

RESOLUTION NO. 2007-191

Adopted by the Sacramento City Council

April 3, 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 \$8,487.14 for unpaid fees and penalties is the sum set forth by the appointed third-party Hearing Examiner's findings of fact of hearing held January 24, 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

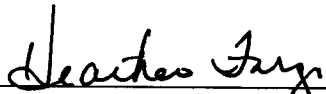
Adopted by the City of Sacramento City Council on April 3, 2007 by the following vote:

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	014-0123-022-0000	C060007179	4320 3rd Ave	Steve Farren	\$979.41	NS060323	5	0206
2	031-0540-002-0000	06-006557	7615 River Ranch Rd	Walter & Shirley Balloon	\$875.00	NS070031	7	0206
3	035-0213-006-0000	06-001073	6748 Hogan Dr	J/E Real Estate Invs LLC	\$185.00	NS060320	5	0206
4	036-0062-031-0000	06-003223	6329 25th St	Michael J Berry & Loan Lahmon	\$1,012.16	NS070099	5	0206
5	036-0106-029-0000	C050025905	2429 51st Av	Opper E Thurman and Mary Lee Thurman	\$1,085.57	NS070046	5	0206
6	040-0052-022-0000	06-009492	6444 Somis Wy	Poua Moua	\$430.00	GA070002	6	0206
7	252-0111-006-0000	C050026956	3725 Ivy St	Rolf S & Cheryl Obermaier	\$875.00	NS070066	2	0206
8	265-0273-003-0000	06-011364	1212 Browning Dr	Jose S. Padilla	\$185.00	NS070114	2	0206
TOTAL TO BE LIENED					<u>\$5,627.14</u>			