RESOLUTION NO. 18-340

A RESOLUTION AUTHORIZING THE CITY CLERK TO CERTIFY ASSESSMENTS AGAINST PROPERTIES TO THE POTTAWATTAMIE COUNTY TREASURER FOR UNREIMBURSED COSTS INCURRED BY THE CITY FOR THE REMOVAL OF NUISANCES UPON SAID PROPERTIES AND DIRECTING THEM TO BE COLLECTED IN THE SAME MANNER AS A PROPERTY TAX.

WHEREAS, Council Bluffs' City Ordinance No. 5219 and 5220, passed and approved by the Council Bluffs City Council on May 22, 1995, requires all property owners to abate any nuisance upon public right-of-way of materials stored for more than 24 hours, or materials stored on private property for more than 3 days; and

WHEREAS, the owner of each specific property was given proper notification to remove materials from public right-of-way and from private property; and/or

WHEREAS, an emergency existed as defined in Council Bluffs Municipal Code, Section 10.02.060; and

WHEREAS, the owner failed to remove the materials in the allotted time; and

WHEREAS, the City's contractor has removed the materials; and

WHEREAS, the City has billed the owner by mail for the cost of removing the materials from their properties; and

WHEREAS, more than 10 days have elapsed since the billing and the bills remain unpaid; and

WHEREAS, the City Council may have these unpaid costs assessed against the properties from which the materials were removed pursuant to Council Bluffs Municipal Code, Section 10.02.070 or 4.12.140 as authorized by Iowa Code, Section 364.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the unreimbursed costs incurred by the City for the removal of nuisances found on these properties be assessed against said properties; and

BE IT FURTHER RESOLVED

That the City Clerk is hereby authorized, empowered and directed to certify assessments against said properties to the Pottawattamie County Treasurer to be collected in the same manner as a property tax.

ADOPTED
AND December 17, 2018.
APPROVED

_____
MATTHEW J. WALSH Mayor

Attest: _____
JODI QUAKENBUSH City Clerk