

State of Minnesota

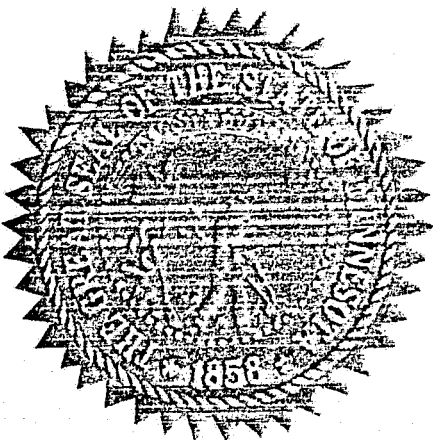
SECRETARY OF STATE

To All To Whom These Presents Shall Come, Greeting:

Whereas, a certified copy of a resolution adopted by the Board of Commissioners of Dakota County has been filed for record in the office of the Secretary of State, on the 5th day of August, 1987 for the incorporation of the Dakota County Regional Railroad Authority under and in accordance with the provisions of Chapter 398A of the Minnesota Statutes.

Now, Therefore, I, Joan Anderson Growe, Secretary of State of the State of Minnesota, by virtue of the powers and duties vested in me by law, do hereby certify that effective this date the corporate existence was created for the above named regional railroad authority as a political subdivision and local government unit of Minnesota.

Witness my official signature
hereunto subscribed and the Great
Seal of the State of Minnesota
hereunto affixed this 5th day of
August in the year of our Lord
one thousand nine hundred and
eighty-seven.



STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

AUG 5 1987

Joan Anderson Growe
Secretary of State

Joan Anderson Growe
Secretary of State.
137520

ROBERT
Carolán
COUNTY ATTORNEY



ROBERT F. CAROLAN, COUNTY ATTORNEY
Mark J. Ponsolle, First Assistant
Dakota County Government Center
1560 West Highway 55
Hastings, Minnesota 55033

Telephone (612) 438-4438

July 31, 1987

Minnesota Secretary of State's Office
Room 180
State Office Building
100 Constitutional Ave.
St. Paul, MN 55155

Attention: Tim Hanson

RE: Organization of the Dakota County Regional Railroad Authority
Our File C-81-28

Dear Mr. Hanson:

Attached is a certified copy of Dakota County Board Resolution No. 87-539, which is the organizational resolution establishing the Dakota County Regional Railroad Authority pursuant to Minn. Stat. Chap. 398A. This organizational resolution is to be filed with your office, and we are then to be issued a certificate of incorporation for the Dakota County Regional Railroad Authority pursuant to Minn. Stat. §398A.03, Subd. 3. Please send the certificate to the Dakota County Attorney's Office, Civil Division, Attention Michael Tye, Dakota County Government Center, Hastings, Minnesota, 55033.

As I understand there is no filing fee attached with the filing of this document with your office. Thank you for your assistance in this matter. If you have any questions, do not hesitate to contact me.

Sincerely,

ROBERT F. CAROLAN
DAKOTA COUNTY ATTORNEY

Michael J. Tye
By: Michael Tye
Dakota County Law Clerk

Enclosure

MT/kfb

Appeals, Training,
Juvenile Delinquency Division

Mark N. Lystig, Head

Criminal Trial Division

Richard A. Enga, Head
Victim/Witness Coordinator
JoAnn Berens

Civil Division

James C. Backstrom, Head

Human Services Division

Donald E. Bruce, Head

An Equal
Opportunity
Employer
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**BOARD OF COUNTY COMMISSIONERS
DAKOTA COUNTY, MINNESOTA**

DATE July 28, 1987

RESOLUTION NO. 87-539

Motion by Commissioner Loeding

-- Seconded by Commissioner Maier

WHEREAS, the Dakota County Board of Commissioners wishes to create a Regional Railroad Authority for Dakota County, pursuant to Minnesota Statutes, Chapter 398A; and

WHEREAS, a Public Hearing as required by Minn. Stat. 398A.03, subd. 2, was held at 9:00 a.m. on July 28, 1987 for consideration of the creation of a Regional Railroad Authority in Dakota County; and

