



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

Date: November 9, 2010

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

Subject: **Sanitary Sewer Service Availability Charges: Assessment Public Hearing**

Recommendation:

Passage of a Resolution adopting the assessments in the total amount of \$18,675 for the fees for service availability charges that remain unpaid.

Prepared by: Suzette R. Hjermsstad, Real Estate Investigator II, 673-2401
Lisa Cerney, P.E., Director Surface Waters & Sewers

Approved by:

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

Presenters: Lisa Cerney, P.E., Director Surface Waters & Sewers

Reviews:	Permanent Review Committee (PRC)	Approval N/A
	Civil Rights Approval	Approval N/A
	Policy Review Group (PRG)	Approval N/A

Financial Impact

Special assessment against benefited properties

Community Impact

Neighborhood Notification: Public hearing notices to be sent out

City Goals: the City's infrastructure will be well-maintained.

Comprehensive Plan: Consistent

Zoning Code: Not Applicable

Background/Supporting Information

The Service Availability Charge (SAC) is a fee imposed by Metropolitan Council Environmental Services (MCES) to Local Government Units for each new connection or increase in volume discharged to the metropolitan disposal system.

Each Local Government is required to pay SAC fees. The SAC rate to be charged is the rate in effect at the time of end-user payment to the Local Government regardless of when the permitting process began. MCES charges the City of Minneapolis, not the individual permit/license applicants. When unremitted SAC charges from prior years are discovered through a MCES annual audit, the Local Government is responsible for correcting the annual reporting and within 30 days, remitting any amounts due to MCES.

Local government units pass the SAC fee to the permit/license applicant via local ordinances. The SAC fee is typically assigned when a building/plumbing permit or business license is issued for a new, building, a remodeling permit, or an expansion of a new business.

There are 2 properties that have unpaid SAC fees in the total amount of \$18,675. (See attached Chart) These fees were identified through the MCES 2009 annual audit. City staff has worked with MCES staff and the business owners to minimize and resolve outstanding payments.

The assessments are to be collected in their entirety on the 2011 real estate tax statements with interest charged on the assessments at 5%. Property owners were mailed a Notice of Public Hearing letter with the amount to be assessed. Persons who wish to prepay the entire assessment lump sum without interest charges may do so through December 31, 2010.

Attachments: 2009 SAC Community Updated 8/31/10

Cc: Council Member Lisa Goodman, Ward 7
Council Member Diane Hofstede, Ward 3
Mary Ubl

T&PW – Your Committee recommends passage and summary publication of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for unpaid sanitary sewer service availability charges on the list of properties set forth in Petn No _____.

Colvin Roy

Adopting the assessments, levying the assessments and adopting the assessment roll for service availability charges (SAC) on the list of properties set forth in Petn No _____.

Whereas, a public hearing was held on November 9, 2010 in accordance with Minnesota Statutes, section 429.101 by authority of Minnesota Statutes, Chapter 473 to consider the proposed assessments as shown on the proposed assessment roll on file in the Office of City Clerk and to consider all written and oral objections and statements regarding this matter;

Now, Therefore, Be It Resolved by the City Council of The City of Minneapolis:

That the proposed assessments against the affected properties on the 2009 SAC Community list updated August 31, 2010, set forth in Petn No _____ in the total amount of \$18,675 as shown on the proposed assessment roll on file in the Office of the City Clerk is hereby adopted and levied;

Be It Further Resolved that the assessments be collected in their entirety on the 2011 real estate tax statements with interest charged at the rate of 5%.

Be It Further Resolved that the assessment roll as prepared by the City Engineer be and hereby is adopted and that the City Clerk is hereby directed to transmit certified copies of said assessment roll to the Hennepin County Auditor.