

Date: 01-25-2010 Item No.: 10.c

Department Approval

City Manager Approval

PT/DM

Item Description: Receive Annual Reports for Community Development's Land Use Code

Enforcement and Neighborhood Enhancement Program Activities in 2009

BACKGROUND

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• The Community Development Department is responsible for enforcement of the public nuisance provisions of the City Code. It accomplishes this through two separate programs: Land Use Code Enforcement and the Neighborhood Enhancement Program.

- Land Use Enforcement primarily addresses City Code public nuisance violations reported to staff by the public, such as: junk/debris, outside storage, long grass, junk vehicles, building maintenance, illegal signs, noise, etc:
 - This program is funded from Community Development Department revenue.
 - o Land Use Enforcement's 2009 Year End Report is attached.
- The Neighborhood Enhancement Program is a more proactive type program that initiates neighborhood inspections (from the street) for similar public nuisance violations in an attempt to discover and resolve them before they become large enough to negatively impact neighborhoods and property values:
 - o This program is funded by Roseville's Housing Redevelopment Authority.
 - o The Neighborhood Enhancement Program's 2009 Year End report is attached.
- Council has requested a specific report on the status of Abatement and Court Citation cases initiated in 2009:
 - o The 2009 Abatement and Court Citation Cases Status Report is attached.

POLICY OBJECTIVE

• The City goals within Roseville's Comprehensive Plan are to protect and improve property values (Goal 3, 4, and 5; page 6 and, Section 3) and to adhere to performance standards which protect the integrity of the housing units and the neighborhood (Policy 6, page 8, Section 3).

REQUESTED COUNCIL ACTION

RECEIVE THE REPORTS

Prepared by: Don Munson, Codes Coordinator

Attachments: A: Land Use Enforcement's 2009 Year End Report

B: Neighborhood Enhancement Program's 2009 Year End Report

C: 2009 Abatement and Court Citation Cases Status Report



Land-Use Code Enforcement Program 2009 Year End Report



Background:

- The Community Development Department is responsible for enforcement of most of the public nuisance provisions of the City Code.
- Land-use enforcement primarily addresses public nuisance violations reported to staff by the public, such as: junk/debris, outside storage, long grass, junk vehicles, building maintenance, illegal signs, noise complaints, un-shoveled public sidewalks, etc.
- Program is funded by Community Development Department revenue.

Goals of the Program:

- Greater public awareness and compliance with city codes and ordinances through education, cooperation and enforcement.
- Enhanced property values and livability of neighborhoods.
- Minimize negative effects of public nuisance violations upon surrounding neighborhoods.
- Maintenance of the city's tax base.

Case files per year:

•	2004 - 449	2007 - 425
•	2005 - 380	2008 - 730
•	2006 - 474	2009 - 736

Public Nuisance Violations (2009):

- Types of violations:
 - o 21% Grass over 8".
 - o 9% Junk/Debris.
 - o 18% Outside Storage.
 - o 42% Residential.
 - o 8% Commercial.
 - o 8% Junk vehicles.
 - o 1% Signs
- Resolution of cases:
 - o 625 85% of cases resolved within 20 days.
 - o 653 89% of cases resolved within 40 days.
 - o 679 92% of cases resolved within 60 days.
 - o 716 97% of the 736 opened cases were resolved in 2009.
 - \circ 37 5% of cases pending resolution.

Expenses:

• 2009 – Staffing, vehicle, gas, office, postage - aprox. \$125,000.00.

Accomplishments: Attachment A

• Have significantly increased the numbers of cases addressed each year through reassignment of staff duties, streamlining procedures and shortening timeframes for compliance.

- To date have closed 97% of the 736 cases opened in 2009:
 - o Cooperation from the public on correcting public nuisances is typically very positive. 89% have complied with simple letter requests for compliance.
- Include in initial notices an informational brochure to educate residents about common public nuisance violations in an effort to minimize violations through education and cooperation.
- When a violation is a building maintenance issue staff includes additional HRA Program information as well as HRC Program information.
- Generating goodwill:
 - Have received many supportive comments from the public about the cooperative and respectful approach staff takes when dealing with residents.
- The code enforcement program helps maintain the livability of neighborhoods.
- The code enforcement program helps maintain the city's tax base.

