

## **RESOLUTION NO. 2023-**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA ADOPTING STATEMENT OF UNPAID EXPENSES FOR WEED ABATEMENT AND IMPOSING A LIEN AGAINST PROPERTY FOR PAYMENT THEREOF**

**WHEREAS**, the City of Fontana ("City") has conducted its weed abatement program pursuant to the Fontana City Code, Section 27-1 *et. seq.*;

**WHEREAS**, at its meeting on September 26, 2023, the City Council discussed and considered all expenses and other costs of abatement which have remained unpaid to date, as specified in the Statement of Unpaid Expenses for Weed Abatement, on file with the City Clerk for public review and incorporated herein by reference ("Statement");

**WHEREAS**, the City Council has read or heard and considered all evidence and testimony presented to it with respect thereto;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fontana as follows:

**Section 1.** Based on all evidence and testimony presented to the Council, the Statement is confirmed and adopted.

**Section 2.** All expenses and other costs noted on the Statement which remain unpaid to the City as of September 26, 2023, shall constitute a lien upon the real property against which the nuisance was abated, and shall be collected in any lawful means available to the City.

**Section 3.** The City Clerk is directed to file for recording a "Notice of Lien for Weed Abatement" with the Office of the Recorder for San Bernardino County after September 26, 2023 against those real properties listed on the Statement for any expenses and other costs noted on the Statement which remain unpaid to the City.

**Section 4.** The Auditor/Controller shall include the amount of the expenses on the bills for taxes levied against the real property against which the expenses have been imposed, and the same shall be collected in the same manner and together with the general taxes for the County of San Bernardino, and shall be subject to the same penalties, interest and collection.

**APPROVED AND ADOPTED** this 26<sup>th</sup> day of September, 2023.

**READ AND APPROVED AS TO LEGAL FORM:**

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City Attorney

I, Germaine McClellan Key, City Clerk of the City of Fontana, do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the City Council at a regular meeting on the 26<sup>th</sup> day of September, 2023 by the following vote to-wit:

**AYES:**

**NOES:**

**ABSENT:**

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City Clerk of the City of Fontana

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Mayor of the City of Fontana

**ATTEST:**

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City Clerk