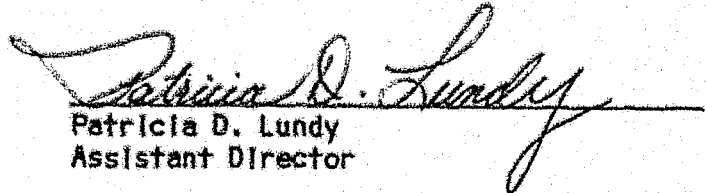
December 20, 1985

Secretary of State  
c/o Donna Scott  
State Office Building  
St. Paul, Minnesota 55155

Re: Municipal Board Docket Number: A-2467(OA) Monticello (AMENDED ORDER)

The subject amended order of the Minnesota Municipal Board makes no changes in the population of the City of Monticello.

Official date of the Amended Order is December 20, 1985.

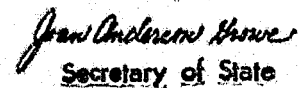
  
Patricia D. Lundy  
Assistant Director

PDL:sg

cc: Wallace O. Dahl, Director  
L.G.A. & A. Division  
Department of Revenue  
2nd Floor Centennial Building

R. Thomas Gillaspay, Ph.D.  
State Demographer  
200 Capitol Square Building

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JAN 9 1986

  
Secretary of State

#36392

A-2467(OA)

STATE OF MINNESOTA  
OFFICE OF STATE  
LAND  
JAN 9 1986  
*John J. ...*  
Secretary of State

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Kenneth F. Sette  
Richard A. Sand  
Shirley J. Minelich

Chairman  
Vice Chairman  
Commissioner

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IN THE MATTER OF THE JOINT )  
RESOLUTION BETWEEN THE CITY OF )  
MONTICELLO AND THE TOWN OF )  
MONTICELLO FOR THE ORDERLY )  
ANNEXATION OF CERTAIN LAND TO )  
THE CITY OF MONTICELLO )  
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AMENDED  
FINDINGS OF FACT  
CONCLUSIONS OF LAW  
AND ORDER

WHEREAS, the City of Monticello and the Town of Monticello signed a joint agreement for orderly annexation on June 4, 1974; and

WHEREAS, the Minnesota Municipal Board issued an order dated September 19, 1974: annexing certain property to the City of Monticello; making provision for an annual payment from the City to the Town; and retaining jurisdiction for the purpose of readjusting assets and obligations in the event of unforeseen and extraordinary circumstances; and

WHEREAS, the City of Monticello and the Town of Monticello have signed a Stipulation dated October 15, 1985, requesting the Municipal Board to Amend said Municipal Board Order, a copy of which is attached hereto;

IT IS HEREBY ORDERED: that the Municipal Board Order dated September 19, 1974, be amended by deleting the

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portion thereof which specifies the formula for determining the annual payments to be made by the City to the Town from the proceeds of its ad valorem tax and substitution therefor the payment schedule agreed to in the stipulation dated October 15, 1985 - to wit:

I.

The City shall pay the Town the sum of \$36,000.00, representing the Town's fair and equitable share of 1984 gross ad valorem taxes collected by the City.

II.

The City shall pay to the Town the additional sum of \$36,000.00, representing the Town's fair and equitable share of the 1985 gross ad valorem taxes collected by the City.

III.

The said two sums, totalling \$72,000.00, shall be paid as soon as may be reasonably accomplished, but in any event no later than the 15th day of November, 1985.

IV.

Beginning with the calendar year 1986 the City shall annually pay to the Town the sum of \$27,500.00. The said annual payment of \$27,500.00 shall continue to be paid through the year 1995.

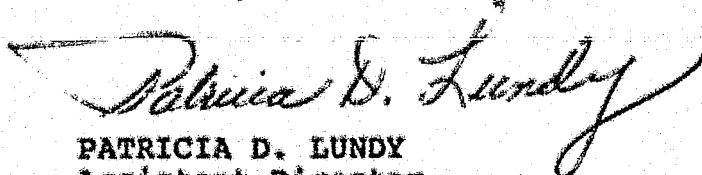
The said sum shall be paid by the City to the Town as soon as may be reasonably done each year after the City receives payment for its ad valorem taxes, and in no event later than thirty (30) days after such receipt by the City.

