

RESOLUTION NO. 404

LIEN COLLECTION POLICY

WHEREAS, the CITY OF STAYTON desires to establish a policy covering the collection of liens for special assessments; and

WHEREAS, the Stayton City Council desires to enable property owners to make payments to the City in an orderly and timely fashion through regular installment payments; and

WHEREAS, the City understands that some property owners are unable to maintain a consistent payment schedule for outstanding liens; and

WHEREAS, the City needs to establish a policy for the collection of delinquent liens to maintain the integrity of the City Street Fund;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF STAYTON:


1. Installment Payment of Assessment: Beginning one (1) month after the effective date of an assessment ordinance and every month thereafter, the City shall mail a bill to the owner of each parcel or lot within an assessment district for which there is an outstanding lien. the bill shall state the amount of the outstanding lien, the principle, and interest due and payable to the CITY OF STAYTON in accordance with ORS 223.265 and ORS 223.275.
2. First Notice of Delinquent Account: At any time a lien is delinquent for one (1) year, the City shall notify the owner of the lot on the next regular billing that the lien is delinquent and that the owner must arrange a payment schedule with the City and begin regular payments before the next regular billing.
3. Second Notice and Foreclosure Action on Delinquent Accounts: If a lien is one (1) year delinquent and the owner has not arranged a payment schedule as required in Section 2 of this Resolution or has not begun repayment of the assessment, then the City shall initiate foreclosure proceedings in accordance with ORS 223.270 and ORS 223.505-595.

The Finance Director of the CITY OF STAYTON shall prepare a list of accounts that are one (1) year delinquent and shall submit the list to the Stayton City Council at its first regularly scheduled meeting in the month of June each year. The City Administrator and the Finance Director for the CITY OF STAYTON are hereby directed to proceed with foreclosure action against each parcel of property in accordance with ORS 223.270 and ORS 223.505-223.595 unless the City Council directs that the Finance Director remove a particular parcel of property from the foreclosure list.

4. December, 1988 Foreclosures: The Finance Director for the CITY OF STAYTON is hereby directed to immediately proceed with foreclosures of properties shown on Attachment A. The Stayton City Council may remove any parcel of real property from the foreclosure list prior to adoption of Resolution No. 404 or at any time thereafter by motion of the Council. The Finance Director may remove any parcel of real property from the foreclosure list and stop foreclosure action against the property only if a property owner pays all delinquent interest and delinquent principal amounts due to the City.

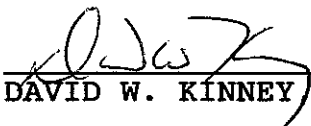
APPROVED BY THE STAYTON CITY COUNCIL THIS 5th OF December, 1988.

Signed by the Mayor this 8th of December, 1988.




WAYNE L. LIERMAN, MAYOR

ATTEST:



DAVID W. KINNEY CITY ADMINISTRATOR 12-08-88 Date

APPROVED AS TO FORM:



JANET S. McCOY, CITY ATTORNEY 12-11-88 Date dk:lb(11-29-88)

ATTACHMENT A

LIST OF PROPERTIES RECOMMENDED FOR FORECLOSURE: December, 1988

Acct No.:	155000 09	Original Princ	4,608.00
Name:	Clearwater, William D. & Mildred C. (Dollinger, Todd B. & Audrey J.)	Outstanding Princ	2,968.04
		Past Due Princ	1,648.92
		Past Due Int	675.09
Addr:	3065 Firtree Drive, SE Salem, OR 97306		
Location:	1810 W. Ida St.		
Tax Lot:	91420-630		
Acct No.:	193000 06	Original Princ	515.07
Name:	Heater, Ronald K. & Laverne	Outstanding Princ	515.07
Addr:	566 W. Ida Street Stayton, OR 97383	Past Due Princ	515.07
		Past Due Interest	65.00
Location:	566 W. Ida Street		
Tax Lot:	60798-000		
Acct No.:	22200 06	Original Princ	687.84
Name:	Jackson, Virgil J. & Billie Jo	Outstanding Princ	687.84
	707 W. Ida Street Stayton, OR 97383	Past Due Princ	687.84
		Past Due Interest	513.28
Location:	707 W. Ida Street		
Tax Lot:	91460-000		
Acct No.:	261000 06	Original Princ	1,783.00
Name:	Mack, M.J. & Patricia A.	Outstanding Princ	1,478.60
	1387 W. Ida Street Stayton, OR 97383	Past Due Princ	1,478.60
		Past Due Interest	768.07
Location:	1387 W. Ida Street		
Tax Lot:	60563-000		
Acct No.:	252000 06	Original Princ	806.40
Name:	McCauley, Shirley A.	Outstanding Princ	806.40
	685 W. Ida Street Stayton, OR 97383	Past Due Princ	806.40
		Past Due Onterest	601.60
Location:	685 W. Ida Street		
Tax Lot:	60816-000		
Acct No.:	252000 13	Original Princ	388.40
Name:	McCauley, Shirley A.	Outstanding Princ	388.40
Location:	685 W. Ida Street	Past Due Princ	388.40
Tax Lot:	60816-000	Past Due Interest	183.33
Acct No.:	320800 08	Original Princ	471.00
Name:	Earl, Zena Mae	Outstanding Princ	440.63
	1060 W. Locust Street Stayton, OR 97383	Past Due Princ	368.88
		Past Due Interest	251.44
Location:	1060 W. Locust Street		
Tax Lot:	91440-000		

Acct No.:	333000 08	Original Princ	332.06
Name:	Teeters, Bruce A. & Patricia L.	Outstanding Princ	203.40
	863 N. Gardner Avenue	Past Due Princ	158.47
	Stayton, OR 97383	Past Due Int	51.32
Location:	863 N. Gardner Avenue		
Tax Lot:	60621-000		

Acct No.:	129000 16	Original Princ	9,804.70
Name:	Archdiocese of Portland	Outstanding Princ	9,804.70
	P.O. BOX 351	Past Due Princ	?
	Portland, OR 97207	Past Due Int	?
Location:	St. Mary's Cemetary		

Acct No.:	141000 14	Original Princ	2,478.11
Name:	Kalani, Ronald C & Louisa G.	Outstanding Princ	2,478.11
	Churchill, Mike & Marilee	Past Due Princ	392.35
	240 N. Noble Avenue	Past Due Princ	402.68
	Stayton, OR 97383		
Location:	240 N. Noble Avenue		
Tax Lot:	91420-510		

Acct No.:	191260 14	Original Princ	3,267.39
Name:	Hatch, Byron & Rosie	Outstanding Princ	3,212.93
	Estelle G. Philippi	Past Due Princ	392.35
	1020 Shaff Road	Past Due Int	455.09
	Stayton, OR 97383		
Location:	N. Noble Avenue		
Tax Lot:	91420-520		

Acct No.:	256000 16	Original Princ	20,501.54
Name:	Lone Oak Cemetary	Outstanding Princ	20,501.54
	I.O.O.F. #64 Stayton Lodge	Past Due Princ	?
	Stayton, OR 97383	Past Due Int	?
Location:	1778 N. Third Avenue		