



Request for City Council Action

DEPARTMENT INFORMATION

ORIGINATING DEPARTMENT	REQUESTOR:	MEETING DATE:
Administration	City Administrator/Finance Director Flaherty	October 12, 2020
PRESENTER(s)	REVIEWED BY:	ITEM #:
Administration		4.1

STRATEGIC VISION

MEETS:	THE CITY OF OTSEGO:
X	Is a strong organization that is committed to leading the community through innovative communication.
	Has proactively expanded infrastructure to responsibly provide core services.
	Is committed to delivery of quality emergency service responsive to community needs and expectations in a cost-effective manner.
	Is a social community with diverse housing, service options, and employment opportunities.
	Is a distinctive, connected community known for its beauty and natural surroundings.

AGENDA ITEM DETAILS

RECOMMENDATION:	
City staff is recommending that the City Council approve a resolution adopting the assessment roll for unpaid special charges.	
ARE YOU SEEKING APPROVAL OF A CONTRACT?	IS A PUBLIC HEARING REQUIRED?
No	Yes – Held October 12, 2020
BACKGROUND/JUSTIFICATION:	
<p>In accordance with Minnesota Statute §429.101, City staff has prepared a proposed assessment roll for the Unpaid Special Charges incurred prior to August 19, 2020.</p> <p>City staff has notified the property owners by following statutory notice requirements: 1) has published notice of the proposed assessment in the September 26, 2020 edition of the Star News, which is the City’s official newspaper; and 2) has mailed notice of the proposed assessment, with the respective notices being mailed on September 23, 2020.</p> <p>As required by Statute, the City Council will hold a public hearing, which is being held on October 12, 2020 at 7:00 p.m. in the Council Chambers located at 8899 Nashua Avenue, Otsego, MN 55330.</p> <p>The purpose of the hearing is not for the City Council to determine if a violation has occurred. The ability to appeal a citation is provided for as an administrative process under applicable sections of the City Code. Property owners were previously noticed of the citation, penalty amount, and any costs incurred by the City for abatement of the violation, and were given an opportunity to appeal the charges. The ability to appeal the fines and charges that are now due has lapsed for each of the properties included on the proposed assessment roll.</p> <p>After the public hearing is closed, the City Council will consider, and possibly adopt the proposed</p>	

assessment rolls.

Property owners, who have such delinquencies, were notified as mentioned above, and said notice outlined that if payment was not received by October 6, 2020, that an additional \$100.00 administrative charge would be charged to the account and that the account balance would be presented to the City Council for assessment against their property.

Once the delinquent unpaid special charges plus the administrative charge are approved via the attached resolution, property owners have until November 23, 2020 to pay their assessments to the City. If payment is not received by that date, the delinquent balance plus administrative charge, and interest of 2.20% per annum will be certified to the Wright County Auditor for collection with property taxes payable 2021.

SUPPORTING DOCUMENTS ATTACHED:

- **Exhibit A – Unpaid Special Charges Assessment Roll**
- **Resolution 2020-67**

POSSIBLE MOTION

PLEASE WORD MOTION AS YOU WOULD LIKE IT TO APPEAR IN THE MINUTES:

Motion to approve Resolution 2020-67 adopting the assessment roll for unpaid special charges.

BUDGET INFORMATION

FUNDING:	BUDGETED:
N/A	

**CITY OF OTSEGO
COUNTY OF WRIGHT
STATE OF MINNESOTA**

RESOLUTION NO: 2020-67

ADOPTING ASSESSMENT ROLL FOR UNPAID SPECIAL CHARGES

WHEREAS, pursuant to Minnesota Statutes 429.101, subdivision 1, the listed Property Owners in the attached Exhibit A have been duly billed for administrative fines incurred for violations and administrative costs incurred by the City and have delinquent balances as of August 19, 2020; and

WHEREAS, a special assessment roll, a copy of which is attached hereto and made part hereof by reference, has been prepared by City staff, tabulating those properties where a delinquent special charge is to be assessed with the amount, including interest and service charges, to be assessed; and

