



Brainerd City Council Agenda Request

Requested Meeting Date:

Title of Item:

Agenda	Action Requested:	
CONSENT AGENDA	Approve/Deny Motion	Direction Requested
P&F COMMITTEE	Adopt Resolution (attach draft)	Discussion Item
SPW COMMITTEE	Ordinance 1 st Reading	Hold Public Hearing*
MAIN AGENDA	<i>*provide copy of published hearing notice</i>	

Submitted by:

Department:

Presenter:

Estimated Time Needed:

Summary of Issue:

Alternative, Options, Effects on Others/Comments:

Recommended Action/Motion:

Financial Impact:

Is there a cost associated with this request:

What is the total cost, with tax and shipping:

Is this budgeted? (Please Explain)

NOTICE OF HEARING ON PROPOSED ASSESSMENT

TO WHOM IT MAY CONCERN:

Notice is hereby given that the City Council of Brainerd, Minnesota will meet in the Council Chambers of the Brainerd City Hall at 7:30 p.m. on November 7, 2022, to pass upon the proposed assessment for the following:

NUISANCE ABATEMENT

Nuisance Abatement and Administrative Citations

Miscellaneous properties around the City

The areas proposed to be assessed for these improvements are the properties abutting and/or benefitting from the above described projects.

The proposed assessment role is on file for public inspection at the City Administrator's Office and the City Engineer's Office.

The total cost of Nuisance Abatement is \$26,790 of which \$26,790 is proposed to be assessed.

Written or oral objections will be considered at the meeting. No appeal may be taken as to the amount of any assessment unless a signed, written objection is filed with the City Administrator prior to the hearing or presented to the presiding officer at the hearing. The Council may upon such notice consider any objection to the amount of a proposed individual assessment at an adjourned meeting upon such further notice to the affected property owners as it deems advisable.

The amount to be specifically assessed against your particular lot, piece or parcel of land is shown on the attached enclosure. You may at any time prior to certification of the assessment to the County Auditor pay the entire assessment on such property with interest accrued to the date of payment to the City Administrator. No interest shall be charged if the entire assessment is paid within 30 days from the adoption of this assessment. You may at any time thereafter pay to the County Auditor the entire amount of the assessment remaining unpaid with interest accrued to December 31 of the year in which the payment is made. If you decide not to pre-pay the assessment before the date given above, the rate of interest that will apply is four and ninety-one hundredths' percent (4.91%) per year. The right to partially prepay the assessment pursuant to Section 315 of the Brainerd City Code is available. Further, pursuant to Ordinance 974 deferred assessments may be granted by the City Council where a financial hardship exists and pursuant to Resolution No. 4988, and any amendments thereto, the City Council may defer a special assessment for needy persons. If you feel that you might qualify for such deferments, please discuss this with the City Administrator at your earliest convenience.

The assessments will be spread over a period of one (1) year.

If an assessment is contested or there is an adjourned hearing, the following procedure will be followed:

1. The City will present its case first by calling witnesses who may testify by narrative or by examination and by the introduction of exhibits. After each witness has testified, the contesting party will be allowed to ask questions. This procedure will be repeated with each witness until neither side has further questions.

2. After the City has presented all its evidence, the objector may call witnesses or present such testimony as the objector desires. The same procedure for the questioning of the City's witnesses will be followed with the objector's witnesses.
3. The objector may be represented by counsel.
4. Minnesota Rules of Evidence will not be strictly applied; however they may be considered and argued to the Council as to the weight of the items of evidence or testimony presented to the Council.
5. The entire hearing will be tape-recorded.
6. At the close of the presentation of evidence, the objector and the City may make final presentations to the council based on the evidence and the law. No new evidence may be presented at this point.
7. The Council may adopt the proposed assessment at the hearing.

An owner may appeal an assessment to the District Court pursuant to Minnesota Statutes Section 429.081 by serving notice of the appeal upon the Mayor or Administrator of the City within thirty (30) days after the adoption of the assessment, and by filing such notice with the District Court within ten (10) days after the service upon the Mayor or City Administrator.

Dated this 17th day of October 2022

Jennifer Bergman
City Administrator

Any individual needing special accommodations please call 828-2307.

