

## **RESOLUTION NO. 2008-025**

Adopted by the Sacramento City Council

January 15, 2008

### **ACCEPTING THE FINDINGS OF FACT OVERRULING PROTESTS AND PLACING LIENS ON PROPERTIES FOR UNPAID ASSESSMENTS FOR HOUSING AND DANGEROUS BUILDINGS CASE FEES AND PENALTIES**

#### **BACKGROUND**

- A. The Code Enforcement Department, Housing & Dangerous Buildings Inspections, in accordance with Sacramento City Code, Chapter 8.96 Article IX provided a hearing before the Housing Code Advisory and Appeals Board (HCAAB) and/or 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 Article IX
- C. The Code Enforcement Department, Housing & Dangerous Buildings Inspections, established by competent evidence before the HCAAB and/or appointed third-party 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 **\$35,108.87** for unpaid fees and penalties is the sum set forth by the HCAAB and/or appointed third-party Hearing Examiners' findings of fact of hearings held September 26, 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

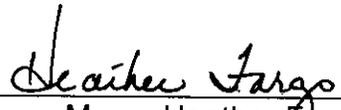
Adopted by the City of Sacramento City Council on January 15, 2008 by the following vote:

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

LINE	PARCEL NUMBER	CASE NO.	PROPERTY ADDRESS	PROPERTY OWNER	AMT DUE	INVOICE NO.	CD	CTY CD
1.	013-0284-030-0000	06-019478	3333 32nd St	Annie Mae Gear/Della Mae White	\$1233.00	RHP070031	5	0656
2.	013-0292-044-0000	06-019418	3503 7th Av	Golden State Investments	\$1233.00	RHP070032	5	0656
3.	013-0302-023-0000	07-035140	3132 Martin Luther King Bl	Rose M Thomas	\$1233.00	RHP070036	5	0656
4.	013-0352-009-0000	F050027008	3431 36th St	Eric D Ayers	\$291.00	HCE070331	5	0656
5.	013-0352-009-0000	F050027008	3431 36th St	Eric D Ayers	\$312.00	HCE070332	5	0678
6.	013-0353-010-0000	H040041402	3425 37th St	Murlyne Palmer	\$875.00	HCE070302	5	0656
7.	014-0072-021-0000	H060000004	3979 1st Ave	Robert Drumgoole	\$7799.92	HCE060299	5	0678
8.	014-0185-040-0000	E050042089	3201 Santa Cruz Way	Christopher D & Teresa M. Boley	\$2529.21	CEAP070085	5	0656
9.	020-0052-003-0000	H050034712	3920 Temple Av	Michael S. Batiste	\$1288.00	HCE070194	5	0656
10.	020-0052-003-0000	H050034712	3920 Temple Av	Michael S. Batiste	\$500.00	HSAP070019	5	0656
11.	024-0440-011-0000	06-022964	6050 South Land Park Dr	Gloria & James Gonzalez	\$3738.41	HCE080008	4	0678
12.	027-0252-022-0000	06-023115	7729 37th Av	Tony L Jaco	\$185.00	HCE070303	6	0656
13.	037-0081-025-0000	07-030012	6024 Stockton Bl	Hill Court Investment Group LP	\$4187.02	HCE080007	6	0678
14.	275-0162-002-0000	H040015707	110 Globe Av	110 Globe Trust	\$1140.31	HCE060234	2	0656
15.	275-0162-002-0000	H040015707	110 Globe Av	110 Globe Trust	\$7194.00	HCE060235	2	0656
16.	277-0131-012-0000	H020006145	2258 Empress St	Ramirez Revocable Living Trust	\$370.00	HCE070315	2	0656
17.	277-0131-012-0000	H020006145	2258 Empress St	Ramirez Revocable Living Trust	\$1000.00	HSAP070031	2	0656
<b>TOTAL</b>					<b>\$35,108.87</b>			