WHEREAS, pursuant to proper notice duly given as required by law, the Council has met and heard and passed upon all objections to the proposed assessments for unpaid special charges.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OTSEGO, MINNESOTA:

1. Such proposed assessment roll, attached hereto as Exhibit A, is hereby accepted and shall constitute the special assesment against the properties named therein and that the tract of land therein included is hereby found to have received and not paid for.
2. The owner of any property so assessed may at any time prior to the certification of the assessments to the Wright County Auditor pay the entire assessment to the City. Such payments must be made by the close of business on November 23, 2020 or interest will be charged through December 31 of the succeeding year.
3. Such assessment shall be payable with property taxes levied in 2020 for collection in 2021, in one annual installment with an interest rate of 2.20% per annum from the date of this resolution through December 31, 2021.
4. The Finance Director shall forthwith transmit a certified copy of this assessment to the Wright County Auditor to be extended on the property tax lists of the County. Such assessments shall be paid over in the same manner as other City property taxes.

ADOPTED by the Otsego City Council this 12th day of October, 2020.

MOTION BY:
SECONDED BY:
IN FAVOR:
OPPOSED:

CITY OF OTSEGO

Jessica L. Stockamp, Mayor

ATTEST:

Tami M. Loff, City Clerk

EXHIBIT A

PID #	PROPERTY ADDRESS	CONTRACTED ABATEMENT	UNPAID CITATIONS	ADMINISTRATIVE FEE	TOTAL	DESCRIPTION
118-042-001050	14525 88th Street NE	-	1,200.00	100.00	1,300.00	S11-21-4.F Off street parking, S 11-18-3.A.2 Outdoor storage too many vehicles, S 11-21-4.H.12 Required parking surfaces & S 11-29-1 Illegal home busines:
118-214-001020	8731 O'Brian Avenue NE	-	1,200.00	100.00	1,900.00	S 11-21-4.F Offstreet parking. Semi-trailer must be removed from the property.
118-031-001080	14436 85th Street NE	-	1,800.00	100.00	1,900.00	S 11-18-3.A.2 Outdoor storage 2 RV, S 11-21-4.F & S 11-16-16 off street parking, S 5-8-5.O Outdoor junk & debris, S 11-29-1 Home extended busines:
118-024-004010	15729 94th Street NE	-	600.00	100.00	700.00	S 11-21-4.E.1 Off street parking outdoor storage of vehicles
118-500-164402	14990 95th Street NE	-	600.00	100.00	700.00	S 5-1-6.A outdoor junk & debris. Front porch, back porch and yard need to be cleaned up.
118-031-001070	14398 85th Street NE	-	400.00	100.00	500.00	S 5-8-5 outdoor junk & debris, S 5-8-6.A Nuisance outdoor storage & S 11-18-3.A outdoor storage violations, residential use
118-031-001060	14352 85th Street NE	-	-	-	-	S 5-8-5 outdoor junk & debris
118-292-002030	14744 76th Street NE	-	400.00	100.00	500.00	S 4-6-4.A Rental dwelling - no permit
118-500-281202	7976 O'Dean Avenue NE	-	400.00	100.00	500.00	9-2-1 Violation of MN State Bldg Code & S 11-1-4.D Building Occupance. Call building department for final C/O inspection
118-018-005060	14754 89th Street NE	-	200.00	100.00	300.00	S 11-21-4.E.1 Off street parking outdoor storage of vehicles
118-285-002060	16641 74th Street NE	-	-	-	-	S 11-18-4.B Waste container location
118-026-003010	8767 O'Dean Avenue NE	-	400.00	100.00	500.00	S 5-8-5.O Outdoor junk & debris, S 9-2-1 Building without a permit & 11-18-2.C.5.a Building en excess of sq ftg (1,500) allowed for the R-3 zoning distric
118-190-003150	9349 Kagan Circle NE	1,399.00	-	100.00	1,499.00	Lawn mowing fees
118-190-006130	9029 Kaeding Avenue NE	1,399.00	-	100.00	1,499.00	Lawn mowing fees
Total		2,798.00	7,200.00	1,200.00	11,198.00	