

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

607



FROM: County Counsel/TLMA
Department of Code Enforcement

SUBMITTAL DATE:

SUBJECT: Adoption of Resolution 2013-098. A Resolution of the County of Riverside authorizing the extension of the service fee collected on behalf of the Riverside County Abandoned Vehicle Abatement Service Authority until May 2024.

RECOMMENDED MOTION: That the Board adopt Resolution No. 2013-098 extending the Service Fee Collected On Behalf Of The Riverside County Abandoned Vehicle Abatement Service Authority Until May 31, 2024.

BACKGROUND: In 1990, the California State Legislature enacted legislation allowing for the creation of county-based vehicle abatement service authorities, pursuant to the provisions of Vehicle Code § 22710. In June 1994 the Riverside County Abandoned Vehicle Abatement Service Authority was formed and imposed a one-dollar annual vehicle registration fee on vehicles registered to an owner with an address in the County of Riverside.

Vehicle registration fees are collected by the Department of Motor Vehicles and allocated to the Riverside County Abandoned Vehicle Abatement Service Authority by the State Controller pursuant to Vehicle Code § 9250.7. Fees are then allocated to 24 participating entities on the basis of the size and population of each entity in relation to the total size and population of Riverside County, and on the basis of a percentage of vehicles abated by each entity in relation to the total vehicles abated by the Riverside (Continued)

Greg Flannery

Greg Flannery, Interim Code Official

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 75,520	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NO
	Annual Net County Cost:	\$ 0	For Fiscal Year:	13/14

SOURCE OF FUNDS: Program Fees	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE
BY: *Tina Grande*
Tina Grande
County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: *Bruce G. Fordon*
DATE: 8/15/13

Consent Policy
Consent Policy

Dept. Recomm.:
Per Exec. Ofc.:

RE: Resolution No. 2013-098

Date

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County Abandoned Vehicle Abatement Service Authority as a whole. The current 24 entities are: the County of Riverside, and the Cities of Banning, Beaumont, Blythe, Calimesa, Canyon Lake, Cathedral City, Coachella, Corona, Desert Hot Springs, Hemet, Indio, La Quinta, Lake Elsinore, Menifee, Moreno Valley, Murrieta, Norco, Palm Desert, Palm Springs, Perris, Riverside, San Jacinto and Temecula.

Since the inception of the program in 1994, the Riverside County Abandoned Vehicle Abatement Service Authority has received approximately \$23 million, which has allowed local jurisdiction staff to abate approximately 146,561 abandoned, wrecked, dismantled or inoperable vehicles. During the same reporting period, the unincorporated area of Riverside County has received approximately \$8.6 million, which has allowed County Code Enforcement staff to abate approximately 42,189 vehicles.

The current Service Authority program is scheduled to sunset in May 2014. Senate Bill 106 (SB 106), chaptered on August 13, 2001, allows local agencies to extend the Abandoned Vehicle Abatement Service Authority program every 10 years with the approval of the county and a majority of the cities comprising a majority of the population of the incorporated areas. Twenty-three cities have already adopted their respective resolutions approving the 10-year extension of the Service Authority (see attached). Adoption of the attached resolution is the final step necessary prior to submitting the Service Authority extension package to the California Highway Patrol for their review and approval.

Vehicle registration fees are collected and disbursed to the Riverside County AVA Authority. Riverside County Code Enforcement is the Administrator of the program and the F.Y. cost for Administration of the AVA Program are deducted from these fees quarterly.

California Vehicle Code § 9250.7 requires the board of supervisors of the county, by a two-thirds vote (4/5's), and a majority of the cities adopt resolutions that said legislative body does hereby approve the extension of the service fee collected on behalf of the Riverside County Abandoned Vehicle Abatement Service Authority until May 31, 2014.

2 **RESOLUTION NO. 2013-098**

3 **A RESOLUTION OF THE COUNTY OF RIVERSIDE AUTHORIZING THE EXTENSION OF**
4 **THE SERVICE FEE COLLECTED ON BEHALF OF THE RIVERSIDE COUNTY**
5 **ABANDONED VEHICLE ABATEMENT SERVICE AUTHORITY UNTIL MAY 2024**

6 **WHEREAS**, the Riverside County Abandoned Vehicle Abatement Service Authority was formed
7 on or about June 1, 1994, pursuant to the provisions of California Vehicle Code §§ 9250.7 and 22710
8 enacted by the Legislature in 1990 which authorized the establishment of a service authority and
9 imposition of a service fee on all registered motor vehicles located within a county; and

10 **WHEREAS**, beginning in June 1994 and continuing to the present, the Riverside County
11 Abandoned Vehicle Abatement Service Authority has been the recipient of service fees collected on its
12 behalf by the California Department of Motor Vehicles; and

13 **WHEREAS**, the service fees received by the Riverside County Abandoned Vehicle Abatement
14 Service Authority are used to reimburse local governmental agencies for a portion of their costs incurred as a
15 result of the abatement, removal and disposal as public nuisances of any abandoned, wrecked, dismantled, or
16 inoperative vehicles or parts thereof; and

17 **WHEREAS**, the Riverside County Abandoned Vehicle Abatement Service Authority apportions and
18 distributes service fee proceeds to each member agency according to the formula set forth in California
19 Vehicle Code § 22710; and

20 **WHEREAS**, since the establishment of the Abandoned Vehicle Abatement program in June 1994 it
21 has disbursed \$22,952,216 in service fee proceeds to member agencies and caused the abatement of
22 approximately 146,561 abandoned, wrecked, dismantled, or inoperative vehicles located in various cities and
23 the unincorporated area of Riverside County; and

24 **WHEREAS**, the service fee collected as part of the Abandoned Vehicle Abatement program is set to
25 expire in May 2014; and

26 **WHEREAS**, the Legislature amended California Vehicle Code § 9250.7 to allow for an extension
27 of the service fee collected as part of the Abandoned Vehicle Abatement program in increments of up to 10
28 years each if the board of supervisors of the county, by a two-thirds vote, and a majority of the cities

1 comprising a majority of the population of the incorporated areas within the county adopt resolutions
2 providing for the extension of the service fee; and

3 **WHEREAS**, a majority of the cities comprising a majority of the population of the incorporated
4 areas within the county to wit: the cities of Banning, Beaumont, Blythe, Calimesa, Canyon Lake, Cathedral
5 City, Coachella, Corona, Desert Hot Springs, Hemet, Indio, La Quinta, Lake Elsinore, Menifee, Moreno
6 Valley, Murrieta, Norco, Palm Desert, Palm Springs, Perris, Riverside, San Jacinto and Temecula have
7 adopted resolutions providing for the extension of the service fee; and

8 **NOW, THEREFORE BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the
9 Board of Supervisors of the County of Riverside, in regular session assembled on July 2, 2013 that said
10 legislative body does hereby approve the extension of the service fee collected on behalf of the Riverside
11 County Abandoned Vehicle Abatement Service Authority until May 31, 2024.

12 **BE IT FURTHER RESOLVED** by the Board of Supervisors that the custodians of the
13 documents upon which this decision is based are the Clerk of the Board of Supervisors and the County
14 Code Enforcement Department and that such documents are located at 4080 Lemon Street, Riverside,
15 California.

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17
18 FORM APPROVED COUNTY COUNSEL

19 BY  8/15/13
BRUCE G. FORDON DATE