

**RESOLUTION NO. 17-**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES CONFIRMING THE REPORT OF DELINQUENT ACCOUNTS AND PLACING LIENS ON SAID PROPERTIES AND SPECIAL ASSESSMENTS UPON PROPERTY TAXES PURSUANT TO CITY OF HERCULES MUNICIPAL CODE SECTION 5-2.01 TO 5-2.16, MANDATORY GARBAGE/SOLID WASTE DISPOSAL**

**WHEREAS**, pursuant to Hercules Municipal Code Sections 5-2.01 to 5-2.16, subscription to, and payment for, waste collection service for all occupied properties in the City of Hercules is mandatory; and

**WHEREAS**, waste collection service has been provided by Richmond Sanitary Service to all delinquent properties described in the 'Preliminary Lien List by Parcel Number report; and

**WHEREAS**, pursuant to the provisions of Section 5-2.01 to 5-2.16, each owner of said delinquent properties has been notified in writing of their obligation to subscribe to waste collection services and make payment for this service; and

**WHEREAS**, said property owners have failed to make payments for six months or more for waste collection services as required; and

**WHEREAS**, said property owners have been notified in writing of the commencement of lien proceedings; and

**WHEREAS**, the City has incurred collection and delinquency costs on the above described delinquent properties; and

**WHEREAS**, City staff has established an administrative charge of \$30 per parcel for processing the delinquent accounts and recording the assessment lien; and

**WHEREAS**, Republic Services has, on June 1, 2017, held a duly noticed administrative hearing and on July 11, 2017 the City Council held a duly noticed public hearing which afforded each identified delinquent property owner the right to protest the assessment lien for delinquent collection charges and administrative fees; and

**WHEREAS**, the City Council has revised and corrected the delinquent accounts report as it deems just.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules as follows:

1. That the City Council confirms the delinquent accounts report attached hereto and made a part hereof and hereby places a lien against said properties in the amounts described.

2. That the City Clerk is hereby directed to record a certified copy of the confirmed report with the Contra Costa County Recorder.
3. That the City Clerk is hereby directed to deliver a copy of the Resolution of Confirmation to the Finance Director who is authorized to cause the above amounts to be collected in the manner provided by law for the collection of special items.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 11<sup>th</sup> day of July, 2017 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Myrna de Vera, Mayor

ATTEST:

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Lori Martin, MMC  
Administrative Services Director/City Clerk