

DRAFT 6/30/2021 AMA

RESOLUTION NO. _____

**RESOLUTION OF THE COUNCIL OF THE CITY OF
SUNNYVALE AUTHORIZING CONTINUED
PARTICIPATION IN THE SANTA CLARA COUNTY
ABANDONED VEHICLE ABATEMENT SERVICE
AUTHORITY, EXTENDING THE COLLECTION OF THE
ONE DOLLAR (\$1.00) REGISTRATION FEE TO FUND
THE PROGRAM FOR A PERIOD OF TEN YEARS FROM
MARCH 31, 2022 TO APRIL 30, 2032, AND AUTHORIZING
THE CITY MANAGER TO EXECUTE THE AGREEMENT
FOR SANTA CLARA COUNTY ABANDONED VEHICLE
ABATEMENT SERVICE AUTHORITY**

WHEREAS, Chapter 9.24 of the Sunnyvale Municipal Code pertains to the abatement of abandoned vehicles; and

WHEREAS, California Vehicle Code section 9250.7 and 22710 authorizes the establishment of a service authority for the abatement of abandoned vehicles in Santa Clara County and the imposition of a one dollar (\$1.00) vehicle registration fee, if the Board of Supervisors, by a two-thirds vote, and a majority of the cities having a majority of the incorporated population within the County have adopted resolutions providing for the establishment of the authority and the imposition of the fee; and

WHEREAS, the establishment of a service authority makes funding available to the City for abatement activities through the imposition of a one dollar (\$1.00) per vehicle annual registration fee on all vehicles registered in Santa Clara County; and

WHEREAS, in 1991, Santa Clara County established the Santa Clara County Abandoned Vehicle Abatement Service Authority (“AVASA”) program and the Sunnyvale City Council adopted Resolution No. 199-91 on October 29, 1991 authorizing the City of Sunnyvale’s participation in the program and collection of the one dollar vehicle registration fee by the California Department of Motor Vehicles; and

WHEREAS, on January 15, 2002, the Sunnyvale City Council adopted Resolution No. 103-02 authorizing the City of Sunnyvale’s continued participation in the AVASA Program for a 10-year period from April 1, 2002 through March 31, 2012; and

WHEREAS, on August 9, 2011, the Sunnyvale City Council adopted Resolution No. 494-11 authorizing the City of Sunnyvale’s continued participation in the AVASA Program for a 10-year period from March 31, 2012 through April 30, 2022; and

WHEREAS, the City of Sunnyvale desires to continue participation in the AVASA program which provides an efficient and cost-effective method of removing abandoned vehicles from city streets and private property within the City and addressing public nuisances posed by abandoned, inoperable, wrecked and dismantled vehicles; and

WHEREAS, the number of vehicles abandoned on public and private property is constantly increasing, and it is increasingly difficult for the City to sufficiently fund programs to abate abandoned vehicle nuisances; and

WHEREAS, participation in the Service Authority, including the imposition of the one dollar (\$1.00) per vehicle annual registration fee, would substantially benefit the public at large and the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The Sunnyvale City Council approves the City's continued participation as a member agency, with other jurisdictions with the County of Santa Clara, in the Santa Clara County Abandoned Vehicle Abatement Service Authority. The City intends to participate for another ten-year period effective March 31, 2022 through April 30, 2032.

2. The Sunnyvale City Council approves the extension of the one dollar (\$1.00) vehicle registration fee collected by the California Department of Motor Vehicles pursuant to Sections 9250.7(g) and 22710 of the California Vehicle Code for a ten-year period effective March 31, 2022 through April 30, 2032.

3. The City Manager is authorized to execute the Agreement for Santa Clara County Abandoned Vehicle Abatement Service Authority and any other such Resolutions/Santa Clara County Abandoned Vehicle Abatement Service Authority documents or agreements as are necessary to perform the obligations and duties set forth in the Service Authority Agreement.

4. The City Manager is authorized to appoint the City's representatives to the Service Authority and/or its Board of Directors as are provided in the Agreement.

5. City staff as selected by the City Manager or designated representative is hereby directed to perform such services and undertake such actions as are authorized by the Agreement and as may be required for the formation and administration of the Service Authority.

Adopted by the City Council at a regular meeting held on _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

City Clerk
(SEAL)

Mayor

APPROVED AS TO FORM:

City Attorney