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S E R V I C E S O L U T I O N S S U C C E S S

DEPARTMENT HEAD'S SUMMARY REQUEST FOR COUNCIL ACTION (RCA)

DEPARTMENT: DEVELOPMENT SERVICES

AGENDA DATE: JULY 28, 2009

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

DISTRICT(S) AFFECTED: 2

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:

2630 Richmond Avenue **$691.21** **District 2**
Dennis B. Deregla, Joseph Therese Reydom, Gmac Mortgage LLC and First American Field Services

BACKGROUND / DISCUSSION:

The Building Standards Commission conducted a public hearing on August 27, 2008 and ordered that the structures at **2630 Richmond Avenue** be secured and clean of all weeds, trash and debris within 30 days. The cost incurred for this property at 2630 Richmond includes $691.21 performed by the Street Department.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

Building Standards Commission – Public Hearing – August 27, 2008

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

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

DEPARTMENT HEAD: Victor Q. Torres
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

Development Services Department
Victor Q. Torres – Director
2 Civic Center Plaza – 5th Floor · El Paso, Texas 79901 · (915) 541-4622 · Fax (915) 541-4799

THE CITY OF EL PASO TEXAS

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

APPROVED FOR AGENDA:

CITY MANAGER: _____ DATE: _____

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RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 27th day of August, 2008, after due notice and hearing, issued an order to DENNIS B. DEREGLA, JOSEPH THERESE REYDOM, GMAC MORTGAGE LLC and FIRST AMERICAN FIELD SERVICES, 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 structure and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

> Lots 17 through 23 and the East 10 Feet of Lot 24, Block 96, Highland Park Addition (Third Amended Map), an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 13, Page 8, Real Property Records, El Paso County, municipally known and numbered as 2630 Richmond Avenue, El Paso, Texas,

to be $691.21, performed by the Street Department of the City of El Paso, making a total of $691.21. The City Council finds that the work was completed on the 19th day of May, 2009, 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 SIX HUNDRED NINETY-ONE AND 21/100 DOLLARS ($691.21) 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

_____
John F. Cook
Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

_____
Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:

_____
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

#49610 v1 - BPI/13/CONDEMNATION LIEN 2630 RICHARMOND.2
Document Author: COSB