



## Request for City Council Committee Action From the Departments of Public Works

**Date:** February 10, 2009

**To:** Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

**Subject:** **3<sup>rd</sup> Ave N (Washington Ave to 5<sup>th</sup> St N) Reconstruction Project No 9882 (PV047): Designation, Cost Estimate and Set Public Hearing**

### Recommendation:

1. Passage of a Resolution designating the location, streets and improvements proposed to be made in the 3<sup>rd</sup> Ave N (Washington Ave to 5<sup>th</sup> St N) Reconstruction Project.
2. Adoption of a Committee Report receiving the cost estimate of \$1,545,838 and the list of benefited properties, directing the City Engineer to prepare a proposed Street Reconstruction Special Improvement Assessment against the list of benefited properties by applying the 2009 Uniform Assessment Rates and directing the City Clerk to give notice of a Project Approval and Assessment Public Hearing to be held on March 31, 2009 before the Transportation and Public Works Committee.
3. Setting a public hearing to be held on March 31, 2009 before the Transportation and Public Works Committee to consider the abandonment and removal of areaways in conflict with the street reconstruction project and directing staff to give notice in accordance with the provisions of Section 95.90 of the Minneapolis Code of Ordinances.

These Resolutions may be authorized for summary publication.

### Previous Directives:

- August 22, 2008 Council Resolution 2008R-376 Approving the project layout

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### Approved by:

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Steven A. Kotke, P.E., City Engineer, Director of Public Works

**Presenters:** Jenifer Loritz, P.E., Project Manager, Transportation Planning & Engineering  
Suzette Hjermstad, Special Assessments Office, 673-2401

### Reviews:

Permanent Review Committee (PRC):	Not Applicable
Civil Rights Affirmative Action Plan:	Not Applicable
Policy review Group (PRG):	Not Applicable

**Financial Impact** (Check those that apply)

No financial impact

Special assessments against benefited properties.

**Background/Supporting Information**

The purpose of these actions is to designate the location, streets and improvements and establish the special assessment improvement proceedings for the 3<sup>rd</sup> Ave N street reconstruction project.

The location of the street reconstruction project is 3<sup>rd</sup> Ave N from Washington Ave to 5<sup>th</sup> St N. The proposed street reconstruction plan includes pavement, curb and gutter, sidewalk, signing and striping.

As provided in Chapter 10, Section 8 of the City Charter, submitted herewith is a list of parcels with owner's names, as nearly as can be readily ascertained, which would be benefited by and assessed for the 3<sup>rd</sup> Ave N Reconstruction Project. Also submitted is a cost estimate of \$1,545,838 for the 3<sup>rd</sup> Ave N Reconstruction Project.

The street reconstruction special assessments would be determined by applying the 2009 Uniform Assessment Rates to the land area of benefited parcels located within the street influence zone along the improved street.