IT IS FURTHER ORDERED: that the Town expend the amounts received hereunder to defray expenses in the operation of the Monticello Orderly Annexation Area, as contemplated by the aforesaid Stipulation.

IT IS FURTHER ORDERED: that the effective date of this order is

Dated this 30<sup>th</sup> day of December, 1985.

MINNESOTA MUNICIPAL BOARD  
165 Metro Square Building  
St. Paul, MN 55101

  
PATRICIA D. LUNDY  
Assistant Director

City of Monticello  
Town of Monticello

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

IN THE MATTER OF THE RESOLUTION FOR )  
THE ORDERLY ANNEXATION OF CERTAIN )  
LAND TO THE CITY OF MONTICELLO )

Stipulation to Amend Findings  
of Fact, Conclusions of Law  
and Order for Judgment dated  
September 19, 1974

THIS STIPULATION made and entered into this 19th day of October, 1985,  
between the CITY OF MONTICELLO, State of Minnesota, a municipal corporation,  
herein referred to as City, and the TOWN OF MONTICELLO, a body corporate and  
politic of the County of Wright and State of Minnesota, herein referred to as  
Town.

RECITALS

WHEREAS, the City and the Town, through their respective city council and  
town board, after full consideration and deliberation, in a spirit of  
cooperative effort in the governmental operation of the Monticello Orderly  
Annexation Area, are desirous of entering into a mutually satisfactory  
stipulation in writing, documenting a fair and equitable division of the  
expenditures of the Town of Monticello in the Orderly Annexation Area and the  
gross ad valorem taxes collected annually by the City of Monticello; and

WHEREAS, pursuant to an order of the Minnesota Municipal Board dated and  
entered the 19th day of September, 1974; and

WHEREAS, pursuant to the Monticello Orderly Annexation Area agreement entered  
into by the City of Monticello and the Town of Monticello on January 1, 1976;  
and

WHEREAS, the above-mentioned order dated September 19, 1974, calls for an  
annual payment from the City to the Town based on a formula that is no longer

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appropriate due to changes in the intergovernmental transfers (Federal Revenue Sharing and Per Capita Aids); and

WHEREAS, various expenses have been made and will continue to be made in the operation of the said Monticello Orderly Association Area;

NOW THEREFORE, IT IS STIPULATED AND AGREED AS FOLLOWS:

1. The City Shall pay the Town the sum of \$36,000.00, representing the Town's fair and equitable share of 1984 gross ad valorem taxes collected by the City.

2. The City shall pay to the Town the additional sum of \$36,000.00, representing the Town's fair and equitable share of the 1985 gross ad valorem taxes collected by the City.

3. The said two sums, totalling \$72,000.00, shall be paid as soon as may be reasonably accomplished, but in any event no later than the 15th day of November, 1985.

4. Beginning with the calendar year 1986 the City shall annually pay to the Town the sum of \$27,500.00. The said annual payment of \$27,500.00 shall continue to be paid through the year 1995.

The said sum shall be paid by the City to the Town as soon as may be reasonably done each year after the City receives payment for its ad valorem taxes, and in no event later than thirty (30) days after such receipt by the City.

5. The City and the Town recognize the continuing jurisdiction of the Minnesota Municipal Board for the purpose of adjusting the apportionment of assets and obligations herein, pursuant to the said Order dated the 19th day of September, 1974.

6. The parties hereto shall do and perform their respective obligations under this agreement at all times and in such manner so as not to delay or interfere with the intent of this agreement.

CITY OF MONTICELLO, STATE OF MINNESOTA

By \_\_\_\_\_  
Its Mayor  
*[Signature]*  
and *[Signature]*  
Its City Clerk

TOWN OF MONTICELLO, STATE OF MINNESOTA

By *[Signature]*  
Its Chairman  
and *[Signature]*  
Its Town Clerk

APPROVED BY:

MINNESOTA MUNICIPAL COMMISSION

By \_\_\_\_\_  
Its \_\_\_\_\_

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