


CITY CLERK'S OFFICE MEMORANDUM
#08-04

October 23, 2008

TO: Honorable Mayor Kathleen M. Novak and City Council Members

FROM: Johanna Small, Acting City Clerk 

SUBJECT: CR-160, Certification of Delinquent Water and Sewer Charges,
CR-161, Certification of Delinquent Nuisance Abatement Charges, and
CR-162, Certification of Delinquent Municipal Charges

RECOMMENDATION:

Attached to this memorandum are resolutions which, if approved, would authorize the City to certify delinquent water and sewer, nuisance abatement, and municipal charges to the Adams County Treasurer to be collected as special assessments with property taxes and paid to the City. Staff recommends approval of the proposed resolutions.

BACKGROUND:

C.R.S. § 31-20-105 authorizes municipalities to certify delinquent charges to the County Treasurer for collection if the municipality has adopted an enabling ordinance to do so. The City has adopted ordinances to allow the certification of these types of charges. Once the amounts are certified, the County Treasurer assigns these special assessments to the property accounts and collects the charges with the property tax payments. The County then remits payment, less their fee of one percent (1%), to the City on a monthly basis.

If the delinquent charges are not certified to the County, the liens that have been filed against the properties to secure the charges would remain in place until the property changes ownership and an individual or title company pays the amounts due to clear the property's title.

Each of the property owners were sent a notice of the City's intent to certify the delinquent amounts and were given a deadline of October 6, 2008 to pay the charges due.

BUDGET/TIME IMPLICATIONS:

If the attached resolutions are approved, an amount of \$40,202.75 could be paid to the City from the Adams County Treasurer in 2009 for the delinquent charges collected.

STAFF REFERENCE:

Please contact Johanna Small, Acting City Clerk at jsmall@northglenn.org or 303-450-8757 with any questions or comments.

SPONSORED BY: MAYOR NOVAK

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-162
Series of 2008

Series of 2008

A RESOLUTION CERTIFYING DELINQUENT MUNICIPAL CHARGES TO THE ADAMS COUNTY TREASURER FOR COLLECTION PURSUANT TO C.R.S. SECTION 31-20-105.

WHEREAS, C.R.S. Section 31-20-105 authorized municipalities to certify delinquent charges to the county treasurer for collection and provides as follows:

C.R.S. 31-20-105. Municipality may certify delinquent charges. Any municipality, in addition to the means provided by law, if by ordinance it so elects, may cause any or all delinquent charges, assessments, or taxes made or levied to be certified to the treasurer of the county in the same manner as the taxes are authorized to be by this title; and

WHEREAS, Section 5-14-1 of the Municipal Code specifically authorizes the City of Northglenn to certify delinquent charges for any municipal advance, loan, fee or charge to the Adams County Treasurer for collection, providing as follows:

Section 5-14-1. Certification of delinquent charges. In the event that any municipal advance, loan, fee or charge is not repaid in accordance with its terms, the unpaid amount of the loan and any interest and costs thereof, shall be assessed upon the lot or lots or tracts of land in the City of Northglenn for the benefit of which such advance, loan, fee or charge was made. Such assessment shall be made pursuant to the procedures provided by law in the ordinances of the City of Northglenn for special assessments. Every such assessment shall be a lien in the several amounts assessed against such lot or tract of land until paid, and shall have priority over all other liens, except general taxes and prior special assessments. In case any assessment is not paid within thirty (30) days after the same have been certified to the City Clerk by the City Council, the City Clerk shall then be and is hereby authorized to certify to the County Treasurer of the County in which the property is located, the list of all delinquent assessments, giving the name of the owner as appears of record, the number of lot, block and subdivision, or other legal descriptions sufficient to identify such property upon the records of the said County Treasurer, and the amount of the assessment. Said certification shall be the same in substance and in the same form as required for the certification of special assessment, and the County Treasurer, upon the receipt of such certified list is hereby authorized to place the same upon the tax list for the current year and to collect the special assessment in the same manner as other taxes are collected with a ten percent (10%) penalty thereon; and all the laws of the State for the assessment and collection of general taxes, including the laws for the sale of property for taxes and the redemption thereof, shall apply to and have full force and effect for the

collection of such assessments.

WHEREAS, the City Council of the City of Northglenn wishes to avail itself of these provisions;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

The delinquent municipal charges set forth in Exhibit A, attached hereto, are hereby certified to the Adams County Treasurer to be collected and paid over by the Treasurer in the same manner as other taxes pursuant to C.R.S. Section 31-20-105 and Section 9-11-12 of the Municipal Code of the City of Northglenn, Colorado.

DATED, at Northglenn, Colorado, this _____ day of _____ 2008.

