

**RESOLUTION 10314**

**A RESOLUTION CERTIFYING THE ABATEMENT OF A NUISANCE AND STATEMENT OF EXPENSE, ADDRESSED AS 2311 4<sup>TH</sup> AVENUE SOUTHWEST IS COMPLETED.**

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**WHEREAS**, the City Commission adopted Resolution 10233 on May 1, 2018 declaring certain property located at 2311 4th Avenue Southwest, Lot 3B, Block 2, Sunset S 179.75' of E/2 LT 3, Cascade County, Montana, a Nuisance, ordered the Nuisance abated, and authorized staff to force abatement if necessary; and

**WHEREAS**, the City Commission adopted subsequent Resolutions 10273 and 10295 extending the effective period of Resolution 10233 in which to complete the nuisance abatement; and

**WHEREAS**, Michael K Lewis, property owner, did not complete the abatement as set forth in said Resolutions; and

**WHEREAS**, said forceable abatement process was completed by the City; and

**WHEREAS**, the City incurred costs in the forced abatement of said Nuisance; and

**WHEREAS**, the City Commission wishes to certify that the subject Nuisance has been abated and finds it is the public's interest to reclaim the costs of said abatement, pursuant to the Official Code of the City of Great Falls § 8.49.080; and

**WHEREAS**, the subject property owner, and all interested parties, were provided notice of the statement of expenses and the Commission's consideration of this Resolution as set forth in Exhibit "A," attached hereto and by reference incorporated herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:**

1. The Commission hereby confirms payment of the invoice for expenses as set forth in Exhibit "B" and Exhibit "C;" and
2. The method of abatement included City forced repainting of residential structures on the property. The owner of the subject property shall pay the total outstanding balance of \$5,410.00 within five (5) calendar days of the adoption of this

Resolution to the Great Falls Finance Department, Civic Center Room 104, 2 Park Drive South, Great Falls, MT 59401; and

3. If the balance is not paid as directed hereby, the Great Falls Finance Department is directed to collect the same as a special assessment on the subject property; and
4. This Resolution shall be recorded in the official property file for the subject property at the Cascade County Clerk and Recorder's Office.

**BE IT FURTHER RESOLVED BY SAID CITY COMMISSION** that this Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED** by the City Commission of the City of Great Falls, Montana, on August 20, 2019.

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Bob Kelly, Mayor

ATTEST:

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Lisa Kunz, City Clerk

(SEAL OF CITY)

APPROVED FOR LEGAL CONTENT:

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Joseph Cik, Assistant City Attorney



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Planning & Community Development  
Room 112  
2 Park Drive South  
Great Falls, MT 59401

August 5, 2019

CERTIFIED MAIL

Federal National Mortgage Association  
14221 Dallas Pkwy Suite 1000  
Dallas, TX 75254

Re: 2311 4<sup>th</sup> Avenue Southwest, Great Falls, MT 59404; Michael K Lewis property

Dear Federal National Mortgage Association:

I am writing this letter to you as the legal property owner of the above referenced property. If you no longer own this property, please advise me as soon as possible.

Resolution 10233 declared the above referenced property a Nuisance and authorized City Staff to force abatement of the Nuisance if necessary. The mandatory timeline for abatement pursuant to Resolution 10233 was not complied with, and the City commenced forced abatement of the property. Subsequent to Resolution 10233, Resolutions 10273 and 10295 extended the period to complete the nuisance abatement. The Great Falls City Commission adopted Resolution 10295 on May 7, 2019.

On July 15, 2019 the City through its designated contractor completed all work necessary to abate the Nuisance at the subject property. Pursuant to The Official Code of the City of Great Falls (OCCGF) 8.49.060, the City has an itemized documentation of its expense in abating the subject Nuisance. Pursuant to OCCGF 8.49.060, the City is hereby providing you its statement of expense totaling five thousand four-hundred ten dollars (\$5,410.00). Attached to this letter, and by reference incorporated herein, is an invoice and payment check supporting the statement of expense.

You are hereby advised that the City Commission will consider Resolution 10314 on August 20, 2019, at 7:00 p.m. at the City Commission Chambers. Pursuant to OCCGF 8.49.070, the City Commission will be requested to adopt Resolution 10314 confirming this statement of expense. Should the Commission adopt Resolution 10314, you are further advised that failure to pay the total balance of the City's expenses within five (5) calendar days will result in the City's expenses being collected as a special assessment against the subject property.

You may contact me with any questions or concerns.

Sincerely,

  
Craig Raymond  
Great Falls, Planning and Community Development Director

cc: Greg Doyon, City Manager  
Joseph Cik, Assistant City Attorney  
Michael K Lewis, 2311 4<sup>th</sup> Avenue Southwest, Great Falls, MT 59404  
Pat Goodover, PO Box 1725, Great Falls, MT 59403  
Mortgage Electronic Reg Systems Inc., PO Box 2026, Flint, MI 48501-2026  
Guild Mortgage Company, PO Box 85304, San Diego, CA 92186  
Chicago Title Insurance Company, 101 River Dr N Lower Plaza, Great Falls, MT 59401  
First American Title Co of Montana Inc, 110 2<sup>nd</sup> St S, Great Falls, MT 59401  
Collection Bureau Services Inc, PO Box 7339, Missoula, MT 59807  
Teton Banks, 321 Central Ave Drawer 9, Fairfield, MT 59436  
Federal National Mortgage Association, 14221 Dallas Pkwy Suite 1000, Dallas, TX 75254



Payment Transaction Inquiry



Payment Information



Bank Description: **US BANK**  
 Bank Account Description: **MASTER US BANK**  
 Source: **Accounts Payable**  
 Current Status: **Reconciled**  
 Check Number: **364857**  
 Amount: **\$5,410.00**  
 Payment Date: **07/24/2019**  
 Reconciled Date: **07/29/2019**  
 Reconciled Amount: **\$5,410.00**  
 Payee: **ALR CONTRACTING LLC**  
 Remittance Address: **513 9TH AVE SW**  
**GREAT FALLS, MT 59404**  
 Payment Message

Payment Fund	Cash Account	Amount
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- Type
- Check

0 - 0 of 0 records Show 50 records

Vendor Name	Invoice Number	Date	Net Invoice Amount
ALR CONTRACTING LLC	15749	06/15/2019	\$5,410.00