R-20-77

RESOLUTION NO. ____

A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES.

WHEREAS, Section 8.3.1 of North Little Rock Municipal Code (NLRMC) Chapter 8 (Nuisance Abatement and Property Maintenance), requires all property owners and occupants within the municipal boundaries of the City of North Little Rock (the City) to cut weeds, grass and abate other nuisances and unsanitary conditions on their property; and

WHEREAS, pursuant to Ark. Code Ann. § 14-54-901, the City has the authority to do whatever is necessary to correct the unsightly and unsanitary conditions and to charge the costs thereof to the owners of lots or properties who neglect or refuse to remove, abate or eliminate any weed or grass conditions after having been given seven (7) days written notice to do so; and

WHEREAS, in accordance with Ark. Code Ann. § 14-54-901, the City of North Little Rock has corrected conditions existing on certain lots or other real properties within the City of North Little Rock and is entitled to compensation pursuant to Ark. Code Ann. § 14-54-904; and

WHEREAS, the City has demanded payment in the amount allowed by law from the property owners where work was performed and notified said owners of the City's intent to file a lien against their properties; and

WHEREAS, said property owners have failed to make payment, no part of the debt has been paid, and the City claims a lien on the herein referenced properties (listed on Exhibit A attached hereto) pursuant to Ark. Code Ann. §§ 14-54-901 and 14-54-903; and

WHEREAS, state law also provides for a lien against the subject properties, with the amount of liens to be determined by the City Council at a hearing held after notice to the owner(s) thereof by certified mail or publication (see Exhibit A attached hereto), with said amounts (plus a ten percent collection penalty) to be thereafter certified to the Pulaski County Tax Collector; and

WHEREAS, a hearing for the purpose of determining such liens has been set for 6:05 p.m., June 8, 2020, in order to allow for service of the attached notice of same upon the listed property owners, by certified mail or publication as is necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That after notice to property owners, a public hearing was held at 6:05 p.m. on June 8, 2020, for the purpose of determining the amount of liens, if any, to be filed against

certain real properties as the result of grass cutting and abatement of other nuisances by the City of North Little Rock.

SECTION 2: That after said public hearing, and upon the verification of the Director of the North Little Rock Code Enforcement Department, the amounts listed on Exhibit A are hereby certified as an obligation that is owed to the City and proper to be filed with the Pulaski County Treasurer and Assessor as a lien against the real properties associated therewith.

SECTION 3: That the Director of the Code Enforcement is hereby ordered to file liens as provided in this resolution; *except that*, prior to submission, he will update the list to remove any lien amounts that have been paid in full prior to forwarding the list to the County.

SECTION 4: That the Director of the Code Enforcement is authorized to execute and file such documents as are necessary to release any liens that are paid in full.

SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

Mayor Joe A. Smith

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 10:55 A.M. _____ P.M.
By City Atty Amy Fields
DATE 6-2-2020

Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas

RECEIVED BY K. Thomas

PARCEL 33N2730002201
WMR FAMILY LTD Liability Co
1201 W 10th
LOT 15 BLOCK 2 Giles
AMOUNT $635

PARCEL 33N2110049200
Hi-Five Properties
301 E 19th
LOT 7 BLOCK 59 North Argenta
AMOUNT $185

PARCEL 33N2550005200
Kwesi Jones
409 College Park
LOT 13 BLOCK 5 College Park N1
AMOUNT $185

PARCEL 33N2110031300
Curtis Easter
1414 Orange
LOT 4 BLOCK 37 North Argenta
AMOUNT $185

PARCEL 33N2110050900
God is Love Church
1920 N Poplar
LOT 12 BLOCK 60 North Argenta
AMOUNT $185

PARCEL 33N2730002201
WMR Family LTD Liability Co
1201 W 10th
LOT 15 BLOCK 2 Giles
AMOUNT $185

PARCEL 33N2110048700
Larry Handy
316 E 20th
LOT 4 BLOCK 59 North Argenta
AMOUNT $185

PARCEL 33N0320004800
Patsy G McKown
112 Farmere Cir
LOT 47 BLOCK 0 Farmere's 4th
AMOUNT $800

PARCEL 33N2890109000
George Bates /Bogard Randy
1322 Poplar
LOT 1 BLOCK 9 Davis Addn
AMOUNT $185

PARCEL 33N2850002800
Vera Jenkins
1404 1/2 N Vine
LOT 2 BLOCK 5 East Central
AMOUNT $185

PARCEL 33N2890100900
Dijkstra Associates LLC
449 E 14th
LOT 9 BLOCK 1 Davis Addn
AMOUNT $185

PARCEL 33N2450001800
Danny Jones
1101 W 23rd
LOT 1 BLOCK 3 Coor's
AMOUNT $185

PARCEL 33N2220000400
Shayne Bumbalough
1608 N Olive
LOT 4 BLOCK 2 Baums Resub
AMOUNT $185

PARCEL 33N2110019500
Mark/Patricia Melton
1723 Poplar
LOT 12 BLOCK 24 North Argenta
AMOUNT $185

EXHIBIT
A