

RESOLUTION NO. 2508

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
AMENDING RESOLUTION NO. 2116 CALLING FOR THE
UPDATE OF SERVICE AUTHORITY FOR THE
ABATEMENT OF ABANDONED VEHICLES**

WHEREAS, on September 23, 1991, the City Council of the City of Soledad approved Resolution No. 2116, "Approving the Formation and Participation of the City of Soledad in the Monterey County Vehicle Abatement Service Authority"; and

WHEREAS, since the date of the approval of said Resolution, a formula has been developed for the distribution of funds received by the Monterey County Abandoned Vehicle Abatement Service Authority (MCAVASA); and

WHEREAS, the Agreement for Monterey County Abandoned Vehicle Abatement Service Authority, was amended on February 8, 1993 by Resolution No. 2224, "Amending Resolution No. 2116 Calling for the Establishment of a Service Authority for the Abatement of Abandoned Vehicles," to incorporate the distribution formula.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1: That the City Council of the City of Soledad does hereby approve the second amended Agreement of the Monterey County Abandoned Vehicle Abatement Service Authority, in the form of the document hereunto attached, marked "Attachment A", and by reference made a part hereof.

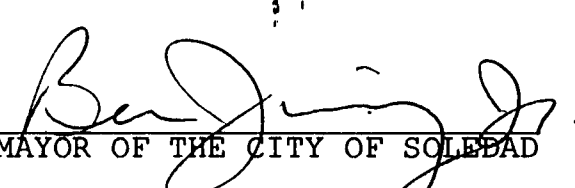
Section 2: That the Mayor is hereby authorized and directed, for and in behalf of said City, to sign the Agreement.

PASSED AND ADOPTED by the City Council of the City of Soledad at a regular meeting duly held on the 1st day of May 1996, by the following vote:


AYES, and in favor thereof, Councilmembers: John Holguin, Fred Ledesma, Richard Ortiz, Mayor Pro Tem Fabian Barrera, Mayor Ben Jimenez, Jr.

NOES, Councilmembers: None

ABSENT, Councilmembers: None


MAYOR OF THE CITY OF SOLEDAD

ATTEST:


CITY CLERK OF THE CITY OF SOLEDAD

**AMENDMENT NO. 2 TO AGREEMENT FOR MONTEREY COUNTY ABANDONED
VEHICLE ABATEMENT SERVICE AUTHORITY**

THIS SECOND AMENDMENT to Agreement for Monterey County Abandoned Vehicle Abatement Service Authority is made effective January 1, 1996, by and between the County of Monterey and participating cities within the County, with reference to the following facts and circumstances:

A. Under existing law, a service authority that receives funds collected from the additional one dollar (\$1) motor vehicle registration fee to fund specified vehicle abatement programs, is required to conform its abandoned vehicle abatement program with the Department of Motor Vehicles' guidelines.

B. Assembly Bill 135 requires, among other things, that the guidelines include provisions requiring each service authority to provide the Department of Motor Vehicles with a quarterly report regarding the disbursement of funds received by the service authority and the number of vehicles abated pursuant to the program, and prohibit the Controller from making an allocation of funds to a service authority that fails to provide a quarterly report.

C. In view of the passage of Assembly Bill 135, it has become necessary to update the formula used for distribution of the one dollar (\$1) registration fee to each member of the service authority to bring the distribution formula into compliance with the requirements of Assembly Bill 135.

NOW, THEREFORE, paragraph 8 of the first amendment to Agreement for Monterey County Abandoned Vehicle Abatement Service Authority, is amended as follows:

8. FUNDS. The funds received by the Authority from the one dollar (\$1) registration fee shall be used in accordance with Vehicle Code Section 22710(c)(2), and shall be distributed to the cities and the County for their use in accordance with Vehicle Code Section 22710(c)(2). In keeping with recently adopted Assembly Bill No. 135, chapter 819, amending Vehicle Code Section 22710(d) adding part (5), funds received by the Authority will be distributed, after payment of any other obligations (to include the Authority's administrative operating costs), to its members on a quarterly basis using the following formula:

Total number of vehicles removed by combined member agencies (towed & without towing) = X

Total number of vehicles removed by individual member agency (towed & without towing) = Y

Y divided by X = Z or percentage of total vehicles removed by Authority

Allotment multiplied by Agency percentage = Agency share

Attachment "A"

AMENDMENT NO. 2 TO AGREEMENT
FOR MONTEREY COUNTY ABANDONED
VEHICLE ABATEMENT SERVICE AUTHORITY
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The following is an example of fund distribution for a quarter using the allotment received for July - September 1995 (\$71,415.78) and using figures turned into the Authority for July - September 1995:

<u>Agency</u>	<u>Tot.# veh's removed</u>	<u>% of tot. veh's</u>	<u>Share</u>
Carmel	48	2.0	\$1,428.32
Del Rey Oaks	0	0	0.00
Gonzales	35	1.5	\$1,071.24
Greenfield	11	.5	\$357.08
King City	92	3.9	\$2,785.22
Marina	162	6.9	\$4,927.69
Monterey	105	4.4	\$3,142.29
Pacific Grove	105	4.4	\$3,142.29
Salinas	1,205	51.0	\$36,422.04
Sand City	21	.9	\$642.74
Seaside	405	17.1	\$12,212.10
Soledad	29	1.2	\$856.99
County of Monterey	145	6.2	\$4,427.78
Totals	2,363	100.0	\$71,415.78

The following members concur in this fund distribution formula and the amendment:

County of Monterey

City of Monterey

City of Carmel

City of Pacific Grove

City of Del Rey Oaks

City of Salinas

City of Gonzales

City of Sand City

City of Greenfield

City of Seaside

City of King City

City of Soledad

City of Marina

APPROVED AS TO FORM
[Signature]
DEPUTY COUNTY COUNSEL
COUNTY OF MONTEREY