

C O U N C I L C O M M U N I C A T I O N

TO : THE CITY COUNCIL
FROM: THE CITY MANAGER'S OFFICE

COUNCIL MEETING DATE:
JULY 20, 1988

SUBJECT: SET PUBLIC HEARING TO REVIEW COST REPORT OF CITY WEED ABATEMENT PROGRAM FOR 1988

RECOMMENDED ACTION: That Council, by motion action, set a public hearing for the regular council meeting of August 17, 1988 to receive a report of the cost of abatement of weeds on one parcel located in the city and to hear any objections of the property owner liable to be assessed for the abatement.

Council will recall that several months ago the Council initiated weed abatement proceedings on various parcels throughout the city. According to the Government Code of the State of California legal noticing, including letters to the subject property owners, publications and postings were made regarding the matter. Public hearings regarding the program were conducted by the City Council.

Ultimately, the city abated weeds on the following parcel:

1. A4-03.87, 713 South Sacramento Street, Lodi
P.N. 045-240-07
Angelantonio DeRubis
2755 Ordway Street, NW 406
Washington, D. C. 20008

The Government Code provides that the City Council shall set a public hearing to receive a report of the cost of abatement in front of or on each separate parcel of land where the work was done by the City. At the time fixed for receiving and considering the report, the legislative body shall hear it with any objections of the property owners liable to be assessed for the abatement. After confirmation of the report by the Council a copy shall be forwarded to the County Assessor and Tax Collector who shall add the amount of the assessment to the next regular tax bill levied against the parcel for municipal purposes.


Alice M. Reimche
City Clerk

AMR:jj

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CITY COUNCIL

JAMES W. PINKERTON, Jr., Mayor
JOHN R. (Randy) SNIDER
Mayor Pro Tempore
DAVID M. HINCHMAN
EVELYN M. OLSON
FRED M. REID

CITY OF LOD

CITY HALL, 221 WEST PINE STREET
August 19, 1988
LODI, CALIFORNIA 95241-1910
(209) 334-5634

THOMAS A. PETERSON
City Manager
ALICE M. REIMCHE
City Clerk
BOB McNATT
City Attorney

Mr. Paul Heurlin
San Joaquin County Auditor-Controller
San Joaquin County Courthouse
222 East Weber Avenue, Room 103
Stockton, CA 95202

Dear Mr. Heurlin:

Enclosed herewith, please find certified copy of Resolution No. 88-116 "Resolution Confirming the Cost of Weed Abatement for 1988 and Providing for the Collection on the Regular Tax Bill" which was adopted by the Lodi City Council at its regular meeting of August 17, 1988.

You are hereby requested to enter the assessment on the County tax roll and to collect the total amount of the assessment at the time and in the manner as other ordinary municipal taxes.

Should you have any questions, please do not hesitate to call.

Very truly yours,

Alice M. Reirnche
City Clerk

AMR:jj
Enc.

cc: San Joaquin County Tax Assessor
San Joaquin County Tax Collector

RESOLUTION CONFIRMING THE COST OF WEED ABATEMENT
FOR 1988 AND PROVIDING FOR COLLECTION

BEFORE THE CITY COUNCIL OF THE CITY OF LODI

IN THE MATTER OF:

Resolution Confirming the Cost
of Weed Abatement for 1988 and RESOLUTION NO. 88-116
Providing for the Collection of
the Regular Tax Bill

The City Council adopted Resolution No. 88-15 on February 3, 1988 electing to proceed under Government Code Sections 39501-39588 and declared a public nuisance all weeds growing upon streets, sidewalks and private property in the city;

The City Council adopted Resolution No. 88-54 on April 20, 1988, following the holding of a public hearing, and did overrule objections and determined to proceed with the abatement of weeds growing upon public ways and private property in the city;

The superintendent has abated the nuisance declared by Resolution No. 88-15 and has kept an account of the cost of abatement and has submitted it to the City Council for confirmation;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED AS FOLLOWS:

(1) The City Council ordered the superintendent to abate the nuisance declared by Resolution No. 88-15 by having the weeds, rubbish, refuse and dirt removed and thereafter the superintendent entered upon private property more particularly hereafter described to abate the nuisance and the superintendent kept an account of the cost of abatement and has submitted it to the council for confirmation in the form of an itemized written report showing the cost and a copy of the report has been posted in the time and manner required by Government Code Section 39575. No objections were filed or made by the property owner liable for assessment for the abatement and the report as set forth in Exhibit "A" is confirmed.

(2) Cost of the abatement as set forth in Exhibit "A" constitutes a special assessment against that parcel and is a lien on the parcel.

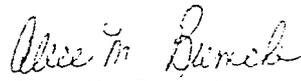
(3) The City Clerk is directed to transmit a certified copy of this resolution to the County Assessor, County Tax Collector, County Auditor, on or before September 1, 1988. The County Auditor is requested to enter the assessment on the county tax roll and to collect the total amount of the assessment at the time and in the manner as other ordinary municipal taxes. All in the manner provided by Government Code Sections 39560-39587.

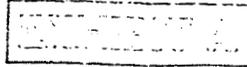
Adopted by the City Council of the City of Lodi on August 17, 1988 by the following vote:

Ayes: Council Members - Hinchman, Olson, Reid, Snider and
Pinkerton (Mayor)

Noes: Council Members - None

Absent: Council Members - None


Alice M. Reimche
City Clerk



REPORT OF THE STREET SUPERINTENDENT, CITY OF LODI,
REGARDING COST OF THE CITY WEED ABATEMENT PROGRAM FOR 1988

1. A4-03.87, 713 South Sacramento Street, Lodi
P.N. 045-240-07
Angelantonio DeRubis
2755 Ordway Street, NW 406 Amount - \$275.00
Washington, D. C. 20008


Jack L. Ronsko
Public Works Director
Street Superintendent

Dated: July 20, 1988