



**Request for City Council Committee Action
From the City Attorney's Office**

Date: May 24, 2013
To: Ways & Means/Budget Committee
Referral to:

Subject: *Mir S. Ali, et al v. City of Minneapolis*
Court File No: 27-CV-12-24711

Recommendation: That the City Council approve the settlement of this special assessment appeal by withdrawing and waiving RFS No. 10-0812441, a 2012 Vacant Building Registration fee assessed against 3218 Emerson Ave. North, and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Gregory P. Sautter *GPS* Phone: 612-673-2683

Approved by: *awb* *Susan Segal*
Susan L. Segal
City Attorney

Presenter in Committee: Susan L. Segal, City Attorney

Financial Impact (Check those that apply)

- No financial impact (If checked, go directly to Background/Supporting Information).
- Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.
- Action provides increased revenue for appropriation increase.
- Action requires use of contingency or reserves.
- Business Plan: _____ Action is within the plan. _____ Action requires a change to plan.
- Other financial impact (Explain): Waiver and withdrawal of one 2012 Special Assessment and applicable interest.
- Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information

Plaintiffs Mir Ali, and several corporations controlled by him, appealed the special assessments adopted by the Council in 2012 against nine of their properties. Through mediation, the parties agreed to settle Plaintiffs' assessment appeal in exchange for the City's waiver and withdrawal of its 2012 Vacant Building Registration assessment of \$6,948.00 against 3218 Emerson Ave. North. All other assessments shall be paid by Plaintiffs. 3218 Emerson Ave. has been fully restored and is now occupied. Regulatory Service and the City Attorney's office believe that the proposed settlement is in the best interests of the City and recommend approval by this Committee and the City Council.