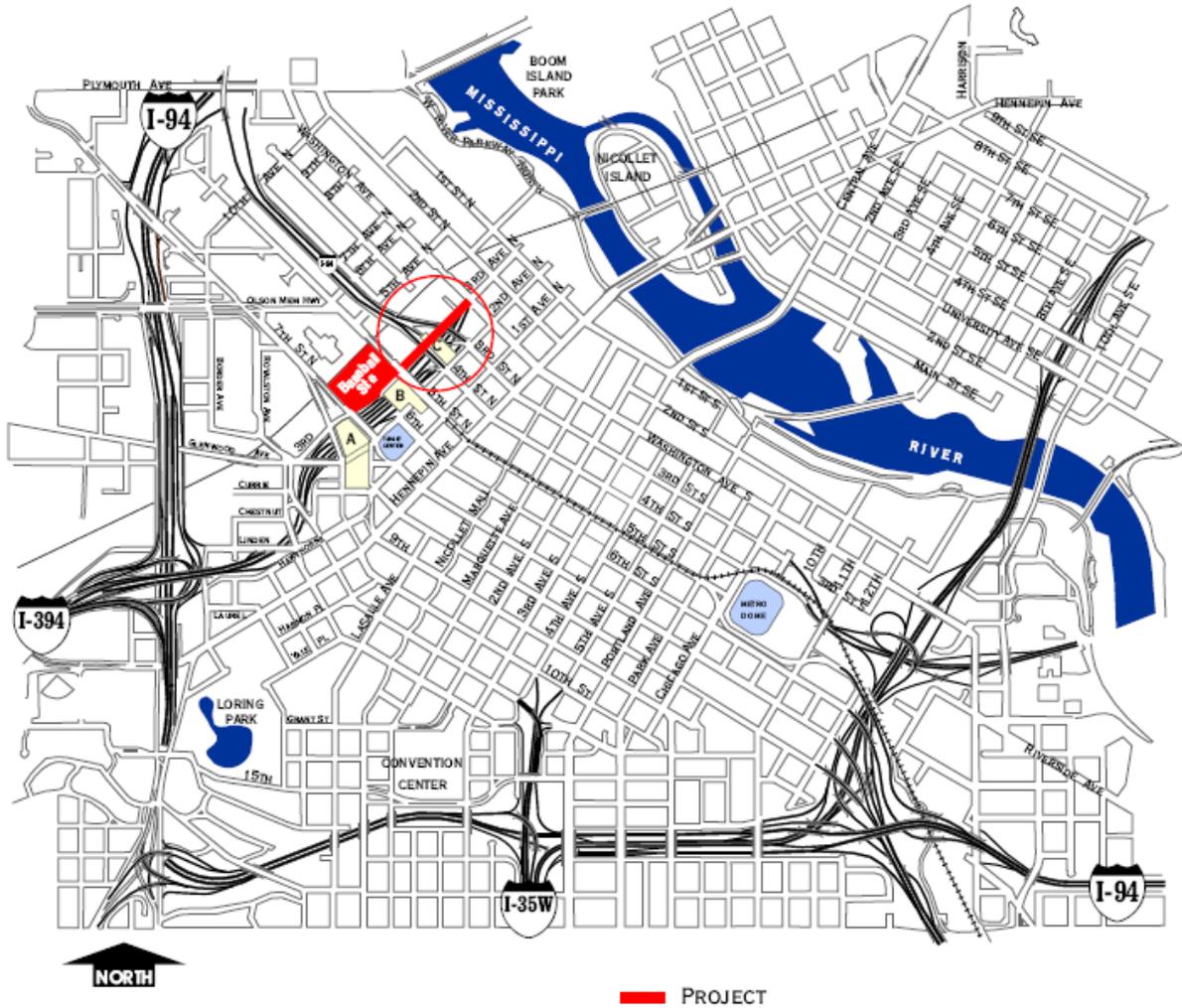
Section 95.90 of the Minneapolis Code of Ordinances provides a procedure for dealing with areaway encroachments that would interfere with public improvements being made in the public right-of-way such as street reconstruction. Before the City may abandon and remove conflicting areaways (upon the failure of the abutting property owner to resolve or agree to resolve the conflict) and then later assess the costs, a public hearing must be held. It is our recommendation that this areaway public hearing be held in conjunction with the 3<sup>rd</sup> Ave N Reconstruction Project public hearing. Prior to the areaway public hearing notices being given, the City Engineer will have provided the initial notice required in Section 95.90 of the Minneapolis Cod of Ordinances.

**Attachment: Project Location Map**

Cc: Council Member Lisa Goodman, Ward 7

Attachment 1  
Project Location Map

3rd Ave N  
Washington Ave to 5th St N



**T&PW** - Your Committee recommends passage and summary publication of the accompanying resolution and its accompanying Committee Report designating the location and streets to be improved in the 3<sup>rd</sup> Ave N (Washington Ave to 5<sup>th</sup> St N) Reconstruction Project, Special Improvement of Existing Street No. 9882.

**By Colvin Roy**

**3<sup>RD</sup> AVE N (WASHINGTON AVE TO 5<sup>TH</sup> ST N) RECONSTRUCTION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET No 9882**

**Designating the improvement of certain existing streets at the location described hereinafter.**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Chapter 10, Section 8 of the Minneapolis City Charter, by street paving with plant mix asphalt with concrete curb and gutter all on a stabilized base and including other street paving related improvements as needed:

3<sup>rd</sup> Ave N from Washington Ave to 5<sup>th</sup> St N

**T&PW** - Your Committee, having received a cost estimate of \$1,545,838 for street reconstruction improvements and a list of benefited properties for the 3<sup>rd</sup> Ave N (Washington Ave to 5<sup>th</sup> St N) Reconstruction Project, Special Improvement of Existing Street No. 9882, as designated by Resolution 2009R-\_\_\_\_\_ passed February 20, 2009, now recommends that the City Engineer be directed to prepare proposed assessments against the list of benefited properties.

Your Committee further recommends that the City Clerk be directed to give notice of a public hearing to be held on March 31, 2009, to consider approving the above-designated street reconstruction project and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.