

RESOLUTION NO. 2007-394

Adopted by the Sacramento City Council

June 12, 2007

ACCEPTING THE FINDINGS OF FACT OVERRULING PROTESTS AND PLACING LIENS ON PROPERTIES FOR UNPAID ASSESSMENTS FOR CODE ENFORCEMENT CASE FEES AND PENALTIES

BACKGROUND

- A. The Code Enforcement Department, in accordance with Sacramento City Code, Sections 8.04.370 through 8.04.420, did provide a hearing before the appointed third-party Hearing Examiner to consider all protests for unpaid fees and penalties, if any.
- B. Notice of the time and place of hearing was given in accordance with Sacramento City Code Section 8.04.390,; and
- C. The Code Enforcement Department, established by competent evidence before the Hearing Examiner that the unpaid fees and penalties had been imposed in accordance with City Code.
- D. The Code Enforcement Department, established by competent evidence before the Hearing Examiner that in each case the unpaid fees and penalties are due.
- E. The City Council has found the unpaid fees and penalties to be a reasonable cost.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1: The reasonable penalties in the aggregate amount not to exceed \$12,128.00 for unpaid fees and penalties is the sum set forth by the appointed third-party Hearing Examiner's findings of fact of hearing held April 25, 2007. This amount may be reduced as staff determines necessary.
- Section 2: As provided in Section 38773.5 of the California Government Code, the City of Sacramento is entitled to and hereby attaches special assessment liens upon the described properties upon recordation in the office of the County Recorder of the County of Sacramento.
- Section 3: Such liens shall constitute a special assessment against the properties at which the services were rendered, and shall be collectible at the same time and in the same manner as secured property taxes are collected, and

shall be subject to the same penalties, priorities, and procedures in the case of delinquency.

Section 4: Such lien also constitutes a personal obligation against the owner of the property.

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Exhibit A – List of Properties to be Liened

Adopted by the City of Sacramento City Council on June 12, 2007 by the following vote:

Ayes: Councilmembers, Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.



Mayor Heather Fargo

Attest:



Shirley Concolino, City Clerk

Exhibit A

Line #	Parcel Number	Case Number	Property Address	Property Owner	Amount Due	Invoice Number	Council District	County ID
1	010-0324-003-0000	06-005648	3600 1st Ave	August Garcia	\$2,000.00	CEAP070029	5	0206
2	010-0324-003-0000	06-005648	3600 1st Ave	August Garcia	\$2,000.00	CEAP070030	5	0206
3	010-0324-003-0000	06-005648	3600 1st Ave	August Garcia	\$2,000.00	CEAP070031	5	0206
4	015-0152-007-0000	06-022160	3371 62nd St	Katarina Mirjanovic	\$185.00	NS070192	6	0206
5	020-0052-026-0000	06-010234	4049 34th St	Christopher D & Teresa Boley	\$950.00	NS070219	5	0206
6	027-0106-006-0000	06-013943	6032 Jansen Dr	Joan/Carl Oliver Family Trust Etal	\$875.00	NS070230	6	0206
7	049-0480-071-0000	06-016827	3783 Shining Star Dr	Gyan K. Singh	\$575.00	NS070227	8	0206
8	052-0210-013-0000	06-009433	2154 John Still Dr	Countrywide Home Loans Inc.	\$324.50	NS070205	8	0206
9	117-0647-027-0000	06-011823	217 Majorca Cr	Isila C. Iglesias	\$875.00	NS070220	7	0206
10	237-0215-015-0000	06-015859	1021 North Av	Timothy & Trisha Beam	\$875.00	NS070221	2	0206
11	275-0073-015-0000	06-013541	2300 Traction Av	Robert Lyons	\$1,468.50	NS070167	2	0206
TOTAL TO BE LIENED					<u>\$12,128.00</u>			