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CITY OF SACRAMENTO

DEPARTMENT OF FINANCE

APPROVED
BY THE CITY COUNCIL

REVENUE DIVISION

November 4, 1985
RD:851315-ADM:MLM:ld

NOV 19 1985

OFFICE OF THE
CITY CLERK

City Council
Sacramento, California

CITY MANAGER'S OFFICE
RECEIVED
NOV 4 1985

Honorable Members in Session:

SUBJECT: MAINTENANCE BENEFIT AREA LIEN HEARING

SUMMARY

This report recommends the City Council conduct the hearing for protests or objections to making unpaid delinquent maintenance benefit area fees a special assessment lien against the parcels which received said services for FY 1983/84 and FY 1984/85.

BACKGROUND

On October 29, 1985 the City Council adopted Resolution 85-827 which:

1. Established 7:30 p.m., Tuesday, November 19, 1985, City Council Chambers as the time, date, and place for the hearing to establish delinquent and unpaid maintenance benefit area fees as special assessment liens; and
2. Directed the Revenue Officer, on behalf of the City Clerk, to notice and affected property owners of the time, date, and place of hearing of any protests or objections.

On October 30, 1985, the Revenue Officer mailed the notices of the hearing, as directed by the City Council.

DISCUSSION

Staff is available in Room 104, City Hall, to assist the City Council in receiving the protests or objections in the event any property owners protest or object to the establishment of delinquent and unpaid maintenance benefit area fees as special assessment liens.

Staff will conduct a thorough investigation and report their recommendations to the City Council on December 17, 1985. In the event no protests or objections are forthcoming, the City Council may make a final determination of the delinquent and unpaid maintenance benefit area fees as special assessment liens.

RECOMMENDATION

It is recommended the City Council:

- 1. Receive testimony regarding any protests or objections for making delinquent and unpaid maintenance benefit area fees special assessment liens;
- 2. Close the hearing for all unprotested delinquent and unpaid maintenance benefit area fees recommended for special assessment liens; and
- 3a. Direct staff to report back on December 17, 1985 findings regarding any protests or objections heard; or
- 3b. Approve staff's recommendations in the event no protests or objections are heard and adopt the attached resolution declaring delinquent and unpaid maintenance benefit area fees as special assessments on the properties to which received the benefits.

Respectfully submitted,

MICHAEL L. MEDEMA
Revenue Officer

RECOMMENDATION APPROVED:

WALTER J. SLIPE, City Manager

Attachment

November 19, 1985
All Districts

APPROVED
BY THE CITY COUNCIL
NOV 19 1985
OFFICE OF THE
CITY CLERK

RESOLUTION NO. 85-879

ADOPTED BY THE SACRAMENTO CITY COUNCIL ON DATE OF

RESOLUTION DECLARING DELINQUENT AND UNPAID MAINTENANCE
BENEFIT AREA FEES A LIEN ON PROPERTIES WHICH RECEIVED
THE BENEFITS

WHEREAS, pursuant to the provisions of the Sacramento City Code, the owners of the real properties described in Exhibit "A" on file in the City Clerk's Office, have been notified that maintenance benefits furnished to said properties are unpaid and that subsequent proceedings would be taken by the Council to make the charges a lien on the real property if said charges were not paid; and

WHEREAS, pursuant to the Sacramento City Code, notices were mailed to the owners of said properties informing them of a public hearing to be held before the Council on November 19, 1985, concerning said maintenance benefit fees; and,

WHEREAS, on November 19, 1985, said hearing was conducted; no protests or objections were heard, and the hearing closed:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. That the charges set forth in Exhibit "A" for the furnishing of maintenance benefits to the real properties described in said Exhibit "A" are owing and delinquent.
2. That the City Council, in accordance with the provisions of the Sacramento City Code, is entitled to and hereby attaches a lien upon the real properties described in said Exhibit "A" in the amounts set forth opposite each parcel of property.
3. That such liens shall constitute a special assessment against the property at which the benefits 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. That the City Clerk shall file a certified copy of the confirmed report with the County Auditor for collection of said liens as hereinabove provided.

ATTEST:

MAYOR

CITY CLERK

EXHIBIT A

City of Sacramento
Delinquent Maintenance Benefit Area Fees
FY 1983/84, FY 1984/85

FY 1983/84 Downtown Sidewalk

Parcel 006-0096-012-0000 Owner: Abdur R. Khan Amount: \$303.48

FY 1984/85 Downtown Sidewalk

Parcel 006-0034-013-0000 Owner: Maurice O. Ray., Jr. Amount: \$308.67

FY 1984/85 Old Sacramento

| <u>Parcel</u> | <u>Owner</u> | <u>Amount</u> |
|-------------------|---------------------------|---------------|
| 006-0012-037-0000 | Robert Cook | \$375.07 |
| 006-0072-033-0000 | Robert Cook | 212.47 |
| 006-0072-034-0000 | Robert Cook | 249.93 |
| 006-0074-032-0000 | Robert Cook | 208.80 |
| 006-0012-030-0000 | Oldtown Bennett Investors | 124.73 |
| 006-0012-031-0000 | Oldtown Bennett Investors | 267.03 |
| 006-0012-028-0000 | Sazerac Historic Building | 523.38 |
| 006-0071-045-0000 | Charles O'Neal | 200.05 |
| 006-0072-045-0000 | James W. Taylor | 410.94 |
| 006-0073-039-0000 | Heywood Associates, Ltd. | 388.55 |
| 006-0073-040-0000 | Heywood Associates, Ltd. | 149.84 |
| 006-0071-049-0000 | Charles O'Neal | 78.82 |
| 006-0012-036-0000 | Robert Cook | 177.34 |

November 26, 1985

Sacramento County Auditors
700 H Street, Room 4650
Sacramento, CA 95814

Dear Sir:

On November 19, 1985, the Sacramento City Council adopted a resolution relative to delinquent and unpaid Maintenance Benefit Area fees, a lien on properties which received the benefits for the addresses shown on the attached certified copy of said resolution.

If we can be of any further assistance to you, please feel free to call on us.

Sincerely,

LORRAINE MAGANA, CITY CLERK

Deputy City Clerk

LM/mls/10

Enclosure

cc: Revenue Officer

December 5, 1985

Sacramento County Auditors
700 H Street, Room 4650
Sacramento, CA 95814

Attn: Chris Cettie

Dear Ms. Cettie:

On November 19, 1985, the City Council adopted Resolution No. 85-879 authorizing delinquent and unpaid Maintenance Benefit Area fees to be placed as a lien on properties which receive the benefit.

The following is a list of paid property owners as of December 3, 1985.

| <u>Parcel</u> | <u>Owner</u> | <u>Amount</u> |
|-------------------|---------------------------|---------------|
| 006-0096-012-0000 | Abdur R. Khan | \$303.48 |
| 006-0034-013-0000 | Maurice O. Ray, Jr. | \$308.67 |
| 006-0012-030-0000 | Oldtown Bennett Investors | \$124.73 |
| 006-0012-031-0000 | Oldtown Bennett Investors | \$267.03 |
| 006-0071-045-0000 | Charles O'Neal | \$200.05 |
| 006-0072-045-0000 | James W. Taylor | \$410.94 |

Please delete these parcels from the previous list we sent you. If you have any questions, please contact Charlene Hiura, 449-5685.

Sincerely,

Janice Beaman
Deputy City Clerk

Mike Medema
Revenue Officer

JB/dah

cc: Revenue