

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 10/13/2016

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 49 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 May 26, 2016 City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Murphy Jordan

Date: 10/3/2016

RESOLUTION NO: 16- \_\_\_\_\_

**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 13th day of October, 2016.

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

**APPROVED** this the 13th day of October, 2016.

\_\_\_\_\_  
Mayor of the City of Huntsville, Alabama

RESOLUTION NO: 16- \_\_\_\_\_

Attachment A, Page 1

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 9-27-00 REC 10-12-00 PPIN 8960	9-8-2016	\$225.18
George and Marie Paul 413 Orion Vista Way Orlando, FL 34787	4302 BALDWIN DR SW LOT 23 BLK 2 BAILEY ESTATES S/D PPIN 032477	8-25-2016	\$221.42
ROI Property Group LLC 1662 Paulson Way Napa, CA 94558	2217 Barrywood Cir NW LOT 21 BL 21 LAKEWOOD MANOR 2ND ADD PB 1 PG 376 PPIN 4841	9-8-2016	\$225.18

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>
Rainer Von Ledersteger & Lattilia D. Von Ledersteger 4001 Blue Spring Rd., NW Huntsville, AL 35810	4001 Blue Spring Rd NW ALL THAT PART OF THE NE 1/4 OF THE SW 1/4 OF MORE PARTIC DESC AS BEG AT THE CEN OF THE S BDY OF SD SEC 14 TH S 89 DEG 25 MIN W 20.62 CHAINS TO A STAKE TH DUE N 24.20 CHAINS TO A STAKE TH N 89 DEG 07 MIN E 745.1 FT TO THE TRUR P/O/B TH DUE S 190.0 FT TO A PT IN THE N R/O/W LINE OF OAK TREE LN TH WITH TH N R/O/W LINE OF OAK TREE LN N 89 DEG 07 MIN E 575.8 FT TO A PT ON THE W MAR OF BLUE SPRING RD TH ABLG THE W MAR OF BLUE SPRING RD 190 FT TO A PT TH S 89 DEG 07 MIN W ALG THE N BDY OF THE 20 AC TR ORIGINALLY OWNED BY MILTON FRANK JR 575.8 FT TO THE PLACE OF BEG & CONTA 2.51 AC M/L SEC 14 T3 R1W PPIN 5234	9-14-2016	\$250.18
Annie Lois Steele aka Annie Lois Baker 68750 Union St. White Pigeon, MI 49099	3010 BOSWELL DR NW LOT 35 BL 1 YARBROUGH ESTS 3RD ADD PPIN 11910	9-14-2016	\$225.18
Gladys A. Thompson & Roger W. Rondeau 4906 Burros St., NW Huntsville, AL 35810	4906 Burros St NW LOT 31 BLK 4 S/D MEADOW HILLS PT B PPIN 3244	9-1-2016	\$225.18

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>
Secretary Of Housing & Urban Development 4400 Will Rogers Pkwy (Ste. 300) Oklahoma City, OK 73108	3300 Claiborne Rd NW LOT 2 BLK 15 DAVIS HILLS S/D 4TH ADD PB 2 PG 215 PPIN 10001	9-6-2016	\$221.42
Gregory R. Roper (Deceased) 6942 Windstone Court Stone Mountain, GA 30087	6203 COLFAX RD NW LOT 12 BL 4 INGLEWOOD EST S/D PB 6 PG 60 PPIN 4178	9-1-2016	\$225.18
Concord Land Development, Inc. c/o Mark R. Hunter 1806 University Dr. Huntsville, AL 35801	Common area east and south of 1820 Clayton Cove Dr., NW COMMON AREA C CLAYTON COVE PPIN 538229	8-31-2016	\$202.21

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>
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	9-14-2016	\$202.21
Debra L. Hall 3925 Cypress Ave., SW Huntsville, AL 35805	3925 Cypress Ave SW LOT 13 BL 7 WESTLAWN S/D WARR DB 835/488 5/31/94 PPIN 24225	9-8-2016	\$225.18
Patricia Draper 4006 Cypress Ave., SW Huntsville, AL 35805	4006 Cypress Ave SW LOT 28 BL 3 WESTLAWN S/D PPIN 23887	9-8-2016	\$225.18
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	8-24-2016	\$194.21

