

RESOLUTION NO. 2007-559

Adopted by the Sacramento City Council

July 24, 2007

CONFIRM DELINQUENT UTILITY SERVICE CHARGES AS SPECIAL ASSESSMENT LIENS AGAINST THE PROPERTIES TO WHICH THE SERVICES WERE RENDERED

BACKGROUND

- A. In accordance with Sacramento City Code, Chapter 13.12, the owners of the real properties that have incurred delinquent utility service charges, identified in Exhibit A, on file in the City Clerk's Office, have been notified of such delinquencies and that subsequent proceedings would be taken to make the unpaid charges a special assessment on the real property to which such utility services were rendered.
- B. In accordance with Sacramento City Code, Chapter 13.12, each property owner identified in Exhibit A has been notified of the owner's opportunity to file an objection or protest against imposing the delinquent utility service charges as a special assessment against the owner's property, including the opportunity for a hearing before a Delinquency Lien Hearing Officer.
- C. The City Council has received the report of the delinquent utility service charges, including a description of the protests filed and the results of the Delinquency Lien Hearing Officer hearing process, which results also were sent to the objecting owners in accordance with Sacramento City Code, Chapter 13.12. The objecting owners also have been notified of the date and time of this hearing in accordance with Sacramento City Code, Chapter 13.12.
- D. The City Council has held a public hearing on the report of the delinquent utility service charges in accordance with Sacramento City Code, Chapter 13.12.
- E. The City Council has found the total cost for the services to be reasonable and closed the public hearing.
- F. The City Council is fully advised in this matter.

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

- Section 1. The City Council finds and determines that the Background Statements A through F are true and correct.
- Section 2. All of the protests have been considered and have been rejected, revised,

or confirmed.

- Section 3. The charges set forth in Exhibit A for the unpaid utility services charges to the real properties described in Exhibit A are owing and delinquent, and the report of these delinquent utility service charges as set forth in Exhibit A is confirmed.
- Section 4. The delinquent utility services charges set forth in Exhibit A shall hereafter constitute special assessments against the real properties to which the utility services were rendered, as specified in Exhibit A.
- Section 5. Special assessment liens for the delinquent charges set forth in Exhibit A, against the real properties described in Exhibit A, shall be collectible at the same time and in the same manner as ordinary secured property taxes are collected, and shall be subject to the same penalties, priorities, and procedures provided for delinquent ordinary secured property taxes, as provided in Sacramento City Code, Chapter 13.12.
- Section 6. The City Clerk shall transmit a certified copy of this resolution, including Exhibit A, to the Sacramento County Auditor/Controller.
- Section 7. Exhibit A is part of this resolution.

Table of Contents:

Exhibit A Delinquent Utility Service Charges List

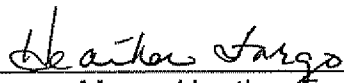
Adopted by the City of Sacramento City Council on July 24, 2007 by the following vote:

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

DELINQUENT UTILITY SERVICE CHARGES LIST:
ON FILE AND AVAILABLE FOR PUBLIC REVIEW IN THE:

DEPARTMENT OF UTILITIES
1395 35TH AVE
SACRAMENTO, CA 95822