

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified copy of portion of proceedings, Meeting on Sept. 21, 2021

RESOLUTION NO. 21-94

RESOLUTION TO RENEW FEES PURSUANT TO VEHICLE CODE SECTIONS 9250.7 AND 22710

WHEREAS, sections 22710 and 9250.7 of the California Vehicle Code authorized the establishment of the Humboldt County Abandoned Vehicle Authority (“AVA”) in 1991 and the imposition of a fee on vehicles registered in Humboldt County, referred to as the AVA Fee; and

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

WHEREAS, Senate Bill 106, Chapter 175 of the Statutes of 2001, amended California Vehicle Code sections 22710 and 9250.7 to allow an extension of the registration fees in increments of up to 10 years; and

WHEREAS, Senate Bill 106 requires a county's board of supervisors, by a two-thirds vote, and the majority of cities with the majority of the incorporated population within the county to adopt resolutions approving an extension of the registration fees; and

WHEREAS, Proposition 26, adopted by the voters of California in 2010, altered the definition of a tax and legal counsel has advised that the AVA fee is now considered a special tax subject to voter approval; and

WHEREAS, the current AVA fee sunsets on April 30, 2022, and without an extension of the AVA fee, the county and cities within the county will be unable to recover a significant portion of the costs of abating nuisance vehicles; and

WHEREAS, the Department of Motor Vehicles has requested that the county submit a letter of intent and resolution formally requesting the extension; and

WHEREAS, the requisite number of cities has submitted resolutions to the Clerk of the Board of Supervisors seeking renewal of the AVA Fee and requesting the Board of Supervisors to call for an election thereon,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board of Supervisors, by at least a two-thirds vote, does hereby extend the authorization to collect the AVA Fee for a period of ten (10) years, subject to approval by the electors of the county.
2. The Board hereby orders an election and submits to the electors of Humboldt County the question of whether the AVA Fee, as authorized by Vehicle Code sections 9250.7 and 22710, shall be renewed for 10 years, as set forth more fully in the ballot proposition attached hereto as Attachment A and incorporated herein.
3. The date of the election shall be June 7, 2022, and the election shall be held solely within the boundaries of

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Humboldt County.

4. The purpose of the election shall be for the voters in Humboldt County to vote on a measure as described herein.
5. The County Registrar of Voters is hereby requested to consolidate the election with any and all other elections to be held on June 7, 2022, within Humboldt County. The Board of Supervisors requests the County Registrar of Voters to render all services specified under law, for which services the Board agrees to reimburse upon full presentation of a bill for such services.
6. Any and all members of the Board are hereby authorized to act as an author of any ballot argument prepared in connection with the election referenced herein, including a rebuttal argument.
7. The County Administrative Officer, or designee, is authorized to take all administrative actions necessary to accomplish the orders set forth in this Resolution.
8. This Resolution shall take effect on and after its adoption.

Chair of the Board of Supervisors



Virginia Bass, Chair of the Board

Adopted on motion by Supervisor Wilson, Seconded by Supervisor Madrone, and the following vote:

AYES: Bohn, Bushnell, Wilson, Bass, Madrone
NAYS:
ABSENT:
ABSTAIN:

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STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



NIKKI TURNER

Deputy Clerk of the Board of Supervisors of
the County of Humboldt, State of California

Attachment A

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| MEASURE ____ . Abandoned Vehicle Abatement Program Renewal Measure. To continue addressing community blight by removing and disposing abandoned, wrecked, or dismantled vehicles, shall the ordinance renewing the associated vehicle registration fee at the rate of \$1 per vehicle and \$2 dollars for certain commercial vehicles be adopted for ten years, generating \$160,00 annually, with all funds used in participating local communities to remove and dispose abandoned vehicles? | YES | |
| | NO | |