

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 7/9/2015

Action Requested By:
Community
Development

Agenda Item Type
Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

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

Item to be considered for: Action

Unanimous Consent Required: No

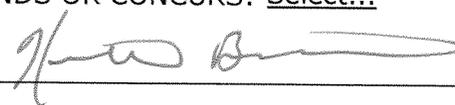
Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 39 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. 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 July 9, 2015 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 6/23/2015

RESOLUTION NO: 15-_____

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 27, Article III entitled "'Weeds and Overgrown Grass'"; and

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

WHEREAS, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost 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 abating the nuisance and that the stipulated date for payment of removal 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 abating the nuisance 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. 86-294** " 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 9th day of July, 2015.

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

APPROVED this the 9th day of July, 2015.

Mayor of the City of Huntsville, Alabama

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|--|--|----------------------------|---------------------------|
| DR Bama Investments, LLC c/o Daniel A. Redruello 3128 Coral Way Miami, FL 33145 | 3410 Angora Dr NW LOT 26 BL 4 PINEHAVEN 3RD ADD JT TENANTS SURV DB 980/877 9-27-00REC 10- 12-00 PPIN 8960 | 6-3-2015 | \$224.34 |
| James & April Martinez 1408 Ascent Trl NW Huntsville, AL 35816 | 1408 Ascent Trl NW LOT 5 BLK 1 RE/SUB SUMMIT PLACE PPIN 018856 | 6-10-2015 | \$224.34 |
| Kimberly Thompson 2113 Atkins Dr., NW Huntsville, AL 35810 | 2113 Atkins Dr NW LOT 31 BL 8 MEADOW HILLS PT A PPIN 4933 | 5-14-2015 | \$250.71 |
| Heirs Of Henry Earl Jordan c/o Ester Rice 202 St. Clair Ave. (Unit D) Huntsville, AL 35801 | 1513 Beard St NW LOT 7, BLK 3 WELLS ADD # 2 PPIN 20266 | 5-29-2015 | \$205.97 |
| LCB Properties, LLC 18441 West McNichols Rd. Detroit, MI 48219 | 2410 BLUE SPRING CIR NW LOT 4 RE S/D OF BLUE SPRING CIRCLE PB 4 PG 14 PPIN 10753 | 5-20-2015 | \$224.34 |
| Rodger Frinks 4111 Newson Rd. (Unit 36) Huntsville, AL 35805 | 4101 Broyles Ave SW LOT 6, BLOCK 2, PATTON MEADOWS S/D PPIN 032390 | 5-15-2015 | \$224.34 |

