

PUBLIC WORKS & UTILITIES COMMITTEE

11-0047R

RESOLUTION ORDERING THE IMPROVEMENT OF 36TH AVENUE EAST FROM SUPERIOR STREET TO FOURTH STREET AT AN ESTIMATED COST OF \$1,044,000.

CITY PROPOSAL:

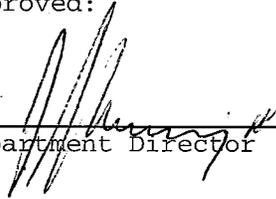
RESOLVED, that it is deemed necessary for public convenience and safety, and it is hereby ordered that 36th Avenue East from Superior Street to Fourth Street (city project no. 0356TR) be improved.

FURTHER RESOLVED, that said work be done by contract and that the estimated cost of said project as estimated by the city engineer is \$1,044,000, payable from Permanent Improvement Fund 411-035-5530 (Capital Projects). The funding sources for this project will be as follows: \$564,000 from municipal state aid revenue, \$288,000 from Water Fund 510, \$50,000 from Stormwater Utility Fund 535, \$25,000 from Sanitary Sewer Fund 530, and \$117,000 from Special Assessment Fund 410, assessable to benefitting properties.

FURTHER RESOLVED, that assessments shall be levied upon lands benefitting per the preliminary assessment roll (Public Document No. _____) and may be

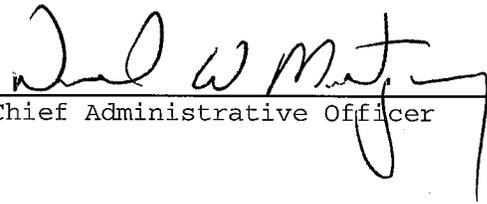
paid in 15 annual installments at municipal bond index plus 1.50 per cent interest.

Approved:



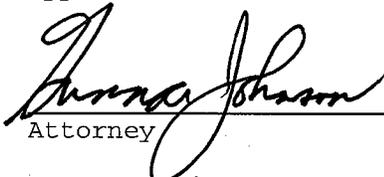
Department Director

Approved for presentation to council:



Chief Administrative Officer

Approved as to form:



Attorney

Approved:



Auditor

ENG GS:jh 1/20/2011

STATEMENT OF PURPOSE: This resolution will order in assessable improvements of 36th Avenue East from Superior Street to Fourth Street.

