

Memorandum

To: Beverly K. Bridges, City Clerk
 From: Devin S. Smith, Manager Neighborhood Response Division
 CC: File
 Date: August 26, 2008
 Re: Report of Expenses for the abatement of Nuisance at 5041 N. Cimarron Road - Ward 4 (Brown)

LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for Nuisance, the Department of Neighborhood Services caused the above-referenced property to be corrected by cleaning the pool, removing refuse, waste (including wood, metals, tree cuttings, trash/debris, auto parts, tar paper, doors, etc), trimming and cutting vegetation, removing weeds and grass exceeding eight (8) inches in height in all yards, removing junk, dismantled vehicles inside metal structure (purple Trans-Am and black Trans-Am), removing all necessary structures, large metal structure and shed in rear yard, re-roofing entire main structure, and securing openings of room addition. The abatement was completed by W.A. Construction, LLC on April 28, 2008 at a cost of \$23,250.00, which was accepted by the Department of Neighborhood Services.

Contract Amount Breakdown:	
Clean Pool	\$500.00
Refuse and waste removal (including wood, metals, tree cuttings, trash/debris, auto parts, tar paper, doors, etc)	\$1,500.00
Trim, cut, remove weeds, grass exceeding 8 in height in all yards	\$500.00
Remove junk, dismantled vehicles inside metal structure. Remove purple Trans-Am and black Trans-Am	\$1,500.00
Remove all accessory structures, large metal structure in rear yard, shed in rear yard	\$4,750.00
Re-roof entire main structure	\$3,500.00

Secure openings of room addition, including ground level and truss area to prevent access.	\$1,500.00
Resheathing entire roof	\$9,500.00
AMOUNT DUE:	\$23,250.00
Administrative Processing Fee:	\$3,487.50
Sub-Total:	\$26,737.50
Reinspection Fees (w/late fee):	\$726.00
Civil Penalty Fees:	\$950.00
Pool Pumping	\$350.00
TOTAL AMOUNT DUE:	\$28,763.50
OWNER OF RECORD:	GARY BESEAU
PROPERTY ABATED:	5041 N. Cimarron Road
ASSESSOR PARCEL:	125-33-705-001
LEGAL DESCRIPTION:	PARCEL MAP FILE 25 PAGE 14
	LOT 1

DSS:jl