RESOLUTION NO: 15-_____

Attachment A, Page 2

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|---|----------------------------|---------------------------|
| Tim Snopl 104 Nolan Dr. Gurley, AL 35748 | 1607 Cavalry St NW LOT IN NW 1/4 OF NW 1/4 OF SEC 35 BEG 335 FT E & 180 FT S OF NW COR OF SEC 35 ON W MAR OF RD ON CARROLL ST TH S 60 FT TH W 95 FT TH N 60 FT TH E 95 FT TO BEG SEC 35 T3 R1W PPIN 21054 | 5-19-2015 | \$224.34 |
| Pantheon Tax Receivables, LP P. O. Box 54321 New Orleans, LA 70154 | 2816 COOSA CIR NW LOT 9 BL 3 CHEROKEE HILLS S/D 1ST ADD PB 14 PG 80 PPIN 28448 | 6-4-2015 | \$224.34 |
| Wild Boys Land & Cattle Co. Inc. c/o W. John Hathaway, Agt. 112-F South Side Square Huntsville, AL 35801 | 4901 Cotton Row NW PART OF LOT 1 BLK 1 COTTON ROW EST COMM AT SE COR OF SD LOT 1 FUR DESC AS BEING W MAR OF SPARKMAN DR R/O/W TH FR P/O/B S 86 DEG W 83.90 FT TH N 3 DEG W 159.97 FT TO PC ON S MAR OF COTTON ROW R/O/W MAR HAV RAD OF 525.85 FT TH ALG SD CUR TO RT & ALG S R/O/W MAR OF COTTON R/O/W CHORD BEAR & DIST N 82 DEG E 63.88 FT AN ARC DIST OF 63.92 FT TH CONT ALG COTTON ROW CHORD BEAR & DIST S 48 DEG E 36.05 FT AN ARC DIST OF 40.27 FT TH S 1 DEG E 138.32 FT TO P/O/B PPIN 41899 | 5-26-2015 | \$250.71 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|--|---|----------------------------|---------------------------|
| Betty J. & Linzell Sykes 3021 Mountain Park Cir. Huntsville, AL 35810 | 2704 Dawson Cir NW LOT 14, BLOCK E, EASTBROOK MEADOWS, 3RD ADD PPIN 10934 | 5-26-2015 | \$227.74 |
| Lucius T. & Joy A. Moss 4302 Chalet Cir., NW Huntsville, AL 35810 | 3221 Delicado Dr NW LOT 1 BLK 5 GROVE PARK 2ND ADD SUV DB 705/1135 11/12/87 PPIN 30021 | 6-1-2015 | \$258.71 |
| Don Alexandria 2705 Eighth Ave., SW Huntsville, AL 35805 | 2705 Eighth Ave SW LOT 3 BL 90 LOWE CORP ADD ASSUM DB 931/348 10/15/98 PPIN 23344 | 6-4-2015 | \$224.34 |
| Francine R. Craft & Kelly R. Carter 2809 Eighth Ave. SW Huntsville, AL 35805 | 2809 Eighth Ave SW LOT 3, BLOCK 150, ACCORDING TO THE MAP OF SURVEY OF LOWE CORPORATION ADDITION TO THE CITY OF HUNTSVILLE, ALABAMA, IN PLAT BOOK 1, PAGE 166, PROBATE RECORDS OF MADISON COUNTY, ALABAMA. PPIN 23365 | 6-4-2015 | \$228.94 |
| Pantheon Tax Receivables, LP P. O. Box 54321 New Orleans, LA 70154 | 2904 Eighth Ave SW E 39 FT LOT 14 & W 11 FT LOT 15 BLK 146 W HVILLE ADD PPIN 23034 | 6-4-2015 | \$224.34 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|--|----------------------------|---------------------------|
