

RESOLUTION NO. 2008-816

Adopted by the Sacramento City Council

December 9, 2008

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.
- 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 **\$133,051.00** for unpaid fees and penalties is the sum set forth by the appointed third-party Hearing Examiner's findings of fact of the hearings held on September 24, 2008 and October 22, 2008. 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 a lien will be placed upon

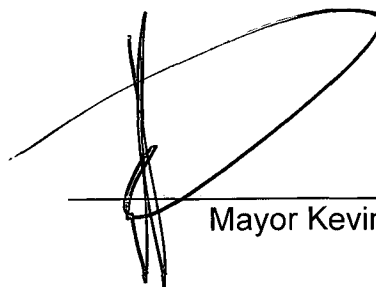
Adopted by the City of Sacramento City Council on December 9, 2008 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Councilmember McCarty.



Mayor Kevin Johnson

Attest:


Shirley Concolino, City Clerk

EXHIBIT A

ITEM NO.	PARCEL NUMBER	CASE NUMBER	PROPERTY ADDRESS	PROPERTY OWNER	AMOUNT DUE	INVOICE NUMBER	CD	COUNTY CODE
1	006-0296-015-0000	07-055374	1731 17TH ST	ORCHARD SUPPLY CO OF SACTO	\$844.69	CEDCNU00341	3	0206
2	007-0165-011-0000	07-052200	2627 CAPITOL AV	CARROLL MICHAEL B / DAVID COITTE	\$2248.04	CEDCNU00508	3	0206
3	010-0224-003-0000	08-005859	2300 BROADWAY	CLEAVES EMMY S/ROBERT N/ETAL	\$1481	CEDCNU00699	5	0206
4	010-0224-015-0000	08-005916	2301 BURNETT WY	TAP CA FUND II LLC/TAP CA FUND III LLC/ETAL	\$1481	CEDCNU00655	4	0206
5	010-0264-005-0000	08-007127	3323 W ST	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$1095.70	CEDCNU00708	5	0206
6	010-0331-009-0000	07-030185	1832 BEVERLY WY	VAUGHN CHRISTINE A/EST OF	\$2009.68	CEDCNA00033	4	0206
7	010-0331-009-0000	07-030185	1832 BEVERLY WY	VAUGHN CHRISTINE A/EST OF	\$950	CEDCNU00328	4	0206
8	010-0372-005-0000	07-054643	3218 3RD AV	JOYCE THOMAS	\$94.64	CEDCNU00469	5	0206
9	010-0384-019-0000	07-036087	3617 3RD AV	HERRERA PILAR M & DOLORES	\$840.64	CEDCNU00684	5	0206
10	011-0124-003-0000	08-004065	4517 T ST	ENGLISH DAVID A/JUDY E	\$94.64	CEDCNU00476	6	0206
11	011-0136-035-0000	07-046864	4909 V ST	MARSHALL BETTY ANN (EST OF)/EARLA	\$931	CEDCNU00556	6	0206
12	011-0136-035-0000	07-046864	4909 V ST	MARSHALL BETTY ANN (EST OF)/EARLA	\$1000	CEDCNA00070	6	0206
13	013-0153-008-0000	08-001866	3640 BRET HARTE CT	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$2000	CEDCNA00092	5	0206
14	013-0153-008-0000	08-001866	3640 BRET HARTE CT	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$2000	CEDCNA00093	5	0206
15	013-0153-008-0000	08-001866	3640 BRET HARTE CT	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$2000	CEDCNA00094	5	0206
16	013-0351-018-0000	07-026704	3300 38TH ST	ROSEMOND WAYNE	\$875	CEDCNU00593	5	0206
17	013-0401-007-0000	07-042840	3526 37TH ST	GMAC MORTGAGE LLC	\$831	CEDCNU00203	5	0206
18	013-0401-007-0000	07-050767	3526 37TH ST	GMAC MORTGAGE LLC	\$85	CEDCNU00207	5	0206
19	014-0092-008-0000	08-002219	2836 38TH ST	LARKIN HENRY	\$940.64	CEDCNU00503	5	0206
20	014-0141-048-0000	08-000749	2931 39TH ST	KAPAKLY VASILY	\$831	CEDCNU000567	5	0206
21	014-0189-012-0000	07-040215	4077 8TH AV	ACCREDITED HOME LENDERS INC	\$2458.12	CEDCNU00657	5	0206