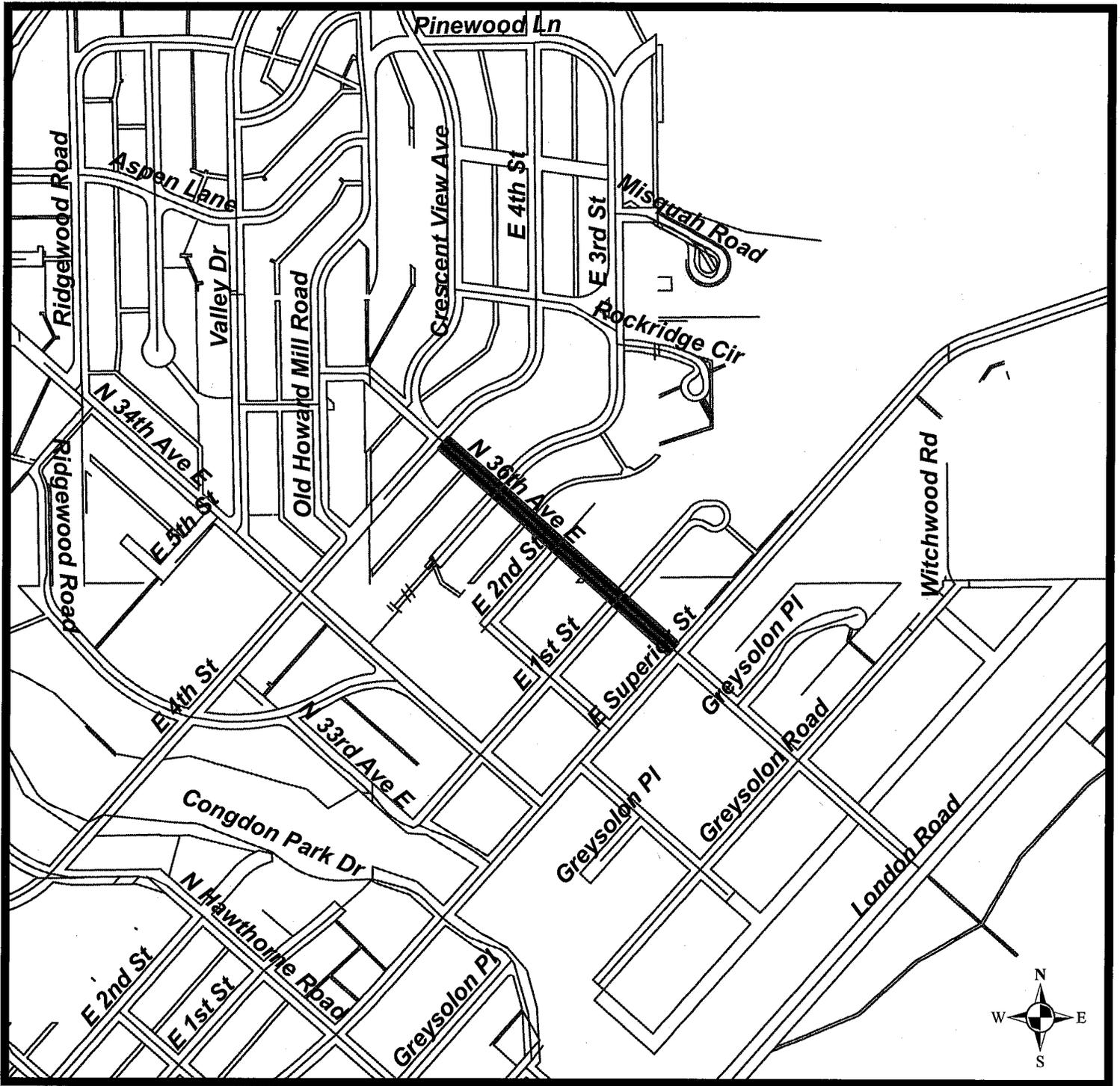
As provided for in Section 61 of the City Charter, the process can be commenced either by petition or by action of the city council itself. The latter route is being used in this case as the street in question is an arterial street that is of critical function to the neighborhood it serves and to the city as a whole.