| Green Tree Servicing, LLC 7360 South Kyrene Rd. Tempe, AZ 85283 | 807 Fairway Dr NW PT OF LOTS 1-2 & 17 BL 1 HILLANDALE ADD DES AS BEG AT SE COR OF SD LOT 2 TH S 54 DEG W 161.7 FT TH N 31 DEG W 61.6 FT TO ST TH N 54 DEG E 47.9 FT TO PT ON W BDY OF LOT 1 BL 1 TH AL W BDY OF LOT 1 BL 1 S 58 DEG E 15 FT TH N 41 DEG E 65.2 FT TH N 54 DEG E 60.6 FT TO ST ON W MAR FAIRWAY DR TH AL W MAR FAIRWAY DR S 17 DEG E 65 FT TO BEG STATUTORY WARR DB 868/766 1/30/96 PPIN 21722 | 6-9-2015 | \$224.34 |
| Leila McKinney 207 Ward Ave., NE Huntsville, AL 35801 | First vacant lot east of 203 Ward Ave NE LOT 67 MCCULLOUGH ADD PPIN 48584 | 5-28-2015 | \$201.37 |
| Linda Harris Hagerdon 290 Wright Ln. Grant, AL 35747 | 202 Fourteenth St SW LOT 8 BLK 26 W HVILLE ADD EX .031AC TO STATE OF ALA PPIN 21940 | 5-28-2015 | \$205.97 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|---|----------------------------|---------------------------|
| Cornell Langford as Agent of the Estate of Eva Steward 3104 Johnna Cir. Huntsville, AL 35810 | 1615 Lucille St NW ALL THAT PART OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 3 SOUTH RANGE 1, WEST, MADISON COUNTY, ALABAMA, PARTICULARLY DESCRIBED AS BEGINNING AT A POINT ON THE WEST MARGIN OF LUCILLE STREET, SAID PLACE OF BEGINNING IS DESCRIBED AS BEING LOCATED SOUTH 89 DEGREES 45 MINUTES EAST 95.0 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 35; THENCE FROM THE PLACE OF BEGINNING; SOUTH 1 DEGREES 0 MINUTES WEST ALONG THE WEST MARGIN OF SAID LUCILLE STREET 60.0 FEET TO A POINT; THENCE NORTH 89 DEGREES 47 MINUTES WEST 95.0 FEET TO A POINT; THENCE NORTH 1 DEGREE 0 MINUTES EAST 58.0 FEET TO THE NORTHWEST CORNER OF SAID SECTION 35; THENCE SOUTH 89 DEGREES 45 MINUTES EAST 95.0 FEET TO THE PLACE OF BEGINNING. PPIN 21076 | 5-19-2015 | \$224.34 |
| Roy Emerson Daniels 3709 Mastin Lake Rd., NW Huntsville, AL 35810 | 3709 Mastin Lake Rd NW LOT 5 BLK 1 KATHERINE ACRES PB 1 PG 353 PPIN 9467 | 6-10-2015 | \$224.34 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|--|---|----------------------------|---------------------------|
| Rosie Crutcher Collier nka Rosie Lee Crutcher 452 Banyon Rd. (Unit A) Huntsville, AL 35811 | 204 MASTIN LAKE WAY NW LOT 5 BL B MRS MOLLIE E COUNTESS ADD PPIN 33274 | 6-10-2015 | \$224.34 |
| Joseph W. Merrell c/o James Bradford 6014 Trent Dr. Huntsville, AL 35810 | 1512 MC CRARY St NW LOT NUMBER FIVE (5) IN BLOCK EIGHT (8), WELLS SECOND ADDITION, AS RECORDED IN PLAT BOOK 1, PAGE 115, PROBATE RECORDS OF MADISON COUNTY, ALABAMA. PPIN 20208 | 5-19-2015 | \$224.34 |