22	014-0189-012-0000	07-040215	4077 8TH AV	ACCREDITED HOME LENDERS INC	\$1500	CEDCFA00080	5	0206
23	014-0203-003-0000	07-027365	3970 8TH AV	SCOTT MICHELE	\$975	CEDCNU000612	5	0206
24	014-0203-003-0000	07-027365	3970 8TH AV	SCOTT MICHELE	\$900	CEDCFA00056	5	0206
25	015-0182-007-0000	07-030967	4850 10TH AV	PABLO H. MEJIA AND REBECCA D. CRAWFORD	\$1015.64	CEDCNU000555	5	0206
26	019-0073-015-0000	08-005501	2550 19TH AV	FEDERAL NATIONAL MORTGAGE ASSOCIATION	\$1095.70	CEDCNU00700	5	0206
27	020-0044-003-0000	08-005500	3935 FRANKLIN BL	PEMBERTON JACK R	\$3811	CEDCNU00614	5	0206
28	020-0061-022-0000	07-042504	3601 16TH AV	PASSEY ANTONY	\$874.64	CEDCNU00077	5	0206
29	020-0061-022-0000	08-008178	3601 16TH AV	PASSEY ANTONY	\$840.64	CEDCNU00585	5	0206
30	020-0063-019-0000	08-006915	3809 16TH AV	SOU CAM PHU	\$831	CEDCNU00542	5	0206
31	020-0132-014-0000	08-003802	3744 18TH AV	JAMKE PARTNERSHIP	\$1630.60	CEDCNU00537	5	0206
32	020-0133-028-0000	07-053210	4117 38TH ST	HSBC BANK USA	\$2516.38	CEDCNU00709	5	0206
33	020-0216-011-0000	07-051841	3833 21ST AV	RAMIREZ JESUS MENDOZA	\$1097.24	CEDCNU00459	5	0206
34	020-0216-012-0000	07-051838	3825 21ST AV	RAMIREZ JESUS MENDOZA	\$1099.94	CEDCNU00458	5	0206
35	021-0023-050-0000	08-000715	4005 STOCKTON BL	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$1090.30	CEDCNU00554	5	0206
36	021-0042-015-0000	07-034747	4021 57TH ST	MICHAEL EDMONDS	\$931	CEDCNU00623	5	0206
37	021-0042-015-0000	07-034747	4021 57TH ST	MICHAEL EDMONDS	\$1500	CEDCFA00074	5	0206
38	021-0331-018-0000	08-005096	4641 67TH ST	RAMIREZ FELIPE JR/KATHRINE	\$2231.28	CEDCNU00711	6	0206
39	021-0331-018-0000	08-005096	4641 67TH ST	RAMIREZ FELIPE JR/KATHRINE	\$1000	CEDCFA00084	6	0206
40	022-0021-005-0000	08-007298	4710 36TH ST	JWT INVESTMENTS	\$831	CEDCNU00540	5	0206
41	022-0021-006-0000	08-000794	3561 23RD AV	DORAN SILL DEBBIE	\$840.64	CEDCNU00414	5	0206
42	022-0093-010-0000	08-004321	3806 24TH AV	ANTHONY & ROSA M BOYD	\$931	CEDCNU00658	5	0206
43	022-0162-002-0000	08-009168	3600 27TH AV	US BANK	\$94.64	CEDCNU00588	5	0206
44	022-0271-030-0000	08-007413	5560 MCGLASHAN ST	JOSE E RAMIREZ	\$831	CEDCNU00677	5	0206