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>
Earl Self as Personal Representative of the Estate of J.T. Vaughn 4000 Cherokee Dr. Huntsville, AL 35801	Fifth vacant lot south of 3918 Newson Rd SW PT OF LOT 11 NEWSON PENNEY ADD BEG AT SE COR OF LOT 11 TH W 440 FT TH N 330 FT TH E 157 FT TH S 215 FT TH E 283 FT TH S 115 FT TO BEG SEC 15 T4 R1W PPIN 59228	9-7-2016	\$202.21
Earl Self as Personal Representative of the Estate of J.T. Vaughn 4000 Cherokee Dr. Huntsville, AL 35801	First vacant lot south of 3918 Newson Rd SW 2A EVENLY OFF S SIDE LOT 12 NEWSON PENNEY ADD EX .15 AC TO HARBIN (35A) EX 132 X 203 SQ FT TO BELCHER (35B) SEC 15 T4 R1W PPIN 59215	9-7-2016	\$202.21
Earl Self as Personal Representative of the Estate of J.T. Vaughn 4000 Cherokee Dr. Huntsville, AL 35801	Fourth vacant lot south of 3918 Newson Rd SW BEG 100 FT S OF NE COR OF LOT 11 NEWSON PENNEY ADD TH S 115 FT TH W 283 FT TH N 115 FT TH E 283 FT TO BEG SEC 15 T4 R1W PPIN 59231	9-7-2016	\$202.21
Ronald M. Dalton 3117 Tenker Creek Ln. Owens Cross Rds, AL 35763	2607 GRANDE WOODS DR SE LOT 2 R/S OF LOTS 25 & 26 GRANDE HIGHLANDS ESTATES PPIN 506650	9-14-2016	\$225.18

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>
Ealse G. & Elaine White 2600 Academy Dr. Unit 104 Huntsville, AL 35811	2135 Griffith Dr NW LOT 7 BLK D LAKEWOOD MANOR 5TH ADD PPIN 3052	9-1-2016	\$225.18
BANK OF AMERICA 7105 Corporate Drive, Mail Stop PTX-C-35 Plano, TX 75024	2209 Harris Rd NW LOT 15 BLK 23 LAKEWOOD MANOR 2ND ADD PPIN 4717	9-8-2016	\$225.18
Ronnie Walker Admr for Estate of Allene W. Smith 1022 Humes Ave., NE Huntsville, AL 35801	1022 Humes Ave NE LOT 8 BL 41 E HVILLE ADD PPIN 12779	9-7-2016	\$225.18
Sammy C. Jackson (Deceased) 4928 Birmingham Hwy. Montgomery, AL 36108	607 Kennan Rd NW LOT 15 BLK 2 YARBROUGH ESTS. 2ND ADD PPIN 11853	9-13-2016	\$225.18
Robert A. Jensen, Jr. 615 Kennan Rd., NW Huntsville, AL 35811	615 Kennan Rd NW LOT 11 BL 2 YARBROUGH EST 2ND PPIN 11863	9-7-2016	\$225.18
Dawn O. Santucci & Melvin C. Smith P.O. Box 77404 Ewing, NJ 08628	4402 KIGER ST SW LOT 2 BL 6 PATTON EST S/D PB 4 PG 57 PPIN 32645	8-25-2016	\$221.42

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>
Essie Caldwell & Earnest Caldwell 3807 Lakeview Dr., NW Huntsville, AL 35810	3807 LAKEVIEW DR NW LOT 4 BL 26 LAKEWOOD MANOR 6TH ADD PB 2 PG 98 PPIN 5365	9-8-2016	\$225.18
Timothy L. Barber 12254 Highway 280 Sterrett, AL 35147	29611 LAURA RIDGE DR NW PPIN (unspecified)	9-6-2016	\$194.21
Vinmak, LLC 3143 Independence Dr. Livermore, CA 94551	512 Lisa Ln NW LOT 14 BL G EASTBROOK MEADOWS 4TH ADD PB 4 PG 56 PPIN 10992	9-14-2016	\$225.18
Ashley Grimes 1012 N 7th St Ft. Pearson, FL 34950	510 Max Luther Dr NW LOT 14 BL B EASTBROOK MEADOWS S/D PPIN 11099	9-13-2016	\$225.18
Harold E. Smith P. O. Box 11312 Huntsville, AL 35814	2202 Medaris Rd NW LOT 2 BLK 6 MEADOW HILLS PT A JT SURV DB 971/354 05/18/2000 PPIN 4704	8-31-2016	\$225.18
Dartnell LP 1662 Paulson Way Napa, CA 94558	4309 Memorial Pky NW LOT 12 BL 2 LAKEWOOD MANOR ADD PPIN 4728	9-15-2016	\$252.39

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>
Robert A. Fields 2317 Mount Vernon Rd., NW Huntsville, AL 35810	2317 Mount Vernon Rd NW LOT 30, BLOCK 1, ACCORDING TO THE PLAT OF MT. VERNON HEIGHTS FOURTH ADDITION, AS RECORDED IN PLAT BOOK 7, PAGE 1, IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA. PPIN 10751	9-15-2016	\$225.18
Douzell Horton 3905 Ninth Ave., SW Huntsville, AL 35805	3905 Ninth Ave SW LOT 3 BLK 155 W HVILLE ADD PPIN 24756	9-6-2016	\$194.21
Georzette P. McKinney 2614 Oakdale Ter., NW Huntsville, AL 35810	2614 Oakdale Ter NW LOT 36 BLK 1 MARYMONT GARDENS S/D PPIN 6052	8-24-2016	\$221.42
Secretary of Housing and Urban Development 600 Beacon Parkway West Beacon Ridge Tower, (Ste. 300) 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	9-13-2016	\$225.18
Fannie Pope & Henry Jones 3505 Andy Way Lane Apt. 3 Memphis, TN 38128	2702 Penland Ave NW LOT 18 BL 1 SLAUGHTER S/D 2ND ADD PPIN 10312	8-31-2016	\$225.18

