

R-19- 143

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING AND CERTIFYING AMOUNTS OF LIENS TO BE FILED WITH THE PULASKI COUNTY TAX COLLECTOR AGAINST CERTAIN REAL PROPERTIES IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES.**

WHEREAS, Section 8.3.1 of North Little Rock Municipal Code (NLRMC) Chapter 8 (Nuisance Abatement and Property Maintenance), requires all property owners and occupants within the municipal boundaries of the City of North Little Rock (the City) to cut weeds, grass and abate other nuisances and unsanitary conditions on their property; and

WHEREAS, pursuant to Ark. Code Ann. § 14-54-901, the City has the authority to do whatever is necessary to correct the unsightly and unsanitary conditions and to charge the costs thereof to the owners of lots or properties who neglect or refuse to remove, abate or eliminate any weed or grass conditions after having been given seven (7) days written notice to do so; and

WHEREAS, in accordance with Ark. Code Ann. § 14-54-901, the City of North Little Rock has corrected conditions existing on certain lots or other real properties within the City of North Little Rock and is entitled to compensation pursuant to Ark. Code Ann. § 14-54-904; and

WHEREAS, the City has demanded payment in the amount allowed by law from the property owners where work was performed and notified said owners of the City's intent to file a lien against their properties; and

WHEREAS, said property owners have failed to make payment, no part of the debt has been paid, and the City claims a lien on the herein referenced properties (listed on Exhibit A attached hereto) pursuant to Ark. Code Ann. §§ 14-54-901 and 14-54-903; and

WHEREAS, state law also provides for a lien against the subject properties, with the amount of liens to be determined by the City Council at a hearing held after notice to the owner(s) thereof by certified mail or publication (see Exhibit A attached hereto), with said amounts (plus a ten percent collection penalty) to be thereafter certified to the Pulaski County Tax Collector; and

WHEREAS, a hearing for the purpose of determining such liens has been set for 6:05 p.m., August 12, 2019, in order to allow for service of the attached notice of same upon the listed property owners, by certified mail or publication as is necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That after notice to property owners, a public hearing was held at 6:05 p.m. on August 12, 2019, for the purpose of determining the amount of liens, if any, to be filed against

certain real properties as the result of grass cutting and abatement of other nuisances by the City of North Little Rock.

SECTION 2: That after said public hearing, and upon the verification of the Director of the North Little Rock Code Enforcement Department, the amounts listed on Exhibit A is hereby certified as an obligation that is owed to the City and proper to be filed with the Pulaski County Treasurer and Assessor as a lien against the real properties associated therewith.

SECTION 3: That the Director of the Code Enforcement is hereby ordered to file liens as provided in this resolution; *except that*, prior to submission, he will update the list to remove any lien amounts that have been paid in full prior to forwarding the list to the County.

SECTION 4: That the Director of the Code Enforcement is authorized to execute and file such documents as are necessary to release any liens that is paid in full.

SECTION 5: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

\_\_\_\_\_

\_\_\_\_\_

Mayor Joe A. Smith

SPONSOR:

ATTEST:

Joe A. Smith  
Mayor Joe A. Smith

\_\_\_\_\_

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields  
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/CF

FILED	10:40	A.M.	_____	P.M.
By	Amy Fields, CA			
DATE	8-10-19			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY	_____			

PARCEL 33N3080014400  
MINNIE WALLACE /Ida Mae Shields  
1106 E 02nd  
LOT 1 BLOCK 16 East Argenta  
AMOUNT \$185

PARCEL 33N2110052000  
J F Nolen  
211 E 18th  
LOT 10 BLOCK 61 North Argenta  
AMOUNT \$185

PARCEL 33N2220002500  
Joe Baldwin  
1522 N Olive  
LOT 1 BLOCK 4 Baums Resub  
AMOUNT \$185

PARCEL 33N2110019400  
Stevenson A Lyvell  
1721 Poplar  
LOT 11 BLOCK 24 North Argenta  
AMOUNT \$185

PARCEL 33N2850008500  
BDI Holdings LLC  
1000 E 13th  
LOT 8 BLOCK 7 East Central  
AMOUNT \$185

PARCEL 33N1880011400  
Merle Milam  
421 W 35th  
LOT 5 BLOCK 6 Moores Glendale  
AMOUNT \$185

PARCEL 33N0041500100  
Bank of New York Mellon  
Perin  
LOT 1 BLOCK Wilkinson Place Addn PHII  
AMOUNT \$185

PARCEL 33N3180036300  
Clarence & Gloria Nalls  
200 S Spruce  
LOT 10 BLOCK 49 Choctaw  
AMOUNT \$185

PARCEL 33N2850005100  
Robert Coats  
820 E 14th  
LOT 7 BLOCK 6 East Central  
AMOUNT \$185

PARCEL 33N3180012900  
Barry Weatherford  
2624 E Broadway  
LOT 7 BLOCK 27 Choctaw  
AMOUNT \$185

PARCEL 33N0041500200  
Bank of New York Mellon  
Perin  
LOT 2 BLOCK Wilkinson Place Addn PHII  
AMOUNT \$185

