



**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Council Chambers
200 "H" Street**

**SEPTEMBER 6, 2018
3:00 P.M.**

3:00 P.M. ROLL CALL Deborah Simpson, Chairperson
Ademuyiwa "Ade" Adeyemi, Vice Chairperson
Farideh Faraji
Marie Livingston
Darrell Goodbeer
Vacant, Alternate

PLEDGE OF ALLEGIANCE

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MEETING MINUTES FOR AUGUST 2, 2018

Recommended Action: Motion to approve the minutes.

STAFF REPORT

B. CODE ENFORCEMENT APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTHS OF JUNE AND JULY 2018

Recommendation: The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board shall also direct that the same be recorded with the Contra Costa County Recorder's Office and thereafter the assessment shall constitute a special assessment and lien against the property.

STAFF REPORT

PUBLIC COMMENTS—*Only unagendized issues will be discussed during this time*

WRITTEN/ORAL COMMUNICATIONS

ADJOURNMENT

Notice of Availability of Reports

This agenda is a summary of the discussion items/actions proposed to be taken by the Board of Administrative Appeals. Materials provided regarding the agenda items will be available at the following website: <http://www.ci.antioch.ca.us/CityGov/Agendas/default.asp> or at the City Clerk's Office, City Hall, 200 H Street, Antioch, CA 94509, Monday through Friday, 8:00 a.m. to 5:00 p.m., for inspection and copying (for a fee). Copies are also made available at the Antioch Public Library for inspection. The meetings are accessible to those with disabilities. Auxiliary aides will be made available for persons with hearing or vision disabilities upon request in advance at (925) 779-7009 or TDD (925) 779-7081.

Notice of Opportunity to Address the Committee

The public has the opportunity to address the Board on each agenda item. To address the Board, fill out a yellow Speaker Request form, available on each side of the entrance doors, and place in the Speaker Card Tray. This will enable us to call upon you to speak. Each speaker is limited to not more than 3 minutes. Comments regarding matters not on this Agenda may be addressed during the "Public Comments" section on the agenda. No one may speak more than once on an agenda item or during "Public Comments".

PLEASE TURN OFF CELL PHONES BEFORE ENTERING COUNCIL CHAMBERS.

**BOARD OF ADMINISTRATIVE APPEALS
ADMINISTRATIVE REVIEW PANEL**

**Regular Meeting
3:00 P.M.**

**August 2, 2018
Council Chambers**

Vice Chairperson Adeyemi called the meeting to order at 3:01 P.M. on Thursday, August 2, 2018 in the Council Chambers.

ROLL CALL:

Present: Board Members Faraji, and Livingston, Vice Chairperson Adeyemi
Absent: Chairperson Simpson

Staff Present: Finance Services Supervisor, Lisa Saunders
Business License Representative, Claudia Argenal
Code Enforcement Manager, Curt Michael
Code Enforcement Officer, Justine Sidie
Code Enforcement Assistant, Denise Skaggs
City Clerk, Arne Simonsen
Minutes Clerk, Kitty Eiden

PLEDGE OF ALLEGIANCE

Vice Chairperson Adeyemi led the board, staff and public in the Pledge of Allegiance.

1. CONSENT CALENDAR

A. APPROVAL OF ADMINISTRATIVE APPEALS MINUTES FOR JUNE 7, 2018

On motion by Board Member Faraji, seconded by Board Member Livingston, the Board of Administrative Appeals approved the Minutes for June 7, 2018. The motion carried the following vote:

Ayes: Adeyemi, Faraji, and Livingston

Absent: Simpson

B. CODE ENFORCEMENT APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID ADMINISTRATIVE CITATIONS & ABATEMENTS FOR THE MONTH OF MAY 2018.

On motion by Board Member Faraji, seconded by Board Member Livingston, the Board of Administrative Appeals confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board also directed that the same be recorded with the Contra Costa County Recorder's Office. The motion carried the following vote:

Ayes: Adeyemi, Faraji, and Livingston

Absent: Simpson

C. BUSINESS LICENSE – APPROVAL OF THE LEVY OF SPECIAL ASSESSMENTS ON CERTAIN PROPERTIES FOR UNPAID BUSINESS LICENSE TAXES AND/OR ADMINISTRATIVE CITATION(S) FOR THE MONTHS OF JUNE AND JULY 2018.

