


**CITY CLERK'S OFFICE MEMORANDUM**  
**#10-04**

October 14, 2010

**TO:** Honorable Mayor Joyce Downing and City Council Members

**FROM:** Johanna Small, City Clerk 

**SUBJECT:** CR-133, Certification of Delinquent Municipal Charges;  
CR-134, Certification of Delinquent Nuisance Abatement Charges; and  
CR-135, Certification of Delinquent Water and Sewer Charges

**RECOMMENDATION:**

Attached to this memorandum are resolutions which, if approved, would authorize the City to certify delinquent municipal charges, nuisance abatement, and water and sewer 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. The property liens are released by the City upon full payment.

There are a total of 124 liens proposed to be certified. 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 1, 2010 to pay the charges due and avoid the 10% fee, which is added as part of the certification process.

**BUDGET/TIME IMPLICATIONS:**

The City is required to submit the lists of accounts to be certified to the County Treasurer by October 20, 2010. If the attached resolutions are approved and the special assessments are paid in 2011, an amount of \$73,093.36 could be remitted to the City from the County Treasurer in 2011 for the delinquent charges collected.

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 a person or title company pays the amounts due to clear the property's title in the transaction.

**STAFF REFERENCE:**

Please contact Johanna Small, City Clerk at [jsmall@northglenn.org](mailto:jsmall@northglenn.org) or 303-450-8757 with any questions or comments.

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-133  
Series of 2010

\_\_\_\_\_  
Series of 2010

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:

Section 1. 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 \_\_\_\_\_ 2010.

\_\_\_\_\_  
JOYCE DOWNING  
Mayor

ATTEST:

\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
COREY Y. HOFFMANN  
City Attorney

## EXHIBIT A

### 2010 Lien Certification Properties Municipal Charges

Owner of Record: David McCormick  
Street Address: 1461 W. 100<sup>th</sup> Avenue  
Legal Description: Lot 24, Block 25, Heftler Homes Hillcrest 2<sup>nd</sup> Filing  
Parcel No.: 0171916118003  
Acct. No.: R0042913  
Amount: \$796.40

Owner of Record: Linda L. Chandler  
Street Address: 965 E. 108<sup>th</sup> Avenue  
Legal Description: Lot 25, Block 20, Northglenn 11<sup>th</sup> Filing  
Parcel No.: 0171911220025  
Acct. No.: R0038284  
Amount: \$590.70

Owner of Record: Dennis E. Mares and Debra K. Mares  
Street Address: 1081 E. 119<sup>th</sup> Place  
Legal Description: Lot 5, Block 61, Northglenn 22<sup>nd</sup> Filing  
Parcel No.: 0171902201005  
Acct. No.: R0028393  
Amount: \$205.70

Owner of Record: Eric Mares and Jana Mares  
Street Address: 11789 Acoma Street  
Legal Description: Lot 2, Block 6, Huron Heights 1<sup>st</sup> Filing  
Parcel No.: 0171903207013  
Acct. No.: R0030829  
Amount: \$205.70

Owner of Record: Glenda A. Childerston  
Street Address: 11134 Cherokee Street  
Legal Description: Lot 3, Block 67, Northglenn 5<sup>th</sup> Filing  
Parcel No.: 0171910202004  
Acct. No.: R0036802  
Amount: \$205.70

Owner of Record: Mikhail Ponomarev  
Street Address: 11977 Claude Court  
Legal Description: Lot 34, Block 62, Northglenn 23<sup>rd</sup> Filing  
Parcel No.: 0171902101035  
Acct. No.: R0027905  
Amount: \$205.70

Owner of Record: Angelic Carrera  
Street Address: 1300 Coring Place  
Legal Description: Lot 8, Block 31, Northglenn 11<sup>th</sup> Filing  
Parcel No.: 0171911309006  
Acct. No.: R0038580  
Amount: \$590.70

Owner of Record: Jay M. Bradley  
Street Address: 11737 Delaware Court  
Legal Description: Lot 7, Block 5, Huron Heights 1<sup>st</sup> Filing  
Parcel No.: 0171903206008  
Acct. No.: R0030810  
Amount: \$590.70