Observations:

- Still observing where one public nuisance in an area tends to promote more of the same a clustering effect.
- Still observing more violations in neighborhoods of older homes; this is to be expected due to typically smaller lots, smaller garages and older construction.
- Some property maintenance cases remain difficult to resolve due to financial/physical hardship by the property owner. Many of the unresolved 'pending' cases are of this type.
- Because of the typical turnover in rental properties, a "Renters Rules" handout has been created for posting in rental properties in an educational effort to minimize public nuisance occurrences at these homes.

				200	09 Cc	de Er	nforce	men	t Rep	ort				
Land Use Cases Ending December 31, 2009														
Case Counts by Month														
Туре		Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	TOTAL
Business		17	12	7	11	8	13	10	15	14	6	3	14	130
Cars		2	1	1	8	6	12	11	3	2	5	1	7	59
Debris		0	2	9	18	6	10	5	1	4	1	5	6	67
Residential		5	5	18	25	40	56	34	33	25	28	28	15	312
Signs		3	1	2	0	0	2	1	1	0	0	0	0	10
Weeds		0	0	0	0	31	56	35	19	14	3	0	0	158
	TOTAL	27	21	37	62	91	149	96	72	59	43	37	42	736
					Cas	ses Open	ed/Close	ed by Mo	onth					
Month		Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	TOTAL
Opened		27	21	37	62	91	149	96	72	59	43	37	42	736
Closed		27	21	38	58	95	154	95	62	55	41	34	36	716
					Proble	em Cases	s in 2009	- Year t	o Date					
			Admin	istrative	Tickets									12
			Accele	rated Ab	atemen	ts (Grass	s)							47
			Counc	il Approv	ed Abat	ements								12
			Counc	il Approv	ed Citat	ions								8
												T	OTAL	79



Neighborhood Enhancement Program 2009 Year End Report



Background:

Program began in 2008 and funded by Roseville's Housing and Redevelopment Authority.

Goals of the Program:

- Greater public awareness and compliance with city codes and ordinances through education, cooperation and enforcement.
- Enhanced property values and livability of neighborhoods.
- Minimize negative effects of rental properties upon surrounding neighborhoods.
- Maintenance of the city's tax base.
- Inspect all 8,500 residential properties over a three year period.

Residential Properties Inspected:

- \bullet 2008 1,900
- 2009 3,159
- 2010 3,440 properties to be inspected properties.

Public Nuisance Violations Observed:

- Numbers of violations observed:
 - o 2008 144 violations out of 1,900 properties inspected (7.6% violation rate)
 - o 2009 195 violations out of 3,159 properties inspected (6.2% violation rate)
- Types of violations observed:
 - o 2% Commercial equipment in residential area.
 - o 4% Grass over 8".
 - o 26% Junk/Debris in public view.
 - o 18% Outside Storage in public view.
 - 23% Property Maintenance.
 - o 24% Unlicensed/Inoperable Vehicles.
 - o 3% Misc.
- Resolution of cases:
 - o 168 86% of cases resolved within 20 days.
 - o 11 92% of cases resolved within 40 days.
 - o 3 93% of cases resolved within 60 days.
 - o 13 7% of cases pending resolution (primarily property maintenance).

Extension of Program:

HRA approved extending the program in 2009 for an additional 30 days. Staff increased the number of
properties inspected in 2009 from 2,700 to 3,159. With a similar extension in 2010, this will allow
program completion (inspecting all 8,500 residential properties) in three years instead of the original
four years anticipated.

Expenses:

• 2009 - Budgeted expenses - \$16,400.00

One month extension - \$3,100.00

Total - \$19,500.00

o The extension of the program from 5 to 6 months in 2009 (and 2010) will allow the program to be completed one full year ahead of schedule and reduce overall cost of the program by approximately \$10,200.00.

Attachment B

Accomplishments:

- To date (2008 and 2009) have inspected 5,059 residential properties, observed 339 public nuisance violations, and corrected 326 public nuisances:
 - Public cooperation on correcting public nuisances has been exceptional. 96% complied with simple letter requests for compliance. Most, who have not complied, have not done so due to financial and/or physical hardship.
- Created an informational brochure to educate residents about common public nuisance violations in an effort to minimize violations through education and cooperation:
 - o Each initial letter includes this brochure.
 - o Distributed this brochure to all 8,500 residential properties in water bill notices.
 - o This brochure is also included in the City's Welcome Packet.
- Including in initial letter additional HRA Program information and HRC Program information.
- Generating goodwill:
 - o Have received many supportive comments from the public about the Program.
 - o League of Women Voters endorsement of the program.
- The program helps maintain the livability of neighborhoods.
- The program helps maintain the city's tax base.