Assessment listing

		PLAT	PARCEL	FRONTAGE	TOTAL COST
BAGA JOHN & BRENDA	3531 E 1ST ST	1370	00240	105	5250.00
BARRELL MARIE & TYLER	3618 E 4TH ST	0760	00985	33.33	1666.50
BATHORY SUSAN A	3620 E 3RD ST	0760	01230	28.11	1405.50
BIER ALICE G	3512 E 3RD ST	0760	00140	19.18	959.00
BOWMAN JACK W & JUNE S	225 N 36TH AVE E	0760	00200	23.97	1198.50
BREWER HENRIETTA M	3517 E SUPERIOR ST	1370	00980	37.5	1875.00
CHRISTIE RICHARD	3601 E SUPERIOR ST	1370	00330	44.77	2238.50
DANIEL MARK	3634 E 1ST ST	4595	00040	44.77	2238.50
DAVIS NICHOLAS & JULIANNE	3511 E 3RD ST	0760	00410	29.75	1487.50
EICHMAN HENRY	3525 E 2ND ST	0760	00280	19.54	977.00
EKBERG FREDRICK E	3602 E 4TH ST	0760	00960	25	1250.00
ERICKSON ROBERT V & GWEN M	3630 E 1ST ST	4595	00050	44.77	2238.50
FITZGERALD SALLY A	3515 E 1ST ST	1370	00220	35	1750.00
FLEMING NICOLE	3530 E 2ND ST	0760	00090	52.5	2625.00
FROEHLE DARREN R	3516 E 3RD ST	0760	00160	15.98	799.00
HANSEN JOHN E	3501 E 3RD ST	0760	00380	22.75	1137.50
HANSON WILLIAM C & JANICE A	3506 E 3RD ST	0760	00120	39.32	1966.00
HOESCHEN KEVIN F & CAROL J	3515 E 3RD ST	0760	00430	40.25	2012.50
HOLT WOLCOTT & ELIZABETH	3612 E 3RD ST	0760	01210	56.22	2811.00
HONIGMAN KARL W & MARGARET A	3515 E 2ND ST	0760	00250	29.31	1465.50
HSIAO FU-JEN	220 N 36TH AVE E	0760	01190	27.55	1377.50
HUSTAD DR & MRS THOMAS	3603 E 3RD ST	0760	01090	37.5	1875.00
IRVING STANLEY & MARILYN TRUST	3531 E SUPERIOR ST	1370	01000	112.5	5625.00
JOHNS MARK E	3518 E 3RD ST	0760	00170	15.98	799.00
KAISER THOMAS E		0760	00050	44.77	2238.50
KAISER THOMAS E	3625 E 1ST ST	0760	01320	89.54	4477.00
KENDALL CHARLES M	3630 E 4TH ST	0760	00995	36.67	1833.50
KNUDSEN KJELL & ROSEMARY	3520 E 1ST ST	1370	00890	37.5	1875.00
KNUTSON DAVID AND SHELLEY	110 N 36TH AVE E	0760	00040	44.77	2238.50
LIN WENSHAN	3607 E 3RD ST	0760	01100	37.5	1875.00
LONG BARBARA J	3526 E 2ND ST	0760	00070	52.5	2625.00
MARKELL CRAIG G & DIANE E	3640 E 1ST ST	4595	00030	44.77	2238.50
MILES MONICA	3624 E 1ST ST	4595	00060	44.77	2238.50
MOSER WILLIAM A	128 N 36TH AVE E	0760	00030	44.77	2238.50
MURPHY SUSAN H & GERALD W	3530 E 1ST ST	1370	00860	112.5	5625.00
NELSON SUSAN & CHARLES	3531 E 2ND ST	0760	00290	19.54	977.00
NORTH SHORE BANK OF COMMERC	3621 E SUPERIOR ST	1370	00370	44.77	2238.50
PEASLEE ERNEST M	3512 E 4TH ST	0760	00300	60	3000.00
PIPER-MAURER STEVEN W & JOANN	3524 E 4TH ST	0760	00340	40	2000.00
ROBERTS LOWELL K	3610 E 3RD ST	0760	01200	28.11	1405.50
RYDEN JOHN M		4595	00020	44.77	2238.50
SAUER DAVID L	3522 E 3RD ST	0760	00180	23.97	1198.50
SCHAPMAN THOMAS & ANNE	20 N 36TH AVE E	1370	00300	44.77	2238.50
SCHULTZ DAVID R	3610 E 4TH ST	0760	00970	33.33	1666.50
SCHWEIGER WILLIAM E	3521 E 2ND ST	0760	00270	19.54	977.00
SEITZ ROBERT & CHRISTINE	3631 E 1ST ST	4595	00010	44.77	2238.50
SIGNORELLI MARK T	303 N 36TH AVE E	0760	00480	24.5	1225.00
SORENSEN GARY L	3609 E SUPERIOR ST	1370	00350	44.77	2238.50

Assessment listing

		PLAT	PARCEL	FRONTAGE	TOTAL COST
SPROAT DAVID N & BRENDA S	3640 E 4TH ST	0760	01010	21.67	1083.50
VAN STRAATEN AIMEE N & JEFFREY	3625 E 3RD ST	0760	01120	37.5	1875.00
WALSH MICHELE I	3520 E 2ND ST	1370	00130	35	1750.00
WELINSKI JAMES & BARBARA A	3600 E 2ND ST	0760	01300	44.77	2238.50
WELINSKI JAMES & BARBARA A		0760	01310	44.77	2238.50
WICK MARK & LINDA	3525 E 3RD ST	0760	00460	22.75	1137.50
WODRICH PETER A	3528 E 4TH ST	0760	00360	40	2000.00
WOLF FRANK L MD PA		0760	00122	1.6	80.00
WOLF FRANK L MD PA	3501 E 2ND ST	1370	00055	52.07	2603.50
WONG SHEE O & YUEN K	3621 E 3RD ST	0760	01110	37.5	1875.00



**36th Ave E from Superior St to E 4th St
0356TR**

Legend	
Engineering Project Areas	
[Pattern]	<all other values>
Project Type	
[Pattern]	BIKEWAY/PATHWAY
[Pattern]	BRIDGE
[Pattern]	GAS
[Pattern]	MULTI
[Pattern]	ROAD
[Pattern]	SANITARY
[Pattern]	SF
[Pattern]	STORM
[Pattern]	WATER

May 14, 2010
1 inch = 648 feet



MEMORANDUM

TO: City Council Members

CC: Special Assessment Board

FROM: Greg Stoewer, Project Engineer
730-5109

DATE: January 24, 2011

**RE: 36th Avenue East Public Hearing
City Project No. 0356TR**

Pursuant to Section 61 of the Duluth City Charter, upon completion of the public hearing, the SAB "shall transmit to the council the plans, specifications and estimates filed with it and shall report to the council its findings as to the necessity of the proposed public improvement and its recommendation therefore, and its recommendations as to the assessment, if any, of the cost thereof."

