



## **AGENDA MEMO**

**CITY COUNCIL MEETING DATE: September 17, 2008**

**DEPARTMENT: Neighborhood Services**

**ITEM DESCRIPTION: Public Hearing to consider the report of expenses to recover costs for abatement of nuisance and assess civil penalties located at 5041 North Cimarron Road. PROPERTY OWNER: GARY BESEAU (\$28,763.50 - General Fund) Ward 4 (Brown)**

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W.A. Construction, LLC completed work on April 28, 2008 at a cost of \$23,250; \$726 in reinspection fees (w/late fees); \$950 in civil penalties; \$350 pool pumping fee; plus a 15% administrative fee for a total of \$28,763.50.

Today's public hearing is to consider the Report of Expenses filed by the Department of Neighborhood Services and to hear any objections thereto. Under the Uniform Code for the Abatement of a Nuisance, the City Council may make revisions or adjustments to the Report of Expenses as deemed proper. If the Report of Expenses is confirmed and accepted by the Council, the Council can then declare the charges to be a personal obligation on the part of the property owner or may order the charges assessed against the property by means of a Lien of Assessment. In this particular case, we recommend a Lien of Assessment.

If the Lien is approved by the Council, certified copies of the recorded lien will be given to the County Treasurer's Office and the amount of the assessment will be collected at the same time and in the same manner as ordinary property taxes. All laws applicable to the collection and enforcement of property taxes shall be applicable to such assessment, and the amount of the assessment will be added to the next regular property tax bill levied against the parcel.