



Las Vegas

Agenda Item No.: 59.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING ON: OCTOBER 1, 2008

DEPARTMENT: NEIGHBORHOOD SERVICES
DIRECTOR: STEPHEN KUHARSIN

Consent Discussion

SUBJECT: Public Hearing to consider the report, expenses to recover costs in the amount of \$5,059.35 (General Fund) for abatement of vacant or abandoned dangerous building and assess a maximum of \$66,050 in daily civil penalties located at 3151 Soaring Gulls Drive, Unit 1073. PROPERTY OWNER: MARNILLO PUNZALAN, Ward 4 (Brown)

Fiscal Impact

- No Impact Augmentation Required
 Budget Funds Available

Amount: \$5,059.35
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 seven (7) inspections conducted at this location. The value of the property based on the sale date of January 2006 was \$210,990.

RECOMMENDATION:

That the City Council: Approve the report of expenses to include \$3,549 invoice for W.A. Construction, LLC services in addition to other fees assessed for a total of \$5,059.35 and consider assessing a maximum of \$66,050 in daily civil penalties.

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 as recommended and the assessment of \$33,025 additional civil penalties

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.

DEVIN SMITH, Manager of Neighborhood Response, read the Purpose/Background and Recommendation sections.

A videotape was shown but a copy was not submitted.

The property owner was not present.

COUNCILMAN BROWN queried who represents the City on negotiating the lien amount if and when a property is sold. CITY ATTORNEY BRAD JERBIC replied that staff or, if requested, the City Attorney's Office can do so. In addition, costs involving the City's expenses are non-negotiable to ensure reimbursement to the City. COUNCILMAN BROWN decided upon assessing the recommended \$50,590.35 penalty with an additional \$33,025 in civil penalties, totaling \$83,615.35.

MAYOR GOODMAN declared the Public Hearing closed.

