

SAN JOSE APPEALS HEARING BOARD MINUTES
THURSDAY, SEPTEMBER 11, 2008
6:30 P.M., COUNCIL CHAMBERS

1. The meeting of the San Jose Appeals Hearing Board convened this date at 6:30 p.m., Council Chambers, City Hall, with the following members in attendance: Chairperson Clark Williams, Commissioners Calvin Chu, Sonja Etienne, Jose Hernandez, Troy Overton, Karen Parsons and Susan Ruscigno.

Staff Present: Evet Loewen, Chief Deputy City Attorney
Sandy Bouja, Appeals Hearing Board Secretary
Jeff Rhoads, Finance Department
Betty Mitre, Code Enforcement

2. **Opening Remarks and Approval of Minutes**

Chairperson Clark Williams read a statement to the public requesting that speakers identify themselves and state their address. There was a motion by Commissioner Ruscigno, seconded by Commissioner Etienne, to approve the minutes of August 28, 2008. Commissioner Hernandez abstained from the vote.

3. **Request for Excused Absence**

The Board approved the excused absence for Commissioner Hernandez for August 28, 2008.

4. **Public Hearings Consent Calendar**

5. **Deferred and/or Continued Items**

6. **Public Hearings**

- a. **RECYCLE PLUS LIENS**

Public Hearing to adopt a resolution confirming the report from the Director of Finance concerning unpaid Recycle Plus bills for accounts in a delinquent status as of August 19, 2008, and directing the Director of Finance to place a Lien against related properties secured by a lien with the Santa Clara County Recorder's Office.

Property Owner, Kurt Webb, APN 451-28-088, gave his testimony that the Finance Department should have a better way of communicating with their customers.

There was a motion by Commissioner Parsons, seconded by Commissioner Chu, to order as follows:

To uphold the recommendation of the Finance Department and adopt a resolution confirming the report of unpaid Recycle Plus bills and place an assessment against the properties secured by a lien.

AYES: Chu, Etienne, Hernandez, Overton, Parsons, Ruscigno, Williams

NAYS:

ABSENT:

7. **Other Business**

Chair Williams announced the resignation of Commissioner Chu and thanked him for his service as commissioner on the Appeals Hearing Board.

8. **Oral Communication from the Public**

9. **Adjournment**

There was a motion by Commissioner Chu, seconded by Commissioner Etienne to adjourn the meeting. Chair Clark Williams adjourned the meeting at 7:08 p.m. The next regular meeting will be held on Thursday, September 25, 2008 at 6:30 p.m., at the City Hall Council Chambers.