

# DRAFT

## ORDINANCE NO. 2024-01

### TRANSPORTATION AGENCY FOR MONTEREY COUNTY AMENDING ORDINANCE 2016-01 FOR THE TRANSPORTATION SAFETY AND INVESTMENT PLAN AND RETAIL TRANSACTIONS AND USE TAX

#### Agency Counsel Summary

This ordinance amends Section 11 Paragraph B of Ordinance 2016-01, the Transportation Safety and Investment Plan and Retail Transactions and Use Tax Ordinance, to revise the Maintenance of Effort calculation for Sand City. It will not affect the period of the existing tax, nor increase its rate, nor impose a new tax.

The Board of Directors of the Transportation Agency for Monterey County ordains as follows:

The following language shall replace Section 11 Paragraph B of Ordinance 2016-01, as amended by Ordinance 2019-01, in full:

**Section 11. LOCAL ROAD MAINTENANCE, POTHOLE REPAIRS AND SAFETY FUNDS.**

B. Maintenance of Effort Requirements. Each local jurisdiction shall expend each fiscal year from its general fund for street and highway purposes an amount not less than the annual average of its expenditures from its general fund during the 2009-10, 2010-11, and 2011-12 fiscal years, as reported to the Controller pursuant to Streets and Highways Code section 2151, but not less than what was expended in fiscal year 2016-17 when Measure X passed, with the exception of Sand City who shall expend not less than the annual average of its expenditures from its general funds with exemptions for one-time capital expenses during the 2019-20, 2020-21, 2021-22, and 2022-23 fiscal years beginning in fiscal year 2024-25 (the baseline amount). This baseline amount will be indexed annually to the Engineering News Record construction index.

**PASSED AND ADOPTED** by the Transportation Agency for Monterey County, State of California this XX<sup>rd</sup> day of XXXXX 2024, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

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**CHRIS LOPEZ, CHAIR**  
**TRANSPORTATION AGENCY FOR MONTEREY COUNTY**

**ATTEST:**

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**TODD A. MUCK, EXECUTIVE DIRECTOR**  
**TRANSPORTATION AGENCY FOR MONTEREY COUNTY**