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SERVICE SOLUTIONS SUCCESS

CITY OF EL PASO, TEXAS  
AGENDA ITEM

DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: DEVELOPMENT SERVICES DEPARTMENT

AGENDA DATE: MAY 4, 2010

CONTACT PERSON NAME AND PHONE NUMBER: VICTOR MORRISON-VEGA,  
(915) 541-4557

DISTRICT(S) AFFECTED: 7

**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 City Code:

**8232 McElroy Avenue**                      **\$897.79**                      **District 7**  
Maria Baxley, Executrix of the Estate of Angelica Reyes

**BACKGROUND / DISCUSSION:**

The City Council ordered on March 25, 2003 that the structure at **8232 McElroy Avenue** be secured and clean of all weeds, trash and debris within 30 days. The cost incurred for this property at 8232 McElroy Avenue includes \$897.79 performed by the Street Department.

**PRIOR COUNCIL ACTION:**

City Council Approved March 25, 2003.

**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

N/A

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:** \_\_\_\_\_

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

*Information copy to appropriate Deputy City Manager*

CITY CLERK DEPT  
10 APR 29 PM 3:

Development Services Department  
Victor Q. Torres – Director

2 Civic Center Plaza – 5<sup>th</sup> Floor · El Paso, Texas 79901 · (915) 541-4622 · Fax (915) 541-4799



Mayor  
John F. Cook

City Council

*District 1*  
Ann Morgan Lilly

*District 2*  
Susie Byrd

*District 3*  
Emma Acosta

*District 4*  
Carl L. Robinson

*District 5*  
Rachel Quintana

*District 6*  
Eddie Holguin Jr.

*District 7*  
Steve Ortega

*District 8*  
Beto O'Rourke

City Manager  
Joyce A. Wilson

## RESOLUTION

**WHEREAS**, in accordance with Chapter 18.50 of the City Code, the City Council of the City of El Paso, by Order dated the 25<sup>th</sup> day of March, 2003, after due notice and hearing, issued an order to MARIA BAXLEY, EXECUTRIX OF THE ESTATE OF ANGELICA REYES, record Owner of the hereinafter described property that the structure be secured and 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 the securing of the structure within thirty (30) days and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Pt. Of Tract 17 BEG 5.99 FT. S of NWC 260.72 of W – 53.31 Ft. on S 293.39 Ft. on E – 38.4 Ft on N, McElroy Acres, an addition to the City of El Paso, El Paso County, Texas, more particularly described as 8232 McElroy Avenue, El Paso, Texas,

to be \$897.79, performed by the Street Department of the City of El Paso. The City Council finds that the work was completed on the 19<sup>th</sup> day of January, 2010, 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 EIGHT HUNDRED NINETY-SEVEN AND 79/00 DOLLARS (\$897.79) 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.

(Signatures follow on next page)

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF EL PASO

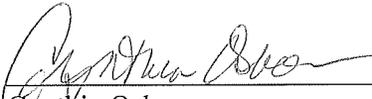
ATTEST:

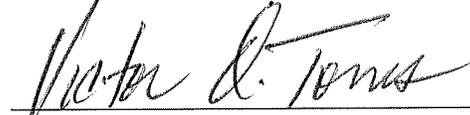
\_\_\_\_\_  
John F. Cook  
Mayor

\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Cynthia Osborn  
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 \_\_\_\_\_, 2010 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