

**CITY OF SACRAMENTO  
CALIFORNIA**

**NEIGHBORHOOD SERVICES  
DEPARTMENT**

**1231 I STREET, SUITE 200  
SACRAMENTO, CA  
95814-2997**

**Housing & Dangerous Buildings  
916-264-5404  
FAX: 264-6833**

July 3, 2001

City Council  
Sacramento, California

Honorable Members in Session:

**SUBJECT: APPROVAL OF HEARING EXAMINERS**

**LOCATION AND COUNCIL DISTRICT: Citywide**

**STAFF RECOMMENDATION:**

It is recommended that City Council approve the attached Resolution approving the four individuals listed as an interim panel of Hearing Examiners:

**CONTACT PERSON:** Ron O'Connor, Chief Building Inspector, Neighborhood Services Department, 264-8183

**FOR COUNCIL MEETING OF:** July 24, 2001

**SUMMARY:**

Title 8 of the Sacramento City Code requires the selection of a panel of hearing examiners before whom Code Enforcement cases are brought for action. This report proposes an interim panel of hearing examiners for approval by the City Council. The term of the interim panel will be for such time until the next panel has been selected. Termination of individual appointment is through resignation of hearing examiner or by City Council if examiner fails to adhere to City Code and policy.

**BACKGROUND INFORMATION:**

The Nuisance Code provides, in relevant part:

*§ 8.04.070 Hearing Examiner*

*In order to hear cases brought by the department head under the provisions of this code, the city council shall appoint a panel of hearing examiners, from which one hearing examiner on a rotating basis shall hear cases brought by the department head. Such examiners shall serve at the pleasure of the city council. A hearing examiner may not be a city employee. (Prior code § 61.02.204)*

In the interest of fairness and prudence, the prohibition against city employees has been expanded in order to exclude close friends, relatives, and business associates of city employees and officials. All of the individuals proposed here are well qualified and meet the criteria of the Ordinance.

The proposed panel consists of the following individuals:

Walter Thompson, Incumbent, Former Citizens' Assistance Officer and Engineering Administrator, City of Sacramento

Donald E. Sperling, Retired, Assistant City Treasurer and ASO, City of Sacramento

Robert B. Wall, Retired Asst. Director, Planning & Development Dept., City of Sacramento

**FINANCIAL CONSIDERATIONS:**

Hearings are held twice per month at a cost of \$50.00 per hour for the hearing(s) and any additional time spent toward rendering decision(s). Funds are allocated in the Code Enforcement Division's budget.

**ENVIRONMENTAL CONSIDERATIONS:**

This action does not constitute a project for purposes of CEQA, and therefore, no environmental review is required.

**POLICY CONSIDERATIONS:**

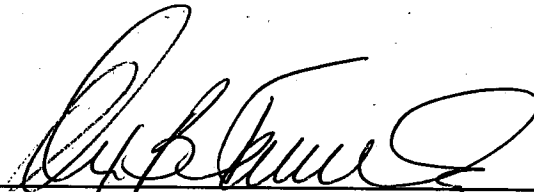
The appointment of Hearing Examiners, by resolution, is consistent with existing policies and procedures. The recommendations stated on this report are also consistent with City Council policies and stated priorities related to revitalization and preservation of neighborhoods.

City Council  
RE: Approval of Hearing Examiners  
Page -3-

**E/SBD ISSUES:**

No impact.


Respectfully submitted,



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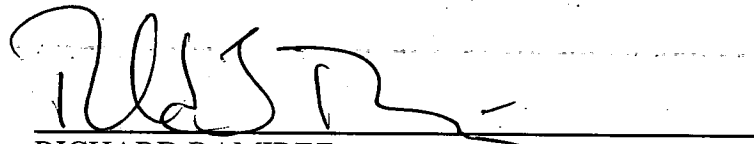
MAX B. FERNANDEZ  
Director, Area 1  
Neighborhood Services Department

**RECOMMENDATION APPROVED:**



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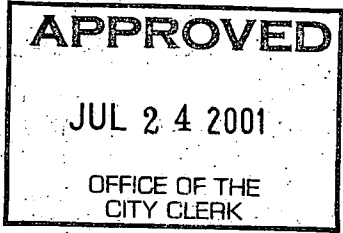
ROBERT P. THOMAS  
City Manager



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RICHARD RAMIREZ  
Deputy City Manager

Attachment



**RESOLUTION NO. 2001-511**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF \_\_\_\_\_

**A RESOLUTION APPOINTING A PANEL OF NUISANCE CODE HEARING EXAMINERS AND REPEALING RESOLUTION NO. 98-336**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO THAT:**

WHEREAS, pursuant to Title 8, Section 8.04.070, of the Sacramento City Code, the City Council shall appoint a panel of hearing examiners; and

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That, Resolution #98-336 be repealed.
2. That, the current panel of Hearing Examiners now include:

**Walter Thompson  
Donald E. Sperling  
Robert B. Wall**

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

**FOR CITY CLERK USE ONLY**

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

DATE ADOPTED: \_\_\_\_\_

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ON DATE OF \_\_\_\_\_

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Donald E. Sperling  
Robert B. Wall  
Solon Wisham, Jr.**

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

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

DATE ADOPTED: \_\_\_\_\_

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