

**WORTHINGTON CITY COUNCIL
SPECIAL MEETING**

**3:30 P.M. - Wednesday, August 21, 2019
City Hall Council Chambers**

A. CALL TO ORDER

B. CITY COUNCIL BUSINESS - ENGINEERING

1. Bids for 2019 Sanitary and Storm Sewer Improvements
2. Bids for East Avenue Sewer Improvement
3. Call for Hearings on Proposed Assessment

C. CITY COUNCIL BUSINESS - ADMINISTRATION

1. Buffalo Ridge Drug Task Force Presentation

D. ADJOURNMENT

ENGINEERING MEMO

DATE: AUGUST 16, 2019
TO: HONORABLE MAYOR AND COUNCIL
SUBJECT: ITEMS REQUIRING COUNCIL ACTION OR REVIEW

AGENDA CASE ITEMS

1. BIDS FOR 2019 SANITARY AND STORM SEWER IMPROVEMENTS PROJECT

A single bid for the 2019 Sanitary and Storm Sewer Improvements project was received on August 15, 2019. The bid of \$348,125.50 from Duinick, Inc. was \$151,698.55 (77%) over the engineer's estimate. It is recommended the bid be rejected and the project be re-advertised this winter.

Council will note the abstract of bids (unit prices) is not included with this case item or provided separately. Such information is not public data until the bids are awarded or the project is abandoned and should not be shared with others. Whereas it is intended to rebid the project essentially as solicited this winter, the abstract will be provided to Council on an as requested basis to avoid accidental circulation of the information. The total amount of a bid is public data.

2. BIDS FOR EAST AVENUE SEWER IMPROVEMENT

Two bids for the East Avenue Sewer Improvements project were received on August 15, 2019. The bids and engineer's estimate are as follows:

Engineers Estimate	Ideal Landscape & Design	Duinick, Inc.
\$64,840.00	\$83,611.00	\$116,489.00

Evaluation of the bids and project schedule is continuing. A recommendation on award of a contract for the project will be presented at the meeting.

3. CALL FOR HEARINGS ON PROPOSED ASSESSMENT

Exhibit 1 contains a Resolution Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment, and a Resolution Calling for Hearing on Proposed Assessment for the unpaid costs associated repair or removal of hazards cited in the Order of the City Council dated April 23, 2018 on the Thompson Hotel property.

Whereas notice has been provided that Lighthouse Management Group intends to conduct

an auction to sell the property, Mark Shepherd, counsel for this matter, has recommend that the City commence the assessment procedure as soon as possible. For that reason the assessment process for these unpaid costs are being initiated at this time.

Staff recommends that Council pass the Resolution Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment, and the Resolution Calling for Hearing on Proposed Assessment included in Exhibit 1. The proposed assessment (roll) referenced in the resolutions is also included in Exhibit 1.

RESOLUTION NO. 2019-08-

**DECLARING COST TO BE ASSESSED AND
ORDERING PREPARATION OF PROPOSED ASSESSMENT**

WHEREAS, Pursuant to Minnesota Statute 463.21 the City has caused the repair or removal of hazards cited in the Order of the City Council dated April 23, 2018 on the following described property:

All of Lots 12, 13, 14 and 15, the southeast half of the alley between Lots 11 and 12, and all of the alley between Lots 13 and 14, Block 14, Plat of Worthington, Nobles County, Minnesota;

and

WHEREAS, The summation of unpaid costs for said repair or removal is \$183,035.70.

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

1. The City will pay \$0.00 as its share of said unpaid costs.
2. The unpaid costs to be specially assessed is hereby declared to be \$183,035.70.
3. The City Clerk, with the assistance of the City Engineer, shall forthwith calculate the proper amount to be specially assessed for said unpaid costs against the property described above, without regard to cash valuation, as provided by law, and shall file a copy of such proposed assessment in the Office of the City Clerk for public inspection.
4. The Clerk shall, upon the completion of such proposed assessment, notify the Council thereof.

Adopted by the City Council of the City of Worthington, Minnesota, this the 21st day of August 2019.

(SEAL)

Mike Kuhle, Mayor

Attest: _____
Melinda L. Eggers, City Clerk

RESOLUTION NO. 2019-08-

CALLING FOR HEARING ON PROPOSED ASSESSMENT

WHEREAS, Pursuant to Resolution No. 2019-08-XX, adopted by the City Council on August 21, 2019, the City Clerk was directed to prepare a proposed assessment of the costs of the repair or removal of hazards cited in the Order of the City Council dated April 23, 2018 on the following described property:

All of Lots 12, 13, 14 and 15, the southeast half of the alley between Lots 11 and 12, and all of the alley between Lots 13 and 14, Block 14, Plat of Worthington, Nobles County, Minnesota;
and

WHEREAS, The Clerk has notified the Council that such proposed assessment has been completed and filed in the Office of the City Clerk for public inspection.

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

1. A hearing shall be held on the 9th day of September, 2019 in the Council Chambers of City Hall, 303 Ninth Street, Worthington, Minnesota, at 7:00 p.m. to pass upon such proposed assessment, and at such time and place all persons owning property affected by said unpaid charges will be given an opportunity to be heard with reference to such assessment.

2. The City Clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published once in the official newspaper at least two weeks prior to the hearing, and shall state in the notice the total amount of the proposed assessment for said unpaid costs. The Clerk shall also cause mailed notice to be given to the owner of each parcel described in the assessment roll not less than two weeks prior to the hearing.

3. It shall be proposed that said assessment be payable in one (1) installment, said installment to be payable on or before the first Monday in January, 2020, being January 6, and shall bear interest at the rate of four and zero-tenths per cent (4.0%) per annum from the date of the adoption of the assessment resolution. To said assessment shall be added interest on the entire assessment from the date of the assessment resolution until December 31, 2020.

4. The owner of any property so assessed for said unpaid costs may, at any time prior to November 15, 2019, pay to the City of Worthington Assessment Clerk the whole of said assessment on such property, with interest accrued to the date of payment, except that no interest shall be charged if the entire assessment is paid within thirty (30) days from the adoption of the assessment. The owner of any property so assessed must thereafter pay to the County Treasurer of said county, the assessment and interest that is in the process of collection on the current tax lists. Partial prepayments may also be made in accordance with the provisions of Section 94.25 of City Code.

Adopted by the City Council of the City of Worthington, Minnesota, this the 21st day of August 2019.

(SEAL)

Mike Kuhle, Mayor

Attest: _____
Melinda L. Eggers, City Clerk

**Unpaid Costs for Repair or Removal of Hazards
 Hotel Thompson
 Proposed Assessment Roll**

Property Owner	Legal Description	County Tax Parcel id	Address	Type	Assessment
Curtis R. and Teresa M. Williams Wells Fargo Bank, N.A. Lighthouse Management Group	All of Lots 12, 13, 14 and 15, the southeast half of the alley between Lots 11 and 12, and all of the alley between Lots 13 and 14, Block 14, Plat of Worthington	31-0113-000	300 Tenth Street	Hazard repair or removal	\$183,035.70
Total Proposed Assessment					<u><u>\$183,035.70</u></u>