

RESOLUTION NO. 2006-753

Adopted by the Sacramento City Council

October 17, 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 \$13,405.00 for unpaid fees and penalties is the sum set forth by the HCAAB and/or appointed third-party Hearing Examiners' findings of fact of hearing held August 23, 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.

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Exhibit A - List of Liens

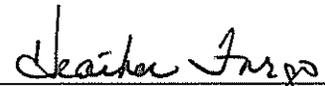
Adopted by the City of Sacramento City Council on October 17, 2006 by the following vote:

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

Noes: None.

Abstain: None.

Absent: Councilmember Tretheway.



Mayor, Heather Fargo

Attest:



Shirley Concolino, City Clerk

Exhibit A -List of Liens

Line #	Parcel Number	Case Number	Property Address	Property Owner	Amount Due	Invoice Number	Council District	County ID
1	002-0086-012-0000	C050029812	314 15th Street	Sacramento Cellular Telephone Co.	\$185.00	NS060228	3	0206
2	010-0114-007-0000	C060004479	2518 U Street	Joseph C Ongaro	\$500.00	NS060287	4	0206
3	014-0085-024-0000	C050032398	4323 2nd Av	Stockton Blvd Partners LLC	\$2,000.00	CEAP060016	5	0206
4	014-0085-024-0000	C050032398	4323 2nd Av	Stockton Blvd Partners LLC	\$875.00	NS060262	5	0206
5	020-0061-026-0000	C060005068	4009 36th St	Lucile Blanchard 1992	\$925.00	NS060304	5	0206
6	040-0051-001-0000	C050039285	7438 Elder Creek	Virendra Mishra Acharya 2004	\$1000.00	NS060302	6	0206
7	040-0171-027-0000	V050044281	3533 39th St	Shirley Rose Pickens	\$950.00	NS060295	6	0206
8	040-0171-027-0000	C060002961	6625 Rancho Pico Wy	Robert J. Vann	\$875.00	NS060297	6	0206
9	049-0440-046-0000	G050045447	7324 Luther Drive	Aliana W & Andrew O. Kong	\$595.00	GA060003	8	0206
10	053-0093-014-0000	C060001637	3657 Fallis Cr	Gustavo A. Rios	\$950.00	NS060274	7	0206
11	053-0095-018-0000	V050043840	7843 Detroit Blvd	Faletui Faraimo & Lillian A	\$765.00	NS060214	7	0206
12	053-0151-012-0000	C060003528	7904 Burlington Wy	Rafaela Smith	\$875.00	NS060289	7	0206
13	250-0281-002-0000	V060007904	114 Ford Rd	Samuel A & Carmen Silva	\$875.00	NS060278	2	0206
14	250-0281-038-0000	V060005786	120 Ford Rd	Ana Edilia Anchondo	\$875.00	NS060285	2	0206
15	251-0171-011-0000	C060005590	3535 Osmer Ln	Samuel Pearl	\$285.00	NS060306	2	0206
16	263-0242-018-0000	C050033555	679 El Camino	Dorian Freeman & Gracie Nelson	\$875.00	NS060292	2	0206
TOTAL TO BE LIENED					<u>\$13,405.00</u>			