

**STATE OF MINNESOTA  
CENTRAL LAKES REGION SANITARY DISTRICT, DOUGLAS COUNTY**

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The Matter of the Dissolution of the  
Central Lakes Region Sanitary District

**Resolution D-2009-07, Directing  
Coordination and Disposition of  
Fee Property**

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Director Cleary moved adoption of the following resolution:

**Whereas**, the CLRSD adopted its Resolution of Intent to Dissolve at its regular meeting on March 5, 2009; and

**Whereas**, the Resolution of Intent to Dissolve contained a procedure for the winding up and dissolution of the CLRSD; and

**Whereas**, that procedure provided the following for the disposition of assets:

**Valuation; disposition of assets.** When a resolution of intent to dissolve has been properly adopted and noticed, the Board:

(a) shall identify all assets and property of the District whether tangible or intangible, real or personal, and establish, where possible, a value of the same; and

(b) may sell, lease, transfer, or otherwise dispose of all or substantially all of the property and assets of the District. Disposition of assets may be made either to pay all or portions of debts or obligations or to preserve the interest of a local unit of government in the asset.

; and

**Whereas**, the CLRSD has invested public funds in the acquisition of fee interests in property for lift stations as part of a proposed wastewater collection system in 2008; and

**Whereas**, the CLRSD has previously sent correspondence to the Douglas County Board of Commissioners; the Boards of Supervisors of Carlos, Miltona, Leaf Valley, Moe and LaGrand Townships; the City Councils of the Cities of Miltona and Carlos; and the Board of the Alexandria Lakes Area Sanitary District soliciting interest in the property interests of the CLRSD; and

**Whereas**, as of April 30, 2009, only Moe, Leaf Valley and Miltona Townships have expressed an interest in succeeding the CLRSD's interests; and

**Whereas,** it is in the public interest to protect the investment of public funds by investigating whether a feasible successor in interest to the CLRSD for the fee property exists.

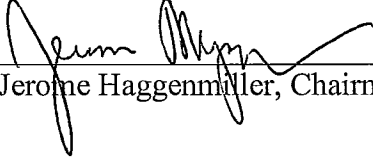
**Therefore, it is resolved:** The Board of Directors of the CLRSD hereby directs its attorney to:

1. Continue to work with Moe, Leaf Valley and Miltona Townships to resolve any issues regarding succession of interest.
2. As to the remaining fee interests, and if Moe, Leaf Valley or Miltona Township decide not to become a successor in interest:
  - A. Prepare and send a letter by certified mail to each prior property owner, offering to sell the fee parcel back to the prior owner for the price paid by CLRSD in 2008.
  - B. Provide prior owners with two weeks from the date the prior owners receive the letter to accept the offer.
  - C. If the owner agrees to repurchase the property, prepare a quit claim for the property for CLRSD to exchange for the sum paid by CLRSD in 2008.
3. If the owner cannot be found, or if the owner opts not to exercise the right of first refusal, prepare a certificate to file with the county recorder as evidence that the right of first refusal was declined.
4. If the owner is unwilling to re-purchase the parcel, allow the parcel to revert to the State of Minnesota pursuant to Minnesota Statutes Section 15.082.

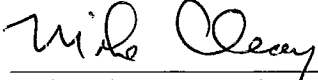
The motion was seconded by Director Thoennes. After discussion and upon a vote, the Resolution was adopted by the following vote:

	Yes	No	Abstain	Absent
Mike Cleary	<u>  X  </u>	_____	_____	_____
Jerome Haggemiller	<u>  X  </u>	_____	_____	_____
Ted Steidl	<u>  X  </u>	_____	_____	_____
Bruce Strandskov	<u>  X  </u>	_____	_____	_____
Gary Thoennes	<u>  X  </u>	_____	_____	_____
Dale Vollmers	<u>  X  </u>	_____	_____	_____

The above resolution was adopted at the Regular Meeting of the CLRSD on May 7, 2009, at the Leaf Valley Town Hall.

  
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Jerome Haggemiller, Chairman

Attest:

  
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Mike Cleary, Board Secretary