



**Request for City Council Committee Action
From the Department of Public Works**

Date: April 3, 2007
To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee
Referral To: Honorable Don Samuels, Chair Public Safety & Regulatory Services
Subject: **Special Assessment Deferment Applications for tree removal.**

Recommendation: Adoption of a Committee Report approving the special assessment deferment application submitted by Charles D. Williams to defer an existing tree removal assessment in the principal amount of \$2,803.60 for payable 2007 and subsequent years on property at 3438 Emerson Av N, PID No. 09-029-24-12-0230.

Previous Directives: None

Prepared by: Suzette R. Hjermstad, PW Special Assessments Dept. 673-2401
(for Ruth Kildow, Senior Citizen Ombudsman)
Richard Smith, Assistant Director of Public Works

Approved by:

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

Presenters: Suzette R. Hjermstad, Real Estate Investigator II

Financial Impact (Check those that apply)

- No financial impact - or - Action is within current department budget.
(If checked, go directly to Background/Supporting Information)
- Action requires an appropriation increase to the Capital Budget
- Action requires an appropriation increase to the Operating Budget
- Action provides increased revenue for appropriation increase
- Action requires use of contingency or reserves
- Other financial impact (Explain): Assessment lien against benefited property
- Request provided to the Budget Office when provided to the Committee Coordinator

Background/Supporting Information:

By the authority of Minnesota Statutes, Sections 435.193 through 435.195 and City Council Resolutions, 80R-365, passed August 8, 1980 and 93R-134 passed April 16, 1993, the City may defer the payment of special assessments for any homestead property owned by a person 65 years of age or older or retired by virtue of a permanent and total disability for whom it would be a hardship to make the payments. During the period of deferment, simple interest will

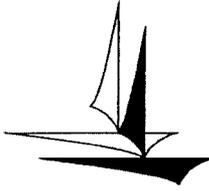
accumulate on the total principal amount of the assessment. The interest rate is the annual average rate of interest earned by the City in previous fiscal years.

In order for Hennepin County to defer the assessment on the tax rolls, a City Council Resolution is required. The Senior Citizen Ombudsman has reviewed the applicant's qualifications for deferment and is forwarding the following for the Committee's consideration and approval.

Charles D. Williams (a disabled citizen) of 3438 Emerson Av N, Property ID 09-029-24-12-0230 has signed the appropriate papers requesting a special assessment deferment (see attached). The assessment for the tree removal has been on the property taxes since 2005 with an annual principal amount of \$1,401.80 plus interest at 8%. The original amount of the assessment was \$7,009.00 with a remaining principal balance of \$2,803.60, to be deferred. This deferment would start with the payable 2007 tax year for the tree removal.

Attachment 1 - Senior Citizen Ombudsman cover letter and deferment application.

C: Council Member Barbara Johnson, Ward 4
Ruth Kildow, Senior Citizen Ombudsman



City of Minneapolis

**Senior Services
Ombudsman**

Ruth Kildow
Ombudsman

350 South 5th Street - Room 11B
Minneapolis MN 55415-1314

Office (612) 673-3004
TTY 673-2157

March 9, 2007

Sandra Colvin Roy, Chairperson
Transportation and Public Works
307 City Hall
Minneapolis, MN 55415

Re: Charles D. Williams
3438 Emerson Avenue North

Dear Council Member Colvin Roy:

I am enclosing four notarized copies of a request for special assessment deferment for Charles Williams. He had a tree removed following an inspection order and is not able to pay the amount in addition to his property tax. Mr. Williams is low-income, receiving social security disability.

Thank you for your consideration of this deferment request.

Sincerely,

A handwritten signature in cursive script that reads "Ruth Kildow".

Ruth Kildow, Ombudsman

APPLICATION AND AUTHORIZATION FOR DEFERRAL OF SPECIAL ASSESSMENTS

M.S. 435.193

State of Minnesota
County of Hennepin

APPLICANT: Submit 4 notarized copies of this application to your municipality or taxing district.

DATE 3-9-07

PRINT OR TYPE NAME HERE

PROPERTY I.D. NUMBERS
09-029-24 12 0230

I, the undersigned, declare: Charles D. Williams

That I reside at 3438 Emerson Ave Nona Mpls MN 55412

That I am not less than 65 years of age and that the date of my birth is

That I am the owner of the property legally described as: (Give legal description)

Abstract Torrens

That I am retired because of permanent and total disability 3-7-48

lot 025 Block 004
Livingston Park Addition

Additional Sheet Attached

That my interest in the ownership of the above property was acquired on April 1998

and is as follows: SOLE OWNERSHIP OTHER UNDIVIDED INTEREST - Specify
 JOINT TENANCY - HELD WITH

That on January 2, 2007 or June 1, 19____, I owned and occupied the above property as my homestead and that such occupancy began on _____ 19____.

That the assessment charges duly adopted by ordinance which have been allocated against the subject property would create undue personal hardship on my behalf and I respectfully request that payment be delayed and that such taxes be deferred.

APPLICANT: Complete unshaded areas - For assistance contact your municipal clerk.

Levy No.	Date of First Annual Payment	Total Amt. of Levy	Remaining Amt. of Levy	Interest Rate of Levy	Amount Deferred
<u>01084</u>		<u>2803.60</u>	<u>2803.60</u>	<u>8%</u>	

Notarial Stamp or Seal STATE OF MINNESOTA
County of Hennepin The foregoing instrument was acknowledged before me this



RUTH J. KILDOW
Notary Public

Day of March 192007 By Charles D. Williams
(Applicant)

Ruth J. Kildow
Notary Public
County, Minnesota

My commission expires 1-31-2010

I certify the above to be true and correct.
(Signature of Applicant)

Charles D. Williams

AUTHORIZATION

I, _____ Clerk of the _____ of _____ in Hennepin County, State of Minnesota, do hereby certify that this application has been duly reviewed and that in accordance with the minutes of official record in said chambers was duly APPROVED DENIED as of _____ 19____. (Seal)

That in accordance with approval granted, that the taxes on the affiants subject property levied for collection as described should be so deferred in the TOTAL AMOUNT OF \$ _____ and compounded at the additional interest rate of _____ % until such time as it is deemed the applicant no longer qualifies or the property loses its eligibility.

Date of Approval _____ Clerk or Authorized Deputy _____

ORDER OF DEFERRAL

I certify that I have reviewed this application and that it has been duly approved and that assessment charges levied for special assessments under the subject ordinance have been officially deferred as stipulated by the above subdivision and recorded in the Register of Deeds office in this county as noted, and it is so ordered.

DATE OF ORDER

COUNTY AUDITOR

REGISTER OF DEEDS