

REPORT / RECOMMENDATION



To: Mayor and Council

Agenda Item #: VI. A. iii.

From: Brian E. Olson, Director of Public Works *BEO*

Action

Discussion

Date: October 14, 2013

Information

Subject: Weed Mowing Improvement No. WD-13 – Resolution No. 2013-90

Action Requested:

Assess the following costs to the property owners for weed cutting services provided at the addresses listed below:

1.	6712 West Shore Drive	\$ 142.50
2.	5833 Vernon Lane	\$ 517.50
3.	5536 Mirror Lakes Drive	\$ 105.00
4.	5537 Park Place	\$ 105.00
5.	5030 Green Farms Road	\$ 405.00
6.	4917 Poppy Lane	\$ 330.00
7.	7702 Gleason Road	\$ 142.50
8.	5125 49 th Street	\$ 292.50
9.	6408 W. Shore Drive	\$ 142.50
10.	5611 St. Andrews Avenue	\$ 180.00
11.	5017 Hankerson Avenue	\$ 105.00
12.	408 Madison Avenue	\$ 480.00
13.	4905 Ridge Place	\$ 705.00
14.	4120 France Avenue	\$ 105.00
15.	5808 Wooddale Avenue	\$ 180.00
16.	6220 Hansen Road	<u>\$ 330.00</u>
	TOTAL	\$4,267.50

The total includes a \$30.00 per property administration fee.

Information / Background:

The weeds on the 16 properties listed above were cut by the Edina Park and Recreation Maintenance Department during the summer of 2013. The cost of tractor use and personnel needed to cut the weeds is proposed to be assessed to the property owners.

There is a \$30.00 administration fee for each property, which is included in each total shown above. Taken directly from the City Code:

1050.05 Maintenance Standards. *Every owner of property shall maintain the vegetation growing thereon according to the following minimum standards:*

Subd. 2 Weeds. *Weeds shall be regularly cut or controlled such that no individual plant shall exceed at any time ten inches in height or length as measured from its base at the ground to the tip of each stalk, stem, blade or leaf. Noxious weeds as defined by the State Commissioner of Agriculture shall be eradicated.*

As a matter of practice, our part-time Weed Inspector employee first attempts to hand-deliver a written notice to the property owner. If the homeowner is not home, the Weed Inspector then attempts to reach the homeowner by phone, which most often takes care of the issue. If the homeowner cannot be reached by phone, then the Weed Inspector mails to the property owner a certified letter explaining that they have 10 days to comply or the City will cut the weeds/vegetation and assess the property. A one-year assessment period is proposed for all 16 assessments listed above.

**RESOLUTION NO. 2013-90
LEVYING SPECIAL ASSESSMENTS FOR
IMPROVEMENT NO., WD-13 WEED MOWING**

WHEREAS, pursuant to proper notice duly given as required by law, the Edina City Council has met and heard and passed upon all written and oral objections to the proposed special assessments for improvements listed below:

Weed Mowing Improvement No. WD-13 – Various Properties with the City of Edina

BE IT RESOLVED by the City Council of the City of Edina, Minnesota as follows:

1. Each special assessment as set forth in the special assessments roll on file in the office of the City Clerk for each aforementioned improvement is hereby accepted and shall constitute the special assessments against the lands named therein, and each tract of land therein included in herein found to be benefited by the improvement in the amount of the special assessments levied against it.
2. The special assessments shall be payable in equal installments, the first of said installments together with interest at a rate of 6.5% per annum, on the entire special assessments from the date hereof to December 31, 2014. To each subsequent installment shall be added interest at the above rate for one year on all unpaid installments. The number of such annual installments shall be as follows:

	NAME OF IMPROVEMENT	NUMBER OF INSTALLMENTS
Weed Mowing	WD-13 Levy No. 18589	1 year

3. The owner of the property so assessed may, at any time prior to certification of special assessment to the County Auditor, partially prepay an amount not less than 25% of the whole assessment to the City Treasurer and no interest shall be charged on the portion of the assessment prepaid; or pay the whole of the special assessments on such property, to the City Treasurer, except that no interest shall be charged if the entire special assessment is paid before November 25 following the adoption of this resolution and they may, at any time thereafter, pay to the City Treasurer the entire amount of the special assessments remaining unpaid. Such payment must be made before November 15.

4. The Clerk shall forthwith transmit a certified duplicate of these special assessments to the County Auditor to be extended on the property tax lists of the County. Such special assessments shall be collected and paid over in the same manner as other municipal taxes.

Dated: October 14, 2013

Attest: _____
Debra A. Mangen, City Clerk

James B. Hovland, Mayor

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 14, 2013, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this _____ day of _____, _____.

City Clerk