



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL **DATE: JULY 6, 2021**

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

SUBJECT: APPROVAL OF 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 \$307,145.67 – ADOPTION OF RESOLUTIONS

ISSUE:

Adopt resolutions to approve the accounting of unpaid administrative and abatement costs for Fiscal Year 2020-2021 associated with the various code enforcement actions and nuisance abatements affecting real property in the amount of \$307,145.67.

RECOMMENDATIONS:

That the City Council:

1. Conduct the public hearing;
2. Approve the accounting of the administrative and abatement costs totaling \$307,145.67 as set forth in Attachments 1-4 shown as Exhibits A-D of the Resolutions; and
3. Adopt four separate Resolutions (Attachments 1-4) assessing the costs and establishing the liens upon the respective parcels of real property to allow for cost recovery of the unpaid balances.

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 for non-compliance. 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, 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 owners without success, the City may attach a lien on the respective properties for the unpaid balances that are thirty (30) days past due. After City Council has adopted the necessary resolutions, the Riverside County Auditor-Controller's Office will attach a secured 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 22, 2021 in the Press Enterprise (Attachment 5).

Attachments 1-4 represent four separate resolutions that include Exhibits A through D which identify the outstanding balances for Administrative Costs, Abatement of Dangerous Buildings, Rubbish Abatements, and Weed and Brush Nuisance Abatements. Properties identified in Exhibits A-D 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, 2021 with the Riverside County Auditor-Controller's Office, in order to appear on the 2021-2022 property tax bills.

FISCAL IMPACT:

The fiscal impact of this recommendation is \$307,145.67. The City would recover approximately \$311,444.67 in unpaid balances, thereby reimbursing the General Fund for costs associated with Code Enforcement Division activity. The funds will be allocated as follows:

Exhibit	Account Title	Account Number	Amount
A	Abatement of Dangerous Buildings	0000101-340401	\$ 61,780.86
B	Rubbish, Refuse, Trash/Debris or Waste Matter Abatements	0000101-362300	\$ 107,663.69
C	Weed and Brush Nuisance Abatements	0000101-362100	\$ 111,721.23
D	Administrative Costs	0000224-353700	\$ 25,979.89
Total amount for Exhibits A-D			\$ 307,145.67

Prepared by: David Welch, Community & Economic Development Director
 Certified as to availability of funds: Edward Enriquez, Chief Finance Officer/Treasurer
 Approved by: Rafael Guzman, Assistant City Manager
 Approved as to form: Kristi J. Smith, Interim City Attorney

Attachments:

1. R - Abatement of Dangerous Buildings (Exhibit A)
2. R - Rubbish, Refuse, Trash/Debris or Waste Matter Abatements (Exhibit B)
3. R - Weed and Brush Nuisance Abatements (Exhibit C)
4. R - Administrative Costs (Exhibit D)
5. Public Hearing Notice
6. Presentation