

REGULAR MEETING MINUTES
JANUARY 26, 2023

1. CALL TO ORDER & ORDERS OF THE DAY

ROLL CALL

PRESENT: Chair Karen Parsons, Vice Chair Ron Cabanayan, Commissioners Manish Bajpai, Timothy Kenny and Brett Williamson.

ABSENT: Commissioners David Hook

STAFF: Board Secretary Regina Lizaola, Code Enforcement Inspector Brigitte Villagomez, Code Enforcement Supervisor Jason Gibilisco, and Chief Deputy City Attorney Rosa Tsongtaatarii.

CALL TO ORDER

Chair Parsons 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 December 8, 2022.

Action: Upon motion by Commissioner Kenny, seconded by Commissioners Williamson the minutes for December 8, 2022 was approved. (5-1-0).

3. REQUEST FOR DEFERRALS

There was no request for deferrals.

4. CONSENT CALENDAR

A. 41 WIGWAM CT (685-01-007)- SUMMARY ABATEMENT

(Brigitte Villagomez, Inspector/ Phuoc Vinh Phan, “Property Owner”)

Documents Filed: Summary Abatement Order and Notice of Public Hearing dated January 11, 2023

Action: Code Enforcement Inspector Brigitte Villagomez gave testimony. She provided a summary of the inspections and violations at the subject property. The Property Owner failed to meet the requirements of the Compliance Order and continued to be unresponsive to the many attempts to contact by the inspector to discuss the property violations the property is being monitored on the vacant building list.

Property owner: No Show

Upon a motion by Commissioner Kenny, second by Chair Parsons and carried (5-1-0) unanimously to adopt a resolution confirming the report from the Director

Motion: The municipal violations that have been numerated in our packet and the chronology as evidenced by the photos that the situation existed the abatement was necessary and that we follow the staff recommendations that the San José Appeals Hearing Board uphold the abatement actions taken by the City of San José at the time to secure the property.

5. DEFERRED AND/OR CONTINUED ITEMS

There was no deferred and/or continued items.

6. PUBLIC HEARINGS

There was no request for public hearings.

7. REQUEST FOR EXCUSED ABSENCE

There was no request for excused absence.

8. OTHER BUSINESS

The Board re-elected Chair Parsons as Chair of the Appeals Hearing Board and re-elected Vice Chair Cabanayan as Vice Chair.

9. PUBLIC COMMENT

Discussed upcoming Appeals Hearing Board retreat topic ideas: Weed Abatement Program, Recycle Plus Liens, difference between Summary Abatements & Proposed Abatements, and difference between Consent Calendar versus Public Hearing agenda items.
Discussed emailing packets/Hard copy.

Acknowledgement and appreciation by Board of service and support from city staff.

10. ADJOURNMENT

Upon a motion by Commissioner Williamson, seconded by Commissioner Kenny, and carried unanimously (5-1-0), the Hearing was adjourned at 6:59 p.m.