## **RESOLUTION NUMBER 24-065**

## RESOLUTION ADOPTING ASSESSMENT

WHEREAS, pursuant to proper notice duly given as required by law, the City Council has met and heard and passed upon all objections to the proposed assessment for the following project:

**PROJECT ST-009: W LYON ST. / N 3RD ST. RECONSTRUCTION PROJECT** – This project consisted of: reconstruction and utility replacement on West Lyon Street from East College Drive to North 5<sup>th</sup> Street, and North 3<sup>rd</sup> Street from West Main Street to West Redwood Street. All utilities were replaced, including watermain, sanitary sewer, and storm sewer on West Lyon and North 3<sup>rd</sup> Streets. Other items of work included in this project are pavement removal, aggregate base, concrete surfacing, sidewalks, curb and gutter, streetscaping, and other minor work.

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

- 1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
- 2. Such proposed assessment shall be payable in equal annual principal installments extending over a period of eight (8) years and shall bear interest at the rate of five and twenty-seven one-hundredths percent (5.27%) per year.
- 3. After the adoption of the assessment, the clerk shall transmit a certified duplicate of the assessment roll with each installment, including interest, set forth separately to the county auditor of the county to be extended on the proper tax lists of the county; but in lieu of such certification, the council may in its discretion direct the clerk to file all assessment rolls in the clerk's office and to certify annually to the county auditor, on or before November 30 in each year, the total amount of installments of and interest on assessments on each parcel of land in the municipality which are to become due in the following year. If any installment and interest has not been so certified prior to the year when it is due, the clerk shall forthwith certify the same to the county auditor for collection in the then succeeding year; and if the municipality has issued improvement warrants to finance the improvement, it shall pay out of its general funds into the fund of the improvement interest on the then unpaid balance of the assessment for the year or years during which the collection of such installment is postponed. All assessments and interest thereon shall be collected and paid over in the same manner as other municipal taxes.
- 4. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment to the City of Marshall, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of the assessment. They may at any time thereafter, pay to the City of Marshall, the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before October 15 or interest will be charged through December 31 of the succeeding year.
- 5. The right to partially prepay the assessment to the City Clerk according to Ordinance No. 364, Second Series, is available.
- 6. The City Clerk shall forthwith transmit a certified duplicate of this assessment to the County Auditor to be extended on property tax lists of the County. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

Passed and adopted by the Council this 9th day of July, 2024.

Mayor

ATTEST:

City Clerk

This Instrument Drafted by: Jason R. Anderson, P.E.; Director of Public Works/City Engineer

