



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

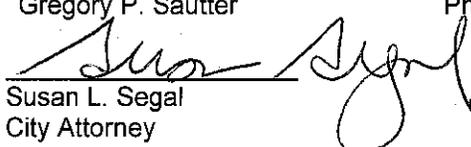
Date: September 24, 2013
To: Ways & Means/Budget Committee
Referral to:

Subject: *Mahmood Khan v. City of Minneapolis (2012 Consolidated Assessment Appeal)*
Court File No.: 27-cv-12-24708

Recommendation: That the City Council approve the resolution of the above referenced consolidated assessment appeal by authorizing the proper City officials to withdraw assessment No. 11-0880749, for \$6,746, assessed against 2116 25th Avenue North, and assessment No. 11-0877896, for 132.50, assessed against 3238 Bryant Avenue North, and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Previous Directives:

Prepared by: Gregory P. Sautter ^{BPS 9-24-13} Phone: 612-673-2683

Approved by: 
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): Cancellation of two previously levied special assessments.
 Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact: Other

Background/Supporting Information

In a consolidated special assessment appeal, Mahmood Khan challenged 121 separate special assessments allegedly levied against individual properties he owns. In fact, of the 121 challenged assessments, only 65 were actually levied against Khan's properties. After filing summary judgment, the parties negotiated over the course of several days and were able to come to an agreement that in exchange for Khan's dismissal of his appeal, the City would waive two special assessments. Pursuant to the agreement the City will dismiss one nuisance abatement assessment for \$132.50, and one Vacant Building Registration (VBR) fee for \$6,746.00. The property with the VBR fee was subject to tornado damage, has been restored, and is now occupied. The City Attorney's Office, Department of Regulatory Services and Finance – Utility Billing have evaluated the terms of the settlement and believe that settlement of the pending consolidated assessment appeal is in the best interests of the City.