| Ricky Carey 4004 Medford Dr., SE Huntsville, AL 35802 | 4004 Medford Dr SE LOT 3 BL 9 GREENWYCKE VILLAGE 6TH ADD PB 3 PG 29 PPIN 58483 | 6-8-2015 | \$255.31 |
| Larry Gillispie, (Deceased) 3416 Kennemore Dr. Huntsville, AL 35810 | 2429 Mount Vernon Rd NW LOT 38 BL 2 MT VERNON HGTS 3RD ADD PB 4 PG 12 PPIN 10649 | 5-26-2015 | \$258.71 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|--|--|----------------------------|---------------------------|
| Charlie Calhoun, Jr. and Curtis Calhoun 1421 Gibbard Ave. Columbus, OH 43219 | 1713 NIBLICK AVE NW LOT 6, BLOCK 2, 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. PPIN 15459 | 5-20-2015 | \$224.34 |
| SECRETARY OF HOUSING & URBAN DEVELOPMENT Beacon Ridge Tower, STE 300 600 Beacon Parkway West Birmingham, AL 35209-3144 | 3806 Oakwood Ave NW A RECTANGULAR TR OF LD 100 FT IN WIDTH BORDER N SIDE OF OAKWOOD AVE & 150 FT DEEP BEING DES AS W 100 FT & S 150 FT OF LOT 1 BL 1 HIGHLANDS 2ND ADD DB 973/326 06/23/2000 PPIN 16499 | 6-3-2015 | \$250.71 |
| Sonya L. Wandji P. O. Box 1362 Huntsville, AL 35807 | 812 Peachtree St NW LOT 43 BL 2 TERRY HGTS 2ND ADD WARR DB 1014/523 REC'D 2/20/02 PPIN 20332 | 6-4-2015 | \$224.34 |
| Binford H. Conley c/o Ollye Conley 1303 Governors Dr., SE Huntsville, AL 35801 | 1101 Pulaski Pke NW LOT 1 BLK 7 GURLEY 2ND ADD EX .020 AC TO STATE OF ALA FOR I-565 R/O/W (695/1037 & .00305 TO CITY OF H/VILLE FOR I- 565 R/O/W (781/616) 10/18/91 PPIN 20425 | 5-19-2015 | \$250.71 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|--|----------------------------|---------------------------|
| Jeffery Bahney 1625 Rison Ave., NE Huntsville, AL 35801 | 1625 Rison Ave NE LOT 34 & 32 BL 17 NEWSON FAIRVIEW ADD PPIN 76232 / 52686 | 5-20-2015 | \$232.34 |
| Leila McKinney 207 Ward Ave., NE Huntsville, AL 35801 | Second vacant lot east of 203 Ward Ave NE LOT 68 MCCULLOUGH ADD PPIN 18765 | 5-28-2015 | \$201.37 |
| James & Elizabeth Schnitger 2311 Suzanne Ter., NW Huntsville, AL 35810 | 2311 Suzanne Ter NW LOT 11, BLK 4 SUB: HIGHLAND PPIN 16801 | 6-3-2015 | \$224.34 |
| Linda Harris Hagerdon 290 Wright Ln. Grant, AL 35747 | Third vacant lot north of Fourth Ave on the east side of Fourteenth St SW EXCESS PROPERTY ON TRACT #3 PARCEL 1 OF 2 A PART OF LOT 7 BLK 26 ACC'D TO THE SURVEY OF HUNTSVILLE LAND BUILDING & MANUFACTUR-ING BEING MORE FULLY DESC AS FOLLOWS BEG AT THE SE COR OF SD LOT 7 TH W/ERLY ALG THE S LINE OF SD LOT 112 FT TH NE/ERLY 122 FT TO THE E LINE OF SD LOT TH S/ERLY ALG SD E PROPERTY LINE 52 FT TO THE P/O/B & CONT 0.055 AC M/L SEC 3 T4 R1W QUITCL DB 853/761 3/24/95 PPIN 139395 | 5-28-2015 | \$205.97 |

