



AGENDA REPORT
SAN CLEMENTE CITY COUNCIL MEETING
Meeting Date: December 4, 2012

Agenda Item GH
Approvals:
City Manager
Dept. Head
Attorney AT
Finance

Department: Finance & Administrative Services
Prepared By: Thomas Rendina, Business Services Officer

Subject: ADOPT A \$1.00 STATE-MANDATED DISABILITY ACCESS AND EDUCATION FEE FOR BUSINESS LICENSES.

Summary: On September 19th, the Governor signed into law, SB 1186, a bill which goes into effect on January 1, 2013, which imposes a \$1.00 state fee on any applicant for a local business license or renewal. The law expires on December 31, 2018. The State will create a Disability Access and Education Revolving Fund for the purpose of increasing disability access and compliance with construction-related accessibility requirements through the following means:

- Increasing the number of certified access specialists
Establishing and maintaining oversight of the certified access specialist program
Increasing outreach efforts and develop educational resources

The City is required to collect the fee, retain 70% of the fee to fund increased certified access specialist (CASp) services within the City and to facilitate compliance with construction-related accessibility requirements. The City currently has one certified specialist in its Building division. Per the State mandate, the highest priority shall be given to the training and retention of certified access specialists within the City to meet the needs of the public. The remaining 30% of the fee shall be transmitted on a quarterly basis to the Division of the State Architecture for deposit into the Disability Access and Education Revolving Fund.

Recommended Action: STAFF RECOMMENDS THAT the City Council adopt Resolution No___, A RESOLUTION OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DIRECTING THE COLLECTION OF THE STATE MANDATED DISABILITY ACCESS AND EDUCATION FEE FOR BUSINESS LICENSE APPLICATIONS.

Fiscal Impact: General Fund revenue will increase approximately \$3,600. Expenditures to support the Certified Access Specialist (CASp) services within the City are unknown at this time.

Attachments: Resolution No___

Notification:

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE, CALIFORNIA, DIRECTING THE COLLECTION OF THE STATE MANDATED DISABILITY ACCESS AND EDUCATION FEE FOR BUSINESS LICENSE APPLICATIONS

WHEREAS, the California Legislature recently passed SB 1186, which was signed into law by Governor Brown on September 19, 2012; and

WHEREAS, SB 1186 requires cities and counties to collect a one dollar (\$1.00) fee for any application or renewal of a business license, for purposes of increasing disability access and education; and

WHEREAS, the collection of the fee is mandated by the State.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN CLEMENTE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Pursuant to the provisions of Section 05.04.030, Subsection B.1 of Chapter 05.04 of the Municipal Code of the City of San Clemente, the following fee, as mandated by SB 1186, is hereby incorporated into the business license application fee schedule:

Disability Access and Education Fee (SB 1186) \$1

SECTION 2. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

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PASSED AND ADOPTED this _____ day of _____, _____.

ATTEST:

City Clerk of the City of
San Clemente, California

Mayor of the City of
San Clemente, California

STATE OF CALIFORNIA)
COUNTY OF ORANGE) §
CITY OF SAN CLEMENTE)

I, JOANNE BAADE, City Clerk of the City of San Clemente, California, do hereby certify that Resolution No. _____ was adopted at a regular meeting of the City Council of the City of San Clemente held on the _____ day of _____, _____, by the following vote:

AYES:

NOES:

ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Clemente, California, this _____ day of _____, _____.

CITY CLERK of the City of
San Clemente, California

Approved as to form:

City Attorney

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