RESOLUTION NO. 2006-522

Adopted by the Sacramento City Council

July 18, 2006

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, Chapter 8.96.320 and 8.04.110 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, Chapter 8.96.320 and 8.04.110; 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:

1. The reasonable penalties in the aggregate amount not to exceed $7,889.88 for paid fees and penalties is the sum set forth by the HCAAB and/or appointed third-party Hearing Examiners' findings of fact of hearing held May 24, 2006. This amount may be reduced as staff determines necessary.

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.

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.

4. Such lien also constitutes a personal obligation against the owner of the property.

5. The City Clerk shall transmit a certified copy of this Resolution to the Sacramento County Auditor/Controller.

Adopted by the City of Sacramento City Council on July 18, 2006 by the following vote:

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

Noes: None.

Abstain: None.

Absent: None.

Heather Fargo

Mayor, Heather Fargo

Attest:

Shirley Concolino

Shirley Concolino, City Clerk

Line #	Parcel Number	Case Number	Property Address	Property Owner	Amount Due	Invoice Number	Council District	County ID
1	006-0071-032-0000	C050028084	1012 2nd St	C Anspach and R.M. Surfield	$875.00	NS060175	1	0206
2	019-0051-014-0000	C050020792	4133 Deeble St	Ella Mae Lewis & OF & Bobbie Wilson	$875.00	NS060196	5	0206
3	036-0062-031-0000	C050016151	6329 25th St	James W. Berry	$1,072.88	NS060190	5	0206
4	036-0062-031-0000	C050016151	6329 25th St	James W. Berry	$912.00	NS060191	5	0206
5	052-0072-010-0000	C050038336	2163 Ferran Av	Herman C Jr. & Lois Osby	$1,025.00	NS060130	8	0206
6	117-0760-061-0000	G060004572	5210 Summerbrook Wy	Mohammed & Sashi K Shaheed	$505.00	GA060005	7	0206
7	225-1000-048-0000	V050003716	14 Hoy Lake Ct	Hector S. Brito	$875.00	NS060201	1	0206
8	252-0181-020-0000	C050045736	3628 Presidio St	Carol E & Thomas C Milloway	$875.00	NS060195	2	0206
9	262-0261-006-0000	C050021329	341 Peralta Av	Sushila & Dev Anand	$875.00	NS060203	1	0206

TOTAL TO BE LIENED: $7,889.88