Observations:

- Public comment has been overwhelmingly supportive of the program.
- This year observing a lower percentage violation rate (6.2% vs. 7.6% in 2008), indicating residents are aware of the program and cooperating when they receive the initial letter.
- Still observing a clustering effect where one violation promotes more.
- Still observing more violations in neighborhoods of older homes; this is to be expected due to typically smaller lots, smaller garages and older construction.
- Some property maintenance cases remain difficult to resolve due to financial/physical hardship by the property owner. Most of the unresolved 'pending' cases are of this type.

Case Counts by Month												
Туре	May	June	July	Aug	Sept	Oct	TOTAL					
Commercial in Res. Zone	2	0	2	0	0	0	4					
Grass	3	3	1	1	0	0	8					
Junk/Debris	15	11	14	4	4	2	50					
Miscellaneous	3	2	1	0	0	0	6					
Outside Storage	8	8	7	7	5	1	36					
Property Maintenance	10	16	4	8	5	2	45					
Vehicles	15	12	4	8	4	3	46					
TOTAL	56	52	33	28	18	8	195					

Cases Closed Within Number of Days - Year to Date	
Closed within 20 days	168
Closed within 40 days	11
Closed within 90 days	3
Pending	13
-	TOTAL 195

2009 Abatement and Court Citation Report												
Address	Abatement Reason	Council Approval Date	Violation Corrected by	Estimated Cost	Actual Cost Including Admin. Service Charges	Date Completed						
	Abat	ements Appr	oved by City Co	uncil								
182 McCarrons	Debris/Junk	5/11/09	Property Owner	\$600.00	\$0.00	6/2/09						
3076 Woodbridge	Debris/Junk	6/15/09	Property Owner	\$500.00	\$0.00	6/26/09						
190/192 Transit	Building Maint.	6/29/09	Property Owner	\$15,000.00	\$0.00	7/13/09						
2240 St. Stephens	Building Maint.	6/29/09	City	\$22,700.00	\$18,569.85	11/23/09						
2178 Cohansey Blvd	Building Maint., Debris/Junk	6/29/09	City	\$2,000.00	\$2,738.75	7/28/09						
3065 Sandy Hook	Building Maint.	7/20/09	City	\$25,000.00	\$23,114.75	10/25/09						
2904 Pascal	Building Maint.	7/20/09	Property Owner	\$7,000.00	\$0.00	In Progress						
2558 Fairview	Debris/Junk	9/28/09	City	\$550.00	\$639.09	10/22/09						
681 Lovell	Debris/Junk	10/19/09	City	\$350.00	\$346.00	10/22/09						
807 Sandhurst	Debris/Junk	10/19/09	City	\$400.00	\$864.35	10/22/09						
2026 Asbury	Debris/Junk	11/9/09	Property Owner	\$1,000.00	Pending	12/16/09						
177 Owasso	Debris/Junk	11/9/09	City	\$300.00	Pending	11/18/09						
	Court	Citations App	proved by City C	ouncil								
1408 County Road C	Debris/Junk	1/12/09	In Court	\$0.00	\$0.00	In Progress						
648 Iona	Building Maint.	2/13/09	Property Owner	\$0.00	\$0.00	6/18/09						
1128 Sextant	Debris/Junk	6/8/09	Property Owner	\$0.00	\$0.00	6/12/09						
2992 Victoria	Building Maint.	6/15/09	Property Owner	\$0.00	\$0.00	12/3/09						
2174 Snelling	Debris/Junk	6/15/09	Property Owner	\$0.00	\$0.00	7/7/09						
1927 Rosedale	Building Maint.	8/24/09	Property Owner	\$0.00	\$0.00	9/15/09						
2443 Simpson	Building Maint.	9/14/09	In Court	\$0.00	\$0.00	In Progress						
2750 Snelling	Hazardous Building	12/7/09	In Court	\$75,000.00	\$0.00	In Progress						

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CITY OF ROSEVILLE - ABATEMENT BILLING - 2009