WHEREAS, proper notice and publication of such hearing as required by statute was made.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the organization of the Dakota County Regional Railroad Authority; and

BE IT FURTHER RESOLVED, That the Authority is organized under the Regional Railroad Authorities Act (Minn. Stat. Chap. 398A) as a political subdivision and local government unit of Minnesota, to exercise thereunder part of the sovereign power of the state; and

BE IT FURTHER RESOLVED, That the name of the Authority will be the "Dakota County Regional Railroad Authority"; and

BE IT FURTHER RESOLVED, That the Board of Commissioners of the Dakota County Regional Railroad Authority shall have five commissioners; and

BE IT FURTHER RESOLVED, That the first Dakota County Regional Railroad Authority Board of Commissioners consist of the following persons:

	YES		NO
Harris	<u>X</u>	Harris	<u> </u>
Maier	<u>X</u>	Maier	<u> </u>
Voss	<u>X</u>	Voss	<u> </u>
Loeding	<u>X</u>	Loeding	<u> </u>
Streefand	<u>X</u>	Streefand	<u> </u>

**State of Minnesota
County of Dakota**

I, Norma B. Marsh, duly elected, qualified and acting County Auditor of the County of Dakota, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Dakota County, Minnesota, at their session held on the 28th day of July 1987, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Hastings, Minnesota, this 30th day of July, 1987
Norma B. Marsh
County Auditor

Joseph A. Harris
1282 West 14th Street
Hastings, MN 55033

Donald J. Maher
556 Fifth Avenue South
South St. Paul, MN 55075

John S. Voss
7300 West 147th Street
Suite #504
Apple Valley, MN 55124

Steven G. Loeding
3260 147th Street West
Rosemount, MN 55068

Russell L. Streefland
167 Elizabeth Lane
Burnsville, MN 55337

; and

BE IT FURTHER RESOLVED, That beginning in January 1988 the term of each commissioner of the Board of the Dakota County Regional Railroad Authority shall be one year, the term commencing on the first Tuesday of January, and thereafter commissioners of said Authority shall be appointed annually by the Dakota County Board of Commissioners; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. 375.055, the Dakota County Board of Commissioners shall consider establishing a per diem schedule for meetings of the Dakota County Regional Railroad Authority at the time it considers its annual establishment of such a schedule for all boards and committees involving Dakota County; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. 375.06 and 471.665, the Dakota County Board of Commissioners hereby grants mileage reimbursement to the Dakota County Regional Railroad Authority Board of Commissioners at the same mileage rate currently paid to all Dakota County Officers and employees.

BE IT FURTHER RESOLVED, That the registered office of the Dakota County Railroad Authority will be in the County of Dakota, City of Hastings, at the Dakota County Government Center, 1560 West Highway 55, Hastings, Minnesota 55033; and

BE IT FURTHER RESOLVED, That neither the State of Minnesota, Dakota County, or any other political subdivision is liable for obligations of the Dakota County Regional Railroad Authority; and

BE IT FURTHER RESOLVED, That the Dakota County Auditor be directed to file a certified copy of this organizational resolution with the Minnesota Secretary of State, who shall issue a certificate of incorporation, stating the name of the authority and the date of incorporation, which shall be conclusive evidence of the valid organization and existence of the Dakota County Regional Railroad Authority pursuant to Minnesota Statutes 398A.03, subd. 3; and

BE IT FURTHER RESOLVED, That the first meeting of the Dakota County Regional Railroad Authority shall be held on July 28, 1987 immediately following the meeting of the Dakota County Board of Commissioners for the purposes of adopting the Bylaws of said organization; and

BE IT FURTHER RESOLVED, That staff be directed to notify all railroads located in Dakota County of the creation of the Dakota County Regional Railroad Authority and request that notices of any proposed abandonment of railroad right-of-way in Dakota County be provided to the Dakota County Regional Railroad Authority.

✓ 37528
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 5 1987
John Andrew Howe
Secretary of State