CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: **Environmental Services**

AGENDA DATE: **September 21, 2010**

CONTACT PERSON NAME AND PHONE NUMBER: **William V. Stern, Deputy Building Official (915) 599-3742**

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:

3824 Jackson Avenue **$5,529.80** **District 2**
Elizabeth Navarro and Jorge Masqueda

BACKGROUND / DISCUSSION:
The Building and Standards Commission ordered on April 28, 2010 that the structure at **3824 Jackson Avenue** be secured and clean of all weeds, trash and debris within 30 days. The cost incurred for this property at **3824 Jackson Avenue** includes $4,469.60 performed by the Street Department and $1,060.20 performed by the City Clerks Office and Development Services Department for a total cost of $5,529.80.

PRIOR COUNCIL ACTION:
N/A

AMOUNT AND SOURCE OF FUNDING:
N/A

BOARD / COMMISSION ACTION:

Building Standards Commission – Public Hearing – April 28, 2010

**********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

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 28th day of April, 2010, after due notice and hearing, issued an order to ELIZABETH NAVARRO and JORGE MASQUEDA, record Owners of the hereinafter described property that the structure be secured within thirty (30) days and that the premises be cleaned of all weeds, trash, and debris 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 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:

> Lots 19 and 20, Block 2, Amended Map of Morningside Heights Addition, an addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 11, Page 33, Plat Records of El Paso County, Texas, more particularly described as 3824 Jackson Avenue, El Paso, Texas,

to be $4,469.60, performed by the Street Department of the City of El Paso, and $1,060.20, performed by the City Clerk's Office and Development Services Department, making a total of $5,529.80. The City Council finds that the work was completed on the 11th day of June, 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 FIVE THOUSAND FIVE HUNDRED TWENTY-NINE AND 80/00 DOLLARS ($5,529.80) 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

_____
John F. Cook
Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

_____
Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:

_____
Ellen A. Smyth, P.E., Director
Environmental Services Department
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

CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: **Environmental Services**

AGENDA DATE: **September 21, 2010**

CONTACT PERSON NAME AND PHONE NUMBER: **William V. Stern, Deputy Building Official (915) 599-3742**

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 City Code:

5833 Macias Street **$4,154.93** **District 3**
Manuel Lopez & Esperanza Reyes

BACKGROUND / DISCUSSION:
The Building and Standards Commission ordered on April 28, 2010 that the structure at **5833 Macias Street** be secured and clean of all weeds, trash and debris within 30 days. The cost incurred for this property at **5833 Macias Street** includes $4,154.93 performed by the Street Department for a total cost of $4,154.93.

PRIOR COUNCIL ACTION:
N/A

AMOUNT AND SOURCE OF FUNDING:
N/A

BOARD / COMMISSION ACTION:

Building Standards Commission – Public Hearing – September 26, 2007

**********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

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 & ESPERANZA REYES, record Owners of the hereinafter described property that the structure be secured within thirty (30) days and that the premises be cleaned of all weeds, trash, and debris 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:

> 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 $4,154.93, performed by the Street Department of the City of El Paso. The City Council finds that the work was completed on the 14th day of June, 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 FOUR THOUSAND ONE HUNDRED FIFTY-FOUR AND 93/100 DOLLARS ($4,154.93) 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

_____
John F. Cook
Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

_____
Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:

_____
Ellen A. Smyth, P.E., Director
Environmental 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

#58878 v1 - BPI/13/CONDEMNATION LIEN 5833 MACIAS STREET
Document Author: COSB