

GARDEN GROVE SANITARY DISTRICT

INTER-DEPARTMENT MEMORANDUM

To: Matthew J. Fertal
Dept.: General Manager
Subject: PUBLIC HEARING TO LIEN DELINQUENT BILLED REFUSE ACCOUNTS

From: Kingsley Okereke
Dept.: Finance Director
Date: June 24, 2008

OBJECTIVE:

Request that the Board of Directors conduct a public hearing related to the delinquent solid waste disposal fees, approve the attached resolution and direct staff to file the necessary documentation with the County for assessment on the appropriate parcels.

BACKGROUND:

The Garden Grove Sanitary District bills quarterly for service. If a billing is not paid, a reminder is mailed to the individual who is responsible for the service. In addition, if the tenant doesn't pay for the service, the landlord is notified of non-payment in the third month of the billing cycle. If a bill for service remains unpaid for a period of sixty (60) days, at the end of the fiscal year the assessment process outlined below is implemented.

Pursuant to the requirements of California Health and Safety Code Section 5473 et. seq. the public must be noticed that certain properties within the Garden Grove Sanitary District boundaries are to be assessed for rubbish disposal bills which are delinquent for a period of sixty (60) days. The last billing was prepared and mailed in March 2008, and all charges on that billing became delinquent by May 20, 2008. Sixty (60) days after the delinquency date, the delinquent amount plus the associated penalty, which is a stand alone 10% for each quarterly billing, and the interest, 1 1/2% of each quarterly outstanding bill, may be filed with the County Auditor prior to August 10, 2008. Upon recordation by the County Recorder, the amount submitted by parcel shall be collected at the same time and in the manner as are County property taxes and shall be subject to the same penalties and to the same procedure for foreclosure and sale as provided for ordinary County taxes.

Prior to the delinquent amount becoming a lien against the property, the individual property owner is notified of the delinquent amount and the public hearing. To further ensure that all parties are aware of the potential lien, a notice announcing this hearing date is published in a local newspaper. Since individuals may pay the delinquent amount, the delinquent list changes frequently, therefore a list is not attached. However, on the night of the hearing, staff will have a current list available. For clarification, the procedure outlined above is the same one followed by Garden Grove Sanitary District in the past.



COMMUNITY VISION:

Adoption of these lien assessments will support the community vision of facilitating the administration of public services extended to the community.

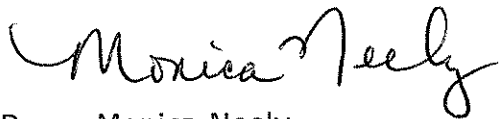
RECOMMENDATION:

That Board of Directors:

- Conduct the public hearing and approve the attached resolution (with at least four affirmative votes), and direct staff to file the necessary documentation with the County for the collection of the fees on the property tax bills.

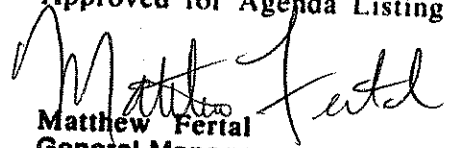
K.O.

Kingsley Okereke
Finance Director



By: Monica Neely

Attachment
Resolution

Approved for Agenda Listing

Matthew Ferial
General Manager