



City of Grand Island

Tuesday, June 30, 2009

Special Meeting

Item F1

#9223 - Consideration of Assessments for 2008 Weed and Nuisance Abatement Program (Second and Final Reading)

Staff Contact: Wes Nespor

Council Agenda Memo

From: Wesley D. Nespor, Attorney
Meeting: June 30, 2009
Subject: Assessment Ordinance for
2008 Weed Abatement Program
Item #'s: F-1
Presenter(s): Wesley D. Nespor, Attorney

Background

At the last Council meeting a Board of Equalization Resolution was passed finding the amount of special benefits to certain properties for weed and nuisance abatement. Because there were not eight members present, the rule requiring three readings of the Ordinance assessing costs could not be suspended. The matter now comes before Council for further reading or passage if Council decides to suspend the rules.

Discussion

The Ordinance has been amended from first reading to omit two of the properties. It has been discovered that those two parcels changed ownership by trust deed sale prior to the beginning of the assessment process.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Adopt the Ordinance as amended.
2. Take no action.

Recommendation

City Administration recommends that the Council suspend the rules and adopt the Ordinance as amended.

Sample Motion

Move to adopt the Ordinance as amended levying special assessments for year 2008 nuisance and weed abatements.

* This Space Reserved for Register of Deeds *

ORDINANCE NO. 9223

An ordinance levying a special tax to pay the cost to the City of removing nuisances, cutting, destroying, and removing weeds, grasses, or worthless vegetation, pursuant to the Grand Island City Code upon certain lots and pieces of ground; providing for the collection thereof; and providing for the publication and effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. A special tax is hereby levied for the cost of removing nuisances, cutting, destroying, and removing weeds, grasses, or worthless vegetation upon the hereinafter described lots and pieces of ground during the 2008 season in proportion to the special benefits to such real estate as determined and assessed by the City Council sitting as a Board of Equalization after due notice thereof, in the following amounts:

<u>Name/Address</u>	<u>Location</u>	<u>Description</u>	<u>Assessment</u>
Juanita Roman Life Estate Robert S. and Frank S. Roman 808 E. 5 th Street Grand Island, NE 68801	808 E. 5 th Street	Lot 7, Block 4, Evans Addition, City of Grand Island, Hall County, Nebraska	\$115.00

Approved as to Form _____
June 26, 2009 City Attorney

ORDINANCE NO. 9223 (Cont.)

Ronald L. Hulme PO Box 33 Miller, NE 68858	616 E. Yund	Lot 7, Block 145, Union Pacific Railway 2 nd Addition, City of Grand Island, Hall County, Nebraska	\$240.00
Liobardo Rivera & Efrain Lazarin c/o MGC Mortgage Inc. 7195 Dallas Parkway Plano, TX 75024	1213 N. Cherry	Lot 4, Block 2, George's Loan Subdivision, City of Grand Island, Hall County, Nebraska	\$125.00
Warren G & Ruth Alleen Bosley c/o Matthew M. Bosley Cons 1212 15 th Street Lincoln, NE 68502	1515 W. 1 st Street	Lot 3, Block 20, Kernohan & Decker's Addition, City of Grand Island, Hall County, Nebraska	\$100.00
Franklin Credit Management 101 Hudson St., Fl 6 Jersey City, NY 073021	331 E. Hall Street	Lot 126, Buena Vista Subdivision, City of Grand Island, Hall County, Nebraska	\$115.00
M & L Investments LLC 1819 N. Custer Avenue Grand Island, NE 68803	917½ W. 12 th Street	S52' of Lot 4, Block 49, Russell Wheeler's Addition, City of Grand Island, Hall County, Nebraska	\$105.00

SECTION 2. Such special tax shall be due and payable to the City thirty (30) days after such levy and shall become delinquent fifty (50) days after such levy. After the same shall become delinquent, interest at the rate of 14 percent (14%) per annum shall be paid thereon. The same shall be collected in the same manner as other city taxes.

SECTION 3. Such special taxes shall be collected by the Finance Director of the City of Grand Island, Nebraska, as provided by law.

SECTION 4. Such special taxes, if not previously paid, shall be certified to the County Clerk at the same time as the next certification for general revenue purposes.

SECTION 5. Such special taxes, when received, shall be applied to reimburse the general fund.

SECTION 6. This ordinance shall be in force and take effect from and after its passage and publication within fifteen days in one issue of the *Grand Island Independent* as provided by law.

ORDINANCE NO. 9223 (Cont.)

Enacted: June 30, 2009.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk