

**TRINIDAD CITY HALL**

P.O. Box 390  
409 Trinity Street  
Trinidad, CA 95570  
(707) 677-0223

**Kathy Bhardwaj, Mayor**  
**Gabriel Adams, City Clerk**



**RESOLUTION NO. 2012-02**

**A RESOLUTION OF THE TRINIDAD CITY COUNCIL REQUESTING THAT THE HUMBOLDT COUNTY BOARD OF SUPERVISORS CALLS FOR AN ELECTION ON THE QUESTION OF RENEWING THE COUNTYWIDE ABANDONED VEHICLE ABATEMENT FEE TO BE SCHEDULED IN CONJUNCTION WITH THE JUNE 05, 2012 PRIMARY ELECTION**

**WHEREAS**, the Abandoned Vehicle Abatement Program is a State of California program whereby comities and incorporated communities can receive funding to help defray the costs of removing abandoned vehicles within their jurisdiction; and

**WHEREAS**, the County of Humboldt established an Abandoned Vehicle Abatement Authority in 1992 in accordance with the California Vehicle Code, and the City of Trinidad is a member of that authority; and

**WHEREAS**, in 1992, Humboldt County imposed a fee of \$1.00 per vehicle registration for the abatement of abandoned vehicles in accordance with Section 22710 of the California Vehicle Code; and

**WHEREAS**, the passage of Proposition 26 in 2010 altered the definitions of "fee" and "tax" under the California Constitution, and legal counsel has advised that the abandoned vehicle abatement fee is now considered a tax; and

**WHEREAS**, under Proposition 26, the abandoned vehicle abatement fee may only be extended by voter approval; and

**WHEREAS**, the Humboldt County Board of Supervisors is requesting that a majority of the cities containing a majority of the incorporated population adopt resolutions calling for an election on the question of renewing the countywide Abandoned Vehicle Abatement Fee; and

**WHEREAS**, the abatement fee will sunset on April 30, 2012 and can only be reinstated with voter approval

**NOW, THEREFORE IT BE RESOLVED** by the Trinidad City Council as follows:

1. That the City of Trinidad desires to continue participation in the Humboldt County Abandoned Vehicle Abatement Program in accordance with the California Vehicle Code.
2. That the City Clerk is directed to transmit a certified copy of this Resolution to the Clerk of the Board no later than February 17, 2012.
3. That this Resolution shall take effect immediately upon its adoption by the City Council of the City of Trinidad.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Trinidad on this 08<sup>th</sup> day of February, 2012 by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**Attest:**

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**Gabriel Adams**  
Trinidad City Clerk

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**Kathy Bhardwaj**  
Mayor