Invoice Date	File No.	House No.	Street Name	Property Owner	Abatement Reason	Res. Contractor Charges	Com. Contractor Charges	Admin. Charges ***	Date Sent to Finance	Charged to	Total Abatement Amount
6/10/09	09-332	2663	Marion St	John Penton	Grass	\$47.95		\$125.00	6/22/09	HRA	\$172.95
6/10/09	09-316	2520	Millwood	Anthony Williams	Grass	\$69.22		\$125.00	6/22/09	HRA	\$194.22
6/10/09	09-276	2071	Fry St	Shu Lein Wu	Grass	\$69.22		\$125.00	6/22/09	HRA	\$194.22
6/10/09	09-322	1783	County Road C-2	Joanne Lo	Grass	\$69.22		\$125.00	6/22/09	HRA	\$194.22
6/22/09	09-358	1780	Centennial	Edward Erickson	Grass	\$69.22		\$125.00	7/10/09	HRA	\$194.22
6/22/09	09-366	363	Millwood	Robert Herforth	Grass	\$69.22		\$125.00	7/10/09	HRA	\$194.22
6/22/09	09-341	2240	St. Stephens	Daniel Thompson	Grass	\$69.22		\$125.00	7/10/09	HRA	\$194.22
6/22/09	09-340	2998	Victoria St	James Konold	Grass	\$69.22		\$125.00	7/10/09	HRA	\$194.22
7/25/09	09-59	190	Transit	Dan Bucholz	Grass	\$58.55		\$125.00	8/11/09	HRA	\$183.55
7/25/09	09-436	2085	Marion St	George Farkas	Grass	\$69.55		\$125.00	8/11/09	HRA	\$194.55
7/25/09	09-433	2558	Fairview Ave	Nam Nguyen	Grass	\$69.55		\$125.00	8/11/09	HRA	\$194.55
7/25/09	09-465	3065	Sandy Hook	Marlene Lee	Grass	\$69.55		\$125.00	8/11/09	HRA	\$194.55
7/25/09	09-431	2239	Cohansey Blvd	Amelia Ramirez	Grass	\$69.55		\$125.00	8/11/09	HRA	\$194.55
7/25/09	09-427	3111	Mildred	Cary Welter	Grass	\$69.22		\$125.00	8/11/09	HRA	\$194.22
7/25/09	09-367	2468	Oxford	Xiaoyi Chen	Grass	\$69.22		\$125.00	8/11/09	HRA	\$194.22
7/25/09	09-394	421	Rose Place	Bremer Bank	Grass	\$69.22		\$125.00	8/11/09	HRA	\$194.22
7/28/09	09-350	2178	Cohansey Blvd	Khai Lim	Building Maint.	\$498.00		\$242.25	8/26/09	HRA	\$740.25
9/10/09	09-562	411	Highway 36W	Roger Magnuson	Grass	\$48.09		\$125.00	9/25/09	HRA	\$173.09
9/10/09	09-605	2558	Fairview Ave	Nam Nguyen	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46
9/10/09	09-734	2558	Fairview Ave	Nam Nguyen	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46
9/1/09	09-501	2071	Fry St	Shu Lein Wu	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46

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CITY OF ROSEVILLE - ABATEMENT BILLING - 2009

