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

DEPARTMENT: **DEVELOPMENT SERVICES**

AGENDA DATE: **OCTOBER 23, 2007**

CONTACT PERSON/PHONE: **R. ALAN SHUBERT, DEVELOPMENT SERVICES, (915) 541-4557**

DISTRICT(S) AFFECTED: 8

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:

810 South Oregon Street Mario T. Casillas	$29,193.56	District 8

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: _____
R. Alan Shubert, 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 Municipal Code, the Building Standards Commission of the City of El Paso, by Order dated the 29th day of March, 2006, after due notice and hearing, ordered Harry Garber or, Harann Investments, Inc., record Owner of the hereinafter described property that the Building(s) be demolished within thirty (30) days and clean the premises of all weeds, trash, and debris all within thirty (30) days, and the Owner having failed after due notice to comply with such ORDER, any mortgagees, lienholders and other persons having an interest in the property have an additional ten (10) days to demolish the Building(s) and clean the premises of all trash, debris, and the mortgagees, lienholders and other persons having an interest in the property 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 Building(s) and clean the premises of all weeds, trash, and debris;

WHEREAS, the record owner of the hereinafter described property sold said property to Mario T. Casillas on April 25, 2006, and Mario T. Casillas was placed on notice by the seller and LandAmerica Lawyers Title of El Paso, of the demolition order prior to the sale of said property; and

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 Building(s) and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

> Lot 15 and the South 16 feet of Lot 14 and the North 1 foot of Lot 16, Block 74, Campbell Subdivision, El Paso County, El Paso, Texas, municipally known and numbered as 810 South Oregon Street, El Paso, Texas,

to be $29,236.96, performed by the Street Department of the City of El Paso, and $956.60, performed by the City Attorney's Office and the City Clerk's Office, making a total of $30,193.56. The City Council finds that the work was completed on the 30th day of May, 2006, 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 THIRTY THOUSAND ONE HUNDRED NINETY-THREE AND 56/100 DOLLARS ($30,193.56) 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_____, 2007.

CITY OF EL PASO

_____
John F. Cook
Mayor

ATTEST:

_____
Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

_____
Ernesto Rodriguez
Assistant City Attorney

APPROVED AS TO CONTENT:

_____
R. Alan Shubert, P.E., C.B.O., Interim Director
Development Services Department

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this _____ day of _____, 2007 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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(contact person: William V. Stern, Code Enforcement, (915) 541-4800)