



Las Vegas

Agenda Item No.: 45.

**AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF SEPTEMBER 17, 2008**

DEPARTMENT: NEIGHBORHOOD SERVICES
DIRECTOR: STEPHEN KUHARSIN

Consent Discussion

SUBJECT: Public Hearing to consider the report, expenses to recover costs for abatement of nuisance and assess civil penalties located at 8041 North Cimarron Road. PROPERTY OWNER: GARY RESEAU (\$28,763.50 General Funds - Ward 4 (Brown))

Fiscal Impact

No Impact Augmentation Required

Budget Funds Available

Amount: \$28,763.50

Funding Source: General Fund

Dept./Division: Neighborhood Services/Response

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired W.A. Construction, LLC. To date, there have been eleven (11) inspections conducted at this location. The value of the property based on the sale date of August 1998 was \$190,000.

RECOMMENDATION:

That the City Council: Approve the report of expenses to include \$23,250 invoice for W.A. Construction, LLC services in addition to other fees assessed for a total of \$28,763.50.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Maps
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

Motion made by LARRY BROWN to Approve with civil penalties for a total of \$99,313.50

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

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Minutes:

MAYOR GOODMAN declared the Public Hearing open.

A videotape was shown, but a copy was not submitted.

The property owner was not present.

DEVIN SMITH, Manager of Neighborhood Response, read the Purpose/Background and Recommendation sections related to the subject property. He stated that W. A. Construction was hired to do the abatement.

ANTHONY HODGES, 123 Six David Way, believed the property appeared to be totally abandoned and should be demolished.

MR. SMITH described the civil penalties. At COUNCILMAN ROSS' request, he confirmed that staff will include the total dollar figure in civil penalties on future agenda items.

COUNCILMAN BROWN supported the civil penalties and questioned if the overall value of the property would deter another individual from purchasing and doing upgrades. MR. SMITH responded that the subject property will be sold but could not confirm the current appraisal. He believed staff could recoup the fine. COUNCILMAN WOLFSON added that staff has the liberty of re-negotiating in recovering such fines and/or reducing the amount owed.

MAYOR GOODMAN declared the Public Hearing closed.

