

**NOTICE OF OPEN MEETING
A G E N D A
SPECIAL COUNCIL MEETING
City of Moberly
City Council Room – Moberly City Hall
101 West Reed Street
March 11, 2024
12:00 PM**

Posted:

Pledge of Allegiance

Roll Call

Approval of Agenda

Ordinances & Resolutions

- 1.** An Ordinance Accepting And Approving The Report Of The Director Of Community Development Relative To 522 South Williams Street Within The City Of Moberly Which Required Nuisance Abatement By The City Of Moberly Pursuant To Article I And Article II Of Chapter 26 Of The Moberly City Code, Certifying The Cost Of Abatement And Directing The City Clerk Pursuant To Section 26-2 And Section 26-6 To Cause A Special Tax Bill To Be Issued Thereon.

Adjournment

The public is invited to attend the Council meeting. Representatives of the news media may obtain copies of this notice by contacting the City Clerk. If a special accommodation is needed as addressed by the Americans with Disabilities Act, please contact the City Clerk twenty-four (24) hours in advance of the meeting by calling (660) 269.7653 or emailing cityclerk@cityofmoberly.com.

City of Moberly
City Council Agenda Summary

Agenda Number: #1.
Department: Community Development
Date: March 11, 2024

Agenda Item: An Ordinance Accepting And Approving The Report Of The Director Of Community Development Relative To 522 South Williams Street Within The City Of Moberly Which Required Nuisance Abatement By The City Of Moberly Pursuant To Article I And Article II Of Chapter 26 Of The Moberly City Code, Certifying The Cost Of Abatement And Directing The City Clerk Pursuant To Section 26-2 And Section 26-6 To Cause A Special Tax Bill To Be Issued Thereon.

Summary: JT Holman Construction completed the removal of structure at 522 S Williams St. The final step in the process is to issue special tax bills and record them with the Randolph County Recorder. With your approval, ordinances authorizing the issuance of special tax bills to the property owners will be prepared.

Recommended
Action: Approve this ordinance.

Fund Name: Structure Demolition Debris

Account Number: 100.005.5418

Available Budget \$: 173,689.14

ATTACHMENTS: Memo, Staff Report, Correspondence, Bid Tabulation, P/C Recommendation, P/C Minutes, Application, Citizen, Consultant Report, Council Minutes, Proposed Ordinance, Proposed Resolution, Attorney's Report, Petition, Contract, Budget Amendment, Legal Notice, Other
Roll Call: Mayor M Brubaker, Council Member M Lucas, M Kimmons, M Jeffrey, M Kyser
Aye, Nay, Passed, Failed
2

BILL NO: _____

ORDINANCE NO: _____

AN ORDINANCE ACCEPTING AND APPROVING THE REPORT OF THE DIRECTOR OF COMMUNITY DEVELOPMENT RELATIVE TO 522 SOUTH WILLIAMS STREET WITHIN THE CITY OF MOBERLY WHICH REQUIRED NUISANCE ABATEMENT BY THE CITY OF MOBERLY PURSUANT TO ARTICLE I AND ARTICLE II OF CHAPTER 26 OF THE MOBERLY CITY CODE, CERTIFYING THE COST OF ABATEMENT AND DIRECTING THE CITY CLERK PURSUANT TO SECTION 26-2 AND SECTION 26-6 TO CAUSE A SPECIAL TAX BILL TO BE ISSUED THEREON.

WHEREAS, pursuant to Section 26-1 through Section 26-45 of the Moberly City Code 522 South Williams Street, Moberly, MO, 65270 was determined to be a nuisance and detrimental to the health, safety, and welfare of the residence of the City of Moberly, Missouri; and

WHEREAS, the listed property owner Honesty Real Estate Limited Liability Company, after notice of such nuisance failed to abate the same hereby causing the City of Moberly to Abate said nuisances and further causing the City of Moberly to expend labor and monies abating said nuisances.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBERLY, MISSOURI.

SECTION ONE: pursuant to Article I and Article II of Chapter 26 of Moberly City Code, the City Clerk is authorize and directed to cause a special tax bill to be issued against the property located at 522 South Williams Street in the specific amount of \$21,249.46 against this parcel of property:

All of the South Forty (40) feet of Lot Seven (7) in Block Twenty-one (21) of Hunt and Godfrey’s Addition to the City of Moberly, Randolph County, Missouri or more commonly known as 522 S Williams Street.

SECTION TWO: This Ordinance shall take effect and be in force from and after its passage and adoption by the Council of the City of Moberly, Missouri, and its signature by the officer presiding at the meeting at which it was passed and adopted.

PASSED AND ADOPTED by the Council of the City of Moberly, Missouri, this 11th day of March, 2024.

