# CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number_____

Meeting Type: Regular

Meeting Date: 9/26/2013

Action Requested By:
Community
Development

Agenda Item Type

Resolution

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a resolution authorizing the City Clerk-Treasurer to assess the cost of boarding and securing certain properties.

**Note: If amendment, please state title and number of the original**

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow
and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 6 properties listed. All procedural requirements for declaring, securing and billing the nuisance have been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 7, Article V. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the September 26, 2013 City Council meeting.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____

Date: 9/16/2013

revised 3/12/2012

**RESOLUTION NO: 13-_____**

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 7, Article V entitled "'Minimum Housing Standards'"; and

**WHEREAS**, the Director of Community Development for the City of Huntsville, Alabama, has determined that a building on property hereinafter more particularly identified must be boarded and secured; and

**WHEREAS**, the building was subsequently secured by the City and the owner was mailed a copy of the report of the cost; the owner was further notified by letter that an assessment would be placed against subject property for nonpayment of the cost to secure the property by a stipulated date; and

**WHEREAS**, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of boarding and securing and that the stipulated date for payment of this cost has expired on the property hereinafter described.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of boarding and securing against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

**BE IT FURTHER RESOLVED**, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 07-171** " on all properties listed in Attachment A of this Resolution, in the amounts indicated plus any recording or filing fees and plus any legal late penalty fees as determined by the Division of Community Development of the City of Huntsville, Alabama.

**ADOPTED** this the 26th day of September, 2013.

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President of the City Council
of the City of Huntsville, Alabama

**APPROVED** this the 26th day of September, 2013.

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Mayor of the City of Huntsville, Alabama

**RESOLUTION NO: 13-_____**



BOARD & SECURE BY CITY

| Name and Address of Property Owner | Property Location and Description | Date Secured | Amount Charged |
|---|---|---|---|
| Brian S. Tawata & Wendy Tawata 2540 Henry St. Honolulu, HI 96817-1134 | 4919 COTTON ROW NW UNIT C LOT 9 BLK 1 COTTON ROW ESTS | 8-16-2013 | $361.51 |
| Deutsche Bank National Trust Company, As Trustee Under The Pooling and Security Agreement Services ITF RAST 2005-AL 300 South Grand Ave. (Ste. 3950) Los Angeles, CA 90071 | 4902 KYLE LN NW LOT 4 BL 4 PINEHAVEN S/D 3RD ADD PB 5 PG 1 | 8-16-2013 | $280.91 |
| Geraldine L. Brown 1708 Niblick Ave., NW Huntsville, AL 35816 | 1708 Niblick Ave NW LOT 7, BLOCK 1, ACCORDING TO THE MAP OF SURVEY OF COUNTRY CLUB PARK SUBDIVISION, HUNTSVILLE, ALABAMA, AS RECORDED IN PLAT BOOK 3, PAGE 103, PROBATE RECORDS OF MADISON COUNTY, ALABAMA. | 8-1-2013 | $280.91 |
| James L. Steele 4904 Alburta Rd., NW Huntsville, AL 35816 | 4914 Burros St NW LOT 35, BLK 4 SUB: MEADOW HILLS S/D PART B | 8-16-2013 | $283.68 |

**RESOLUTION NO: 13-_____**



BOARD & SECURE BY CITY

| Name and Address of Property Owner | Property Location and Description | Date Secured | Amount Charged |
|---|---|---|---|
| Virginia Enterprises, Inc. c/o Teresa Ann Atnip 2104 Stapp Dr. Huntsville, AL 35811 | 2230 Atkins Dr NW LOT 16 BL 4 MEADOW HILL PT A | 8-16-2013 | $248.05 |
| Wellman & Associates, Inc. c/o Scott Andersen 4800 Whitesburg Dr. (Ste. 30-152) Huntsville, AL 35802 | 2821 Union Dr NW LOT 3 & W 20 FT OF LT 2 & BLK 9 TERRY HEIGHTS ANNEX 3RD ADD PB 1 PG 173 | 8-1-2013 | $309.02 |