

## RESOLUTION NO. 2024-112

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING AND CONFIRMING THE REPORT OF DELINQUENT PUBLIC NUISANCE AND SIDEWALK REPAIR COSTS AND REQUESTING SACRAMENTO COUNTY TO IMPOSE SPECIAL ASSESSMENTS ON THE DELINQUENT PARCELS AND TO COLLECT SUCH ASSESSMENTS ON THE 2024-2025 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 Report of Delinquent Public Nuisance Abatement and Sidewalk Repair Costs (the “Report”), attached as Exhibit A and incorporated herein by this reference, are delinquent in the payment of said nuisance abatement and sidewalk repair costs and a notice of intention to levy the special assessment has been mailed to the property owners listed in the Report detailing such charges not less than ten days prior to the date set for the public hearing of the City Council to consider the Report; 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 as follows:

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 26, 2024.

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 collect said charges with the general taxes.

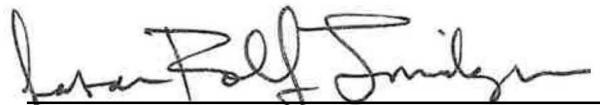
Section 4. General Authorization. The members of the City Council, the City Clerk, and the other officers of the City are hereby authorized and directed, individually and collectively, to do any and all things and to execute, deliver, and perform any and all agreements and documents that they deem necessary 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 26<sup>th</sup> day of June 2024



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**

UNPAID CITY ABATED FEES JAN THRU DEC 2023							
STARTED	STATUS	SITE_APN	CASE_NO	ACR	BALANCE_DUE	TAX ROLL AMT	SITE_ADDR
04/10/2023	CLSD CIT ABATED - FEE	11601000900000	23-0455	YES	820	525	9252/9300 ELK GROVE FLO
07/19/2023	CLSD CIT ABATED - FEE	13401101770000	23-1299	YES	2095	1800	WYLAND DR
04/25/2023	CLSD CIT ABATED - FEE	12701400240000	23-0606	YES	557	262	SHEBA LN
	<b>Sub total</b>					<b>\$2,587.00</b>	
	PW O&M						
1/31/2023	SIDEWALK REPLACEMENT	13405000120000	11948		\$852.72	\$852.72	9757 PARKTREE WAY
10/3/2023	SIDEWALK REPLACEMENT	11600900570000	14239		\$7,869.36	\$7,869.36	9340 E STOCKTON BLVD
7/14/2023	SIDEWALK REPLACEMENT	11608000180000	14241		\$503.88	\$503.88	6709 STORIA WAY
11/16/2023	SIDEWALK REPLACEMENT	11910200710000	15032		\$1,240.32	\$1,240.32	4527 ELWELL CT
8/3/2023	SIDEWALK REPLACEMENT	12105700700000	14699		\$1,987.92	\$1,987.92	8651 IRISH MOSS CT
9/7/2023	SIDEWALK REPLACEMENT - DEFAULTED PPA -1st PAYMENT ONLY REC'D 10/19/23	12108500040000	14306		\$1,200.00	\$1,200.00	8621 BANTON CIR
1/31/2023	SIDEWALK REPLACEMENT - DEFAULTED PPA- 5 PYMNTS REC'D LAST ONE 7/14/23	13206400290000	14238		\$2,719.23	\$2,719.23	9929 WETLAND DR
	<b>Sub total</b>				\$16,373.43	\$16,373.43	
	<b>TOTAL</b>					<b>\$18,960.43</b>	

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2024-112**

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 26, 2024 by the following vote:*

**AYES:           COUNCILMEMBERS:       Singh-Allen, Brewer, Robles, Spease, Suen**

**NOES:           COUNCILMEMBERS:       None**

**ABSTAIN:       COUNCILMEMBERS:       None**

**ABSENT:        COUNCILMEMBERS:       None**

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