

RESOLUTION NO. 2014-098

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK SUPPORTING SONOMA COUNTY ABANDONED VEHICLE ABATEMENT SERVICE AUTHORITY'S EXTENSION OF THE ABANDONED VEHICLE ABATEMENT PROGRAM UNTIL APRIL 30, 2025 AND EXTENDING AN AGREEMENT WITH THE SERVICE AUTHORITY REGARDING THE SAME

WHEREAS, the Sonoma County Abandoned Vehicle Abatement Service Authority was formed in 1995; and

WHEREAS, the City has received funds from the Sonoma County Abandoned Vehicle Abatement Program pursuant to the terms of an agreement with the Service Authority authorized by City Council Resolution No. 95-16 ("Agreement"); and

WHEREAS, the City supported the extension of the Sonoma County Abandoned Vehicle Abatement Program and the extension of the Agreement pursuant to Council Resolution No. 2004-235; and

WHEREAS, the Sonoma County Abandoned Vehicle Abatement Program has contributed \$443,284 since July 1, 2005 providing for the abatement of 2180 abandon vehicles in the City of Rohnert Park; and

WHEREAS, the Sonoma County Abandoned Vehicle Abatement Program is set to expire in 2015; and

WHEREAS, legislation allows for a ten-year extension of the program with the approval of the county and majority of the cities comprising a majority of the population of the incorporated areas; and

WHEREAS, it is desirable of the City of Rohnert Park to have the program continue; and

WHEREAS, the City Council hereby finds that the extension of the abandoned vehicle abatement fee by the Sonoma County Service Authority (which imposes the fee through a DMV program) is consistent with the requirements of Proposition 26 because it is a levy for a service (vehicle registration) that does not exceed the reasonable cost, is directly conferred on the payor (in this case the vehicle owner/user), and is not provided to those not charged. In addition, the nominal fee represents a reasonable regulatory cost for registering vehicles, performing investigations, inspections and enforcement of abandoned vehicles.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rohnert Park that the recitals of this Resolution are true and correct.

BE IT FURTHER RESOLVED that the City Council does hereby support the effort by the Sonoma County Service Authority to extend the Sonoma County Abandoned Vehicle Abatement Program until April 30, 2025; and

BE IT FURTHER RESOLVED that, in the event the Sonoma County Abandoned Vehicle Abatement Program is extended, the City Council hereby agrees to extend the term of the City's Agreement with the Service Authority for the distribution of fees from the Program until April 30, 2025 and all other terms of the Agreement shall remain in force and effective. The City Manager is authorized to execute any documents relative to the extension of this Agreement through April 30, 2025.

DULY AND REGULARLY ADOPTED this 26th day of August 2014.



CITY OF ROHNERT PARK

Joseph T. Callinan
Joseph T. Callinan, Mayor

ATTEST:

JoAnne M. Buerger
JoAnne M. Buerger, City Clerk

BELFORTE: AYE MACKENZIE: AYE STAFFORD: AYE AHANOTU: AYE CALLINAN: AYE
AYES: (5) NOES: (0) ABSENT: (0) ABSTAIN: (0)