Published October 22, 2022

PROJECTED INSTALLMENT REPORT FOR CITY OF BRAINERD
POPULATION: SPECIAL ASSESSMENT DISTRICT (101-22-A)
SPEC. POPULATION: ALL ACTIVE PARCELS
DISTRICT STATUS: ACTIVE DISTRICTS ONLY

District	Parcel Status	District Status	Parcel Number	Remaining Principal	Orig No Yrs	Rem No Yrs	Interest Rate	2023 Principal Installmnt	2023 Interest Installmnt	2023 Total Installmnt
101-22-A	Active	Active	41040582 FITCH, DAVID J & KAREN F	1,250.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41040637 BRUNS, ANGELICA HANNAH FAITH	250.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41180595 HAIGHT, MICHAEL D & JESSICA E	2,375.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41190529 LUCKSINGER, RAYMOND D & TRACY L	250.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41190569 SAWBILL OUTSTATE INC	375.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41190885 GOTTWALT, MATTHEW & ERICA	4,550.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41190954 REES, ANTHONY & NICOLE	1,750.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41190981 BARCLAY, PATRICIA JOAN	1,450.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41191490 WIGNALL, MATTHEW	750.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41191533 CAMERON, RICHARD & LORI ZENK	875.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41191556 FINNEGAN, SARA J & ETHAN K MILLER	1,125.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41191616 VEITH, STEVEN H	1,325.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41191685 SAMUELSON, DONALD B &	500.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41240610 BOCK, KARLA	1,450.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41241208 WEISS, RICHARD A	1,125.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41241421 RASMUSSEN, CHRISTA	1,540.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41250635 BOYER, DANNY W	1,625.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41250792 SALTNESS, KELLY M & MAIER, ANDRES E	975.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41250851 421 VINE STREET LLC	500.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41250960 BLUME, GREGORY R	125.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41250980 OSWALD, CHRISTOPHER	125.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41360569 PENNSYLVANIA AVENUE LLC	125.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41360827 LEWIS, KALEEN R	500.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41360945 BOKRY, JOSEPH A	1,500.00	1	1	4.9100000	0.00	0.00	0.00
101-22-A	Active	Active	41450510 GERALD P & JOAN HECKER	375.00	1	1	4.9100000	0.00	0.00	0.00

PROJECTED INSTALLMENT REPORT FOR CITY OF BRAINERD
POPULATION: SPECIAL ASSESSMENT DISTRICT (101-22-A)
SPEC. POPULATION: ALL ACTIVE PARCELS
DISTRICT STATUS: ACTIVE DISTRICTS ONLY

District	Parcel Status	District Status	Parcel Number	Remaining Principal	Orig No Yrs	Rem No Interest Yrs	Interest Rate	2023 Principal Installmnt	2023 Interest Installmnt	2023 Total Installmnt
			District Totals	26,790.00				0.00	0.00	0.00
			-----> Totals For 101-0000-36101	26,790.00				0.00	0.00	0.00
			Grand Totals	26,790.00				0.00	0.00	0.00

RESOLUTION
NO _____

RESOLUTION ADOPTING NUISANCE ASSESSMENT

WHEREAS, pursuant to proper notice duly given as required by law, the Council has met and heard and passed upon all objections to the proposed assessment for 2021-2022 nuisance abatement concerning the properties abutting on the following:

NUISANCE ABATEMENT

Nuisance Abatement and Administrative Citations

Misc. properties around the City

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BRAINERD, MINNESOTA:

1. Such proposed assessment, a copy of which is on file in the offices of the City Administrator and Community Development Director, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in full within 30 days of the adoption of this Resolution without interest at the office of the City Administrator. Thereafter, the entire amount of the assessment shall be payable to the Crow Wing County Auditor with interest at the rate of four and ninety-one hundredths' percent (4.91%).
3. The City Administrator shall forthwith transmit a certified duplicate of this assessment to the Crow Wing County Auditor to be extended on the property tax list of the County. Such assessment shall be collected and paid over in the same manner as other municipal taxes.

Adopted this ____ day of _____, 2022

KELLY BEVANS
President of the Council

Approved this ____ day of _____, 2022

DAVE BADEAUX
Mayor

ATTEST: _____
JENNIFER BERGMAN
City Administrator