

## **RESOLUTION NO.2006-689**

Adopted by the Sacramento City Council

September 19, 2006

### **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, Chapter 8.96.320 and 8.04.110 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, Chapter 8.96.320 and 8.04.110; 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:**

- 1. The reasonable penalties in the aggregate amount not to exceed \$15,374.35 for paid fees and penalties is the sum set forth by the HCAAB and/or appointed third-party Hearing Examiners' findings of fact of hearing held July 26, 2006. This amount may be reduced as staff determines necessary.
- 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.
- 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.

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


Adopted by the City of Sacramento City Council on September 19, 2006 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Mayor Fargo.

  
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Robert King Fong, Vice Mayor

Attest:

  
\_\_\_\_\_  
Shirley Concolino, City Clerk

## Attachment 3

| Line # | Parcel Number     | Case Number | Property Address   | Property Owner                  | Amount Due | Invoice Number | Council District | County ID |
|--------|-------------------|-------------|--------------------|---------------------------------|------------|----------------|------------------|-----------|
| 1      | 013-0321-016-0000 | C050045878  | 2764 9th Av        | Daniel E & Karen K Thompson     | \$875.00   | NS060254       | 5                | 0206      |
| 2      | 014-0185-027-0000 | C050038655  | 3219 Santa Cruz Wy | Johnn E Hebert Jr. & Estate of  | \$875.00   | NS060268       | 5                | 0206      |
| 3      | 014-0186-010-0000 | C060004648  | 4106 Broadway      | Bob M. Odorn                    | \$950.00   | NS060263       | 5                | 0206      |
| 4      | 014-0272-006-0000 | C050000492  | 3708 42nd St       | Clara Laverne Burgins           | \$285.00   | NS060252       | 5                | 0206      |
| 5      | 020-0063-001-0000 | C050044293  | 3800 15th Av       | Sacramento Neighborhood Housing | \$1,009.85 | NS060242A      | 5                | 0206      |
| 6      | 020-0212-014-0000 | V010001112  | 3535 21st Av       | Bictoriano Lopez                | \$250.00   | NSV010077      | 5                | 0206      |
| 7      | 020-0261-004-0000 | C050047292  | 4601 Franklin Bl   | Yolanda F. Juarez               | \$185.00   | NS060256       | 5                | 0206      |
| 8      | 036-0112-015-0000 | C050046358  | 2625 51st Av       | Ramiro Mares Vargas             | \$875.00   | NS060265       | 5                | 0206      |
| 9      | 052-0032-005-0000 | C050030017  | 7622 22nd St       | Jaime & Sergio Hernandez        | \$1,014.50 | NS060245       | 8                | 0206      |
| 10     | 118-0280-057-0000 | C050033034  | 73 Audia Cr        | Rosa Torres                     | \$975.00   | NS060111       | 8                | 0206      |
| 11     | 119-0361-025-0000 | V050029773  | 4075 Deer Run Wy   | Don Ray Hicks                   | \$875.00   | NS060264       | 7                | 0206      |
| 12     | 119-0361-025-0000 | V050029773  | 4075 Deer Run Wy   | Don Ray Hicks                   | \$390.00   | NSV060004      | 7                | 0207      |
| 13     | 237-0040-015-0000 | C050038100  | 600 Main Av        | Walid & Gina Zoghbi             | \$185.00   | NS060257       | 2                | 0206      |
| 14     | 250-0420-038-0000 | C050011558  | 3426 Rancho Rio Wy | Tevita S & Fetina V Moa         | \$875.00   | NS060202       | 1                | 0206      |
| 15     | 252-0042-004-0000 | C050042646  | 2420 North Av      | Leon & Casaundra P Gibson       | \$875.00   | NS060269       | 2                | 0206      |
| 16     | 252-0121-011-0000 | G060005416  | 3700 Kern St       | Adrian V Preciado               | \$430.00   | GA060006       | 3                | 0206      |
| 17     | 263-0122-021-0000 | C050023748  | 381 Eleanor Av     | Toni & Louie E. Benavidez       | \$875.00   | NS060165       | 2                | 0206      |
| 18     | 274-0152-018-0000 | C040038527  | 440 Harding Av     | Pete G. Islas                   | \$950.00   | NS060204       | 1                | 0206      |
|        | 275-0148-014-0000 | C050042159  | 2196 Cantalier St  | Minaxi Patel                    | \$875.00   | NS060253       | 2                | 0206      |
|        | 277-0071-007-0000 | V050046713  | 2359 Boxwood St    | Naran K & Geeta N Patel         | \$875.00   | NS060267       | 2                | 0206      |

|                           |            |                 |                         |                    |          |   |      |
|---------------------------|------------|-----------------|-------------------------|--------------------|----------|---|------|
| 277-0071-022-0000         | C050027039 | 2366 Empress St | Naran K & Geeta N Patel | \$875.00           | NS060266 | 2 | 0206 |
| <b>TOTAL TO BE LIENED</b> |            |                 |                         | <u>\$15,374.35</u> |          |   |      |