



Request for City Council Committee Action From the Department of Public Works

Date: November 5, 2009

To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

Subject: **Water and Sewer Service Line Repairs or Replacements: Assessment
Public Hearing**

Recommendation:

- a. Passage of a Resolution adopting the assessments in the total amount of \$457,228.95 for water service lines and \$37,100.25 for sewer service lines, levying the assessments, adopting the assessment rolls and directing the City Clerk to transmit certified copies of the assessment rolls to the Hennepin County Auditor.

Previous Directives:

None

Prepared by: Suzette Hjermsstad, Real Estate Investigator II, 673-2401

Approved by:

Steven A. Kotke, P.E., City Engineer, Director of Public Works

Presenters: Craig Allison, Public Works, Water Administration and Suzette Hjermsstad, Public Works, Special Assessments

Reviews:	Permanent Review Committee (PRC)	NA
	Civil Rights	NA
	Policy Review Group	NA

Financial Impact

Special assessment against benefited properties

Community Impact

Neighborhood Notification: Public hearing notices sent 2 weeks prior to public hearing
City Goals: The City's infrastructure will be well-maintained.
Comprehensive Plan: Not Applicable
Zoning Code: Not Applicable

Background/Supporting Information

Section 509.465 of the Minneapolis Code of Ordinances provides a procedure whereby a property owner in need of repair or replacement of a private water or sewer service line may request and authorize the City of Minneapolis to do the necessary work with the property owner having the option of either paying directly through a bill or paying through a special assessment being added to the real estate taxes.

Section 509.465 of the Minneapolis Code of Ordinances further provides a procedure whereby the City may correct a faulty water service line upon the failure of the owner to do so or agree to do so. If the bill for the corrective work is not paid, the cost may be recovered through the special assessment procedure of Section 509.465 of the Minneapolis Code of Ordinances.

The properties on the lists to be assessed had the water or sewer service line work done by either the City or the City's contractors. The properties have not paid the full amount through the billing process and have been notified that a special assessment, which includes interest, would be added to the real estate taxes.

The amount to be assessed as special assessment principal is the cost of the work plus 10%. The total principal amount of the proposed assessments on the lists is \$469,301.45 for water service lines and \$37,100.25 for sewer service lines. The assessments would be collected over 5 years beginning on the 2010 real estate tax statements with interest charged at 8%, being the rate provided for in Section 509.465 of the Minneapolis Code of Ordinances.

Information has been provided in the Notices as to how persons may prepay the assessments in full without interest charges if they so choose.

The Minneapolis City Council has passed Resolutions whereby a deferment of special assessment may be obtained by showing hardship for any homestead property owned by a person 65 years of age or older or retired by virtue of a permanent and total disability.

Notice translations in Hispanic, Somali and Hmong were included with each mailing to accommodate non-English speaking residents and provided them with a phone number for a translator they could call for more information.

Attachment 1: Water Service Line Assessment List by Address
Sewer Service Line Assessment List by Address

T&PW - Your Committee, having under consideration assessments for water and sewer service line repairs or replacements, and having held a public hearing thereon, now recommends passage of the accompanying resolution adopting the assessments, levying the assessments, and adopting the assessment rolls for water and sewer service line repairs or replacements on the lists of properties set forth in Petn No

_____.

By Colvin Roy

Adopting the assessments, levying the assessments, and adopting the assessment rolls for water and sewer service line repairs or replacements on the lists of properties set forth in Petn No _____.

Whereas, a public hearing was held on November 5, 2009 in accordance with Section 509.465 of the Minneapolis Code of Ordinances to consider the proposed assessments as shown on the proposed assessment rolls on file in the office of the City Clerk and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the proposed assessments against the affected properties on the Water Service Line Repair List, dated August 27, 2009 set forth in Petn No _____ in the total amount of \$457,228.95, as shown on the proposed assessment roll on file in the office of the City Clerk, hereby are adopted and levied;

That the proposed assessments against the affected properties on the Sewer Service Line Repair List, dated August 14, 2009 set forth in Petn No _____ in the total amount of \$37,100.25, as shown on the proposed assessment roll on file in the office of the City Clerk, hereby are adopted and levied.

Be It Further Resolved that the assessments be collected in five (5) successive equal annual principal installments beginning on the 2010 real estate tax statements with interest charged at the rate of 8%.

Be It Further Resolved that the assessment rolls as prepared by the City Engineer be and hereby are adopted, and that the City Clerk is hereby directed to transmit certified copies of said assessment rolls to the Hennepin County Auditor.