Invoice Date	File No.	House No.	Street Name	Property Owner	Abatement Reason	Res. Contractor Charges	Com. Contractor Charges	Admin. Charges	Date Sent to Finance	Charged to	Total Abatement Amount
9/1/09	09-706	3111	Mildred	Cary Welter	Grass	\$69.47		\$125.00	9/25/09	HRA	\$194.47
9/1/09	09-528	3111	Mildred	Cary Welter	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46
9/1/09	09-502	1624	Ridgewood Lane S	Barry Evans	Grass	\$69.46		\$30.00	9/25/09	HRA	\$99.46
9/1/09	09-101	2410	Brenner Court	Country Home Loar	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46
9/18/09	09-289	3065	Sandy Hook	Marlene Lee	Immediate Threa	\$209.00		\$125.00	9/25/09	HRA	\$334.00
9/1/09	09-526	2663	Marion St	John Penton	Grass	\$69.46		\$125.00	9/25/09	HRA	\$194.46
9/10/09	09-619	2815	Rice St	Max Sterling Prop	Grass		\$69.46	\$125.00	9/10/09	Com Dev	\$194.46
9/10/09	09-623	310	Elmer St	Harold Stadstad	Grass	\$69.46		\$125.00	9/10/09	HRA	\$194.46
9/10/09	09-515	2998	Victoria St	James Konold	Grass	\$69.46		\$125.00	9/10/09	HRA	\$194.46
9/24/09	09-780	2750	Snelling	S. Anderson Rest	Danger to Childre	en	\$147.75	\$125.00	10/1/09	Com Dev	\$272.75
9/5/09	09-350	2178	Cohansey Blvd	Khai Lim	Debris/Junk	\$1,657.50		\$341.00	10/1/09	HRA	\$1,998.50
9/25/09	09-698	1371	Eldridge	Herbert Kath	Grass	\$45.42		\$125.00	10/1/09	HRA	\$170.42
9/25/09	09-655	2560	Fry St	Morrissey Dev	Grass		\$90.83	\$125.00	10/1/09	Com Dev	\$215.83
9/25/09	09-617	1430	Brenner Ave	Leo Rosier	Grass	\$69.46		\$125.00	10/1/09	HRA	\$194.46
9/25/09	09-582	1803	Centennial	Barry O'Meara	Grass	\$69.46		\$125.00	10/1/09	HRA	\$194.46
9/25/09	09-581	1801	Burke Ave	Barry O'Meara	Grass	\$69.46		\$125.00	10/1/09	HRA	\$194.46
9/25/09	09-747	2663	Marion St	John Penton	Grass	\$107.13		\$125.00	10/1/09	HRA	\$232.13
10/1/09	09-712	1107	Oakcrest Ave	Hassan Tetteh	Grass	\$69.46		\$125.00	10/21/09	HRA	\$194.46
10/1/09	09-762	2991	Woodbridge	Betty Schmidt	Grass	\$32.06		\$125.00	10/21/09	HRA	\$157.06
10/1/09	09-772	405	Minnesota Ave	Kirk Piepho	Grass	\$39.40		\$125.00	10/21/09	HRA	\$164.40
10/1/09	09-757	177	S Owasso Blvd W	Felecia Hodge	Grass	\$69.46		\$125.00	10/21/09	HRA	\$194.46

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CITY OF ROSEVILLE - ABATEMENT BILLING - 2009

Invoice Date	File No.	House No.	Street Name	Property Owner	Abatement Reason	Res. Contractor Charges	Com. Contractor Charges	Admin. Charges	Date Sent to Finance	Charged to	Total Abatement Amount
10/1/09	09-696	2165	Western Ave	Eugene Gorman	Grass	\$26.70		\$105.00	10/21/09	HRA	\$131.70
10/1/09	09-741	2558	Fairview Ave	Nam Nguyen	Immediate Threa	\$299.74		\$339.35	10/21/09	HRA	\$639.09
10/1/09	09-175	2240	St. Stephens	Vacant Home	Immediate Threa	\$75.00		\$125.00	10/21/09	HRA	\$200.00
11/10/09	09-177	3065	Sandy Hook	Marlene Lee	Building Maint.	\$22,035.00		\$1,079.75	11/16/09	HRA	\$23,114.75
11/10/09	09-161	681	Lovell	Ms. Solorzano	Debris/Junk	\$37.50		\$308.50	11/16/09	HRA	\$346.00
11/10/09	09-846	807	Sandhurst Dr	Dennis Fitzsimmons	Danger to Childre	\$528.50		\$125.00	11/16/09	HRA	\$653.50
11/10/09	09-727	807	Sandhurst Dr	Dennis Fitzsimmons	Debris/Junk	\$525.00		\$339.35	11/16/09	HRA	\$864.35
11/19/09	09-175	2240	St. Stephens	Vacant Home	Building Maint.	\$17,274.15		\$1,295.70	12/3/09	HRA	\$18,569.85
12/2/09	09-771	177	S Owasso Blvd W	Felecia Hodge	Debris/Junk	\$566.00		\$125.00	12/15/09	HRA	\$691.00
12/1/09	09-796	619	Larpenteur Ave	Ficek Investment	Grass		\$69.42	\$125.00	12/30/09	Com Dev	\$194.42
12/1/09	09-465	3065	Sandy Hook	Marlene Lee	Grass	\$69.42		\$125.00	12/30/09	HRA	\$194.42
TOTALS T	O DATE					\$46,192.42	\$377.46	\$9,580.90			\$56,150.78

*** Admin. Charges do not come out of HRA Budget