

DRAFT REGULAR MEETING MINUTES
March 25, 2021

1. CALL TO ORDER & ORDERS OF THE DAY

ROLL CALL

PRESENT: Chair Karen Parsons, Vice Chair Ron Cabanayan, Commissioners Elizabeth Chien Hale, Timothy Kenny, and David Hook

ABSENT: None.

STAFF: Board Secretary Regina Lizaola, Investigator Collector II Jeff Rhoades, Program Manager I Richard Eng, Division Manager Rita Tabaldo, Code Enforcement Supervisor Joe Celio, Senior Supervisor Administration Maria Diaz-Perez, Code Enforcement Inspector Greg Peacock, and Senior Deputy City Attorney Rosa Tsongtaarii.

CALL TO ORDER

Chair Parsons convened the Appeals Hearing Board at 6:30 p.m. Virtually via Zoom Webinar Id: 918 5140 1886.

2. OPENING REMARKS AND APPROVAL OF MINUTES

APPROVAL OF MINUTES

- a. Documents Filed: Draft Meeting Minutes from Appeals Hearing Board Regular Meeting on December 10, 2020.

Action: Upon motion by Commissioner Kenny, seconded by Commissioner Chien Hale the minutes for December 10, 2020 was approved. (5-0)

3. REQUEST FOR DEFERRALS

There was no request for deferrals.

4. CONSENT CALENDAR

No items on the Consent Calendar

5. DEFERRED AND/OR CONTINUED ITEMS

There was no deferred and/or continued items.

6. PUBLIC HEARINGS

A. RECYCLE PLUS PROGRAM SPECIAL ASSESSMENT LIENS

Document Filed: Notice of Public Hearing and Report of Delinquent Residential Solid Collection Service Charges, Late Charges and Administrative Fees and Charges dated March 8, 2021

Action: Jeff Rhoads, Investigator Collector II, from the Finance Department provided an updated report of the accounts in a delinquent status as of 5:00 pm, March 25, 2021

Upon motion by Commissioner Kenny, second by Commissioner Hook and carried unanimously, to adopt a resolution to confirming the Special Assessment Report of the Director of Finance and the delinquent Residential Solid Waste Collection Service Charges, Late Charges and Administrative Fees and Charges contained therein; and direct the Director of Finance to place a special assessment and secure a lien in the amount of any delinquent customer account balance against the related parcels with the Santa Clara County Tax Assessor's Office and Recorder's Office, respectively.

updated report as of March 25, 2021 at 5:00 p.m. Minus item number 54 APN 446 08 022 (5-0)

B. 27 CLEAVES AVENUE (261-31-025) – PROPOSED ABATEMENT

(Greg Peacock, Code Enforcement Inspector/ Tommy E Pugh, Property Owner)

Documents Filed: Proposed Abatement Order and Notice of Hearing dated February 23, 2021.

Action: Code Enforcement Inspector Greg Peacock gave a summary of the inspection at the subject property. He stated that he has reached out to Property Owner, but property owner has not contacted him. He provided updated pictures taken March 23, 2021. The Property Owner was not present at the Hearing.

Upon motion by Commissioner Kenny, second by Commissioner Hook and carried unanimously, to approve staff recommendation to adopt a proposed abatement order to require the property owner by the end of fifteen (15) calendar days of the date of service of the Board's resolution in this matter:

1. Cut and remove overgrown grasses or other vegetation located in the left side yard, right side yard, and rear yard.
2. Remove any discarded wood stored in the front yard.

If the above mentioned hazards and violations are not removed, and the preventative measures are not completed within fifteen (15) calendar days of the date of service of the Board's resolution in this matter, the abatement shall be performed by a City approved contractor or service providers and the cost of the abatement may be charged to the property owner to be billed following the completion of the work and paid in full within thirty (30) days of the billing date.

7. REQUEST FOR EXCUSED ABSENCE

There was no request for excused absence.

8. OTHER BUSINESS

There was no other business

9. PUBLIC COMMENT

There was no public testimony on the floor.

10. ADJOURNMENT

Upon a motion by Commissioner Hook, seconded by Commissioner Chien-Hale, and carried unanimously, the Hearing was adjourned at 6:50 p.m.

DRAFT