

RESOLUTION NO. 124-21

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
CALIFORNIA EXTENDING THE CONTRA COSTA COUNTY ABANDONED
VEHICLE ABATEMENT PROGRAM AND ASSOCIATED FEE**

WHEREAS, in 1991, California Vehicle Code Sections 22710 and 9250.7 established the Contra Costa County Abandoned Vehicle Abatement Service Authority (“Authority”) and imposed a fee on vehicles registered in Contra Costa County (“AVA Fee”); and

WHEREAS, AVA Fees are used exclusively in the Contra Costa County Abandoned Vehicle Abatement Program (“Program”) to abate, remove, and dispose of any abandoned, wrecked, dismantled, or inoperative vehicles or vehicle parts as public nuisances, whether on public or private property, and to combat neighborhood blight and decay; and

WHEREAS, California Vehicle Code Sections 22710 and 9250.7 allow an extension of the AVA Fee in increments of up to 10 years with a requirement that a county’s board of supervisors, by a two-thirds vote, and a majority of its cities, totaling a majority of its incorporated population, adopt resolutions approving the extension of the AVA Fee; and

WHEREAS, in 2010, California Voters adopted Proposition 26, defining “tax” in a manner resulting in the classification of the AVA Fee as a special tax subject to voter approval, and the current AVA Fee sunsets on April 30, 2022, and without an extension, Contra Costa County and its cities will be unable to recover a significant portion of the costs of abating nuisance vehicles.

NOW, THEREFORE, BE IT RESOLVED, that the Richmond City Council hereby extends the AVA Fee and the Authority’s authorization to collect it for a period of 10 years, subject to approval of the measure below by at least two-thirds of Contra Costa County voters at an election to be ordered for Tuesday, June 7, 2022; and

Measure __. Extension of the Abandoned Vehicle Abatement Program. Shall the measure extending the Contra Costa County Abandoned Vehicle Abatement Program and associated annual fee, at a rate of one dollar per vehicle registered in Contra Costa County and an additional two dollars for certain commercial vehicles registered in Contra Costa County, which is estimated to generate \$1,100,000 annually for removing and disposing of abandoned and wrecked vehicles, until April 30, 2032, be adopted?
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BE IT FURTHER RESOLVED, that the Richmond City Council hereby authorizes the Authority to take all administrative actions necessary in furtherance of ordering an election for the purpose of extending the Program and AVA Fee.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held October 19, 2021, by the following vote:

AYES: Councilmembers Jimenez, Martinez, McLaughlin, Willis, Vice Mayor Johnson III, and Mayor Butt.
NOES: None.
ABSTENTIONS: None.
ABSENT: Councilmember Bates.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

THOMAS K. BUTT
Mayor

Approved as to form:

TERESA STRICKER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 124-21**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 19, 2021.



Pamela Christian, Clerk of the City of Richmond