RESOLUTION NO: 15-_____

Attachment A, Page 9

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|--|----------------------------|---------------------------|
| Belkis Raquel Paulino 246 Gallatin St. Providence, RI 02907 | 2611 Trail Ridge Rd NW LOT 15 BLK 1 PARKWOOD ESTATE A RESUB OF BLK 1 LOTS 1-4 & LOTS 11-14 BLK 2 LOTS 1, 15, 16 & 17 BLK 3 & LOT 8 BLK 14 PARKWOOD ESTATES (CHG FR 3-1W-21.00-O-6) PPIN 8570 | 6-3-2015 | \$224.34 |
| Joe D. Cates, II & Verna Jean Clark 306 Treymore Ave., NW Huntsville, AL 35811 | 306 Treymore Ave NW LOTS 39 AND 40 IN BLOCK C, ACCORDING TO THE MAP OF SURVEY OF MRS. MOLLIE E. COUNTESS SUBDIVISION, AS THE SAME APPEARS OF RECORD IN PLAT BOOK 1, PAGE 89, PROBATE RECORDS OF MADISON COUNTY, ALABAMA. PPIN 11354 / 131995 | 6-10-2015 | \$224.34 |
| New Cingular Wireless PCS, LLC 909 Chestnut Room 36-M1 St. Louis, MO 63101 | 4721 UNIVERSITY DR NW PT OF NE1/4 SEC 32 DES AS BEG W 2025.04 FT FR CEN OF E BDY SEC 32 TH W 80 FT TH N 5 DEG E 518.88 FT TO PT ON S/M US H/W 72 W TH S 71 DEG E 105 FT TH S 7 DEG W 487.87 FT TO BEG PPIN 19109 | 5-19-2015 | \$250.71 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|--|----------------------------|---------------------------|
| Linda Harris Hagerdon 290 Wright Ln. Grant, AL 35747 | Vacant lot at the northeast corner of Fourteenth St SW and Fourth Ave SW EXCESS PROPERTY ON TRACT #4-A PARCEL 2 OF 2 ALL OF LOT 9 BLK 26 ACC'D TO THE SURVEY OF HUNTSVILLE LAND BUILDING & MANUFACTURING ASSOC ADD & CONTA 0.260 AC M/L SEC 3 T4 R1W QUITCL DB 853/761 03/24/95 PPIN 139396 | 5-28-2015 | \$205.97 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|---|--|----------------------------|---------------------------|
| Ashok M. Patel 930 North Interstate 35 East Lancaster, TX 75146 | Vacant property behind 6400 block of Green Meadow Rd and behind 6506 and 6508 Sparkling Dew Ln NW PART OF SEC 3 BEG E 649.07 FT N 147 FT E 11.09 FT N 553 FT N 582.33 FT N 62 DEG E 139.82 FT N 62 DEG E 50.47 FT N 62 DEG E 13972 FT S 26 DEG E 40 FT N 62 DEG E 139.96 FT N 26 DEG W 40 FT N 63 DEG E 50.02 FT N 62 DEG E 139.88 FT N 27 DEG W 1201.55 FT E 511.78 FT FR THE CEN OF THE S BDY OF SEC 3 TH FT THE P/O/B E 833.09 FT TH S 1097.26 FT TH W 161.69 FT TH N 9.44 FT TH W 285 FT TH N 100 FT TH S 73 DEG W 26.54 FT TH N 27 DEG W 229.20 FT TH N 10 DEG W 52.50 FT TH N 27 DEG W 624.18 FT TH AR CURVE TO RIGHT RADIUS 835 FT CHORD BEARING & DIS OF N 72 DEG 73.98 FT TH N 15 DEG W 173.49 FT TO THE P/O/B & CONTA 16.83 AC M/L SEC T3 R1W PPIN 117249 | 6-2-2015 | \$317.91 |

LOTS CUT BY CITY

| <u>Name and Address of Property Owner</u> | <u>Property Location and Description</u> | <u>Date of Removal</u> | <u>Amount Charged</u> |
|--|--|----------------------------|---------------------------|
| GRIMMER REALTY CO. INC. 200 Green Springs Hwy. Birmingham, AL 35209-4906 | Vacant property north of 1616 Pulaski Pke NW PT OF SW 1/4 OF SEC 26 BEG 1741.1 FT W & N 36 DEG W 267.7 FT FR CEN OF S BDRY OF SEC 26 TH N 37 DEG W ALONG PULASKI PIKE 204.2 FT TH N 52 DEG E 187.5 FT TH S 37 DEG E 85 FT TH N 52 DEG E 12.5 FT TH S 37 DEG E 126.1 FT TH S 53 DEG W 200 FT TO BEG EX S 150 FT PPIN 34390 | 5-28-2015 | \$205.97 |
| Andrew D. Holt, Sr. and Evelyn C. Holt 2401 Vining Ave., NW Huntsville, AL 35810 | 2401 Vining Ave NW LOT 34 BL 3 MEADOW HILLS PART B PPIN 3341 | 5-14-2015 | \$250.71 |
| Cynthia D. Lankford 2719 Washington St., NW Huntsville, AL 35810 | 2719 Washington St NW LOT 11 BL A EASTBROOK MEADOWS S/D PPIN 10894 | 6-10-2015 | \$250.71 |
| Britton Oil Company, Inc. P.O. Box 143 Holly Pond, AL 35803 | 2926 Wilson Dr NW LOT 3 BLK 1 TERRY HGTS 3RD ADD ANNEX PB 1 PG 178 ALSO PO LOT 4 BLK 1 BEG AT THE NW COR LOT 4 TH S 110 FT TH NLY 110.15 FT TH W 4.19 FT TO POB PPIN 100434 | 6-10-2015 | \$205.97 |