



Las Vegas

Agenda Item No.: **68.**

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: MARCH 17, 2010

DEPARTMENT: NEIGHBORHOOD SERVICES
DIRECTOR: STEPHEN KUHARSIN

☐ Consent ☒ Discussion

SUBJECT:

Public Hearing to consider a request for a waiver and/or reduction of fees for the property located at 4021 Donald Road in the amount of \$318,661.26. PROPERTY OWNERS: PAY DIRT IRREVOCABLE BUSINESS TRUST ETAL (Steven D. Ross)

Fiscal Impact

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No Impact

☐ Augmentation Required

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Budget Funds Available

Amount:

Funding Source:

Dept./Division: Neighborhood Services/Response

PURPOSE/BACKGROUND:

Today's hearing is a request from Paydirt Irrevocable Business Trust, to consider a request for a waiver and/or reduction of fees imposed on the parcel at the City Council meeting(s) on October 1, 2008. The case was generated on February 14, 2008. There were two abatements conducted on this property one on June 4, 2008 and the second on July 16, 2008. The lien was recorded at Clark County recorders office on October 16, 2008. Neighborhood Services received a Request for Waiver and/or Reduction of Civil Penalties Application dated June 30, 2009 on behalf of the owner, Pay Dirt Irrevocable Business Trust, requesting the civil penalties be waived.

RECOMMENDATION:

No recommendation.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Request for Waiver and Reduction Application
3. Location Maps
4. Spreadsheet of Charges Accrued
5. Hearing Notification Letter

Motion made by STEVEN D. ROSS to Approve a reduction in assessment of \$17,593.85, interest of \$1,067.41 and daily civil penalties of \$30,000 for a total of \$48, 661.26, payable upon close of escrow

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

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

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Minutes:

MAYOR GOODMAN declared the Public Hearing open.

LISA MORRIS HIBBLER, Deputy Director of Neighborhood Services, reported that two abatements were conducted on the property, June 4, 2008 and July 16, 2008. She went over the fees, the amount paid and the outstanding amount owed.

ELAINE ELLIOT, representing Aspen Financial, the servicing agent for the new owner, stated the agent foreclosed on the property in June 2009. She requested a 10 percent reduction, noting that the new owner has spent about \$10,000 to clean up the 1.2 acres and erected a fence to prevent illegal dumping and use. She commented that even if the reduction is approved, she has to wait for multi-beneficiaries to pay until she can pay the fine, which will take some time. The entire fine will probably not be paid until the property is sold.

MS. MORRIS HIBBLER outlined the fees that staff is recommending be paid.

TODD FARLOW suggested the Council have no tolerance in cases where the neighbors have been inconvenienced for a long time.

ANTHONY HODGES recommended the Council do whatever possible to recuperate some of the money.

MS. ELLIOT remarked that there are three potential offers on the property, but there is more owed to the City than what Aspen would get for the sale.

COUNCILMAN ROSS went over staff's recommendation with MS. MORRIS HIBBLER, to which MS. ELLIOT agreed, and stressed that imposing stiff penalties are almost a waste of time, because it is evident that it is going to be very difficult to recuperate those monies.

MAYOR GOODMAN declared the Public Hearing closed.