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

Owner of Record: Dennis R. Muck  
Street Address: 10514 Downing Street  
Legal Description: Lot 10, Block 45, Northglenn 13<sup>th</sup> Filing  
Parcel No.: 0171911319002  
Acct. No.: R0038792  
Amount: \$796.40

Owner of Record: Rosalie Montoya  
Street Address: 11226 Downing Drive  
Legal Description: Lot 40, Block 27, Northglenn 18<sup>th</sup> Filing  
Parcel No.: 0171902317027  
Acct. No.: R0029272  
Amount: \$1,002.10

Owner of Record: Maria D. Littig  
Street Address: 10654 Grant Drive  
Legal Description: Lot 4, Block 12, Northglenn 2<sup>nd</sup> Filing  
Parcel No.: 0171910405013  
Acct. No.: R0037315  
Amount: \$205.70

Owner of Record: Salvatore Conti  
Street Address: 11956 High Street  
Legal Description: Lot 15, Block 69, Northglenn 23<sup>rd</sup> Filing  
Parcel No.: 0171902107001  
Acct. No.: R0028054  
Amount: \$411.40

Owner of Record: Michael R. Reilly  
 Street Address: 10815 Kalamath Street  
 Legal Description: Lot 3, Block 15, Northglenn 15<sup>th</sup> Filing  
 Parcel No.: 0171909113010  
 Acct. No.: R0035124  
 Amount: \$796.40

Owner of Record: Richard Seitz and Daniel Marosy and Randall Olinger  
 Street Address: 11725 Keough Drive  
 Legal Description: Lot 38, Block 47, Northglenn 22<sup>nd</sup> Filing  
 Parcel No.: 0171902218038  
 Acct. No.: R0028800  
 Amount: \$191.40

Owner of Record: Steven Hamilton  
 Street Address: 11949 Lavinia Lane  
 Legal Description: Lot 11, Block 70, Northglenn 23<sup>rd</sup> Filing  
 Parcel No.: 0171902106011  
 Acct. No.: R0028052  
 Amount: \$1,936.00

Owner of Record: Nancy S. Ward  
 Street Address: 11681 Logan Street  
 Legal Description: DESC: N 36/33 FT BLK 8, Northglenn 25<sup>th</sup> Filing  
 Parcel No.: 0171903104046  
 Acct. No.: R0030314  
 Amount: \$1,730.30

Owner of Record: Charles H. and Cynthia H. Miller  
 Street Address: 11847 Maiden Way  
 Legal Description: Lot 29, Block 69, Northglenn 23<sup>rd</sup> Filing  
 Parcel No.: 0171902107020  
 Acct. No.: R0028073  
 Amount: \$1,936.00

Owner of Record: Matias Serbantez  
 Street Address: 9781 Melody Drive  
 Legal Description: Lot 15, Block 4, Northglenn 19<sup>th</sup> Filing  
 Parcel No.: 0171915312015  
 Acct. No.: R0042134  
 Amount: \$1,958.00

Owner of Record: Kevin A. and Johnny C. Padilla  
 Street Address: 10953 Northglenn Drive  
 Legal Description: Lot 52, Block 36, Northglenn 2<sup>nd</sup> Filing  
 Parcel No.: 0171910108018  
 Acct. No.: R0036332  
 Amount: \$1,002.65

Owner of Record: Valentina Zaichko  
Street Address: 11102 Osage Street  
Legal Description: Lot 8, Block 4, Park Vistas  
Parcel No.: 0171909120008  
Acct. No.: R0035281  
Amount: \$205.70

Owner of Record: Craig Waldrop  
Street Address: 11062 Rosalie Drive  
Legal Description: Lot 3, Block 6, Northglenn 6<sup>th</sup> Filing  
Parcel No.: 0171911213005  
Acct. No.: R0038053  
Amount: \$216.70

Owner of Record: Niki Nosker  
Street Address: 1942 Truda Drive  
Legal Description: Lot 37, Block 76, Northglenn 23<sup>rd</sup> Filing  
Parcel No.: 0171902113038  
Acct. No.: R0028235  
Amount: \$1,936.00