45	024-0234-005-0000	08-003081	6049 14TH ST	SHELTON EMMA(EST OF)	\$940.64	CEDCNU00603	4	0206
46	025-0042-001-0000	08-005077	5600 CARMELA WY	DEUTSCHE BANK NATIONAL TRUST COMPANY	\$85	CEDCNU00566	4	0206
47	025-0083-007-0000	08-006218	2830 FRUITRIDGE RD	HSBC BANK USA	\$931	CEDCNU00567	5	0206
48	025-0166-001-0000	08-010047	2808 34TH AV	HSBC BANK USA	\$831	CEDCNU00584	5	0206
49	027-0204-013-0000	08-008241	5820 64TH ST	VONG FAMILY TRUST	\$1731	CEDCNU00702	6	0206
50	027-0211-001-0000	08-003205	5816 ORTEGA ST	KATEN ROBERT R	\$840.64	CEDCNU00421	6	0206
51	027-0273-017-0000	08-002189	5919 55TH ST	ODBERT DOMINIC/CHELINA	\$840.64	CEDCNU00428	6	0206
52	035-0074-017-0000	08-003859	6025 MCLAREN AV	HOLLIS JAMI K & WALTER E	\$840.64	CEDCNU00497	4	0206
53	035-0162-008-0000	08-001846	2220 ARLISS WY	AURORA LOAN SERVICES	\$831	CEDCNU00679	5	0206
54	035-0163-024-0000	08-004168	2301 TURNESE	RHYM ELLIS	\$458	CEDCGR00009	5	0206
55	035-0303-007-0000	08-005006	1640 60TH AV	LUCIA G. JACKSON	\$840.64	CEDCNU00643	5	0206
56	040-0174-012-0000	08-002666	2 RANCHO LOMA CT	ROSITA RODRIGUEZ	\$840.64	CEDCNU00447	6	0206
57	048-0193-006-0000	08-004196	7577 TAMOSHANTER WY	WELLS FARGO BANK	\$831	CEDCNU00535	8	0206
58	048-0197-017-0000	08-007396	2216 AMANDA WY	CHANG ASHLEY	\$94.64	CEDCNU00521	8	0206
59	048-0244-001-0000	08-010316	7487 WINKLEY WY	BEARD FREDDIE	\$1885	CEDCNU00689	8	0206
60	049-0205-017-0000	08-008452	2940 66TH AV	DEUTSCHE BK NATL TRUST COMPANY TR	\$931	CEDCNU00653	8	0206
61	050-0510-038-0000	07-050583	6 SAINT MARIE CR	LONGMIRE LONDON EUGENE	\$331	CEDCNU00241	8	0206
62	052-0044-009-0000	08-007989	2262 CRAIG AV	FLORES BERNARDO A/FRANCES C	\$840.64	CEDCNU00545	8	0206
63	052-0051-004-0000	08-003025	1821 FERRAN AV	WYATT NELLIE	\$840.64	CEDCNU00596	8	0206
64	052-0103-001-0000	08-005140	7643 23RD ST	SHOSTAK ALEX	\$2402.40	CEDCNU00578	8	0206
65	053-0032-002-0000	08-010626	2328 CRAIG AV	LASALLE BANK	\$931	CEDCNU00688	8	0206
66	053-0032-006-0000	08-006252	2360 CRAIG AV	JIMMY SOU LIVING TRUST	\$831	CEDCNU00539	8	0206
67	078-0161-009-0000	08-001590	8629 MIDFIELD WY	ALLARD SHAREL E	\$831	CEDCNU00349	6	0206

68	117-0091-014-0000	08-005485	6109 GARDEN VIEW WY	PEAK ANNA	\$94.64	CEDCNU00443	7	0206
69	117-0531-040-0000	07-041545	34 MILPITAS CR	MICHAEL ALLEN PATTILLO	\$940.64	CEDCNU00429	7	0206
70	118-0033-038-0000	08-011308	7748 QUINBY WY	GARCIA JOHN V/JUAN R/MARIA	\$85	CEDCNU00604	8	0206
71	119-0260-045-0000	08-007530	27 ICARUS CT	WASHINGTON MUTUAL BANK	\$1095.70	CEDCNU00538	8	0206
72	119-0294-006-0000	08-003464	7909 DEER LAKE DR	CHUCK HUNG FAMILY TRUST	\$198.69	CEDCNU00334	7	0206
73	119-0480-061-0000	07-050104	26 MOSES CT	AMBION EVELYN B/AGAPITO JR	\$2984.70	CEDCNU00340	7	0206
74	119-0480-061-0000	08-007959	26 MOSES CT	AMBION EVELYN B/AGAPITO JR	\$844.69	CEDCNU00678	7	0206
75	215-0260-028-0000	08-006400	1315 SANTA ANA AV	NITA IOAN	\$844.69	CEDCNU00572	2	0206
76	215-0280-067-0000	08-009718	1513 MAIN AV	KAUR JASBIR	\$831	CEDCNU00550	2	0206
77	225-0301-008-0000	08-010209	3278 BRIDGEFORD DR	GONZALEZ MIGUEL/AURORA	\$840.64	CEDCNU00648	1	0206
78	225-0430-031-0000	08-009026	66 NUTWOOD CR	PURIFOY VICKIE	\$85	CEDCNU00551	1	0206
79	225-0480-023-0000	07-049541	1678 RIVER CITY WY	OWENS ANISSA	\$940.64	CEDCNU00501	1	0206
80	225-0765-008-0000	08-006211	2948 CANDIDO DR	HSBC BANK	\$185	CEDCNU00575	1	0206
81	225-0980-052-0000	08-006326	1213 GARAVENTA WY	HOLLAND HELEN (EST OF) C/O TINA FERGUSON	\$831	CEDCNU00649	1	0206
82	237-0130-050-0000	08-000467	803 BLAINE AV	PRASAD KUMAR/RAVENDRA K	\$840.64	CEDCNU00651	2	0206
83	237-0213-012-0000	08-003364	1172 O DONNELL AV	NADEZHDA OGIVEVICH	\$931	CEDCNU00620	2	0206
84	237-0213-012-0000	08-003364	1172 O DONNELL AV	NADEZHDA OGIVEVICH	\$500	CEDCEA00072	2	0206
85	237-0490-076-0000	08-003022	4594 WINDCLOUD AV	GONZALEZ MARTHA I	\$931	CEDCNU00582	2	0206
86	237-0510-060-0000	08-003897	4789 NORWOOD AV	DONNELL SHARON	\$94.64	CEDCNU00468	2	0206
87	238-0011-005-0000	08-006184	4704 RALEY BL	ALAMSHAHI MARY/MEZHGAN N/SAYED Z/SAYED	\$831	CEDCNU00646	2	0206
88	238-0044-004-0000	06-013352	4441 DAYTON ST	WAGNER EUGENE E/ANTONIA R	\$1031	CEDCNU00548	2	0206
89	238-0080-010-0000	08-006719	510 MAC ARTHUR ST	GALVAN MAGAL/MIGUEL	\$840.64	CEDCNU00561	2	0206
90	238-0092-029-0000	07-032931	307 CHENNAULT CT	BAHRAM BADIE	\$6258.53	CEDCNU00437	2	0206

