Office of the City Manager

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CONSENT CALENDAR
March 19, 2013

To: Honorable Mayor and Members of the City Council

From: Christine Daniel, City Manager

Submitted by: Scott Ferris, Acting Director, Parks, Recreation & Waterfront

Subject: Grant Applications: California Department of Boating and Waterways - Abandoned Watercraft Abatement Fund and Vessel Turn-In Program

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to submit grant applications to the California Department of Boating and Waterways (DBAW) for the Abandoned Watercraft Abatement Fund (AWAF) in the amount of $25,000 and the Vessel Turn-in Program (VTIP) in the amount of $20,000; to accept the grants and execute any resultant revenue agreements and amendments; and authorizing the implementation of projects and appropriation of funding for related expenses, subject to securing the grants.

FISCAL IMPACTS OF RECOMMENDATION

Using an AWAF grant from DBAW in the amount of $25,000, approximately ten abandoned watercraft will be removed from the Berkeley Marina over the next fiscal year at a total cost of $27,500, using a required 10% match from the City of $2,500 from the Marina Enterprise Fund (expenditure account code: 825-5903-450.30-38). Grant funds will be deposited into revenue account 628-5903-331.20-60.

Using a Vessel Turn-In Program (VTIP) grant from DBAW in the amount of $20,000, up to seven vessels may be removed from the Berkeley Marina over the next fiscal year at a total cost of $22,000, using a required 10% match from the City of $2,000 using the Marina Enterprise Fund (expenditure account code: 825-5903-450.30-38). Grant funds will be deposited into revenue account 628-5903-331.20-60.

If funding is awarded by May 2013, it will be appropriated as part of the FY 2014 Adopted Annual Appropriations Ordinance. If funding is awarded after that, it will be included as part of the First Amendment to the FY 2014 Annual Appropriations Ordinance.

CURRENT SITUATION AND ITS EFFECTS

Abandoned watercraft at the Berkeley Marina create several problems such as leaking fuel and oil; sinking and becoming navigation hazards; and causing aesthetic blight. In addition, they occupy berths that could otherwise be rented to customers who are able to pay berth fees. An AWAF grant of $25,000 and a VTIP grant of $20,000 from DBAW

will help prevent these problems. These grant applications are due at DBAW by April 30, 2013. Staff therefore recommends Council authorization of grant applications to DBAW for the AWAF and VTIP grant programs.

BACKGROUND

In October of 1997, Senate Bill 172, (Rainey) created the Abandoned Watercraft Abatement Fund (AWAF). It provides funds to public agencies to remove, store, and dispose of abandoned, wrecked, dismantled vessels or any other submerged objects which pose a substantial hazard to navigation, from navigable waterways, or adjacent public property or private property within landowners consent. This fund is administered by DBAW.

Since 2003, the City of Berkeley Marina has received two previous Abandoned Watercraft Abatement Fund grants: $50,000 in 2003 (Resolution No. 61,844- N.S.); and $25,000 in 2010 (Resolution No. 64,853- N.S.)

In January of 2010, the Vessel Turn-In Program (VTIP) pilot grant program was established by Assembly Bill (AB) 166 (Chapter 416, Statutes 2009). The purpose of this pilot program is to allow a vessel owner to turn in their vessel to a public local agency in lieu of abandonment. While funding for VTIP pilot program comes from the Abandoned Watercraft Abatement Fund (AWAF), participation in the current AWAF program is not required. This fund is also administered by DBAW.

RATIONALE FOR RECOMMENDATION

These grants will help the City remove abandoned watercraft and prevent watercraft from becoming abandoned at the Berkeley Marina, which will improve water quality and aesthetics, will bring in new customers and generate new revenue.

CONTACT PERSON

John Mann, Waterfront Manager

Attachments:
1: Resolution

RESOLUTION NO. -N.S.

GRANT APPLICATIONS: CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS – THE ABANDONED WATERCRAFT ABATEMENT FUND AND THE VESSEL TURN-IN PROGRAM FUND

WHEREAS, in October of 1997, Senate Bill 172, (Rainey) created the Abandoned Watercraft Abatement Fund (AWAF), administered by the California Department of Boating and Waterways (DBAW); and

WHEREAS, in January of 2010, the Vessel Turn-In Program (VTIP) pilot grant program was established by Assembly Bill (AB) 166 (Chapter 416, Statutes 2009), administered by DBAW; and

WHEREAS, since 2003, the City of Berkeley Marina has received two previous Abandoned Watercraft Abatement Fund grants: $50,000 in 2003 (Resolution No. 61,844-N.S.); and $25,000 in 2010 (Resolution No. 64,853-N.S.); and

WHEREAS, using an AWAF grant from DBAW in the amount of $25,000, approximately ten abandoned watercraft will be removed from the Berkeley Marina over the next fiscal year at a total cost of $27,500, using a required 10% match from the City of $2,500 from the Marina Enterprise Fund (expenditure account code: 825-5903-450.30-38). Grant funds will be deposited into revenue account (budget code: 628-5903-331.20-60); and

WHEREAS, using a Vessel Turn-In Program (VTIP) grant from DBAW in the amount of $20,000, up to seven vessels may be removed from the Berkeley Marina over the next fiscal year at a total cost of $22,000, using a required 10% match from the City of $2,000 using the Marina Enterprise Fund (expenditure account code: 825-5903-450.30-38). Grant funds will be deposited into revenue account (budget code: 628-5903-331. 20-60); and

WHEREAS, grant applications are due at DBAW by April 30, 2013; and

WHEREAS, if funding is awarded by May 2013, it will be appropriated as part of the FY 2014 Adopted AAO. If funding is awarded after that, it will be part of FY 2014 AAO #1.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to submit grant applications to the California Department of Boating and Waterways (DBAW) for the Abandoned Watercraft Abatement Fund (AWAF) and the Vessel Turn-in Program (VTIP) in the amounts of $25,000 and $20,000 respectively to be deposited into account 628-5903-331.20-60; to accept the grants and execute any resultant revenue agreements and amendments; and that the implementation of projects and appropriation of funding for related expenses, subject to securing the grants, is authorized.