



*City of Arts & Innovation*

# City Council Memorandum

**TO: HONORABLE MAYOR AND CITY COUNCIL** **DATE: JULY 7, 2020**

**FROM: COMMUNITY & ECONOMIC DEVELOPMENT** **WARDS: ALL**  
**DEPARTMENT**

**SUBJECT: PUBLIC HEARING - RECOVERY OF FISCAL YEAR 2020-2021 UNPAID ADMINISTRATIVE AND ABATEMENT COSTS FOR VARIOUS CODE ENFORCEMENT ACTIONS AND NUISANCE ABATEMENTS AFFECTING REAL PROPERTY IN THE AMOUNT OF \$207,256.70 – ADOPTION OF RESOLUTIONS**

## **ISSUE:**

Approve the accounting of costs associated with the various code enforcement actions and nuisance abatements affecting real property in the total amount of \$207,256.70 for Fiscal Year 2020-2021 and adopt resolutions assessing the costs and establishing the liens upon the respective parcels of real property.

## **RECOMMENDATIONS:**

That the City Council:

1. Approve the accounting of the administrative and abatement costs totaling \$207,256.70 for Fiscal Year 2020-2021 as set forth in Attachments 1-4; and
2. Adopt the attached Resolutions assessing the costs and establishing the liens upon the respective parcels of real property.

## **BACKGROUND:**

The Administrative Code Enforcement Program, adopted by the City Council on July 13, 1999, enables the Code Enforcement Division to employ appropriate means of cost recovery for abatement services and administrative costs that have been assessed to property owners. Actual costs for abatements can be recovered through a secured property tax lien. Fines and penalties are recovered through different collection methods.

## **DISCUSSION**

When all means of notification, order and appeal have been utilized to gain voluntary compliance from property owner(s), the Code Enforcement Division often proceeds with abatement action by a contractor. The City then invoices the property owner(s) to collect the amounts of the fees and

charges that have been incurred.

After utilizing all means of notification, invoicing, and collection efforts to recover costs from the property owner(s) without success, the City may attach a lien on the respective properties for the unpaid balances that are 30 days past due. After City Council has adopted the necessary resolutions, the Riverside County Auditor-Controller's Office will attach a lien on the respective property tax bill to recover the unpaid balances. As required by Riverside Municipal Code, the City will post a notice of the Public Hearing on or before June 16, 2020 in the Press Enterprise.

The attached Exhibits A through D of the resolutions identify the outstanding balances for administrative costs, abatement of dangerous buildings, rubbish abatements, and weed and brush nuisance abatements. Properties identified in the exhibits are subject to revision, as payments are received up until the time of City Council action on this matter. The unpaid balances for fiscal year 2020-2021 need to be filed by August 10, 2020 with the Riverside County Auditor-Controller's Office in order to appear on the 2020-2021 property tax bills.

### **FISCAL IMPACT:**

The fiscal impact of this action is the recovery of approximately \$207,256.70 in unpaid balances, thereby reimbursing the General Fund for costs associated with Code Enforcement Division activity once these funds are remitted to the City by the Riverside County Auditor-Controller's Office. The funds will be allocated as follows in the exhibits to their respective resolutions:

Exhibits	Account Title	Account Number	Amount
A	Abatement of Dangerous Buildings	0000101-340401	\$ 32,590.48
B	Rubbish, Refuse, Trash/Debris or Waste Matter Abatements	0000101-362300	\$ 38,548.61
C	Weed and Brush Nuisance Abatements	0000101-362100	\$ 118,566.79
D	Administrative Costs	0000224-353700	\$ 17,550.82
Total Amount for Exhibits A-D			\$ 207,256.70

Prepared by: David Welch, Community & Economic Development Director  
 Certified as to  
 availability of funds: Edward Enriquez, Chief Financial Officer / City Treasurer  
 Approved by: Rafael Guzman, Assistant City Manager  
 Approved as to form: Gary G. Geuss, City Attorney

### Attachments:

1. Resolution - Abatement of Dangerous Buildings
2. Resolution - Rubbish, Refuse, Trash/Debris or Waste Matter Abatements
3. Resolution - Weed and Brush Nuisance Abatements
4. Resolution - Administrative Costs
5. Public Hearing Notice
6. Presentation