(0.00	,			Assente:				А																
	Project ST-	009: 3rd & Lyon 24 Adopted 07/09/2024			Lot Square	STREET/L.F.	Rate/L.F.	210.7147 Total	Streetscaping 1 / L.F. (3rd: Main to Lyon) Unit-L.F.	Rate/∟F,	197.3337 Total	Streetscaping 2 / L.F. (Remaining) Unit-L.F.	Rate/L.F.	8.2618 Total	Remove Driveway/S.Y. Unit-S.Y.	Rate/S,Y,	3.4800 Total	Install Driveway/S.Y. Unit-S.Y.	Rate/S.Y,	84.8076 Total	6" Install Sidowalk/S.F. Unit-S.F.	Rato/S.F.	0.00 Total	Storm Sewer/S.F. Unit-S.F.
Record Map No	, Parcel Number	Owner	Number Street Name	Footage	Footage																			
1 12.006	100000000000000000000000000000000000000	ACTS 20:35 LLC	411 LYON ST W	66.00	5,663.00	66.00	421.43	27,814.35		197.33		66,00	8,26	545.28		3,48	•		84.81	-		•	•	
2 12.008		CITY OF MARSHALL (ROSE PARKING LOT)	LYON ST W	66.00	6,712.00	66.00	421,43	27,814.35		197.33		66.00	8.26	545.28	10,00	3,48	34.80	17.67	84.81	1,498.27		•	•	
3 12.009	27-677070-1	CITY OF MARSHALL (ROSE PARKING LOT)	LYON ST W	61.00	7,841.00	61.00	421.43	25,707.20		197.33	•	61.00	8.26	503.97	11.30	3.48	39.32	17.11	84.81	1,451.15				
4 12.010		NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W	71.00	9,583.00	71.00	421.43	29,921.49		197.33	•	71.00	8.26	586.59	26,50	3.48	92.22	17.06	84.81	1,446.44				
5 12.011		NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W	66.00	8,712.00	66.00	421.43	27,814.35		197.33	•	66.00	8.26	545.28		3.48	•		84.81				-	
6 12.012	27-677068-0	NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W	66.00	8,712.00	66.00	421.43	27,814.35		197.33	•	66.00	8.26	545.28		3.48	•		84.81			•		
7 12,013	27-677085-2	CITY OF MARSHALL (BALDWIN PARKING LOT)	LYON ST W	88,00	11,616.00	88.00	421.43	37,085.79		197,33	•	88.00	8.26	727.04	22,30	3,48	77.60	23,56	84,81	1,997.69		•		
8 12,014	27-677085-1	CENTURYLINK PROPERTY TAX DEPT - ATTN: PROF	305 LYON ST W	132.00	17,424.00	132,00	421.43	55,628.69		197,33		132.00	8,26	1,090,55	2.70	3.48	9.40	7.44	84,81	631,35		•	•	
9 12.015	27-677084-1	LYON COUNTY (MUSEUM)	301 LYON ST W	198,00	8,712.00	198,00	421,43	83,443.04	66,00	197,33	13,024.02	132.00	8,26	1,090,55	4.10	3.48	14.27	5.56		471,15		•	•	15.00
10 12,016	27-677101-0	SHILOH COMMERCIAL PROPILIC	126 N 3RD ST	110.00	2,991.12	110.00	421,43	46,357,24	44,00	197.33	8,682.68	66.00	8,26	545,28		3,48	•		84,81	•		•		22.00
11 12.017	27-677100-0	CARMEL PROPERTIES LLC (Parking/rear 27-677-10	120 N 3RD ST (W Lyon Frontage)	66,00	2,991.12	66.00	421.43	27,814.35		197.33		66.00	8,26	545,28	3.30	3,48	11,48	6,56	84,81	555.96		•	•	
12 12.018	27-677088-2	CITY OF MARSHALL - PARKING LOT (Addison Lol-W	0 E COLLEGE DR	66.00	9,063.00	66.00	421.43	27,814.35		197.33		66.00	8.26	545.28	14.00	3.48	48.72	24.44	84.81	2,073.07		•	•	
13 12.019	27-677088-1	CITY OF MARSHALL - PARKING LOT (Addison Lot-co	0 E COLLEGE DR	132.00	18,306.00	132.00	421.43	55,628.69		197.33		132.00	8.26	1,090.55	23.00	3.48	80.04		84.81	•				
14 12.040	27-677104-0	DERECK DEUTZ	256 MAIN ST W	108.00	2,376.00	108.00	421.43	45,514.38	108.00	197.33	21,312.04		8.26			3.48			84.81			•		60.00
15 12.041	27-677103-0	LISA MYHRBERG & BRENDA OLSEN	112 3RD ST N	24.00	1,440.00	24.00	421.43	10,114.31	24.00	197.33	4,736.01		8.26			3.48	-		84.81	•				
16 12.042	27-677099-0	CARMEL PROPERTIES LLC	114 3RD ST N	44.00	5,808.00	44.00	421.43	18,542.90	44.00	197,33	8,682.68		8.26			3.48			84.81					
17 12.043	27-677102-0	MORIAH PROPERTIES LLC	118 3RD ST N	44.00	5,808.00	44.00	421.43	18,542.90	44.00	197,33	8,682.68		8.26			3,48			84.81					36.00
