

CITY OF EL PASO, TEXAS
DEPARTMENT HEAD'S SUMMARY REQUEST FOR COUNCIL ACTION (RCA)

DEPARTMENT: DEVELOPMENT SERVICES

AGENDA DATE: JANUARY 27, 2009

CONTACT PERSON/PHONE: VICTOR Q. TORRES, DEVELOPMENT SERVICES, (915) 541-4557

DISTRICT(S) AFFECTED: 3 & 8

SUBJECT:

Placing a condemnation lien on the following properties (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.50 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

- | | | |
|---|------------|------------|
| 1. 1921 Arizona
Charles G. Clark | \$7,512.04 | District 8 |
| 2. 2002 Detroit
Lupe G. Avina | \$2,201.63 | District 8 |
| 3. 5833 Macias Street
Manuel Lopez & 1 | \$4,039.11 | District 3 |
| 4. 5031 Rosa Avenue
William Ertman | \$7,359.62 | District 3 |

BACKGROUND / DISCUSSION:

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____
Victor Q. Torres, Development Services Director

OTHER: _____
(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the El Paso City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 30th day of October, 2007, after due notice and hearing, issued an order to CHARLES G. CLARK, record Owner of the hereinafter described property that the structures be secured within thirty (30) days and to clean the premises of all weeds, trash, and debris all within thirty (30) days, and the Owner and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Street Department of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing the structures and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lot 18 and the West ½ of Lot 19, Block 93, Franklin Heights Addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 1921 Arizona Avenue, El Paso, Texas,

to be \$6,253.27, performed by the Street Department of the City of El Paso, and \$1,258.77, performed by the City Clerk's Office and Development Services Department, making a total of \$7,512.04. The City Council finds that the work was completed on the 9th day of June, 2008, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of SEVEN THOUSAND FIVE HUNDRED TWELVE AND 04/100 DOLLARS (\$7,512.04) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

ADOPTED this _____ day of _____, 2009.

CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Mark Shoosmith
Assistant City Attorney



Victor Q. Torres, Director
Building Permits and Inspections
Development Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2009 by _____, as _____ of the _____
City of El Paso.

Notary Public, State of Texas
Notary's Printed or Typed Name:

(Seal)
PREPARED IN THE OFFICE OF:
City Attorney's Office
#2 Civic Center Plaza
El Paso, Texas 79901-1196

RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the El Paso City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 27th day of July, 2005, after due notice and hearing, issued an order to Lupe G. Avina, record Owner of the hereinafter described property that the structures be secured within thirty (30) days and to clean the premises of all weeds, trash, and debris all within thirty (30) days, and the Owner and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Street Department of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing the structure and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lots 28 and 29 and West 2/3 of Lot 27, Block 16, Highland Park Addition to the city of El Paso, El Paso County, Texas according to the map thereof on File in Book 1, Page 54, Plat Record of El Paso County, Texas, municipally known and numbered as 2002 Detroit, El Paso, Texas,

to be \$838.33, performed by the Street Department of the City of El Paso, and \$1,363.30, performed by the City Clerk's Office and Development Services Department, making a total of \$2,201.63. The City Council finds that the work was completed on the 28th day of August, 2007, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of TWO THOUSAND TWO HUNDRED ONE AND 63/100 DOLLARS (\$2,201.63) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

ADOPTED this _____ day of _____, 2009.

CITY CLERK DEPT.

09 JAN 14 AM 9:26

CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

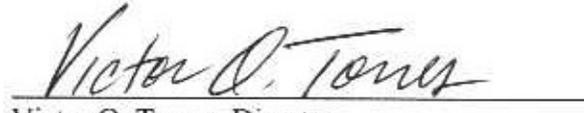
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Mark Shoosmith
Assistant City Attorney



Victor Q. Torres, Director
Building Permits and Inspections
Development Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2009 by _____, as _____ of the _____ City of El Paso.

Notary Public, State of Texas
Notary's Printed or Typed Name:

(Seal)
PREPARED IN THE OFFICE OF:
City Attorney's Office
#2 Civic Center Plaza
El Paso, Texas 79901-1196

RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the El Paso City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 26th day of September, 2007, after due notice and hearing, issued an order to MANUEL LOPEZ & 1, record Owners of the hereinafter described property that the structures be secured within thirty (30) days and to clean the premises of all weeds, trash, and debris all within thirty (30) days, and the Owners and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Street Department of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing the structures and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lot 33, Howell Subdivision, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 2, Page 21, Real Property Records, El Paso County, Texas, municipally known and numbered as 5833 Macias Street, El Paso, Texas,

to be \$2,724.20, performed by the Street Department of the City of El Paso, and \$1,314.91, performed by the City Clerk's Office and Development Services Department, making a total of \$4,039.11. The City Council finds that the work was completed on the 6th day of December, 2008, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of FOUR THOUSAND THIRTY-NINE AND 11/100 DOLLARS (\$4,039.11) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

ADOPTED this _____ day of _____, 2009.

CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Mark Shoosmith
Assistant City Attorney



Victor Q. Torres, Director
Building Permits and Inspections
Development Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2009 by _____, as _____ of the _____ City of El Paso.

Notary Public, State of Texas
Notary's Printed or Typed Name:

(Seal)
PREPARED IN THE OFFICE OF:
City Attorney's Office
#2 Civic Center Plaza
El Paso, Texas 79901-1196

RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the El Paso City Code, the City Council of the City of El Paso, by Order dated the 25th day of July, 2007, after due notice and hearing, issued an order to WILLIAM ERTMAN, record Owner of the hereinafter described property that the main structure be secured, demolish illegal additions within thirty (30) days and to clean the premises of all weeds, trash, and debris all within thirty (30) days, and the Owner and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Street Department of the City of El Paso has been ordered to proceed to secure, demolish illegal additions and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing the structure, demolishing the illegal additions and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lots 1 and 2, Block 24, Map of Brentwood Heights Addition, an addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 5, Page 56, Plat Records of El Paso County, Texas, municipally known and numbered as 5031 Rosa Avenue, El Paso, Texas,

to be \$6,008.48, performed by the Street Department of the City of El Paso, and \$1,351.14, performed by the City Clerk's Office and Development Services Department, making a total of \$7,359.62. The City Council finds that the work was completed on the 8th day of December, 2008, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of SEVEN THOUSAND THREE HUNDRED FIFTY-NINE AND 62/100 DOLLARS (\$7,359.62) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

ADOPTED this _____ day of _____, 2009.

CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

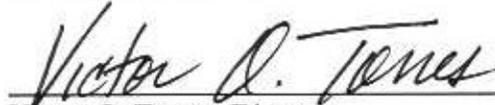
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Mark Shosmith
Assistant City Attorney



Victor Q. Torres, Director
Building Permits and Inspections
Development Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2009 by _____, as _____ of the _____ City of El Paso.

Notary Public, State of Texas
Notary's Printed or Typed Name:

(Seal)
PREPARED IN THE OFFICE OF:
City Attorney's Office
#2 Civic Center Plaza
El Paso, Texas 79901-1196