

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 08/08/05		Item Number: <u>A-9</u>	
AGENDA ITEM: Consideration of: 1) Adoption of an Ordinance Amending Chapter 15.02, Buildings, Structures and Equipment, of Title 15 of the Culver City Municipal Code Relating to Administrative Assessments and Authority to Issue Orders to Comply; and 2) Adoption of a Resolution Establishing a Schedule of Administrative Assessments.			
Contact Person/Dept.: Heather Iker/City Attorney; Craig Johnson/Building Safety		Phone Number: (310) 253-5660	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☒ No ☐	
Public Hearing: ☐		Action Item: ☒ Attachments: ☒	
Public Notification: Master Notification List (08/03/05).			
Department Approval: Carol Schwab, City Attorney (07/29/05) Susan Evans, CDD Director (07/29/05)		CAO Approval: Jerry Fulwood 8/3/05	
City Controller Approval: Marlee Chang 8/3/05			
<u>RECOMMENDATION:</u> That the City Council: 1) adopt the Ordinance (Attachment 1) amending Chapter 15.02, Buildings, Structures and Equipment, of Title 15 of the Culver City Municipal Code relating to administrative assessments and authority to issue orders to comply; and 2) adopt the Resolution (Attachment 2) establishing a schedule of administrative assessments. (The Ordinance does not require a first reading because it was already introduced, for first reading, on January 26, 2004, as discussed in further detail below.) <u>BACKGROUND/DISCUSSION:</u> At the City Council meeting of January 26, 2004, the City Council introduced, by a unanimous vote (5-0), an Ordinance relating to administrative assessments and authority to issue orders to comply, and adopted Resolution No. 2004-R005 establishing a fee structure for the assessments (Attachment 3). A copy of the Agenda Item Report and meeting minutes for this matter are included as Attachments 4 and 5, respectively. Due to an oversight, the Ordinance was never brought back for adoption. This fact was not discovered until recently when Building Safety had occasion to implement these assessment provisions. Although Resolution No. 2004-R005 was adopted that evening, it does not become effective until the Ordinance takes effect. After the Ordinance was introduced, it was issued an ordinance number (Ordinance No. 2004-002), which was also recorded on the Resolution with regard to its effective date.			

City of Culver City, California
City Council Agenda Item Report

As a result, the Ordinance is brought back tonight for adoption. Please note the Ordinance has been modified to reflect a new number, proper formatting, clarifying language, and the correction of non-substantive grammatical and typographical errors. In addition, the Resolution is brought back for a technical revision reflecting the new Ordinance number, as well as the inclusion of certain clarifying language.

FISCAL ANALYSIS

As previously discussed when the Ordinance was initially introduced and the Resolution was adopted, due to the nature of the relationships that Culver City Building Safety Division staff has with those involved in building activities, it is not expected that these assessments will be administered frequently. However, in certain instances, staff has needed additional tools for enforcement efforts and the imposition of administrative assessments would assist staff in gaining compliance with the City's Municipal Code. When an administrative assessment is imposed, the funds collected would provide for the recovery of costs incurred by the Building Safety Division in such enforcement efforts.

ATTACHMENT:

1. Proposed Ordinance No. 05-_____
2. Proposed Resolution No. R05-__
3. Resolution No. 2004-R005
4. January 26, 2004 Council Agenda Item Report
5. Excerpt from minutes of January 26, 2004 Council Meeting

MOTION:

That the City Council:

1. Adopt the Ordinance amending Chapter 15.02, Buildings, Structures and Equipment, of Title 15 of the Culver City Municipal Code relating to administrative assessments and authority to issue orders to comply; and
2. Adopt the Resolution establishing a schedule of administrative assessments.