

STAFF REPORT*CITY OF OCEANSIDE*

DATE: November 9, 2011

TO: Honorable Mayor and City Councilmembers

FROM: Neighborhood Services Department
Housing and Code Enforcement Division

SUBJECT: **ADOPTION OF A RESOLUTION PURSUANT TO THE PROVISIONS OF CALIFORNIA STATE SENATE BILL 106 WHICH APPROVES VEHICLE REGISTRATION FEE EXTENSIONS, IN INCREMENTS OF UP TO TEN YEARS, TO THE ABANDONED VEHICLE ABATEMENT SERVICE AUTHORITY PROGRAM**

SYNOPSIS

Staff recommends that the City Council adopt a resolution pursuant to the provisions of California State Senate Bill 106, which allows for extensions to the Abandoned Vehicle Abatement Service Authority program in increments of up to ten years.

BACKGROUND

The State Abandoned Vehicle Abatement Service Authority (AVASA) program was established in 1991 to provide a funding source for counties to recover costs associated with the abatement of abandoned, junk, or inoperable vehicles from private or public property. The initial AVASA legislation added a \$1 fee to annual vehicle registrations to fund the program. Each year, the State AVASA program receives the fee and distributes funds to each county-based AVASA on a pro-rata percentage of the total number of registered vehicles and the total population in each county. The San Diego County AVASA, which is the local regional entity, oversees the funding disbursement to each individual participating local jurisdiction on a quarterly basis. The City of Oceanside is an active member in this program and continues to receive quarterly reimbursements of costs associated with the City's Vehicle Abatement Program.

The current AVASA program is scheduled to expire in April 2012. SB 106, which was approved in August 2001, allows a county's Board of Supervisors to extend a local AVASA program for periods of up to ten years. A majority of the jurisdictions in a county must adopt resolutions pursuant to the provisions of SB 106 for an extension to be approved.

ANALYSIS

Oceanside Code Enforcement has been actively involved in the San Diego County AVASA program since 1995. An average of 450-500 abandoned, junk, or inoperable vehicles are abated by Code Enforcement annually. The personnel and overhead costs associated with the abatement of these vehicles are fully reimbursed to the City. One Code Enforcement Officer and the supporting clerical staff costs for this position are funded through the AVASA program. Adoption of the resolution by the City Council will provide a ten-year funding source for these staffing costs.

FISCAL IMPACT

The City received \$106,648 in funding from the AVASA for the 2010/2011 fiscal year, which paid for 100 percent of the City's costs of abating nuisance vehicles from private property. The same level of funding is anticipated for the 2011/2012 fiscal year.

COMMISSION OR COMMITTEE REPORT

Does not apply.

CITY ATTORNEY'S ANALYSIS

The resolution has been reviewed and approved as to form by the City Attorney.

RECOMMENDATION

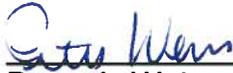
Staff recommends that the City Council adopt a resolution pursuant to the provisions of California State Senate Bill 106, which allows for extensions to the Abandoned Vehicle Abatement Service Authority program in increments of up to ten years.

PREPARED BY:



David L. Manley
Neighborhood Services Division Manager

SUBMITTED BY:



Peter A. Weiss
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager
Margery M. Pierce, Neighborhood Services Director
Teri Ferro, Financial Services Director







Attachments: Resolution

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 OCEANSIDE SUPPORTING THE EXTENSION OF THE
4 ABANDONED VEHICLE ABATEMENT SERVICE
5 AUTHORITY IN ACCORDANCE WITH CALIFORNIA STATE
6 SENATE BILL 106

7 WHEREAS, sections 9250.7 and 22710 of the California Vehicle Code authorized the
8 establishment of the San Diego County Abandoned Vehicle Abatement Service Authority
9 (“AVASA”) in 1991 and the imposition of a \$1 fee on vehicles registered in the County of San
10 Diego; and,

11 WHEREAS, these registration fees are used exclusively for the abatement, removal, and
12 disposal of any abandoned, wrecked, dismantled, or inoperative vehicles or vehicle parts as
13 public nuisances, on private or public property, to combat neighborhood blight and decay; and,

14 WHEREAS, the City of Oceanside, along with the County of San Diego and the
15 majority of cities in the County, is a member of the AVASA; and,

16 WHEREAS, in FY 2011, the City of Oceanside received \$106,648 in registration fees
17 from the AVASA, which paid for 100 percent of the City’s costs of abating nuisance vehicles;
18 and,

19 WHEREAS, California State Senate Bill 106, chaptered on August 13, 2001, amended
20 California Vehicle Code sections 9250.7 and 22710 to allow for an extension of the registration
21 fees in increments of up to 10 years; and,

22 WHEREAS, in order for the registration fees to be extended, Senate Bill 106 requires a
23 county’s board of supervisors, by a two-thirds vote, and the cities with the majority of the
24 incorporated population within the county to adopt resolutions approving an extension of the
25 registration fees; and,

26 WHEREAS, without an extension of the registration fees, authority for the registration
27 fees will expire in April 2012, and the City will be unable to recover the costs of abating
28 nuisance vehicles;

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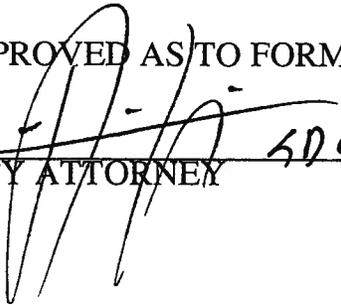
1 NOW, THEREFORE, the City Council of the City of Oceanside does resolve that the
2 registration fees, as authorized by the State of California, imposed on vehicles registered in the
3 County of San Diego, are extended for 10 years from the date of approval of this Resolution, in
4 accord with California Vehicle Code sections 9250.7 and 22710.

5 PASSED AND ADOPTED by the City Council of the City of Oceanside, California,
6 this _____ day of _____, 2011, by the following vote:

- 7 AYES:
- 8 NAYS:
- 9 ABSENT:
- 10 ABSTAIN:

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12 MAYOR OF THE CITY OF OCEANSIDE

13
14 APPROVED AS TO FORM:

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16 
17 CITY ATTORNEY SDCA

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22 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE APPROVING VEHICLE
23 REGISTRATION FEE EXTENSIONS, IN INCREMENTS OF UP TO TEN YEARS, TO THE ABANDONED VEHICLE
24 ABATEMENT SERVICE AUTHORITY IN ACCORDANCE WITH CALIFORNIA STATE SENATE BILL 106
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