

SPONSORED BY: COUNCIL MEMBERS CARLOW, GARNER

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-62
Series of 2005

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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:

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 _____ 2005.

KATHLEEN M. NOVAK
Mayor

ATTEST:

DIANA L. LENTZ, CMC
City Clerk

APPROVED AS TO FORM:

HERBERT C. PHILLIPS
City Attorney

EXHIBIT A

2005 Lien Certification Properties Utility Accounts

Owner of Record: Robin M. Aragon
Street Address: 11645 Lincoln Street
Legal Description: S 21 FT of N 327 FT of BLK 16, Northglenn 25th Filing
Parcel No.: 0171903107016
Amount: \$622.84

Owner of Record: Jason Crabtree and Tisha Crabtree
Street Address: 10700 Kimblewyck Circle, #141
Legal Description: Lot 12, Block 2, Fox Run Filing No. 3
Parcel No.: 0171912416002
Amount: \$687.41

Owner of Record: Alberto Alfonso Galindo
Street Address: 10781 Cook Street
Legal Description: Lot 6, Block 3, Fox Run Filing No. 4
Parcel No.: 0171912413016
Amount: \$869.74

Owner of Record: Marc Lloyd Headley, Karen Headley and Marvin L. Headley
Street Address: 11903 Williams Way
Legal Description: Lot 14, Block 67, Northglenn 23rd Filing
Parcel No.: 0171902109031
Amount: \$988.01

Owner of Record: Robert A. Hodgman and Susan A. Hodgman
Street Address: 1842 Truda Drive
Legal Description: Lot 16, Block 65, Northglenn 23rd Filing
Parcel No.: 0171902114018
Amount: \$582.92

Owner of Record: Manuel Ibarra
Street Address: 1243 W. 103rd Place
Legal Description: Lot 24, Block 18, Heftler Homes Hillcrest 1st Filing
Parcel No.: 0171916103014
Amount: \$1260.05

Owner of Record: Patrick Murphy and Carrie Murphy
Street Address: 1201 E. 119th Place
Legal Description: Lot 6, Block 61, Northglenn 22nd Filing
Parcel No.: 0171902201006
Amount: \$555.47

Owner of Record: Robert J. Patterson, Jr. and Francis M. Patterson
Street Address: 1317 W. 111th Avenue
Legal Description: Lot 25, Block 5, Park Vistas Subdivision
Parcel No.: 0171909121011
Amount: \$788.30

Owner of Record: Jason C. Taylor and Sheryl R. Taylor
Street Address: 11043 Claude Court
Legal Description: Lot 33, Block 3, Fox Run Filing No. 12
Parcel No.: 0171911113033
Amount: \$630.17

Owner of Record: Francis P. Slumski
Street Address: 11713 Quam Drive
Legal Description: Lot 22, Block 49, Northglenn 22nd Filing
Parcel No.: 0171902212022
Amount: \$462.71

Owner of Record: Jessica Y. Valdez
Street Address: 806 E. 114th Place
Legal Description: Lot 31, Block 32, Northglenn 21st Filing
Parcel No.: 0171902313031
Amount: \$678.55

Owner of Record: Nejdet Yildizhan
Street Address: 420 E. 116th Avenue
Legal Description: W 21 FT of E 252 FT of BLK 11, Northglenn 25th Filing
Parcel No.: 0171903106010
Amount: \$658.33