COUNTY OF HUMBOLDT

For the meeting of: 8/22/2023

File #: 23-1140

To: Board of Supervisors

From: Planning and Building Department

Agenda Section: Consent

Vote Requirement: 4/5th

SUBJECT:
Transfer from Contingencies to Code Enforcement Abatement Budget Unit 1100269101 for Fiscal Year (FY) 2022-23 and FY 2023-24 (4/5 Vote Required)

RECOMMENDATION(S):
That the Board of Supervisors:

1. Approve the attached appropriation transfer (Attachment 1) to transfer General Fund contingencies in the amount of $190,000.00 to fund code enforcement abatement costs in FY 2022-23 in budget unit 1100-269101 (4/5 Vote Required); and
2. Approve the attached appropriation transfer (Attachment 2) to transfer General Fund contingencies in the amount of $310,000 to fund code enforcement abatement costs in FY 2023-24 in budget unit 1100-269401 (4/5 Vote Required).

SOURCE OF FUNDING:
General Fund Contingencies 1100-990-2015

DISCUSSION:
At the Board meeting of Feb. 7, 2023, your Board approved up to $250,000 of the FY 2023-24 code enforcement nuisance abatement allocation to be allocated to FY 2022-23 to cover additional abatement costs. These costs in FY 2022-23 were higher than originally budgeted at $500,000 due to the Green Valley Motel demolition abatement. The abatement cost at the time was anticipated to cost an additional $250,000, however, actual costs incurred were less than the original quote at $190,000. The attached appropriation transfer for FY 2022-23 (Attachment 1) memorializes the previous action your Board took on Feb. 7.

Annually, nuisance abatement funding has historically been requested with an additional request for General Fund allocation that is submitted with the during the annual budget cycle. With the focus on General Fund requests to support staffing in fiscal year 2023-24, the funding request to code

enforcement abatement funds for the current fiscal year was overlooked. Staff request your Board consider transferring the remaining amount that would have been the request, $310,000, from contingencies to fund current year code enforcement nuisance abatement.

FINANCIAL IMPACT:

Expenditures (1100, 269101)	**FY22-23 Adopted**	**FY23-24 Adopted**	**FY24-25 Projected***
Budgeted Expenses	$500,000	$0	$500,000
Additional Appropriation Requested	$190,000	$310,000	$0
Total Expenditures	**$690,000**	**$310,000**	**$500,000**
Funding Sources (1100, 269101)	**FY22-23 Adopted**	**FY23-24 Adopted**	**FY24-25 Projected***
General Fund	$500,000	$0	$500,000
General Fund Contingencies	$190,000	$310,000	$0
Total Funding Sources	**$690,000**	**$310,000**	**$500,000**

Narrative Explanation of Funding Impact:
This action will reduce the General Fund contingencies by $190,000 in FY 2022-23 and $310, 000 in FY 2023-24 for a total of $500,000 for the two appropriation transfers. If approved, the remaining balance in General Fund Contingencies for FY 2022-23 will be $1,616,560 and in FY 2023-24 will be $1,057,785. This will increase appropriations in budget unit 1100, 269101 for code enforcement nuisance abatement to cover already expended costs for FY 2022-23 and would allow for expenditures up to $310,000 in FY 2023-24.

Code Enforcement shall have the authority to immediately abate any public nuisance that presents an immediate threat to public health or safety at the sole discretion of the Code Enforcement Unit. Such summary abatements are recoverable in the same manner as ordinary property taxes. Administrative Civil Penalty Liens are recorded against the property and recovered in whole or in part upon the sale of the property. In both cases, recovery of abatement costs can take time to recover.

STAFFING IMPACT:
This request has no impact on staffing. Code Enforcement abatement costs are allocated to cover the costs of contractor and vendor work associated with abatement activity.

STRATEGIC FRAMEWORK:
This action supports your Board's Strategic Framework priority of enforcing laws and regulations to protect residents.

OTHER AGENCY INVOLVEMENT:
N/A

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Your Board could choose not to allocate abatement funds from contingencies to cover costs in FY 2022 -23 or FY 2023-24. This is not recommended because abatement costs in FY 2022-23 have exceeded the budgeted amount based on prior Board direction. Additionally, there would be no funds from which to engage in abatement activity in the current fiscal year. Abatement funds are important to continue to protect the public health and safety when property owners are unable or unwilling to abate the public nuisances.

ATTACHMENTS:

1. Appropriation transfer FY22-23 Nuisance - Contingencies
2. Appropriation transfer FY23-24 Nuisance - Contingencies

PREVIOUS ACTION/REFERRAL:
Board Order No.: I-4
Meeting of: February 7, 2023
File No.: 23-50