City Clerk Simonsen announced that there was a supplemental report for Item IC which was provided to the Board and the public.

Finance Services Supervisor Saunders stated they had received some payments; therefore, there was a supplemental staff report distributed for June and July 2018 in the amount of \$27,671.

On motion by Board Member Faraji, seconded by Board Member Livingston, the Board of Administrative Appeals confirmed each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property. The Board also directed that the same be recorded with the Contra Costa County Recorder's Office. The motion carried the following vote:

Ayes: Adeyemi, Faraji, and Livingston

Absent: Simpson

2. REGULAR AGENDA

OATH for all intending to testify

City Clerk Simonsen announced the appellant was not present and there were no requests to speak; therefore, the Oath was not administered.

ADMINISTRATIVE CITATION NO. 27102 – APPEAL OF ADMINISTRATIVE CITATION ISSUED REGARDING “PARKING COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS” [§4-5.1223] AND “WHEN STORAGE OF A RECREATIONAL VEHICLE IS A PUBLIC NUISANCE” [§5-1.201.1], TO ROBERTO MONROY, 2506 HOOFTAIL WAY, ANTIOCH, CA.

Vice Chairperson Adeyemi opened and closed the public hearing with no members of the public requesting to speak.

In response to Board Member Faraji, Code Enforcement Officer Sidie explained that the Antioch Police Department was the appropriate agency to address procedures related to abandoned vehicles on the public street.

Vice Chairperson Adeyemi reiterated that concerns related to abandoned vehicles should be brought to the attention of Antioch Police Department.

Board Member Livingston commented that the appellant indicated that he was told to move the vehicles and had failed to comply from April to June. She noted he complied prior to the July 10, 2018 inspection by Code Enforcement.

On motion by Board Member Livingston, seconded by Board Member Faraji, the Board of Administrative Appeals unanimously upheld the citation issued to Roberto Monroy for violations of the Antioch Municipal Code §4-5.1223 §5-1.201.1. The motion carried the following vote:

Ayes: Adeyemi, Faraji, and Livingston

Absent: Simpson

PUBLIC COMMENTS – None

WRITTEN/ORAL COMMUNICATIONS – None

ADJOURNMENT

Vice Chairperson Adeyemi adjourned the Administrative Board of Appeals meeting at 3:12 P.M. to the next regularly scheduled meeting on September 6, 2018.

Respectfully Submitted,

Kitty Eiden
Minutes Clerk

**STAFF REPORT TO THE BOARD OF ADMINISTRATIVE APPEALS FOR
CONSIDERATION AT THE HEARING ON SEPTEMBER 6, 2018**

Prepared by: Curt Michael, Code Enforcement Manager *CM*
Date: August 16, 2018
Subject: Approval of the Levy of Special Assessments on Certain
Properties for Unpaid Administrative Citations & Abatements
for the Month of June & July, 2018

RECOMMENDATION

The Board of Administrative Appeals shall confirm each assessment and the amount thereof, as proposed or as corrected and modified, and order it assessed against the property (Attachment "A"). The Board shall also direct that the same be recorded with the Contra Costa County Records Office and thereafter the assessment shall constitute a special assessment and lien against the property.

FISCAL IMPACT

The action will enable the City of Antioch to collect outstanding receivables against properties for the months of June & July, 2018 in the amount of **\$38,741.67**

BACKGROUND INFORMATION

Pursuant to Antioch Municipal Code §1-5.09 the City may collect any past due Administrative Citation fines, Abatements or late payment charges by use of special assessment liens and all action for recovery of money.

A Notice of Intent to Record Lien was sent to each property owner who is entitled to notice reflecting the property address directly connected to conditions or activities on the subject real property, assessors parcel number, the municipal code violation, administrative citation fine and copy of the administrative citations.

