



STAFF REPORT

DATE: April 3, 2018
CONSENT #10

AGENDA ITEM: Assessment of Service Charges and Nuisance Abatement Ordinance-
Summary Publication

SUBMITTED BY: Kristina Handt, City Administrator

BACKGROUND:

At the March 20, 2018 meeting, Council approved an ordinance relating to the Assessment of Service Charges and Nuisance Abatement. Only three members were present at the meeting so the summary resolution could not be approved since it requires a 4/5ths vote of the Council.

ISSUE BEFORE COUNCIL:

Should the Council approve the summary publication of the ordinance to allow the assessment of charges for services and nuisance abatements?

PROPOSAL:

No additional changes are being proposed to the ordinance as it was approved by Council on March 20, 2018. The resolution in your packet simply allows for the summary publication of it.

FISCAL IMPACT:

Summary publication can save the city the cost of publishing a long ordinance in the newspaper by referring people to the full text being available at city hall.

RECOMMENDATION:

If removed from the consent agenda:

“Motion to Approve Resolution No 2018-024 Authorizing Summary Publication of Ord No 08-203.”

ATTACHMENTS:

- Resolution No 2018-024

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

RESOLUTION NO. 2018-024

**RESOLUTION AUTHORIZING PUBLICATION OF ORDINANCE 08-203 BY TITLE
AND SUMMARY**

WHEREAS, the City Council of the City of Lake Elmo has adopted Ordinance No. 08-203, an ordinance adding section to the City Code regarding special assessments for services and charges for emergency services and amending Chapter 96 of the Lake Elmo Code regarding nuisance abatement; and

WHEREAS, the ordinance is lengthy; and

WHEREAS, Minnesota Statutes, section 412.191, subd. 4, allows publication by title and summary in the case of lengthy ordinances or those containing charts or maps; and

WHEREAS, the City Council believes that the following summary would clearly inform the public of the intent and effect of the ordinance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lake Elmo, that the City Clerk shall cause the following summary of Ordinance No. 08-203 to be published in the official newspaper in lieu of the entire ordinance:

Public Notice

The City Council of the City of Lake Elmo has adopted Ordinance No. 08-203, which makes the following changes to City Code:

- Adds section 11.02 to the City Code which allows the city to charges for services and assess them to the property if not paid.
- Adds section 11.03 to the City Code which allows the City to charge for emergency services.
- Amends Chapter 96 of the City Code to allow the Building Official to abate a nuisance after notice to the property owner.

The full text of Ordinance No. 08-XX is available for inspection at Lake Elmo city hall during regular business hours.

BE IT FURTHER RESOLVED by the City Council of the City of Lake Elmo that the City Administrator keep a copy of the ordinance at City Hall for public inspection and that a full copy of the ordinance be placed in a public location within the City.

Dated: March 20, 2018

Mayor Mike Pearson

ATTEST:

Julie Johnson, City Clerk

(SEAL)

The motion for the adoption of the foregoing resolution was duly seconded by member _____ and upon vote being taken thereon, the following voted in favor thereof:
and the following voted against same:

Whereupon said resolution was declared duly passed and adopted.