

**RESOLUTION NO. 2020-156**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
APPROVING AND CONFIRMING THE REPORT OF DELINQUENT SIDEWALK  
REPAIR AND NUISANCE ABATEMENT COSTS SPECIAL ASSESSMENT AND  
REQUESTING SACRAMENTO COUNTY TO COLLECT SUCH CHARGES ON THE  
FISCAL YEAR 2020-21 TAX ROLL**

**WHEREAS**, the City of Elk Grove (the “City”) has adopted the Elk Grove Municipal Code (EGMC) to establish standards for property maintenance; and

**WHEREAS**, the EGMC standards are intended to maintain public health and safety and quality of life for Elk Grove’s residents; and

**WHEREAS**, violations of the EGMC must sometimes be corrected by the City’s Code Enforcement Division through direct abatement actions, which carry direct costs; and

**WHEREAS**, California Streets and Highways Code section 5625 grants cities the authority to make costs related to sidewalk repair and replacement a special assessment against a parcel; and

**WHEREAS**, California Government Code section 38773.5 grants cities the authority to make costs related to abatement of nuisances a special assessment against a parcel; and

**WHEREAS**, EGMC sections 12.05.160 and 16.18.1521 allow for the City Clerk to file with the Sacramento County Recorder’s Office a special assessment against the title of properties delinquent on payment of sidewalk repair and abatement costs and fees; and

**WHEREAS**, the properties listed on the Delinquent Properties Report (the “Report”), attached as Exhibit A and incorporated herein by this reference, are delinquent in the payment of said special assessment and a notice of intention to levy the special assessment has been mailed to the landowners listed in the Report detailing such charges not less than ten days prior to the date of the City Council considering the item; and

**WHEREAS**, the City Council has considered the Report and duly considered all protests related thereto.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Elk Grove:

Section 1. Confirming the Report. The City Council hereby approves, confirms, and adopts the Report, as may be amended as authorized herein, and as attached hereto and incorporated herein by reference, and determines that each such charge is proper and correct. The City Council directs the Code Enforcement Division to make any amendments to the Report as necessary, removing parcels from the Report for which full payment has been made on or before July 28, 2020.

Section 2. Authorization. The City Council hereby directs the City Clerk to effectuate the delivery of a certified copy of the finalized report to the Sacramento County Auditor and to submit a certified copy of the Resolution (with attachments) with the County Recorder for recordation.

Section 3. Services of Sacramento County. The offices of the Sacramento County Auditor and Sacramento County Recorder are requested to do any and all things necessary to provide for the placement of the charges on the tax roll and collecting said charges with the general taxes.

Section 4. General Authorization. The members of the City Council, the City Clerk, and the other officers of the City are hereby authorized and directed, individually and collectively, to do any and all things and to execute, deliver, and perform any and all agreements and documents that they deem necessary or advisable in order to effectuate the purposes of this Resolution. All actions heretofore taken by the officers and agents of the City that are in conformity with the purposes and intent of this Resolution are hereby ratified, confirmed, and approved in all respects.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 24<sup>th</sup> day of June 2020



\_\_\_\_\_  
STEVE LY, MAYOR of the  
CITY OF ELK GROVE

ATTEST:



\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



\_\_\_\_\_  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**EXHIBIT A- Delinquent Properties Report FY 20/21**

DATE OPENED	CASE_NO	BALANCE_DUE	APN	ADDRESS	CITY	STATE	ZIP
<b>Nuisance Abatement</b>							
06/22/2018	18-1492	\$976.25	13400100460000	ELK GROVE BLVD	ELK GROVE	CA	95624
06/22/2018	18-1493	\$976.25	13400100470000	ELK GROVE BLVD	ELK GROVE	CA	95624
06/29/2018	18-1577	\$1,020.00	11501620170000	8601 BOW ST	ELK GROVE	CA	95624
08/15/2018	18-2036	\$8,067.94	11914400500000	9436 WINDRUNNER LN	ELK GROVE	CA	95758
06/13/2019	19-1294	\$425.00	12709600080000	9330 CRUZ CT	ELK GROVE	CA	95624
06/13/2019	19-1295	\$425.00	12709600060000	9320 CRUZ CT	ELK GROVE	CA	95624
06/18/2019	19-1327	\$645.00	12701400240000	BRADSHAW RD	ELK GROVE	CA	95624
06/19/2019	19-1350	\$425.00	11612101000000	MANNINGTON ST	ELK GROVE	CA	95758
06/19/2019	19-1351	\$425.00	11612700330000	MONTEREY OAKS DR	ELK GROVE	CA	95758
06/20/2019	19-1384	\$425.00	11612700390000	MONTEREY OAKS DR	ELK GROVE	CA	95758

**Subtotal** **\$13,810.44**

<b>Sidewalk Repair</b>							
7/17/2019	PW Order 19-3539	\$1,149.71	12702600210000	8900 LA HAYA DR	ELK GROVE	CA	95624

**Subtotal** **\$1,149.71**

**TOTAL** **\$14,960.15**

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2020-156**

**STATE OF CALIFORNIA            )**  
**COUNTY OF SACRAMENTO        )**       **ss**  
**CITY OF ELK GROVE             )**

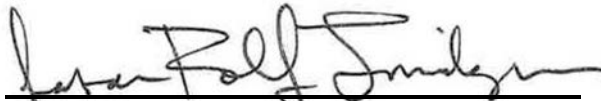
***I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 24, 2020 by the following vote:***

**AYES:            COUNCILMEMBERS:        *Ly, Detrick, Hume, Suen***

**NOES:           COUNCILMEMBERS:        *None***

**ABSTAIN:       COUNCILMEMBERS:        *None***

**ABSENT:        COUNCILMEMBERS:        *Nguyen***



***Jason Lindgren, City Clerk  
City of Elk Grove, California***