



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

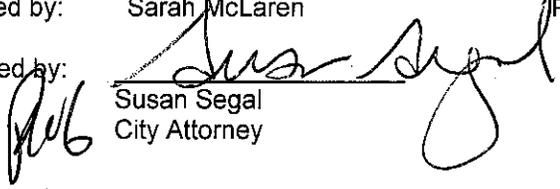
Date: July 16, 2013
To: Ways & Means/Budget Committee
Referral to:

Subject: John Rekstad v. City of Minneapolis (Court File No. 27-CV-13-4294)

Recommendation: That the City Council approve the settlement of this case by reduction of the special assessment levied against John Rekstad by \$500 (from \$8,384 to \$7,884), and authorize the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Sarah McLaren Phone: (612) 673-2183

Approved by: 
Susan Segal
City Attorney

Presenter in Committee: Susan 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): Reduction of Special Assessment to \$7,884
- Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information:

John Rekstad appealed a special assessment levied against his property in connection with the Penn Avenue South Paving Project with which his property abuts. Mr. Rekstad was assessed \$8,384 for the project, and filed a notice of appeal of his assessment in Hennepin County District Court. His appeal is currently set for trial on August 14, 2013. After discussions involving Mr. Rekstad, Public Works and the City Attorney's Office, Mr. Rekstad is willing to dismiss his appeal in exchange for a \$500 reduction in the amount of his assessment, reducing the assessment to \$7,884. Public Works agrees to the settlement and staff recommends approval of the settlement.