

**WILDWOOD DRIVE, WHITE BIRCH LANE, WILDWOOD TRAIL
FINAL ASSESSMENT HEARING
CITY OF CROSSLAKE
AUGUST 19, 2004
7:30 P.M. – CITY HALL**

Pursuant to proper notice duly given as required by law, the City Council met in the Chambers of City Hall for the final assessment hearing on the improvement to Wildwood Drive, White Birch Lane and Wildwood Trail. Present at the hearing was Mayor Darrell Swanson and Councilmembers Bettie Miller and Dick Phillips. Absent was Councilmember Dean Eggena and Councilmember Irene Schultz. Also present was City Administrator Thomas Swenson, City Engineer Dave Reese, City Attorney Paul Sandelin, Community Development Director Ken Anderson, Public Works Director Ted Strand and Clerk/Treasurer Darlene Roach. (Sign in sheet attached as a permanent part of the minutes.)

Mayor Swanson called the public hearing to order at 7:40 P.M. and stated that the purpose of the hearing was to take questions and public comments regarding the assessment proposed for Wildwood Drive, White Birch Lane and Wildwood Trail. City Administrator Tom Swenson read the Affidavit of Mailing confirming that the notice of final assessment hearing was deposited in the U.S. Post Office on August 4, 2004 enclosed in a prepaid envelope along with the record of assessment showing the proposed cost to each benefiting property owner. Property owner names and addresses were obtained from the Crow Wing County Auditor's Office. On August 5th the Notice of Final Assessment Hearing was published in the City's official newspaper, the Lake Country Echo. There was no correspondence received regarding this project.

City Engineer Dave Reese presented the project summary for the road improvement project. He stated that the project came in less than what was estimated during the feasibility study. Widseth Smith Nolting estimated the cost of the project at \$177,300 with an estimated number of equivalent lots at 49 for an assessment amount of \$1,809 per equivalent lot. The actual project cost of \$165,834.67 is being assessed at 50% to the benefiting property owners and 50% paid by the City. The actual number of equivalent lots is 48 for a cost per equivalent lot of \$1,727.44.

The hearing was open to the Council for questions. There being no questions, the hearing was open to the public for questions. Connie Nelson stated that she owns two lots along this project and feels that the workmanship was sub-standard. She stated that the drainage problem was not fixed and the contractor was working on the road for about two days and then gone and didn't do the shouldering. Mayor Swanson asked if there has been a drainage problem in this area and Public Works Director Ted Strand stated that a French drain was put in and he hasn't had a chance to check for drainage due to the lack of rainfall. A comment was made that the culvert is higher than the French drain and what little rain we've had, it has still filled up. City Engineer Dave Reese stated that he would check the elevations and if not correct, the City is holding retainage so that the work can be completed properly. Mrs. Nelson also asked about the patching that was

done on the road this summer and Ted Strand stated that was normal crack sealing that is done each year on the blacktop roads. Mrs. Nelson then asked if the contractor did a good job and City Engineer Dave Reese stated that the job was done to industry standards and done according to the plans and specifications. It was noted that the turf needs to be re-established along these roads. Public Works Director Ted Strand will work with the City Engineer on this item. Gordon Siemers addressed the Council and stated that he felt the contractor did a terrible job. He suggested that the Council pay more attention to the contractor for future bidding. There being no further questions, MOTION PH4-08-01-04 WAS MADE BY DICK PHILLIPS AND SECONDED BY BETTIE MILLER TO APPROVE RESOLUTION NO. 04-31 ADOPTING ASSESSMENT FOR WILDWOOD DRIVE, WHITE BIRCH LANE AND WILDWOOD TRAIL SINCE IT IS THE BELIEF OF THE COUNCIL THAT THE IMPROVEMENT WILL INCREASE THE MARKET VALUE OF THE PROPERTY AS A RESULT OF THE ROAD PROJECT. MOTION CARRIED WITH ALL AYES.

MOTION PH4-08-02-04 WAS MADE BY BETTIE MILLER AND SECONDED BY DICK PHILLIPS TO ADJOURN THIS FINAL ASSESSMENT HEARING AT 7:55 P.M. MOTION CARRIED WITH ALL AYES.

Recorded and transcribed by,



Darlene J. Roach
Clerk/Treasurer

Shared/WILDWOOD DRIVE FINAL ASSESSMENT HEARING. doc

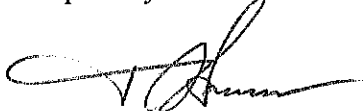
RESOLUTION 04-31
RESOLUTION ADOPTING ASSESSMENT

WHEREAS, pursuant to proper notice duly given as required by law, the council has met and heard and passed upon all objections to proposed assessment for the improvement of Wildwood Drive from the intersection of C.S.A.H. 3 to the end of the road (Block One, Lot 19), Wildwood Trail from the intersection of Wildwood Drive to the end of the road (Block Four, Lot 9), Whitebirch Lane from the intersection of Wildwood Drive (Block One, Lot 7) to the intersection of Wildwood Drive (Block One, Lot 18).

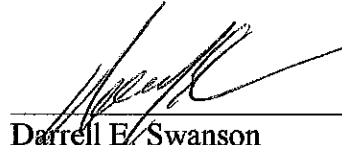
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CROSSLAKE, MINNESOTA:

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, 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 be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in equal annual installments extending over a period of 10 years, the first of the installments to be payable on or before the first Monday of January 2005, and shall bear interest at the rate of 6.25% per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2004. To each subsequent installment when due shall be added interest for one year on all unpaid installments.
3. The owner of any property so assessed may, at any time prior to certification of the assessment to the County Auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the City Administrator, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution; and he/she may, at any time thereafter, pay to the County Auditor the entire amount of the assessment remaining unpaid, with interest accrued to December 31st of the year in which such payment is made. Such payment must be made before November 15th or interest will be charged through December 31st of the next succeeding year.
4. The Administrator shall forthwith transmit a certified duplicate of this assessment to the County Auditor to be extended on the property tax list of the County. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

Adopted by the Council this 19th day of August 2004.



Thomas N. Swenson
City Administrator



Darrell E. Swanson
Mayor

PUBLIC HEARING
T HEARING FOR WILDO
AUGUST 19, 2004
7:30 P.M. – CITY HALL
SIGN-IN SHEET

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