



CITY OF CLEARLAKE

City Council

STAFF REPORT	
SUBJECT: Confirm assessment(s) in the total amount of \$29,383.90 for City funded abatements, in accordance with Clearlake Municipal Code Chapter 10	MEETING DATE: 12/01/2022
SUBMITTED BY:	Lee Lambert- Code Enforcement Supervisor
PURPOSE OF REPORT	<input type="checkbox"/> Information Only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

1. The City Council is being asked to Adopt Resolution No. 2022-65: Resolution of the City Council of the City of Clearlake confirming Special Assessment(s) for the abatement of real properties and approve lien(s) against real properties in accordance with Chapter 10 of the Clearlake Municipal Code

BACKGROUND/DISCUSSION: The purpose of this hearing is to consider and act upon any and all protest(s) of proposed assessment(s) for recovery of the costs of abatement(s) of real property. Upon due consideration of the evidence and testimony submitted by staff and the property owner(s), the Council may:

1. Grant the protest and revise the Resolution to remove the assessment(s); or
2. Deny the protest and confirm the assessment(s) as proposed; or
3. Modify (reduce) the amounts of assessment(s) and revise the Resolution to reflect the modified assessment(s).

The following is a summary identifying subject property(s), property owner(s) and the proposed assessment(s):

1. Location: 14095 Villa Way Clearlake, CA 95422 A.P.N.# 039-266-070
 Owner: Palermo Drive LLC
 Action(s): City funded abatement of real property.
 Abatement Assessment: \$14,740.00
2. Location: 14101 Villa Way Clearlake, CA 95422 A.P.N.# 039-266-300
 Owner: Limtiaco, Anthony
 Action(s): City funded abatement of real property.
 Abatement Assessment: \$13,540.00
3. Location: 14775 Highlands Way Clearlake, CA 95422 A.P.N.# 039-302-040

Owner: Willis, Frank L

Action(s): City funded abatement of real property.

Abatement Assessment: \$1,103.90

All abatement expenses, or portions thereof, which remain unpaid after confirmation of assessment by the City Council shall become a lien against the subject property to the City of Clearlake and may become a special assessment on the Tax Roll. The City of Clearlake shall be named in the lien document, as party to receive notice of any and all payoff demands and / or other notices relating to the liens.

- ✓ Property owners were advised of all violations which existed on their properties and given ample time to reach full voluntary compliance.
- ✓ Inspection and Abatement Warrants were issued by a judge of the Lake County Superior Court for 14095 Villa Way and 14101 Villa Way. Said warrants were posted on each property for a minimum of 24 hours prior to execution and abatement.
- ✓ An Order to Summary Abate was issued by Alan Flora, the City Manager for the City of Clearlake, to abate the health and safety hazards at 14775 Highlands Way, which were an immediate risk to the health and safety of the community.
- ✓ Abatements were completed on each property, as described above.
- ✓ Property owners were issued an invoice for all abatement expenses due to the abatement of each said property. Property owners failed to submit payment.

OPTIONS:

Move to confirm all assessments as proposed and to read said Resolution by title only. A roll call vote shall follow the reading of said Resolution. Attached is the proposed Resolution confirming assessments, statement of expenses for the proposed assessments and supporting evidence.

FISCAL IMPACT:

None \$ 29,383.90 Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$ [redacted] .

Affected fund(s): General Fund Measure P Fund Measure V Fund Other: [redacted] .

Comments: Granting protests will result in a negative impact due to the City not being reimbursed for abatement expenses already incurred.

STRATEGIC PLAN IMPACT

Goal #1: Make Clearlake a Visibly Cleaner City

Goal #2: Make Clearlake a Statistically Safer City

Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities

Goal #4 Improve the Image of Clearlake

Goal #5 Ensure Fiscal Sustainability of City

Goal #6: Update Policies and Procedures to Current Government Standards

Goal #7: Support Economic Development

SUGGESTED MOTIONS:

1. Move to Adopt Resolution No. 2022-65: Resolution of the City Council of the City of Clearlake confirming Special Assessment(s) for the abatement of real properties and approve lien(s) against real properties in accordance with Chapter 10 of the Clearlake Municipal Code.

Attachments:

- 1) Resolution # 2022-65
- 2) Evidence