
DRAFT REGULAR MEETING MINUTES
NOVEMBER 8, 2018

1. CALL TO ORDER & ORDERS OF THE DAY

ROLL CALL

PRESENT: Vice Chair Ron Cabanayan, Commissioners Timothy Kenny, Karen Parsons, and Thomas Skinner.

ABSENT: Elizabeth Chien-Hale

STAFF: Board Secretary Karla Caceres, Finance Senior Analyst Eric Lemon, Code Enforcement Inspector Tony Gonzalez, Code Enforcement Supervisors Oscar Carrillo, Jason Gibilisco, and Senior Deputy City Attorney Rosa Tsongtaatarii.

CALL TO ORDER

Vice Chair Cabanayan convened the Appeals Hearing Board at 6:33 p.m. in the City Council Chambers of City Hall, 200 E. Santa Clara Street, San Jose, CA 95113.

2. OPENING REMARKS AND APPROVAL OF MINUTES

APPROVAL OF MINUTES

Documents Filed: Draft Meeting Minutes from Appeals Hearing Board Regular Meeting on October 11, 2018.

Action: Vice Chair Cabanayan deferred minutes to next hearing because there was no quorum.

3. REQUEST FOR DEFERRALS

There was no request for deferrals.

4. 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

Documents Filed: Director's Report Solid Collection Service Charges dated October 24, 2018.

Action: Eric Lemon, Senior Analyst, from the Finance Department provided an updated report of the accounts in a delinquent status as of 5:00 pm, November 8, 2018.

Upon motion by Commissioner Kenny, second by Commissioner Skinner and carried 4-0, to adopt a resolution to confirm the updated report from the Finance Department setting forth the Recycle Plus accounts in a delinquent status at the close of the business day on November 8, 2018 at 5:00 p.m. (Commissioner Chien-Hale was absent)

b. 1705 CURTNER AVENUE (446-09-067)– PROPOSED ABATEMENT

(Tony Gonzalez, Code Enforcement Inspector/ Kimberly S. Connor, Property Owner)

Documents Filed: Proposed Abatement order and Notice of Hearing dated October 23, 2018.

Action: Code Enforcement Tony Gonzalez gave a summary of the inspection at the subject property. He stated that he contacted the property owner and she has no desire of being compliant. As of Monday November 5, 2018 there are still overgrown vegetation and the property still looks the same.

Upon a motion by Commissioner Skinner, second by Commissioner Parsons and carried 4-0, (Commissioner Chien-Hale was absent) to adopt Code Enforcement's recommendation that the property owner take the required corrective actions by the end of ten (10) calendar days from the date of service of the Board's resolution in this matter to:

1. Cut and remove any overgrown vegetation on the front yard or on the park strip.
2. Cut and remove any vegetation that provides a harborage for vectors.
3. Apply a weed control solution to the front yard and park strip areas to slow down and or eliminate the growth of weeds.

7. REQUEST FOR EXCUSED ABSENCE

There was no request for excused absence.

8. OTHER BUSINESS

There was a discussion about nominating a Chair, but with one meeting left, Vice Chair Cabanayan will facilitate the Hearing.

9. PUBLIC COMMENT

There was no public testimony on the floor.

10. ADJOURNMENT

Upon a motion by Commissioner Parsons, seconded by Commissioner Kenny, and carried 4-0, the Hearing was adjourned at 6:49 p.m. (Commissioner Chien-Hale was absent)