18 12,044	27-677085-0	CARMEL PROPERTIES LLC	127 3RD ST N	22.00	1,760.00	22,00	421,43	9,271.45	22.00	197,33	4,341,34		8.26			3.48			84.81	-			- 0	
19 12,045		SHILOH COMMERCIAL PROPILIC	121 3RD ST N	22,00	4,070.00	22.00	421,43	9,271.45	22.00	197.33	4,341.34		8.26			3,48			84.81			10.10.00		
20 12,046	27-677083-0	MORIAH PROPERTIES LLC	117 3RD ST N	22,00	2,904.00	22,00	421.43	9,271.45	22,00	197,33	4,341.34		8,26			3,48			84.81			-		
21 12.047		CARMEL PROPERTIES LLC	113 3RD ST N	22.00	1,452.00	22.00	421.43	9,271.45	22.00	197.33	4,341.34		8.26			3.48	-		84.81					
22 12.048	+	MORIAH PROPERTIES LLC	109 3RD ST N	22.00	1,452.00	22.00	421,43	9,271,45	22.00	197.33	4,341.34		8.26		H	3.48			84.81		in acress		-	
23 12.049		MORIAH PROPERTIES LLC	109 3RD ST N	22.00	1,452,00	22.00	421,43	9,271.45	22.00	197.33	4,341.34		8.26			3.48			84.81					
24 12.050		CARMEL PROPERTIES LLC	105 3RD ST N	22.00	1,452.00	22.00	421,43	9,271.45	22.00	197.33	4,341,34		8.26			3.48			84.81					A (1.00m) (1.00m)
25 12,051		MORIAH PROPERTIES LLC	103 3RD ST N	22,00	1,452.00	22.00	421.43	9.271.45	22.00	197,33	4,341,34		8,26			3,48			84.81	-				
		CARMEL PROPERTIES LLC	300 MAIN ST W	22.00	1,452.00	22,00	421,43	9,271,45	22.00	197,33	4,341.34		8,26			3.48			84.81					
26 12.052		SUBLO KAREN BAPTIST CHURCH	400 LYON ST W	132,00	18,612,00	132.00	421,43	55,628.69	22,00	197.33		132.00	8.26	1,090,55		3,48			84.81					126.0
				154.00	20,473.00	154.00	421.43	64,900,14		197,33		154.00	8.26	1,272.31		3,48			84.81					17.00
28 13,042		METHODIST CHURCH	202 4TH ST N	-						197.33		65.00	8.26	537.02		3.48			84.81					
29 13.043		BLOMME PROPERTIES LLC	304 LYON ST W	65.00	8,712.00	65.00	421.43	27,392.92		197.33		265.00	8.26	337.02	29.30	3.48		23.33		25 hazza		-		29.0
30 13.044		US POST OFFICE	302 LYON ST W	265.00	17,424.00	265.00	421.43	92.714.48		197.33	-	265.00	8.26	1,817.59	29.30	3.48		23.33	84.81					51.00
31 13.045	-	JOHN SCOTT HILLER TRUST LE - MARSHALL AREA		220.00	26,616.00	220.00	421.43							413.09		3.48			84.81					51.00
32 13.046		MARSHALL AREA YMCA	204/230 LYON ST W	50.00	6,534.00	50.00	421.43	21,071.47		197.33		50.00 60.00	8.26 8.26	495.71	1,70	3.48	5.92	7.11		603.08				
33 13.047	_	JOHN SCOTT HILLER TRUST LE - MARSHALL AREA	204 LYON ST W	60.00	7,841.00	60.00	421.43	25,285.77			•				1.70		5.92	7.11	84.81	603.08				
34 13.048		CHP INVESTMENT LLC	201 COLLEGE DR E	132,00	17,423.00	132.00	421.43	55,628,69		197,33	-	132.00	8.26	1,090.55		3.48	•		84.81					
35 13.071		BERKELEY LEWIS & VICTORIA CARLSON JT	208 3RD ST N	132,00	8,712.00	132.00	210,71	27,814.35		197,33	•	132,00	8.26	1,090.55	-		-	•				•		
36 13.072	27-677146-1	US POST OFFICE	203 3RD ST N	66.00	8,712.00	66.00	421.43			197.33	•	66.00	8.26			3,48	•		84.81	•				
37 13.073	27-677146-0	WESLEY UNITED METHODIST CHURCH	209 3RD ST N	66.00	10,560.00	66,00	210.71	13,907.17		197,33	•	66.00	8.26	545,28		3,48	•		84,81	• • •		•	•	
38 13.077	27-336002-0	HORVATH PROPERTIES LLC	404 LYON STREET W	265.00	43,560.00	265.00	421.43	111,678.81		197.33	•	265.00	8.26	2,189.37	19.10	3.48	66.47	10.00		848.08		-	•	
							421.43	•		197.33	•		8.26			3.48			84.81	•		•	•	
							421.43			197.33			8.26	•		3.48			84.81					
					277	-	421.43			197.33	-		8.26	•		3.48			84.81	-			•	
MMU		мми						430,669.49			0.00			0.00			0.00			0,00				
WWTE		WWIF						224,274.14																
											440 700 57			91.466.07			1 332 84			23.279.69			29,603,20	
City		City						1,112,194.44			416,768.69			91,400.07			1,332,84			23,219.08			20,003,20	

