

SPONSORED BY: COUNCIL MEMBERS GARNER & PAIZ

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-97
Series of 2007

Series of 2007

A RESOLUTION CERTIFYING DELINQUENT WATER AND SEWER 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 16-10-6 (j) of the Municipal Code specifically authorizes the City of Northglenn to certify unpaid utility charges to the Adams County Treasurer for collection, providing as follows:

Section 16-10-6 (j). The City shall have as security for collection of all utilities charges, a lien upon the real property served. The lien shall become effective upon supplying of water utility services and/or billing of capital charge, trash collection/removal, and other associated rates, penalties and charges. The lien shall not be discharged until payment of all utilities charges. In order to preserve any lien created by operation of this ordinance, the City shall file for record a lien statement in the office of Adams County Clerk and Recorder, at any time before the expiration of five months after the day in which a bill for utilities charges becomes delinquent as defined by this Article. All liens created and perfected by virtue of this ordinance shall relate back to and take effect as of the time that utilities services are first provided to or billed for, respectively, the real property. Such lien shall be enforceable against any person acquiring an interest in such real property. Liens which are created by this ordinance, but not perfected, shall be enforceable against any person, with an interest in the real property subject to the lien, that has notice of such lien. In the event the lien provided by this section is not discharged by payment, the City Manager shall report the delinquency to the City Council and the City Council shall be authorized to collect the delinquent charges, rates and penalties by certification of such delinquency with the Adams County Treasurer and collected as all other taxes as authorized by C.R.S. 31-20-101 to 107 as amended.

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 utility 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 16-10-6 (j) of the Municipal Code of the City of Northglenn, Colorado.

DATED, at Northglenn, Colorado, this _____ day of _____ 2007.

KATHLEEN M. NOVAK
Mayor

ATTEST:

DIANA L. LENTZ, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

EXHIBIT A

2007 Lien Certification Properties Utility Accounts

Owner of Record: Felipe & Alma Ortiz
Street Address: 883 W. 100th Place
Legal Description: Lot 17, Block 11, Victoria Heights West Amended
Parcel No.: 0171916116014
Acct. No.: R0042865
Amount: \$932.82

Owner of Record: Bernard Leo Long
Street Address: 161 E. 106th Avenue
Legal Description: Lot 9, Block 19, Northglenn 2nd Filing
Parcel No.: 0171910412007
Acct. No.: R0037477
Amount: \$946.07

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: \$514.65

Owner of Record: LaSalle Bank National Association as Trustee
Street Address: 1869 E. 116th Avenue
Legal Description: Lot 2 DESC: Resubd of Blks 8 9 10 and Lots 14 15 16 17 18 19 Blk 15, Block 10, Northglenn 18th Filing Resubd.
Parcel No.: 0171902402002
Acct. No.: R0029586
Amount: \$982.64

Owner of Record: Harold T. Hodges
Street Address: 11560 Community Center Drive #79
Legal Description: Lot 79, The Villas at Northglenn
Parcel No.: 0171903414079
Acct. No.: R0031159
Amount: \$511.41

Owner of Record: Penny Darlene Tucker and Steven P. Tucker
Street Address: 10471 Emerson Street
Legal Description: Lot 19, Block 41, Northglenn 13th Filing
Parcel No.: 0171911315019
Acct. No.: R0038725
Amount: \$1,098.49

Owner of Record: Paul Lowell Cushinberry
Street Address: 11664 Grant Street
Legal Description: S 21 FT OF N 120/33 FT, Block 9, Northglenn 24th Filing
Parcel No.: 0171903104007
Acct. No.: R0030275
Amount: \$1,178.36

Owner of Record: Daniel L. Griego and Veronica Griego
Street Address: 11656 Lincoln Street
Legal Description: S 31/67 FT OF THE N 194 FT OF BLK 15, Northglenn 25th Filing
Parcel No.: 0171903105013
Acct. No.: R0030322
Amount: \$891.97

Owner of Record: JPMorgan Chase Bank NA as Trustee
Street Address: 11504 Marion Street
Legal Description: Lot 10, Block 39, Northglenn 21st Filing
Parcel No.: 0171902304006
Acct. No.: R0028999
Amount: \$726.47

Owner of Record: Francis P. Slumski
Street Address: 11713 Quam Drive
Legal Description: Lot 22, Block 49, Northglenn 22nd Filing
Parcel No.: 0171902212022
Acct. No.: R0028635
Amount: \$426.65