



MAYOR AND COUNCIL COMMUNICATION

DATE: 10/15/2013

CONSENT

ITEM #: 11

AGENDA ITEM: Resolution No. 2013-87 Approving Tax Forfeited Parcels for Public Auction or Auction to Adjacent Owners

SUBMITTED BY: Adam Bell, City Clerk

THROUGH: Dean A. Zuleger, City Administrator

REVIEWED BY: Kyle Klatt, Director of Planning
Nick Johnson, City Planner
Cathy Bendel, Finance Director

SUGGESTED ORDER OF BUSINESS (if removed from Consent Agenda):

- Introduction of ItemStaff
- Report/Presentation.....Staff
- Questions from Council to Staff..... Mayor Facilitates
- Public Input, if Appropriate Mayor Facilitates
- Call for Motion Mayor & City Council
- Discussion..... Mayor & City Council
- Action on Motion..... Mayor Facilitates

SUMMARY AND ACTION REQUESTED:

As part of the Consent Agenda, the City Council is respectfully requested to approve Resolution No. 2013-87, Approving Tax-Forfeited Parcels for Public Auction or Auction to Adjacent Owners. **As part of the Consent Agenda, no formal motion is required.** If the Council wishes to further discuss this authorization, they can remove this item from the Consent Agenda and approve the authorization by taking the following action:

“Move to approve Resolution No. 2013-87, A Resolution Approving Tax-Forfeited Parcels for Public Auction or Auction to Adjacent Owners”

STAFF REPORT:

Please find attached the letter received from Washington County dated August 22, 2013 requesting the city’s approval for the parcels located in the City of Lake Elmo described herein which have been forfeited to the State of Minnesota for non-payment of property taxes. The parcels have been classified as non-conservation land and include the following parcels:

- 1) Parcel ID: 16.029.21.41.0029; Subdivision Name CIC 249 UNITS 3A, 3B, 4A, 4B, 7A, 7B, 8A, 8B Lot 7-B (Located in Prairie Ridge Business Park)

As required by MN Statute 282.01, the city is requested to either approve the parcels for public auction or auction to adjacent land owners or request a conveyance to the city for an authorized public use or public purpose. The City has been provided 60 days from the date of the letter to give direction to the County on how to proceed with the parcel. If the Council does not act, the parcel will be sold at public auction.

Staff has researched the parcel and because it is in a business park, the use options are very limited. If the City were to request that the property be conveyed to the City, by law the parcel must have a public use or purpose. The public use or purpose is narrowly defined. Therefore, having the parcel sent to auction is the best course of action identified by staff.

FINANCIAL IMPACT:

There is no financial cost to the City.

RECOMMENDATION:

Staff recommends the City Council approve Resolution 2012-50 Approving Tax-Forfeited Parcels for Public Auction or Auction to Adjacent Owners. This action requires a simple majority vote. As part of the Consent Agenda, no formal motion is required. If the Council wishes to further discuss this authorization, they can remove this item from the Consent Agenda and approve the authorization by taking the following action:

“Move to approve Resolution No. 2013-87, A Resolution Approving Tax-Forfeited Parcels for Public Auction or Auction to Adjacent Owners”

ATTACHMENTS:

- 1) Resolution No. 2013-87
- 2) Washington County letter to City of Lake Elmo
- 3) Tax Forfeiture data from Washington County
- 4) Map of parcel