



Legislation Details (With Text)

File #: 21-318 **Version:** 3 **Name:**

Type: Ordinance **Status:** Mayor's Office

File created: 6/8/2021 **In control:** City Council

On agenda: 7/27/2021 **Final action:** 7/27/2021

Title: Ordinance No. 21-59 Assessing Costs for Work Performed in Building Demolition at 1326 W. Kiowa Street, Charging the Work Against the Property Upon Which the Work was Done and Certifying this Assessment to the County Treasurer for Collection as a Priority Lien.

Presenter:
Gayle Sturdivant, City Engineer, Deputy Public Works Director
Ben Bolinger, Senior Attorney, City Attorney's Office

Sponsors:

Indexes:

Code sections:

Attachments: 1. Lien-1326W_KiowaORD, 2. Demolition Documentation

Date	Ver.	Action By	Action	Result
7/27/2021	2	City Council	finally passed	Pass
7/13/2021	2	City Council	denied	
7/13/2021	2	City Council	approved on first reading	Pass
7/13/2021	2	City Council	denied	Fail
6/22/2021	1	City Council	approved	Pass

Ordinance No. 21-59 Assessing Costs for Work Performed in Building Demolition at 1326 W. Kiowa Street, Charging the Work Against the Property Upon Which the Work was Done and Certifying this Assessment to the County Treasurer for Collection as a Priority Lien.

Presenter:

Gayle Sturdivant, City Engineer, Deputy Public Works Director
Ben Bolinger, Senior Attorney, City Attorney's Office

Summary:

The hazardous structure located at 1326 W. Kiowa Street, was removed, based on the Order to Demolish received from Roger N. Lovell, Regional Building Official, dated September 19, 2019. This work was completed by City Contract and the property owner has not paid the total cost. The total cost of \$55,701.00 includes the abatement and demolition costs of \$44,560.80, plus a 25 percent surcharge, as allowed by the City Code section 2.6.104, to defray inspection, collection, publication and other administrative expenses. The City Engineer recommended to City Council to set a public hearing on July 13, 2021 to consider an ordinance assessing costs for work performed at 1326 W. Kiowa Street, Tax Schedule No. 7412326024 in the amount of \$55,701.00 to recover all costs.

Background:

The structure on this property was declared a “Dangerous Building” and the property owner was ordered by the Pikes Peak Regional Building Department on January 25, 2019 via certified letter to mitigate the hazardous structure. The owner did not complete the abatement work and an Order to Demolish was received by the City Engineer on September 19, 2019. The City Engineering Division of the Public Works Department contracted for the demolition and associated abatement work. Demolition of the structure was completed on May 25, 2021.

Previous Council Action:

On June 22, 2021, City Council set a Public Hearing scheduled for Tuesday, July 13, 2021, to consider an ordinance for a special assessment for demolition, remediation and administrative work performed on the dangerous building at 1326 W. Kiowa Street.

Financial Implications:

If payment is not received from the property owner or if the costs are not assessed against the property, the City will likely not recover the costs incurred.

City Council Appointed Board/Commission/Committee Recommendation:

N/A

Stakeholder Process:

The property owner of record has been provided sufficient notice and an opportunity to take necessary action to abate the hazardous conditions on the Property.

Alternatives:

City Council may elect to affirm the assessment costs, revise the assessment costs, or choose not to confirm the assessment and lien against the Property.

Proposed Motion:

Approve the ordinance assessing costs for the demolition of a dangerous building at 1326 W. Kiowa Street and certifying this assessment to the County Treasurer for collection as a priority lien.

An ordinance to assess costs for work performed in the building demolition at 1326 W. Kiowa Street, charging the work against the property upon which the work was done and certifying this assessment to the County Treasurer for collection as a priority lien.