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>
Jerry L. & Patricia R. Green 510 Timber Ln. Arab, AL 35016	118 River Oaks Dr NW LOT 29 BLK 2 CREEKWOOD A RESUB OF CREEKWOOD INDIAN CREEK PROPERTIES & OTHER LANDS SURV WARR DB 792/939 6/5/92 PPIN 115078	8-29-2016	\$225.18
Pamela J. Pridgen 2509 Rochell Dr. NW Huntsville, AL 35810	2509 Rochell Dr NW LOT 8 BL 2 STILWELL S/D 3RD ADD PPIN 5526	9-7-2016	\$194.21
Jane B. Price 131 Sandy Hollow Dr., NW Madison, AL 35757	131 Sandy Hollow Dr NW LOT 47 BLK 11 KNOX CREEK 7TH ADD SEC 30 PPIN 153914	8-29-2016	\$225.18
Earl Self as Personal Representative of the Estate of J.T. Vaughn 4000 Cherokee Dr. Huntsville, AL 35801	Second vacant lot south of 3918 Newson Rd SW BEG AT THE SE COR OF LOT 3 OF THE A W NEWSON & ED PENNY MERRIMACK ADD TH S 289 DEG W 509 FT TH N 110 FT TO THE P/O/B TH S 89 DEG W 131 FT TH N 50 FT TH N 89 DEG E 131 FT TH S 50 FT TO THE P/O/B SURV WARR DB 807/803 2/9/90 REC DATE 2/9/90 PPIN 117787	9-7-2016	\$202.21
Harold E. Smith 4713 Whitehall Dr. Huntsville, AL 35816	4501 Sparkman Dr NW LOT 1 BL 13 PARKWOOD EST S/D PPIN 8898	9-6-2016	\$221.42

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>
Annie M. Jones 1410 Stevens Ave., NE Huntsville, AL 35801	1410 Stevens Ave NE LOT 27 BL 10 NEWSON FAIRVIEW ADD / W 20 FT OF LOT 29 BL 10 NEWSON FAIRVIEW ADD PPIN 52819 / 76729	9-1-2016	\$225.18
John Noterman 4002 Telstar Cir., SW Huntsville, AL 35805	4002 TELSTAR CIR SW LOT 14 BL 4 BAILEY EST S/D PB 3 PG 61 PPIN 32369	8-25-2016	\$221.42
Ebrahim A. & Farimak K. Tehrani 1444 Dalewood Dr. Atlanta, GA 30329	3215 Teton Dr NW LOT 4 BL 6 VALLEY PARK HOMES S/D 2ND ADD PPIN 3918	9-6-2016	\$221.42
Earl Self as Personal Representative of the Estate of J.T. Vaughn 4000 Cherokee Dr. Huntsville, AL 35801	Third vacant lot south of 3918 Newson Rd SW 1 LOT BEING 100 FT N & S & 283 FT E & W IN NE COR OF LOT 11 NEWSON PENNEY ADD IN NW1/4 SEC 15 T4 R1W PPIN 59230	9-7-2016	\$202.21
Dartnell LP 1662 Paulson Way Napa, CA 94558	3803 Timbercrest Dr NW LOT 13 BL 37 LAKEWOOD MANOR 8TH ADD SURV DB 953/985 9/1/99 PPIN 5959	9-9-2016	\$225.18

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>
Jerry Dee Smith 3105 Triana Blvd., SW Huntsville, AL 35805	3105 TRIANA BLV SW LOT 7 BL 36 HVILLE PARK S/D PB 1 PG 216 PPIN 21218	8-30-2016	\$209.21
Harold E. Smith P. O. Box 11312 Huntsville, AL 35814	2404 Tuxedo Dr NW LOT 24 BL H LAKEWOOD MANOR 5TH ADD SEC 1 PPIN 3206	8-31-2016	\$225.18
Troy Stuart c/o Wal- Mart Property Tax Dep. Attn: Store 332 Hsv, AL 1301 10th St. SE Bentonville, AR 72716	6140 UNIVERSITY DR NW LOT 1A ENTERPRISE PLAZA A RESUB OF LOT 1 OF ENTERPRISE PLAZA PPIN 139593	8-24-2016	\$194.21
Caffey Enterprises, LLC 3920 Meridian St. Huntsville, AL 35810	101 Whitney Ave NE LOT 1 BLK A EDMONTON HEIGHTS S/D PART A PPIN 49941	9-15-2016	\$225.18
Hugh G. Lacy P.O. Box 18341 Huntsville, AL 35804	105 Wilkenson Dr NE LOT 8 BLK B EDMONTON HTS PT A PPIN 052334	8-29-2016	\$225.18