91	238-0160-039-0000	08-003450	4226 ASTORIA ST	WASHINGTON MUTUAL BANK FA	\$931	CEDCNU00641	2	0206
92	238-0160-039-0000	08-003450	4226 ASTORIA ST	WASHINGTON MUTUAL BANK FA	\$2000	CEDCFA00078	2	0206
93	250-0312-022-0000	08-005705	3259 NAREB ST	CRYSTALINAS DIANA/JUAN EZEKIEL	\$831	CEDCNU00598	2	0206
94	251-0033-003-0000	08-010301	1336 NORTH AV	LONG BEACH MORTGAGE LOAN TRUST 2005 2	\$85	CEDCNU00665	2	0206
95	251-0211-001-0000	06-001989	1191 LOS ROBLES BL	BERT F. CHURCH	\$1500	CEDCFA00069	2	0206
96	251-0211-001-0000	06-001989	1191 LOS ROBLES BL	BERT F. CHURCH	\$14015	CEDCNU00534	2	0206
97	251-0282-002-0000	08-007400	3329 CYPRESS ST	DAWARI RICK/JACQUES	\$2121	CEDCNU00703	2	0206
98	252-0022-009-0000	08-001345	3900 MAHOGANY ST	BANK OF NEW YORK MELLON TRUST COMPANY	\$931	CEDCNU00656	2	0206
99	252-0022-009-0000	08-001345	3900 MAHOGANY ST	BANK OF NEW YORK MELLON TRUST COMPANY	\$1500	CEDCFA00079	2	0206
100	252-0031-044-0000	07-048344	2121 HARRIS AV	STRASSBURGER DENNIS E	\$853.68	CEDCVE00004	2	0206
101	252-0031-044-0000	07-048344	2121 HARRIS AV	STRASSBURGER DENNIS E	\$931	CEDCNU00436	2	0206
102	252-0141-020-0000	08-003764	3709 RIPLEY ST	LANDR 2001 REVOCABLE TRUST	\$94.64	CEDCNU00602	2	0206
103	252-0230-018-0000	06-025284	3541 DEL PASO BL	ROSEMOND JAMES E II/ADRANE	\$1063.70	CEDCNU00336	3	0206
104	262-0193-025-0000	08-012624	2728 NORCROSS DR	FEDERAL NATIONAL MORTGAGE ASSOCIATION	\$1258.90	CEDCNU00694	1	0206
105	262-0243-054-0000	08-005064	609 W EL CAMINO AV	MAGDALENA GUTIERREZ	\$94.64	CEDCNU00472	4	0206
106	262-0261-020-0000	07-051331	321 PERALTA AV	FRANK P. DONAHUE	\$2009.68	CEDCFA00048	1	0206
107	262-0261-020-0000	07-051331	321 PERALTA AV	FRANK P. DONAHUE	\$931	CEDCNU00432	1	0206
108	265-0022-045-0000	07-053830	3109 CLAY ST	BEN J. FISCHER	\$931	CEDCNU00560	2	0206
109	266-0382-004-0000	07-046132	2524 CONNIE DR	PATIENCE IYEN ILAIDE	\$1112.10	CEDCNU00580	3	0206
110	274-0570-014-0000	07-047772	22 BLUE FERN CT	FEDERAL MORTGAGE ASSOCIATION	\$812.69	CEDCNU00347	1	0206
111	275-0155-012-0000	08-004996	812 CALVADOS AV	CARRILLO ROBERTO	\$831	CEDCNU00563	2	0206
112	277-0113-008-0000	07-045877	1650 SACRAMENTO INN WVY	VIRGINIA L BIRMINGHAM REVOCABLE TRUST 1999/ETAL	\$831	CEDCNU00586	3	0206
				TOTAL:	\$133,050.10			