

**CITY OF LAKE ELMO
WASHINGTON COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. 2020-089

**A RESOLUTION ORDERING THE PREPARATION OF A FEASIBILITY REPORT
AND PREPARATION OF PLANS AND SPECIFICATIONS FOR THE
38TH-39TH STREET NEIGHBORHOOD STREET & UTILITY IMPROVEMENTS**

WHEREAS, the City maintains a 5-year revolving Street Capital Improvement Program (Street CIP) that identifies the present and future needs and priorities, and develops a schedule of public improvements to address the most essential improvements first; and

WHEREAS, the public streets located in the 38th-39th Street neighborhood have been identified for improvement in the year 2021; and

WHEREAS, the properties in the 38th-39th Street neighborhood reside in the Special Well Construction Area due to PFAS contamination, and the PFAS contamination exceeds HBV levels for drinking water, and 5 private well advisories have been issued in this area; and

WHEREAS, the City of Lake Elmo submitted an application for grant funding from the MPCA through the 2018 3M Settlement Funds for Expedited Projects to extend municipal water service to the neighborhood; and

WHEREAS, the MPCA awarded grant funding in the amount of \$3,700,000 as outlined in the MPCA Grant Agreement, Contract Number 184198; and

WHEREAS, it is proposed to assess the benefiting properties for all or a portion of the cost of the improvements, pursuant to the City's Special Assessment Policy and Minnesota Statutes, Chapter 429.

NOW, THEREFORE, BE IT RESOLVED, That the proposed improvement, called 38th-39th Street Neighborhood Street and Utility Improvements, be referred to the City Engineer and FOCUS Engineering, to complete a feasibility report in accordance with Minnesota Statutes, Chapter 429 for the proposed improvements, and to report to the council with all convenient speed advising the council in a preliminary way as to whether the proposed improvement is necessary, cost-effective, and feasible; whether it should be best made as proposed or in connection with some other improvement; the estimated cost of the improvement as recommended; and a description of the methodology used to calculate individual assessments for affected parcels.

NOW, THEREFORE, BE IT FURTHER RESOLVED, The City Engineer is hereby designated as the engineer for making this improvement. The engineer, and his consultants, shall oversee the preparation of the Plans and Specifications for the making of such improvement.

**ADOPTED BY THE LAKE ELMO CITY COUNCIL ON THE TWENTEETH DAY OF
OCTOBER, 2020.**

CITY OF LAKE ELMO


By: _____

Mike Pearson
Mayor

(Seal)

ATTEST:



Julie Johnson
City Clerk