

RESOLUTION NO. 2010-343

Adopted by the Sacramento City Council

June 15, 2010

ACCEPTING CODE ENFORCEMENT CASE FEES AND PENALTIES – FINDINGS OF FACT FOR SPECIAL ASSESSMENT LIENS

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 \$35,674 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 March 24 and April 28, 2010. 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

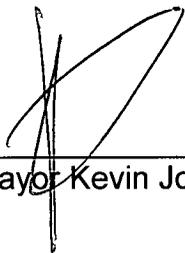
Adopted by the City of Sacramento City Council on June 15, 2010 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Councilmember Hammond.



Mayor Kevin Johnson

Attest:



Shirley Concolino, City Clerk

EXHIBIT A

List of Properties a lien will be placed upon

| ITEM NO. | PARCEL NUMBER | CASE NUMBER | PROPERTY ADDRESS | PROPERTY OWNER | AMOUNT DUE | INVOICE NUMBER | CD | COUNTY CODE |
|----------|-------------------|-------------|--------------------|-----------------------------------|------------|----------------|----|-------------|
| 1 | 002-0113-017-0000 | 09-036405 | 1007 E ST | SHEHADEH SABER | \$100.00 | CEDCNU02511 | 1 | 0206 |
| 2 | 009-0111-017-0000 | 09-036261 | 309 U ST | FANNIE MAE C/O CHASE HOME FINANCE | \$831.00 | CEDCNU02521 | 4 | 0206 |
| 3 | 009-0111-017-0000 | 09-036261 | 309 U ST | FANNIE MAE C/O CHASE HOME FINANCE | \$1,200.00 | CEDCEA00385 | 4 | 0206 |
| 4 | 010-0204-016-0000 | 09-040984 | 3325 V ST | DRAFALL LORNA J | \$900.00 | CEDCNU02512 | 5 | 0206 |
| 5 | 013-0351-018-0000 | 09-041525 | 3300 38TH ST | ROSEMOND WAYNE | \$4,276.00 | CEDCNU02507 | 5 | 0206 |
| 6 | 013-0393-019-0000 | 09-043273 | 3617 34TH ST | 34TH ST TRUST C/O CINDY WEIDNER | \$900.00 | CEDCNU02500 | 5 | 0206 |
| 7 | 014-0152-021-0000 | 09-011353 | 4139 BROADWAY | MACPHERSON FAMILY TRUST | \$1,550.00 | CEDCNU02523 | 5 | 0206 |
| 8 | 014-0203-018-0000 | 09-034902 | 3434 40TH ST | RIOS NOEMI CONSUELO | \$900.00 | CEDCNU02518 | 5 | 0206 |
| 9 | 014-0243-004-0000 | 08-004770 | 3520 41ST ST | CLARK DANIEL M | \$931.00 | CEDCNU02508 | 5 | 0206 |
| 10 | 014-0243-004-0000 | 08-004770 | 3520 41ST ST | CLARK DANIEL M | \$1,500.00 | CEDCEA00384 | 5 | 0206 |
| 11 | 014-0246-006-0000 | 09-031690 | 3532 43RD ST | SAVA SHARON ANN | \$900.00 | CEDCNU02529 | 5 | 0206 |
| 12 | 020-0031-012-0000 | 09-041201 | 3833 36TH ST | CANDELERIO MICHAEL | \$1,676.54 | CEDCNU02503 | 5 | 0206 |
| 13 | 020-0273-023-0000 | 09-032567 | 3657 22ND AV | EARL BETTIE M | \$1,000.00 | CEDCNU02522 | 5 | 0206 |
| 14 | 020-0273-023-0000 | 09-032567 | 3657 22ND AV | EARL BETTIE M | \$250.00 | CEDCEA00387 | 5 | 0206 |
| 15 | 020-0273-023-0000 | 09-032567 | 3657 22ND AV | EARL BETTIE M | \$500.00 | CEDCEA00388 | 5 | 0206 |
| 16 | 021-0207-001-0000 | 09-009421 | 5416 19TH AV | SEAN D. MCDERMOTT | \$1,234.73 | CEDCNU02506 | 5 | 0206 |
| 17 | 025-0091-009-0000 | 09-047424 | 3150 FRUITRIDGE RD | BERMUDEZ URCUYO OMAR | \$900.00 | CEDCNU02516 | 5 | 0206 |
| 18 | 027-0115-015-0000 | 09-049437 | 6353 JANSEN DR | BINGHAM JOYCELYN L | \$938.16 | CEDCNU02544 | 6 | 0206 |
| 19 | 027-0183-012-0000 | 09-043589 | 5501 MCMAHON DR | CHIPMAN RICHARD/TERAH | \$900.00 | CEDCNU02528 | 6 | 0206 |