Presiding Officer at Meeting

ATTEST:

Cora Woodin, Deputy City Clerk

SPECIAL TAX BILL

This tax bill is issued to **Honesty Real Estate Limited Liability Company** for the sum of **Twenty-One Thousand Two Hundred Forty-Nine dollars and Forty-Six cents (\$21,249.46)** against the following described lots, tracts, or pieces of land, situated in the City of Moberly, County of Randolph, State of Missouri, to-wit:

All of the South Forty (40) feet of Lot Seven (7) in Block Twenty-one (21) of Hunt and Godfrey's Addition to the City of Moberly, Randolph County, Missouri or more commonly known as 522 S Williams St, Moberly, Missouri.

in payment for the cost of the demolition and removal of a condemned building or structure located on such property in the City of Moberly, Missouri, which said demolition and removal of said structure was done by the City of Moberly, Missouri, by authority of an Ordinance duly passed by the Council of the City of Moberly, Missouri, on the 6th day of April 1970, which said Ordinance provided for the mandatory demolition of buildings or structures within the City of Moberly which were a nuisance and detrimental to the health, safety, or welfare of the residents of the City of Moberly, Missouri.

Said Ordinance provided that the cost of the removal or demolition of said building or structure should be charged against the property upon which such building or structure was located that was demolished or removed. Said Ordinance further provided that the City of Moberly should perform such demolition so that the cost thereof should be certified to the City Clerk of the City of Moberly and special tax bills issued therefor.

The amount set out herein being the amount due the City of Moberly for the cost of the demolition and removal of a structure upon the above described property. That, in accordance with said Ordinance above referred to, the Director of Community Development of the City of Moberly did cause to be demolished and removed said structure located upon the above described property. Said Director of Community Development did report in writing to the Council of the City of Moberly, Missouri, which said report was duly accepted by the Council of the City of Moberly, which said Council did, on the 11th day of March, 2024, by an Ordinance entitled: "An Ordinance Accepting And Approving The Report Of The Director Of Community Development Relative To 522 South Williams Street Within The City Of Moberly Which Required Nuisance Abatement By The City Of Moberly Pursuant To Article I And Article II Of Chapter 26 Of The Moberly City Code, Certifying The Cost Of Abatement And Directing The City Clerk Pursuant To Section 26-2 And Section 26-6 To Cause A Special Tax Bill To Be Issued Thereon."

An assessment on the above described real estate for the cost of said demolition and removal was hereby levied.

This tax bill is a special lien against the above described lots and parcels of ground for ten (10) years from and after its date, unless sooner paid, except tax bills payable in installments as hereinafter provided shall bear interest at the rate of eight percent (8%) per annum from 60 days after its date.

In case this Special Tax Bill is payable by installments then the lien of this tax bill shall not expire until one year after the date of the maturity of the last installment above provided for, and in case it is necessary to bring a suit to enforce the lien of this tax bill the lien of such tax bill shall continue until expiration of such litigation.

This Special Tax Bill may be assigned and any assignee or holder hereof if authorized to collect and receive payments of the same by or through any of the methods provided by law for its collection as the same matures.

WITNESS MY HAND as Mayor of the City of Moberly, Missouri, and the corporate seal of said City hereto affixed this 11th day of March, 2024.

ATTEST:

Cora Woodin, Deputy City Clerk

Tim Brubaker, Mayor, City of Moberly

(SEAL)

[illegible]

On this 11th day of March, 2024, before me appeared Tim Brubaker, Mayor of the City of Moberly and that by Ordinance # 9816 passed and adopted by the City Council of Moberly on the 11th day of March, 2024, the above referenced special tax bill was duly issued pursuant to Sec. 26-6 of the Moberly City Code.

Notary Public

My Commission Expires: _____

Report of Director of Community Development

To: The Honorable Mayor and City Council

Ladies and Gentlemen:

The demolition of a structure located **All of the South Forty (40) feet of Lot Seven (7) in Block Twenty-one (21) of Hunt and Godfrey’s Addition to the City of Moberly, Randolph County, Missouri** or more commonly known as 522 S Williams St, Moberly, Missouri has been completed.

According to County records, this property is owned by Honesty Real Estate Limited Liability Company.

I find that said demolition has been completed in accordance with the Ordinances of the City of Moberly.

JT Holman Construction of Macon, MO was contracted to do the work.

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| Demolition fees | \$ 5,000.00 |
| Materials, hauling fees & surcharges | \$ 5,113.96 |
| Asbestos testing & abatement | \$ 10,452.50 |
| Utility Disconnect | \$ 550.00 |
| Recording fees & O&E report | \$ 133.00 |
| Newspaper Public Notice Fee | \$ 0.00 |

The total cost(s) to be charged against the properties was heretofore determined to be \$21,249.46



Director of Community Development