

**CITY OF SUNFISH LAKE
DAKOTA COUNTY, MINNESOTA**

**APRIL 6, 2021
7:00 P.M.**

**AGENDA FOR PUBLIC IMPROVEMENT HEARING
FOR PROJECT NO. 2021-03 (ANGELL ROAD MILL & OVERLAY PROJECT)**

- 1.) Call to Order**
- 2.) Introductions and Welcome (Mayor)**
- 3.) Public Hearing to Consider Ordering of Sunfish Lake City Project No. 2021-03 (Angell Road Mill & Overlay Project)**
 - Hearing Declared to Be Open (Mayor)
 - Review of Project Construction (Jeff Sandberg)
 - Nature of Improvements
 - Review of Project Schedule (Jeff Sandberg)
 - Outline of Financing (Tim Kuntz)
 - Schedule for Borrowing Funds (Tim Kuntz)
 - Request for Public Comments (Mayor)
 - Public Comments
 - Motion to Close Public Hearing
 - Council Discussion of Project
 - Motion to Approve Resolution Ordering City Project No. 2021-03

**LEVANDER,
GILLEN &
MILLER, P.A.**

ATTORNEYS AT LAW

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CASSANDRA J. BAUTISTA
AMANDA J. JOHNSON

MEMO

TO: Sunfish Lake Mayor and Councilmembers
FROM: Timothy J. Kuntz, City Attorney
DATE: March 31, 2021
RE: Resolution Ordering City Project No. 2021-03 (Angell Road East Mill & Overlay Project); April 6, 2021 Public Hearing

Section 1. Background. At the March 2, 2021 Council meeting, the Council, by various resolutions took the following actions related to City Project No. 2021-03 (Angell Road East Mill & Overlay Project (the Project):

1. Appointed WSB & Associates as project engineer.
2. Appointed Ehlers & Associates as fiscal advisor.
3. Appointed Kennedy & Graven as bond counsel.
4. Set April 6, 2021, as the date for the public hearing to consider whether the Project should be ordered.
5. Adopted a preliminary financing plan that calls for approximately 60% of the Project costs to be specially assessed and 40% to be paid for by City participation.
6. Adopted a Project schedule which calls for the public improvement hearing to be held April 6, 2021, construction during the summer of 2021, and the assessment hearing to be held in September 2021.
7. Accepted and adopted the Feasibility Report dated February 26, 2021.

In advance of the April 6, 2021, public improvement hearing, we prepared a Notice of Public Hearing. The Notice was mailed to affected landowners on March 10, 2021, and was published in the City's official newspaper on March 14, 2021, and on March 21, 2021.

Section 2. Council Action. At the April 6, 2021, Public Improvement Hearing, the Council will be asked to consider the attached Resolution Ordering City Project No. 2021-03.

A proposed agenda for the April 6th public hearing is attached for reference.

**CITY OF SUNFISH LAKE
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. 21-_____

**A RESOLUTION ORDERING SUNFISH LAKE CITY PROJECT NO. 2021-03
(ANGELL ROAD MILL & OVERLAY PROJECT)**

WHEREAS, on March 2, 2021, the City Council of Sunfish Lake adopted a resolution calling for a public hearing and approving a notice of hearing, which hearing was to be held on April 6, 2021 with respect to City Project No. 2021-03 (Angell Road Mill & Overlay Project) (the “Project”).

WHEREAS, the Project involves roadway surface improvements consisting of a 2.5-inch mill and overlay on Angell Road from MN-62 to Sunnyside Lane. Additionally, existing storm culverts in the project area were reviewed and determined to need maintenance such as jetting out sediment and debris.

WHEREAS, the notice of public improvement hearing was published in the City’s official newspaper on March 14, 2021 and on March 21, 2021, and was mailed to all affected landowners on March 10, 2021, pursuant to Minnesota Statute § 429.031.

WHEREAS, the public improvement hearing to consider the ordering of the Project was held on April 6, 2021, at which times all persons desiring to be heard were given an opportunity to be heard.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SUNFISH LAKE:

1. City Project No. 2021-03 is hereby ordered as proposed and noticed in the Notice of Public Improvement Hearing relating to said Project.
2. The City’s consulting engineer, WSB & Associates, Inc., is hereby designated the engineer for this improvement project. The final plans and specifications for the making of the improvements will be considered by the Council at the May 4, 2021 Council meeting.
3. The construction contract for City Project No. 2021-03 shall be let no later than three years after the adoption of this resolution.
4. Pursuant to Minnesota Statutes § 462.356, subd. 2, the Council, by at least a four-fifths vote of all its members, finds that this Project does not impact and does not have a relationship to the City’s comprehensive plan; this Project is in fact consistent with the City’s comprehensive plan; therefore, the Council dispenses with the requirements of Minnesota Statutes § 462.356, subd. 2 relating to planning commission review of the Project.

Adopted by the City Council of Sunfish Lake this 6th day of April, 2021.

Dan O'Leary, Mayor

Attest:

Catherine Iago, City Clerk