| ITEM NO. | PARCEL NUMBER | CASE NUMBER | PROPERTY ADDRESS | PROPERTY OWNER | AMOUNT DUE | INVOICE NUMBER | CD | COUNTY CODE |
|----------|-------------------|-------------|--------------------|-----------------------------------|-------------|----------------|----|-------------|
| 20 | 049-0401-024-0000 | 09-043641 | 7422 WINNETT WY | HAYNES DORENDA | \$1,000.00 | CEDCNU02536 | 8 | 0206 |
| 21 | 052-0270-026-0000 | 09-044639 | 1997 LEFORD WY | GARCIA MANINDER SINGH/AVTAR SINGH | \$1,198.95 | CEDCNU02541 | 8 | 0206 |
| 22 | 119-0300-017-0000 | 09-003624 | 7967 LA CORUNA DR | WHEELER HOSEA L | \$869.16 | CEDCNU02591 | 7 | 0206 |
| 23 | 225-0307-003-0000 | 09-046819 | 3153 BRIDGEFORD DR | ODBERT JOHN P | \$900.00 | CEDCNU02535 | 1 | 0206 |
| 24 | 225-0700-045-0000 | 09-046679 | 1850 PEBBLEWOOD DR | FUHRMAN PAMELA S | \$938.16 | CEDCNU02533 | 1 | 0206 |
| 25 | 225-1850-098-0000 | 09-040134 | 3414 COLCHESTER AV | GALO SUSAN/TEDDY | \$1,332.40 | CEDCNU02542 | 1 | 0206 |
| 26 | 226-0200-002-0000 | 09-032684 | 616 SANTA ANA AV | JACKSON ANTHONY G | \$938.16 | CEDCNU02526 | 2 | 0206 |
| 27 | 226-0200-002-0000 | 09-032684 | 616 SANTA ANA AV | JACKSON ANTHONY G | \$1,500.00 | CEDCEA00389 | 2 | 0206 |
| 28 | 226-0330-096-0000 | 09-044027 | 245 PEACH LEAF WY | MAHAL SURJIT | \$900.00 | CEDCNU02534 | 2 | 0206 |
| 29 | 251-0311-010-0000 | 09-043961 | 1281 DIAMOND AV | PATRICK ORLAND J | \$900.00 | CEDCNU02513 | 2 | 0206 |
| 30 | 262-0162-005-0000 | 09-011015 | 701 NORWICH CT | BOULAIS JOSEPH L | \$400.00 | CEDCNU02451 | 1 | 0206 |
| 31 | 265-0030-011-0000 | 09-044134 | 3175 CALLECITA ST | RYAN DENISE | \$929.82 | CEDCNU02525 | 2 | 0206 |
| 32 | 275-0088-003-0000 | 09-033806 | 1625 DEL PASO BL | BETTY J. / BERNARD D. POOL | \$1,579.82 | CEDCNU02515 | 2 | 0206 |
| | | | | | | | | |
| | | | | TOTAL: | \$34,773.90 | | | |