

**RESOLUTION NO. 2021-192**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
APPROVING AND CONFIRMING THE REPORT OF PUBLIC NUISANCE  
ABATEMENT AND DELINQUENT SIDEWALK REPAIR COSTS AND REQUESTING  
A NEW DIRECT LEVY BE SUBMITTED TO SACRAMENTO COUNTY IN ORDER TO  
IMPOSE SPECIAL ASSESSMENTS ON THE DELINQUENT PARCELS AND TO  
COLLECT SUCH ASSESSMENTS ON THE FISCAL YEAR 2021-22 SECURED  
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 meeting at which the item is to be considered; and

**WHEREAS**, the City Council held a duly-noticed public hearing on June 23, 2021, as required by law to consider all of the information presented by staff and public testimony presented in writing and at the meeting; 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 attached hereto and incorporated herein by reference and as may be amended as authorized herein, 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 or an approved payment plan has been established on or before July 26, 2021.

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) to 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, including, without limitation, the City Manager or the City Manager's designee, 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 23<sup>rd</sup> day of June 2021




BOBBIE SINGH-ALLEN, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:

  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**EXHIBIT A**

<u>STARTED</u>	<u>STATUS</u>	<u>SITE APN</u>	<u>CASE NO</u>	<u>BALANCE DUE</u>	<u>SITE ADDR</u>	<u>SITE CITY</u>	<u>SITE STATE</u>	<u>SITE ZIP</u>
04/23/2020	CLSD CIT ABATED - FEE	11919200170000	20-0601	\$260.00	MARITIME DR	ELK GROVE	CA	95758
05/12/2020	CLSD CIT ABATED - FEE	12706200050000	20-0730	\$175.00	9009 QUAIL KNOLL CT	ELK GROVE	CA	95624
05/27/2020	CLSD CIT ABATED - FEE	12700100610000	20-0881	\$350.00	8973 ELK GROVE FLORIN RD	ELK GROVE	CA	95624
06/11/2020	CLSD CIT ABATED - FEE	12701400240000	20-1082	\$435.00	BRADSHAW RD	ELK GROVE	CA	95624
<b>Sub Total</b>				<b>\$1,220.00</b>				
<b>TOTAL</b>				<b>\$1,220.00</b>				

For Resolution No. 2021-192, all Sidewalk Repair cases were paid in full as of July 26, 2021, no sidewalk repair related abatements were reported for the 2021-22 Secured Tax Roll.

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2021-192**

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

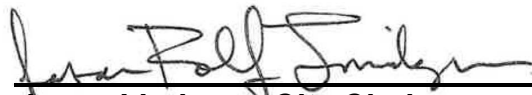
*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 23, 2021 by the following vote:*

**AYES:**        **COUNCILMEMBERS:** *Singh-Allen, Nguyen, Hume, Spease, Suen*

**NOES:**       **COUNCILMEMBERS:** *None*

**ABSTAIN:**   **COUNCILMEMBERS:** *None*

**ABSENT:**    **COUNCILMEMBERS:** *None*

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