



Item: Res. # 9744, Cost Recovery, 209 2 Ave N, S90' of W40' & N60' of W4' of E14' of L12, Block 251, Great Falls Original Townsite

From: Jay Parrott, Building Inspector

Initiated By: Community Development Department

Presented By: Mike Rattray, Community Development Department Director

Action Requested: Set Public Hearing for June 3, 2008, for recovering costs incurred in securing and clean-up of the structure located at 209 2nd Avenue North.

Suggested Motion:

1. Commissioner moves:

“I move the City Commission set the public hearing for June 3, 2008, for the adoption of Resolution # 9744.”

2. Mayor calls for a second, discussion, inquiries from the public, and calls the vote.

Staff Recommendation: Staff recommends the City Commission set the public hearing for June 3, 2008, for the adoption of Resolution # 9744.

Background: The City has received numerous complaints involving 209 2nd Avenue North dating back to July 2, 2003. On December 3, 2003, the City received a complaint concerning substandard living conditions. On December 18, 2003, the building department inspected the structure and ordered the basement apartments vacated due to substandard and illegal living conditions. Permits were issued for repairs for the 1st and 2nd floors. Upon a re-inspection it was found that not all of the required repairs were completed and the basement apartments were re-occupied illegally. The property was condemned on August 8, 2006. The property owner filed bankruptcy with the U.S. Bankruptcy Court for the District of Montana with the property going into foreclosure and being returned to the lending institution. The bankruptcy court had the tenants evicted and the City secure the structure. The City has kept the structure secured during the process with the owner giving the approval for demolition to a private contractor; therefore, this cost recovery is for securing and keeping the structure secured.

Concurrences: N/A

Fiscal Impact: Adoption of Resolution # 9744 will allow the City to reimburse the demolition fund \$ 1,628.79.

Alternatives: The City Commission may or may not adopt Resolution # 9744.

Attachments/Exhibits: Resolution # 9744

Actions taken by staff

Notice of Public Hearing

Itemized account for recovery of securing the structure and clean-up costs