Objection received for 256 w. Main St. (27-677104-0) during public hearing.

Motion was made by Schafer, Second by Meister to continue hearing of August 12, All voted in favor. 7-0.

Motion was made by Schafer, Second by Alcorn to accept the assessment rolls excluding 256 W. Main St. (27-677104-0). All voted in favor. 7-0.

Project ST-009: 3rd & Lyon Resolution 24-\_\_\_\_\_ - Adopted 07/09/2024

Maximum STREET Assessable Maximum STREET Assessable

Recommended

ASSESSMENT

TOTAL

	Resolution	24 Adopted 07/09/2024							Assessable	Assessable Amount	STREET Assessment		Recommended TOTAL	w/ MAXIMUMS	Maximum Benefit to Property
				Sanitary/6* PIPE		63.8000		0.0000	2.a.(1)(b)	2.a.(2)(a)	(Least of A, B, or C)	Credits (if any)	Assessment		
Record Map No.	Parcel Number	Owner	Number Street Name	Unit-Pipe	Rate/Pipe	Total	Rate/Property	Total						APPLIED	
1 12.006	27-677072-0	ACTS 20:35 LLC	411 LYON ST W	35.00	63,80	2,233.00			-	8,357,14	8,357.14	(5,646.63)	6,355,41	6.355.41	0,00
2 12,008	27-677070-2	CITY OF MARSHALL (ROSE PARKING LOT)	LYON ST W		63.80	10 4-64.				8,357.14	8,357,14		10.435.49	10,435,49	0.00
3 12.009	27-677070-1	CITY OF MARSHALL (ROSE PARKING LOT)	LYON ST W		63.80					7,724.03	7,724.03		9,718.47	9,718.47	0.00
4 12.010	27-677070-0	NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W	42.00	63.80	2,679.60			-	8,990.26	8,990.26		14,661.73	14,661.73	0.00
5 12.011	27-677069-0	NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W		63.80					8,357,14	8,357.14		8,902.42	8,902.42	0.00
6 12.012	27-677068-0	NORWEST BANK MN SW NA - % THOMSON PROPE	403 LYON ST W		63.80				-	8,357,14	8,357.14		8,902.42	8,902.42	0.00
7 12.013	27-677085-2	CITY OF MARSHALL (BALDWIN PARKING LOT)	LYON ST W		63.80	A				11,142.86	11,142.86	_	13,945,19	13,945,19	0.00
8 12.014	27-677085-1	CENTURYLINK PROPERTY TAX DEPT - ATTN: PROF	305 LYON ST W	40,00	63,80	2.552.00		-	12.134.57	16,714,29	12,134.57		17,284.48	17,284,48	0.00
9 12,015	27-677084-1	LYON COUNTY (MUSEUM)	301 LYON ST W	34,00	63,80	2,169,20				25.071.43	25.071.43		43,194.44	43,194.44	0.00
10 12,016	27-677101-0	SHILOH COMMERCIAL PROP LLC	126 N 3RD ST	40.00	63.80	2.552.00		-	_	13.928.57	13,928,57		27,289,71	27,289.71	0.00
11 12,017	27-677100-0	CARMEL PROPERTIES LLC (Parking/rear 27-677-10	120 N 3RD ST (W Lyon Frontage)	35.00	63.80	2,233.00			_	8,357,14	8,357,14		12,569,49	12.569.49	
12 12.018	27-677088-2	CITY OF MARSHALL - PARKING LOT (Addison Lot-W	0 E COLLEGE DR		63.80					8,357.14	8,357.14		11,024.22		0.00
13 12.019	27-677088-1	CITY OF MARSHALL - PARKING LOT (Addison Lot-co	0 E COLLEGE DR		63.80				12,748.82	16,714.29	12,748.82		13,919.41	11,024.22	0.00
14 12.040		DERECK DEUTZ .	256 MAIN ST W	30.00	63.80	1.914.00			12,740.02	13,675.32				13,919.41	0.00
15 12.041		LISA MYHRBERG & BRENDA OLSEN	112 3RD ST N	37.00	63.80	2,360.60				3,038.96	13,675.32		39,716.78	39,716.78	0.00
16 12.042		CARMEL PROPERTIES LLC	114 3RD ST N	38.00	63.80	2,424.40			-		3,038.96		11,002.19	11,002.19	0.00
17 12.043		MORIAH PROPERTIES LLC	118 3RD ST N	38,00	63,80	2,929.90			-	5,571.43	5,571.43		17,545,13	17,545.13	0.00
18 12,044		CARMEL PROPERTIES LLC	127 3RD ST N	43.00	63,80	2,743,40			-	5,571.43	5,571.43		15,423.39	15,423.39	0.00
