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| AGENDA SECTION | PUBLIC HEARING |
| | |
| MEETING DATE | DECEMBER 14, 2020 |

CITY OF COLUMBIA HEIGHTS - COUNCIL LETTER

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| ITEM: | ADOPT RESOLUTION 2020-113 BEING A RESOLUTION LEVYING AND ADOPTING THE ASSESSMENT FOR ONE ALLEY LIGHT, AREA NO. 677-48 | | |
| DEPARTMENT: | Public Works | CITY MANAGER'S APPROVAL: | |
| BY/DATE: | Kevin Hansen / December 8, 2020 | BY/DATE: | <i>Kell Bongel</i> 12/11/20 |
| CITY STRATEGY: | #1; Safe Community | | |
| Additional Strategy? | N/A | | |
| SHORT TERM GOAL (IF APPLICABLE): | N/A | | |
| Additional Goal? | N/A | | |

BACKGROUND:

On November 23, 2020, the City Council established a Public Hearing for the formal consideration of assessing one alley light to benefited properties, as requested by petition.

The proposed light is located in the north-south alley between Tyler Street and Polk Street from 41st Avenue to 42nd Avenue. The petition is for one Xcel Energy LED protective light (Nightwatch) to be installed on an existing pole between 4158 Polk Street and 1808 42nd Avenue.

There will be five parcels included in the assessment. Of these five parcels, four property owners signed the petition in favor of installing the alley light.

Currently, the monthly cost to each of the benefiting homeowners is \$1.00 per month. This cost may increase with increases in the electric rates.

RECOMMENDED MOTION(S): Move to close the public hearing and waive the reading of Resolution 2020-113, there being ample copies available to the public.

Move to adopt Resolution 2020-113, being a Resolution levying and adopting the assessment for an alley light, area no. 677-48.

ATTACHMENT(S): Resolution with Assessment Roll
 Notice of Public Hearing
 Map

RESOLUTION NO. 2020-113

A resolution of the City Council for the City of Columbia Heights, Minnesota, adopting assessment roll according to the City Charter for the following local improvement and determining that said improvement will be made, and ratifying and confirming all other proceedings, heretofore had: Special Assessment for alley light area numbered 677-48.

WHEREAS, the City Council of the City of Columbia Heights, Minnesota, met at 7:00 p.m. on the 14th day of December, 2020, in the City Council Chambers, 590 40th Avenue N.E. Columbia Heights, Minnesota, being the time and place set when and where all persons interested could appear and be heard by the Council with respect to benefits, and to the proportion of the cost of making the local improvement above described, a notice of such hearing having been heretofore duly published as required by law, and a notice mailed to each property owner of record, stating the proposed amount of the assessment; and,

WHEREAS, this Council has heretofore estimated the cost of such local improvement and has prepared an assessment roll;

Now, therefore, in accordance with the foregoing, and all ordinances and regulations of the City of Columbia Heights, the City Council of the City of Columbia Heights makes the following:

FINDINGS OF FACT

1. That this Council does hereby adopt the aforesaid assessment roll known and described as "Assessment Roll for Local Improvements" numbered 677-48 for alley lighting, a copy of which is attached hereto and made a part hereof.
2. That this Council hereby finds and determines that each of the lots and parcels of land enumerated in said assessment roll was and is especially benefited by such improvements. This Council further finds and determines that the proper proportion of the cost of such improvement to be especially assessed against each lot or parcel of land is the amount as billed annually by Xcel Energy Company.
3. That the assessment will be added to the utility bill prepared and mailed by the City of Columbia Heights to property owners or occupants on record with the Finance Department.
4. This resolution shall take effect immediately upon its passage.

ORDER OF COUNCIL

Passed this 14th day of December, 2020

Offered by:

Seconded by:

Roll Call:

Donna K. Schmitt, Mayor

Attest:

Nicole Tingley, City Clerk/Council Secretary

ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
ALLEY LIGHT: 677-48

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| 36-30-24-13-0062 | 1726 42 ND AVENUE NE |
| 36-30-24-13-0074 | 4150 POLK STREET NE |
| 36-30-24-13-0064 | 4157 TYLER STREET NE |
| 36-30-24-13-0075 | 4158 POLK STREET NE |
| 36-30-24-13-0073 | 1808 42 ND AVENUE NE |

CITY OF COLUMBIA HEIGHTS
NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of Columbia Heights, Minnesota has determined the following Public Hearing be held on December 14, 2020 at 7:00 P.M. in the City Council Chamber, 590 40th Avenue N.E. to consider:

ASSESSMENT AREA 677-48 PROJECT NO. 2016

- Installation and maintenance of one (1) Xcel Energy LED protective light (Nightwatch), on the pole between 4158 Polk Street and 1808 42nd Avenue.
- At this time, the annual cost is \$12.00 per parcel. The cost may increase with increases in the electric utility rate.
- This special assessment will be added to the utility bill prepared and mailed by the City of Columbia Heights to property owners or occupants on record with the Finance Department.

PARCELS PROPOSED TO BE ASSESSED:

Said street light installation is to be considered pursuant to Minnesota Statutes, Chapters 429. The installation and maintenance is to be specially assessed on a unit basis against properties abutting the alley and listed below. The parcel numbers represent the tax parcel identification numbers. To find your tax parcel number, check your real estate tax statement.

36-30-24-13-0062
36-30-24-13-0074

36-30-24-13-0064
36-30-24-13-0075

36-30-24-13-0073

Persons desiring to be heard with reference to the proposed installation will be heard at said time and place of the public hearing. Written or oral objections will be considered at the public hearing.

ADOPTION OF PROPOSED SPECIAL ASSESSMENT

Notice is hereby given that the purpose of this Public Hearing is also to adopt assessment roll 677-48, for the area of alley lighting. The proposed assessments are to be levied pursuant to Minnesota Statutes, Chapter 429. The City Council may levy and adopt special assessments that are the same or different than the proposed amount.

ASSESSMENT ROLL AVAILABLE FOR INSPECTION

The proposed assessment roll is now on file for public inspection at the City of Columbia Heights Clerk's Office, 590 40th Avenue NE, Columbia Heights, Minnesota. You are invited to examine the assessment roll prior to the hearing during business hours. The assessment roll will also be available for examination at the hearing.

OBJECTIONS AND APPEALS

Written and oral objections will be considered at the hearing. The City Council may adopt the assessments at the hearing or at a subsequent meeting. Minnesota Statute, Section 429.061, states that no appeal may be taken as to the amount of the assessment unless a written objection, signed by the affected property owner, is filed with the municipal clerk prior to the assessment hearing or presented to the presiding officer at the hearing. An owner may appeal an assessment to the District Court pursuant to Minnesota Statute, Section 429.081, by serving notice of the appeal upon the Mayor or the Clerk of the City within thirty (30) days after the adoption of the assessment and filing such notice with the District Court within (10) days after service upon the Mayor or the Clerk.

ACCOMODATIONS

Auxiliary aids for handicapped person are available upon request when the request is made at least 96 hours in advance. Contact the City Clerk at 763-706-3611, or ntingley@columbiaheightsmn.gov to make arrangements.

CITY OF COLUMBIA HEIGHTS

KELLI BOURGEOIS
CITY MANAGER