KATHLEEN M. NOVAK
Mayor

ATTEST:

JOHANNA SMALL, CMC
Acting City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

EXHIBIT A

2008 Lien Certification Properties Municipal Charges

Owner of Record: Andrea Y. Leyba
Street Address: 69 E. 107th Place
Legal Description: Lot 9, Block 23, Northglenn 2nd Filing
Parcel No.: 0171910408002
Acct. No.: R0037390
Amount: \$233.20

Owner of Record: Miguel A. Aguirre
Street Address: 3319 E. 108th Avenue
Legal Description: Lot 37, Block 1, Fox Run Filing No. 4
Parcel No.: 0171912412011
Acct No.: R0107026
Amount: \$205.70

Owner of Record: Pablo Nevarez
Street Address: 10928 E. 109th Place
Legal Description: Lot 10, Block 18, Northglenn 9th Filing
Parcel No.: 0171911218041
Acct. No.: R0038216
Amount: \$356.40

Owner of Record: Jacob E. Whisler and Kelly M. Whisler
Street Address: 10939 E. 109th Place
Legal Description: Lot 23, Block 17, Northglenn 9th Filing
Parcel No.: 0171911217023
Acct. No.: R0038167
Amount: \$224.02

Owner of Record: Robert James Patterson, Jr.
Street Address: 1442 E. 110th Place
Legal Description: Lot 14, Block 5, Northglenn 6th Filing
Parcel No.: 0171911206012
Acct. No.: R0037956
Amount: \$2,141.70

Owner of Record: Susan Kay Bergh
Street Address: 1376 E. 111th Place
Legal Description: Lot 27, Block 3, Northglenn 6th Filing
Parcel No.: 0171911204021
Acct. No.: R0037918
Amount: \$796.40

Owner of Record: Tran Tuy
Street Address: 436 W. 116th Place
Legal Description: Lot 53, Block 2, Huron Crossing
Parcel No.: 0171903211053
Acct. No.: R0030923
Amount: \$205.70

Owner of Record: Rodney L. Rabideau and Diane A. Wilson
Street Address: 2145 E. 116th Drive
Legal Description: Lot 14, Block 79, Northglenn 23rd Filing
Parcel No.: 0171902118015
Acct. No.: R0028317
Amount: \$205.70

Owner of Record: Nella Faye Goldstein
Street Address: 2121 E. 119th Place
Legal Description: Lot 17, Block 62, Northglenn 23rd Filing
Parcel No.: 0171902101018
Acct. No.: R0027888
Amount: \$205.70

Owner of Record: Elnora M. Traphagan
Street Address: 363 Bonita Place
Legal Description: Lot 29, Block 66, Northglenn 5th Filing
Parcel No.: 0171910206013
Acct. No.: R0036872
Amount: \$315.70

Owner of Record: Jose Miranda Martinez
Street Address: 11023 Claire Circle
Legal Description: Lot 4, DESC: EXC PARC, Block 21, Northglenn 20th Filing
Parcel No.: 0171909103011
Acct. No.: R0034950
Amount: \$205.70

Owner of Record: David M. Groom and Melissa J. Groom
Street Address: 11214 Claude Court
Legal Description: Lot 19, Block 1, Northglenn 18th Filing
Parcel No.: 0171902401019
Acct. No.: R0029549
Amount: \$205.70

Owner of Record: Federal National Mortgage Association
Street Address: 9605 Damon Drive
Legal Description: Lot 30, Block 8, Tol Win Subd
Parcel No.: 0171915317007
Acct. No.: R0042216
Amount: \$205.70

Owner of Record: Tyle L. Allen
Street Address: 740 Dean Drive
Legal Description: Lot 2, Block 44, Northglenn 22nd Filing
Parcel No.: 0171902225002
Acct. No.: R0028912
Amount: \$95.70

Owner of Record: Mary Elaine Krier and Gerard M. Krier
Street Address: 860 Dean Drive
Legal Description: Lot 8, Block 44, Northglenn 22nd Filing
Parcel No.: 0171902225008
Acct. No.: R0028918
Amount: \$205.70

Owner of Record: Daniel Rodriguez III
Street Address: 11768 Delaware Court
Legal Description: Lot 11, Block 6, Huron Heights 1st Filing
Parcel No.: 0171903207004
Acct. No.: R0030820
Amount: \$205.70

Owner of Record: Nanette Dede Plock
Street Address: 1124 Elmer Drive
Legal Description: Lot 14, Block 9, Northglenn 6th Filing
Parcel No.: 0171911207014
Acct. No.: R0037974
Amount: \$205.70

Owner of Record: Zack Medina
Street Address: 1304 Elmer Drive
Legal Description: Lot 17, Block 4, Northglenn 6th Filing
Parcel No.: 0171911205018
Acct. No.: R0037942
Amount: \$796.40

Owner of Record: Anton B. Sirbin, Jr. and Dolores P. Sirbin
Street Address: 1425 Elmer Drive
Legal Description: Lot 11, Block 3, Northglenn 6th Filing
Parcel No.: 0171911204012
Acct. No.: R0037909
Amount: \$205.70