19 12.045		SHILOH COMMERCIAL PROP LLC	121 3RD ST N	42.00	63.80	2,743.40	•	-	-	2,785.72	2,785.72		10,737.08	10,737.08	0.00
20 12.046		MORIAH PROPERTIES LLC					•	-	-	2,785.72	2,785,72		10,673.28	10,673.28	0.00
21 12.047			117 3RD ST N	42.00	63,80	2,679.60	1.	•	-	2,785,72	2,785.72		10,673,28	10,673,28	0.00
22 12.048		CARMEL PROPERTIES LLC	113 3RD ST N	42.00	63.80	2,679.60	•		-	2,785.72	2,785.72		10,673.28	10,673.28	0.00
		MORIAH PROPERTIES LLC	109 3RD ST N		63.80		• 1	•	-	2,785.72	2,785.72		7,127.06	7,127.06	0.00
23 12.049	-	MORIAH PROPERTIES LLC	109 3RD ST N	42.00	63.80	2,679.60	•	-		2,785.72	2,785.72		10,673.28	10,673.28	0.00
24 12.050		CARMEL PROPERTIES LLC	105 3RD ST N		63.80	•	•			2,785.72	2,785.72		7,127.06	7,127.06	0.00
25 12,051		MORIAH PROPERTIES LLC	103 3RD ST N		63,80	•	•		-	2,785.72	2,785.72		7,127.06	7,127.06	0.00
26 12.052		CARMEL PROPERTIES LLC	300 MAIN ST W	36.00	63,80	2,296,80	•		-	2,785.72	2,785.72		10,290.48	10,290.48	0.00
27 13.041		SUBLO KAREN BAPTIST CHURCH	400 LYON ST W	83.00	63.80	5,295,40		-	12,961.93	16,714.29	12,961.93		22,688,87	22,688.87	0.00
28 13.042		METHODIST CHURCH	202 4TH ST N	50.00	63.80	3,190.00		•	14,257.98	19,500.00	14,257,98		22,280,52	22,280.52	0.00
29 13.043		BLOMME PROPERTIES LLC	304 LYON ST W	42.00	63.80	2,679.60	•	****	-	8,230.52	8,230.52		12,313.76	12,313.76	0.00
30 13.044			302 LYON ST W	40.00	63.80		•		0.0		6.80		0.00	0.00	0.00
31 13.045	-	JOHN SCOTT HILLER TRUST LE - MARSHALL AREA	230 LYON ST W	92.00	63.80	5,869.60	•		18,536.14	27,857.15	18,536.14		28,746.43	28,746.43	0.00
32 13.046		MARSHALL AREA YMCA	204/230 LYON ST W		63.80		•	•	-	6,331.17	6,331.17		6,744.26	6,744.26	0.00
33 13.047		JOHN SCOTT HILLER TRUST LE - MARSHALL AREA	204 LYON ST W	37.00	63.80	2,360.60	•			7,597.40	7,597.40		11,929.32	11,929.32	0.00
34 13.048		CHP INVESTMENT LLC	201 COLLEGE DR E		63.80		•		12,133.88	16,714.29	12,133,88		13,224.43	13,224.43	0.00
35 13.071		BERKELEY LEWIS & VICTORIA CARLSON JT	208 3RD ST N		63,80		• *			16,714.29	5,850,00	(3,161,77)	3,778.78	3,778.78	21,964.35
36 13.072	27-677146-1	US POST OFFICE	203 3RD ST N		63.80						161 1 1 1 1 1 1 1 1 1 1 1		0.00	0.00	0.00
37 13.073	27-677146-0	WESLEY UNITED METHODIST CHURCH	209 3RD ST N		63,80		-		-	8,357.14	5,850.00	(5,850.00)	545,28	545,28	8,057.17
38 13.077	27-336002-0	HORVATH PROPERTIES LLC	404 LYON STREET W		63.80		-		30,336.43	33,555.20	30,336.43	0.00	34,654.96	34,654.96	0.00
					63.80				-						0.00
					63.80								•		0.00
					63.80									-	0.00
MMU		мми							430,669,49	430,669,49	430,669.49		698,739.69	698,739,69	
WWTF		WWTF				2,552,00		05 062 00							
City						2,002,00		95,062,00	224,274.14	224,274.14	224,274.14		323,624.76	323,624.76	
		City							2,171,922.96	1,920,104.12	1,968,135,28		2,022,351,01	1,909,939.19	
SWMU		SWMU							380,757.29	380,757.29	380,757.29		925,434.62	925,434.62	

To the Marshell City Council,

I Derech Deutz, Object the proposed

ASSESMENT OF project ST-009 W Lyon St. / N 3rd St.

At 256 W. MAIN St. / Parel 27.677104-0 Detath Assesments that

Lie outside of my sidewalk, store front, and sewer lines.

Signed,

7/9/24