



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

Date: January 13, 2009

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

Subject: **Special Assessment Deferment Application for sidewalk repair.**

Recommendation:

Adoption of a Committee Report approving the special assessment deferment application submitted by Ezekiel Collins and Susan Collins (aka Susan Ojeda-Collins) to defer a new sidewalk repair assessment in the original principal amount of \$1,121.00 for payable 2009 and subsequent years on property at 2939 Penn Ave N, PID No. 08-029-24-41-0092.

Previous Directives:

None

Prepared by: Suzette R. Hjermstad, PW Special Assessments Dept. 673-2401
(for Ruth Kildow, Senior Citizen Ombudsman)
Donald R. Elwood, P.E., Director, Transportation, Planning & Engineering

Approved by:

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

Presenters: Suzette R. Hjermstad, Real Estate Investigator II

Reviews

Permanent Review Committee (PRC):	Approval	NA	Date
Civil Rights Affirmative Action Plan:	Approval	NA	Date
Policy Review Group (PRG):	Approval	NA	Date

Financial Impact

No Financial Impact

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.

Ezekiel Collins and Susan Collins (aka Susan Ojeda-Collins) of 2939 Penn Ave N, Property ID 08-029-24-41-0092 have signed the appropriate papers requesting special assessment deferment (see attached). The assessment for the sidewalk repair was included on the list of properties for a public hearing that was held on October 2, 2008. This deferment would start with the payable 2009 tax year for the sidewalk repair assessment.

Attachment 1 - Application for Deferral.

C: Council Member Don Samuels, Ward 5
Ruth Kildow, Senior Citizen 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 11/5/08

PRINT OR TYPE NAME HERE

I, the undersigned, declare: Susan + Ezekiel Collins

PROPERTY I.D. NUMBERS 08-029-24-41-0092

That I reside at 2939 Penn Ave N

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)

That I am retired because of permanent and total disability

Abstract [] Torrens []

Penn Ave Addn Lot 006 Block 002

Sidewalk

Additional Sheet Attached []

That my interest in the ownership of the above property was acquired on Sept 19 1994 and is as follows: [X] SOLE OWNERSHIP [] OTHER UNDIVIDED INTEREST - Specify

That on January 2, 19 or June 1, 19, I owned and occupied the above property as my homestead and that such occupancy began on Sept 1994.

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.

Table with columns: Levy No., Date of First Annual Payment, Total Amt. of Levy, Remaining Amt. of Levy, Interest Rate of Levy, Amount Deferred. Row 1: 01062, 1/1/09, 1,121.00, 1,121.00, TBD.

Notarial Stamp or Seal

STATE OF MINNESOTA



RUTH J. KILDOW Notary Public - Minnesota My Commission Expires Jan 31, 2010

County of Hennepin

The foregoing instrument was acknowledged before me this

day of Nov 19 2008 By Susan + Ezekiel Collins

Signature of Notary Ruth J. Kildow Notary Public, County, Minnesota My commission expires

I certify the above to be true and correct.

(Signature of Applicant) Susan Collins

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

REGISTER OF DEEDS