Owner of Record: Federal National Mortgage Corporation
Street Address: 11767 Grant Street
Legal Description: Lot 12, Block 5, Northglenn 27th Filing
Parcel No.: 0171903120028
Acct. No.: R0030561
Amount: \$1,936.00

Owner of Record: Marjorie G. Minton
Street Address: 2003 Graves Court
Legal Description: Lot 34, Block 3, Northglenn 18th Filing
Parcel No.: 0171902422003
Acct. No.: R0029999
Amount: \$796.40

Owner of Record: Steve Anthony Salazar and Rosa Maria Salazar
Street Address: 2022 Graves Court
Legal Description: Lot 14, Block 2, Northglenn 18th Filing
Parcel No.: 0171902421022
Acct. No.: R0029985
Amount: \$796.40

Owner of Record: Anthony James Padilla and Sonya Tay Padilla
Street Address: 11271 High Street
Legal Description: Lot 29, Block 12, Northglenn 18th Filing
Parcel No.: 0171902420010
Acct. No.: R0029955
Amount: \$205.70

Owner of Record: Garland C. Wooten
Street Address: 11354 Humboldt Street
Legal Description: Lot 2, Block 21, Northglenn 18th Filing
Parcel No.: 0171902318002
Acct. No.: R0029303
Amount: \$1,002.10

Owner of Record: Edward E. Magnuson
Street Address: 10440 Inca Street
Legal Description: Lot 4, Block 1, Northglenn 4th Filing
Parcel No.: 0171909411005
Acct. No.: R0035960
Amount: \$796.40

Owner of Record: Robert A. Coursey and Barbara Hackett Coursey
Street Address: 11320 Irma Drive
Legal Description: Lot 19, Block 12, Northglenn 18th Filing
Parcel No.: 0171902415008
Acct. No.: R0029864
Amount: \$205.70

Owner of Record: Alberto Hernandez and Dina Hernandez
Street Address: 1402 Leroy Drive
Legal Description: Lot 5, Block 33, Northglenn 11th Filing
Parcel No.: 0171911311013
Acct. No.: R0038640
Amount: \$796.40

Owner of Record: Daniel L. Griego and Veronica Griego
Street Address: 11656 Lincoln Street
Legal Description: DESC: S 31/67 FT OF THE N 194 FT OF Block 15, Northglenn 25th Filing
Parcel No.: 0171903105013
Acct. No.: R0030322
Amount: \$1,730.30

Owner of Record: Todd Sanders and Gia K. Sanders
Street Address: 11156 Livingston Drive
Legal Description: Lot 4, Block 2, Park Vistas
Parcel No.: 0171909122042
Acct. No.: R0035365
Amount: \$205.70

Owner of Record: Wells Fargo Bank
Street Address: 11684 Logan Street
Legal Description: DESC: N 36/33 FT OF BLK 7, Northglenn 25th Filing
Parcel No.: 0171903102006
Acct. No.: R0030203
Amount: \$205.70

Owner of Record: Ronald J. Dreher
Street Address: 10682 Loren Lane
Legal Description: Lot 11 DESC: 10682 Loren Lane, Block 32, Northglenn 11th Filing
Parcel No.: 0171911310011
Acct. No.: R0038621
Amount: \$205.70

Owner of Record: Nina M. Perez-Jackson
Street Address: 10692 Loren Lane
Legal Description: Lot 10, Block 32, Northglenn 11th Filing
Parcel No.: 0171911310010
Acct. No.: R0038620
Amount: \$796.40

Owner of Record: Hilaria Alcarraz De Orosco
Street Address: 1424 Lucille Court
Legal Description: Lot 27, Block 6, Northglenn 6th Filing
Parcel No.: 0171911213021
Acct. No.: R0038069
Amount: \$411.40

Owner of Record: Accredited Home Lenders Inc.
Street Address: 1540 Phillips Drive
Legal Description: Lot 14, Block 42, Northglenn 21st Filing
Parcel No.: 0171902220015
Acct. No.: R0028842
Amount: \$1,936.00

Owner of Record: Reginald Allen Cowperthwaite and Nina Jeanne Cowperthwaite
Street Address: 10429 Quivas Street
Legal Description: Lot 6, Block 3, Northglenn 24th Filing
Parcel No.: 0171909313017
Acct. No.: R0035688
Amount: \$205.70

Owner of Record: Janice Lovato
Street Address: 10520 Romblon Way
Legal Description: Lot 24, Block 3, Northglenn 24th Filing
Parcel No.: 0171909313007
Acct. No.: R0035678
Amount: \$205.70

Owner of Record: James Crosby and Debra Pagnano
Street Address: 11925 Spring Drive
Legal Description: Lot 17, Block 54, Northglenn 22nd Filing
Parcel No.: 0171902206024
Acct. No.: R0028526
Amount: \$205.70