

**RESOLUTION NO. 4541**

**A RESOLUTION APPROVING CLEAN-UP COSTS AND AUTHORIZING A REAL  
PROPERTY LIEN AT 1725 WILLOW STREET**

**WHEREAS**, the Director of Public Works ("Director") is charged under FGC Sec. 66-10 with the duty to investigate complaints pertaining to the accumulation of refuse or rubbish on properties within the City; and

**WHEREAS**, upon determination that a violation exists under FGC Sections 66-3, 66-9, or 66-66, the Director shall give written notice to the owner or agent of any property in such violation of demand to abate the refuse or rubbish conditions; and

**WHEREAS**, the Director, by designee, has given such notice, both in person and in writing by certified mail, to the property owner Mike B. Balough regarding a violation at 1725 Willow Street, also known as Lots 9 and 10, Block 6 Johnston Subdivision; and

**WHEREAS**, the property owner failed to comply within the time limits allowed; and


**WHEREAS**, the Director implemented clean-up of the property as authorized by FGC Sec. 66-3(c); and

**WHEREAS**, City cleanup costs were incurred in the amount of \$30,818.89, which costs are summarized and detailed on attached "Exhibit A",

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that:

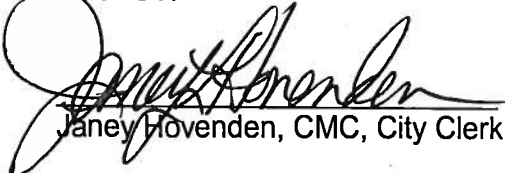
1. The cleanup costs shown on attached Exhibit A are approved by the City Council.
2. That the Mayor is authorized to execute a lien against said property in the amount of \$30,818.89.

**PASSED and APPROVED** this 6<sup>th</sup> day of August 2012.

  
\_\_\_\_\_  
JERRY CLEWORTH, MAYOR

AYES: PASSED and APPROVED on the Consent Agenda  
NAYS:  
ABSENT:  
APPROVED: August 6, 2012

ATTEST:

  
\_\_\_\_\_  
Janey Hovenden, CMC, City Clerk

APPROVED AS TO FORM

  
\_\_\_\_\_  
Paul Ewers, City Attorney



800 Cushman Street  
Fairbanks, AK 99701

Telephone (907) 459-6770  
Fax (907) 452-5913

## MEMORANDUM

To: Janey Hovenden, City Clerk

From: Michael Schmetzer, Public Works Director

Subject: Recovery of Clean-up Costs  
Lots 9 and 10, Block 6 Johnston Subdivision.  
1725 Willow Street  
Mike B. Balough

Date: July 31, 2012

Pursuant to Sections 66-3, 66-9, 66-10 and 66-66 of the Fairbanks General Code of Ordinances, we responded to Code violations in matter of unlawful rubbish and refuse on the referenced premises, and demanded compliance in person and in writing.

Upon failure to comply, Public Works provided enforcement action as authorized by Code. Cleanup was completed October 6, 2011. Cost of the clean-up is summarized at **\$30,819.89** and detailed on Exhibit A to the attached Resolution.

The Code requires that the Council determine by resolution whether such costs are correct, and may declare the cost to be a lien upon the property.

Please place the attached resolution on the Council Agenda at your convenience.

City of Fairbanks  
2011 Abatement Costs  
1725 Willow St

<u>Work Order</u>	<u>Description</u>	<u>Equipment</u>	<u>Supplies</u>	<u>Labor</u>	<u>Total</u>
99110100	25 hrs of Dump truck use @ \$70 p/hr	1,750.00	-	-	1,750.00
	10 hrs Caterpillar 277 loader use @ \$60 p/hr	600.00	-	-	600.00
	36 hrs 1/2 ton chevy pickup use @ \$15 p/hr	540.00	-	-	540.00
	Tipping Fees	-	1,534.26	-	1,534.26
	NC Machinery/Excavator rental	-	731.25	-	731.25
	Impounds	-	-	949.60	949.60
	HAZMAT Supplies, Labor & Burden	-	16,800.58	436.81	17,237.39
	PW Labor	-	-	1,969.50	1,969.50
	PW Burden	-	-	1,088.54	1,088.54
<b>Total Work Order 99110100</b>		<b>2,890.00</b>	<b>19,066.09</b>	<b>4,444.45</b>	<b>26,400.54</b>
89110068	20 hrs of Packer use @ \$120 p/hr	2,400.00	-	-	2,400.00
	10 hrs of 1.5 ton flat bed use @ \$35 p/hr	350.00	-	-	350.00
	10 hrs os F250 SD pickup @ \$25 p/hr	300.00	-	-	300.00
	Tipping Fees	-	2,356.60	-	2,356.60
	DNM/abatement advertising	-	135.00	-	135.00
	Towing	-	1,755.00	-	1,755.00
	Postage for registered owners impound letters	-	145.34	-	145.34
	FPD Labor & Burden	-	-	588.30	588.30
	PW Labor	-	-	1,943.71	1,943.71
	PW Burden	-	-	1,448.85	1,448.85
<b>Total Work Order 89110068</b>		<b>3,050.00</b>	<b>4,391.94</b>	<b>3,980.86</b>	<b>11,422.80</b>
	Engineering Labor & Burden-Not on work orders			1,394.97	1,394.97
	Asbestos removal		661.58		661.58
<b>Total 1725 Will St.</b>		<b>5,940.00</b>	<b>24,119.61</b>	<b>9,820.28</b>	<b>39,879.89</b>
Less proceeds from items auctioned 4/28/11					(9,060.00)
<b>Net Lien for 1725 Willow St</b>					<b>30,819.89</b>

**RESOLUTION 4541  
EXHIBIT 'A'**