

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

DEPARTMENT: DEVELOPMENT SERVICES

AGENDA DATE: FEBRUARY 12, 2008

CONTACT PERSON/PHONE: LARRY F. NICHOLS, DEVELOPMENT SERVICES/(915) 541-4557

DISTRICT(S) AFFECTED: 3

SUBJECT:

Placing a condemnation lien on the following property (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:

<u>108 North Carolina Drive</u>	<u>\$11,468.94</u>	<u>District 3</u>
<u>Teodoro G. Bustos</u>		

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: _____
 Larry F. Nichols, Building Permits & Inspections Deputy 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 29th day of August, 2007, after due notice and hearing, issued an order to TEODOLO G. BUSTOS, record Owner of the hereinafter described property that the Buildings be demolished 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 demolish the Buildings 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 demolishing the Buildings and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Tract 5A, less a strip 10 feet wide conveyed to the City of El Paso along the most Northerly portion of the Tract being conveyed herein to widen Carolina Drive, and less the following described tract of land containing 0.305 acres of land, Block 25, Ysleta Land Grant, El Paso County, Texas, according to the revised map of a resurvey of said Grant made for tax purposes; municipally known and numbered as 108 North Carolina Drive, El Paso, Texas.

to be \$10,010.94, performed by the Street Department of the City of El Paso, and \$1,458.00, performed by the City Clerk's Office and Development Services Department, making a total of \$11,468.94. The City Council finds that the work was completed on the 18th day of December, 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 ELEVEN THOUSAND FOUR HUNDRED SIXTY-EIGHT AND 94/100 DOLLARS (\$11,468.94) 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 _____, 2008.

CITY OF EL PASO

ATTEST:

John F. Cook
Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Mark Shoosmith
Mark Shoosmith
Assistant City Attorney

APPROVED AS TO CONTENT:

Larry F. Nichols
Larry F. Nichols, C.B.O., Deputy Director
Building Permits and Inspections

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2008 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

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108 North Carolina Drive
Teodolo G. Bustos

\$11,468.94

District 3

~~(contact person: William V. Stern, Code Enforcement, (915) 541-4800)~~