Attached are the minutes of the public hearing for the project.

Plans and specifications are available for review at the office of the City Engineer.

A public hearing was held in the city council chambers on January 18, 2011 with the Special Assessment Board. Minutes of the hearing are attached. Comments were heard by the public and there was discussion of the construction process and assessment process. The Special Assessment Board then recommended that an ordering-in resolution for the 36th Avenue East reconstruction be on the agenda for the February 14, 2011 council meeting.

PUBLIC HEARING
STREET IMPROVEMENT
36th Avenue East – Superior Street to 4th Street
January 18, 2011
5:00 PM
City of Duluth Council Chambers

MINUTES

Board Members Present: David Montgomery, Cindy Voigt, Jim Benning, Keith Hamre, John Gellatly

Others Present: Greg Stoewer, Engineering; Linda Brophy, Assessor's Office

Residents Attending: Robert & Gwen Erickson, 3630 E. 1st St.; Alice Gail Bier, 3512 E. 3rd St.; Jeff van Straaten, 3625 E. 3rd St.; Tom & Anne Schapman, 20 N. 36th Ave. E.

Dave Montgomery opened the hearing at 5:04 PM. He explained that the purpose of the hearing was for the special assessment board to receive public comments on the project, after which the board would vote on recommending to the city council that the project move forward.

Greg Stoewer said that he had sent out a letter to the owners of all benefitting properties that described the scope of the project. Included will be grading, base, stormwater and utility work. The engineer's estimate is \$1,113,000. Of this amount, \$517,000 will come from State Aid funds. The various utility funds, mainly the water fund, will pick up \$363,000. The estimated amount to be special assessed is \$117,000 (\$50/front foot).

Greg then discussed the overall project design. Proposed is a 26-foot street (22-foot pavement and 2-foot curbs on each side). The existing street is 26 feet wide in some areas, 24 feet in others. Sidewalks will be rebuilt in a straight line. This will necessitate the removal of some trees. New trees will be planted the spring after construction is completed and will be spaced at 40-foot intervals.

At a previous meeting speed on this segment of road was mentioned as a major concern. Greg said the city conducted a speed study here for three days. While on a few occasions motorists were clocked at over 30 mph, the average speed on 36th

Avenue East was 23 mph. After construction is completed the city will again gather speed data here.

The hearing was then opened to public comment.

Gail Bier said the lack of access to 36th Avenue East during construction is a big issue for her, as she plans to move during that time. Greg said that while there will be blockages, the city will work with the contractor to keep them to a minimum. If a segment of road needs to be closed, the closure will be communicated to all residents well beforehand. Schedule changes and updated project information will be posted on the city website.

Ms. Bier then asked about emergency access. Cindy Voigt said that 911 Dispatch is kept up-to-date on construction projects throughout the city. Jim Benning added that the city has dealt with this in the past. Fire trucks can extend hoses a fair distance and ambulance personnel can hand transport patients. Dave Montgomery said that the engineering division works with residents and emergency services to deal with these cases and keep all lines of communication open. Jim Benning said that intersections are always kept open during street closures so that mail carriers, delivery vehicles, garbage trucks, etc. have access.

Gwen Erickson asked when the weekly contractor meetings are. Greg said that will be established at the pre-construction meeting. He added that residents will be notified in advance when there is to be a water shutdown. Robert Erickson said he felt there will be safety issues when motorists are attempting to make left turns from 36th onto Superior Street, particularly when the new East High School opens. Cindy said the traffic study that was done in conjunction with the East High project should be available on the city website and that the study did not indicate any modifications to traffic signals or signage except at 40th Avenue East.

Ms. Bier wanted to know why the segment of Third Street between 36th Avenue East and the creek was not included in the project, as the street is in such terrible shape.

Jeff Van Straaten asked about the special assessment process. Dave Montgomery explained how the assessments are calculated and that residents are assessed for 25% of street construction costs only, as utility work is fully paid for out of the various utility funds.

Ms. Bier asked about the assessment waiver process, and Keith Hamre explained the steps and timeline of that.

The Special Assessment Board moved unanimously to recommend the project to the city council at the February 14 council meeting.