ATTACHMENT

A: List of assessments

CITATIONS

ABATEMENTS FOR BOARD OF APPEALS - SEPTEMBER 6, 2018

ATTACHMENT A

AR	Case	APN	Amount	Site Address	Owner last	Owner first	Mailing address	Paid
AR154522	CD1806-109	068-032-014	\$310.00	2137 ALPHA WAY	CLUCK	WADE D & ANNETTE Y TRE	POBOX1144, ANTIOCH,	
AR154446	CD1801-055	071-326-001	\$4,600.00	2913 ENEA WAY	DEAN	DAVID	2913 ENEA WAY	
AR154447	CD1801-055	071-326-001	\$5,700.00	2913 ENEA WAY	DEAN	DAVID	2913 ENEA WAY	
AR154509	CD1801-055	071-326-001	\$4,600.00	2913 ENEA WAY	DEAN	DAVID	2913 ENEA WAY	
AR154442	CE1804-014	055-120-011	\$310.00	4405 WHITEHOOF WAY	DOMBROWSKI	CATHERINE	4405 WHITEHOOF WAY	
AR154458	CD1805-002	068-401-003	\$310.00	3621 GARROW DR	GONZALEZ	JASON O.	3621 GARROW DR	
AR154507	CE1803-065	055-180-015	\$420.00	2417 JOHNS WAY	GROGOIRE	ROGER W & VENITIA	2417 JOHNS WAY	
AR154449	CD1804-028	068-191-011	\$750.00	3017 SUNSET LANE	JOHNSON	CHARLES	5197 HANSEN DR, ANTIOCH	
AR154455	PE1805-179	076-063-028	\$400.00	2817 MARIPOSA CT	LAMB	TIMOTHY & PEGGY	400 BEDFORD LANE, OAKLEY, CA	
AR154520	PE1806-009	067-324-008	\$420.00	112 JOHN GILDI AVE	MANIS	JERRY D	2333 CORDOBA WAY, ANTIOCH, CA	
AR154459	CD1806-048	065-183-033	\$310.00	1601 A STREET	OMID INVESTMENT		1008 S MONROE ST, SAN JOSE, CA	
AR154519	PE1805-091	067-153-014	\$310.00	1135 MEDANOS ST	PATO	JOHN A	1127 MEDANOS ST	
AR154513	CE1803-007	052-323-022	\$420.00	4040 BANBURY WAY	SALVADOR	ROLANDO C & EMMA	4040 BANBURY WAY	
AR154508	CE1806-102	051-200-061	\$640.00	2435 PHILLIPS	SCHWARTZ	ADITA BUENO	4262 ROSEWOOD DR, CONCORD, CA	
AR154505	PE1806-037	055-340-016	\$310.00	1336 MOKELUMNE DR	SINGH	SATWANT	1336 MOKELUMNE DR	
AR154517	PE1804-134	071-151-012	\$1,300.00	3501 LONE TREE WAY	THALAPANENI	GURU & VEENA TRE	P.O.BOX292, GLENBROOK NV	
AR154450	PE1804-134	071-151-012	\$750.00	3501 LONE TREE WAY	THALAPANENI	GURU & VEENA TRE	P.O.BOX292, GLENBROOK NV	
AR154510	PE1804-134	071-151-012	\$1,300.00	3501 LONE TREE WAY	THALAPANENI	GURU & VEENA TRE	P.O.BOX292, GLENBROOK NV	
AR154457	CD1806-005	076-432-014	\$420.00	2327 BUCHANAN RD	XIA LAN		1833 BLUFFHILL DR, MONTEREY PARK, CA	
AR152207	CD1609-015	076-432-032	\$6,030.00	2511 DELTA FAIR BLVD	LONGS STORE, INC.		1 CVS DRIVE, WOONSOCKET, RI 02895	
AR153951	CD1609-015	055-170-014	\$9,131.67	5065 DEER VALLEY RD	LONGS STORE, INC.		1 CVS DRIVE, WOONSOCKET, RI 02895	
TOTAL	TOTAL		\$38,741.67					